



# Kenai Peninsula Borough

144 North Binkley Street  
Soldotna, AK 99669

## Meeting Agenda

### Assembly

*Dale Bagley, President*  
*Sue McClure, Vice President*  
*Kelly Cooper*  
*Blaine Gilman*  
*Mako Haggerty*  
*Brent Johnson*  
*Wayne Ogle*  
*Stan Welles*  
*Kelly Wolf*

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Tuesday, June 16, 2015

6:00 PM

Assembly Chambers

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#### A. CALL TO ORDER

#### PLEDGE OF ALLEGIANCE

#### INVOCATION

#### ROLL CALL

#### COMMITTEE REPORTS

#### APPROVAL OF AGENDA AND CONSENT AGENDA

*(All items listed with an asterisk (\*) are considered to be routine and non-controversial by the Assembly and approved by one motion. There will be no separate discussion of these items unless an Assembly Member so request which case the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.)*

#### G. APPROVAL OF MINUTES

[KPB-0368](#) June 2, 2015 Regular Assembly Meeting Minutes

Attachments: [060215 Regular Assembly Meeting Minutes](#)

#### COMMENDING RESOLUTIONS AND PROCLAMATIONS

#### PRESENTATIONS WITH PRIOR NOTICE

[TMP-0139](#) South Peninsula Hospital Quarterly Report (10 minutes)

Attachments: [South Peninsula Hospital Quarterly Report](#)

**PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA****MAYOR'S REPORT**

1. Assembly Requests/Responses - None.

2. Agreements and Contracts

- a. [KPB-0363](#) Authorizing Award of Contract for Road Service Area Capita Improvement Project: Oehler Road, Airport Heights Street and Domin Avenue #C3OEH to CIC Inc., Soldotna AK

*Attachments:* [Authorizing Award of Contract - CIC, Inc.](#)

- b. [KPB-0364](#) Authorizing Award of Contract for Road Service Area Capita Improvement Project: Hock Lane, Log Avenue and Missing Link Road #W2HOO to Foster Construction, Inc., Soldotna, AK

*Attachments:* [Authorizing Award of Contract - Foster Construction, Inc.](#)

- c. [KPB-0362](#) Authorization to Award Contract for Hope School Water Line Modification Project to Property Improvement, Fritz Creek, AK

*Attachments:* [Authorization to Award Contract - Property Improvement](#)

- d. [KPB-0367](#) Request for Waiver of Formal Bidding Procedures for the Purchase of a Used Dump Truck from McKenna Brothers Paving, Anchorage, AK

*Attachments:* [Request for Waiver of Formal Bidding Procedures](#)

- e. [KPB-0361](#) Authorization to Award Contract for North Peninsula Recreation Center Building Repairs and Demolition to Blazy Construction, Soldotna, AK

*Attachments:* [Authorization to Award Contract - Blazy Construction](#)

3. Other

- a. [KPB-0366](#) Investment Portfolio Report

*Attachments:* [Investment Portfolio Report](#)

- b. [KPB-0365](#) Certification of the 2015 Main Roll Assessment

*Attachments:* [Certification of the 2015 Main Roll Assessment](#)

- c. [KPB-0369](#) LAYDOWN Mayor's Office LNG Report

*Attachments:* [Mayor's Office LNG Report](#)

- d. [KPB-0370](#) LAYDOWN Widgeon Woods Subdivision Review  
*Attachments:* [Widgeon Woods Subdivision Review](#)
- e. [KPB-0371](#) LAYDOWN Senator Lisa Murkowski News Release - Murkowski's Interior Work Boosts Alaska Wildfire Prevention, Suppression  
*Attachments:* [Senator Lisa Murkowski News Release 06/16/15](#)

## ITEMS NOT COMPLETED FROM PRIOR AGENDA

### PUBLIC HEARINGS ON ORDINANCES

Ordinances referred to Finance Committee

- [2014-19-59](#) An Ordinance Appropriating \$3,200,000 in Revenue Bonds for the Specialty Clinic Building at Central Peninsula Hospital (Mayor)  
*Attachments:* [O2014-19-59](#)  
[Memo](#)  
[Public Comment](#)

- [2014-19-60](#) An Ordinance Appropriating Supplemental Funding to the Borough's Health Insurance Fund to Cover Estimated Cost to be Incurred to the Borough's Health Care Plan For FY2015 (Mayor)  
*Attachments:* [O2014-19-60](#)  
[Memo](#)  
[Public Comment](#)  
[Additional Public Comment](#)

Ordinances referred to Policies and Procedures Committee

- [2015-11](#) An Ordinance Establishing the Nikiski Law Enforcement Service Area (Ogle, Wolf)  
*Attachments:* [O2015-11](#)  
[Memo](#)  
[Letter of Support for Law Enforcement Service Area Ordinance](#)  
[Nikiski LESA Public Hearing Audio](#)  
[Nikiski LESA Public Hearing Summary](#)  
[Mayors Report](#)

[2015-12](#) An Ordinance Amending KPB Chapter 5.35, Regarding Utility Special Assessment Districts (Bagley, Cooper, Mayor)

Attachments:

[O2015-12](#)

[Amendment Memo](#)

[Memo](#)

[5.35 USAD Sectional Analysis](#)

[5.35 Comparison Chart Assembly Review](#)

[Public Comments](#)

[Additional Public Comment](#)

[2015-13](#) An Ordinance Amending KPB Chapter 14.31, Regarding Road Improvement Assessment Districts (Bagley, Cooper, Mayor)

Attachments:

[O2015-13](#)

[Amendment Memo](#)

[Service Area Board Recommendations](#)

[Memo](#)

[14.31 RIAD Sectional Analysis](#)

[14.31 Comparison Chart Assembly Review](#)

[2015-14](#) An Ordinance Amending KPB Chapter 21.18 to Repeal the Kena River, Major Waters, West, South, and North Districts and Add the Kenai River Watershed District and Kasilof River Watershed District (Bagley, Ogle, Wolf)

[Clerk's Note: Public Comments will be taken ONLY from members of the public who have not previously addressed the assembly on the above referenced ordinance.]

Attachments:

[O2015-14](#)

[Memo](#)

[21.18 Watersheds Maps](#)

[21.18 Appendix 5-7-15](#)

[River Center Memo](#)

[Public Comment](#)

[Notices and Certificate of Publication and Posting](#)

[Additional Public Comments](#)

[Additional Public Comments \(2\)](#)

[1989 Anchor\\_River Fritz Creek Critical Habitat Area Management Plan](#)

[50 Feet for Fish\\_Signatures](#)

[Homer Resoution15-042](#)

[Additional Public Comments \(3\)](#)

[Planning Commission Recommendations](#)

[Additional Public Comments \(4\)](#)

[Postponement Memo](#)

[Amendment Memo](#)

[Wolf Email with AK Department of Fish and Game Commissioner](#)

[2015-15](#) An Ordinance Amending KPB 4.10.110 to Provide for the Inclusion of Statements Advocating Voter Approval or Rejection of Ballot Propositions in the Informational Brochure Distributed by the Borough Clerk Prior to Each Election (Bagley, Wolf)

[Clerk's Note: A teleconference site will be established at the Borough Office in Homer to receive public testimony on the above ordinance during the Assembly meeting.]

Attachments:

[O2015-15](#)

[Johnson Amendment Memo](#)

[Memo](#)

[Public Comments](#)

## UNFINISHED BUSINESS

### O. NEW BUSINESS

#### 1. Resolutions

Resolutions referred to Finance Committee

[2015-033](#) A Resolution Approving the First Amendment To Loan Agreement Between the Kenai Peninsula Borough and the City of Homer Regarding Financing a Utility Special Assessment District (Mayor)

Attachments:

[R2015-033](#)

[Memo](#)

[First Amendment to Loan Agreement](#)

[City of Homer Approval of Amendment to Loan Agreement](#)

Resolutions referred to Lands Committee

[2015-034](#) A Resolution Classifying 40.00 Acres of Borough Land Located in the Anchor Point Area as Government and Recreational (Mayor) TABLED

Attachments:

[R2015-034](#)

[Memo](#)

[Unapproved Planning Commission Meeting Minutes](#)

[Petition for Classification and backup information](#)

[Public Comment](#)

[Summary Evaluation Report](#)

## 2. Ordinances

### Ordinances for Introduction and referred to the Finance Committee

[2014-19-61](#) An Ordinance Appropriating \$130,863.78 to the Special Assessment Fund for the Birch Park Utility Special Assessment District (Mayor)

*Attachments:* [O2014-19-61](#)  
[Memo](#)

[2015-19-01](#) An Ordinance Accepting and Appropriating Grant Funds Totaling \$28,071.10 from the Alaska Department of Natural Resources for the Volunteer Fire Assistance Program on Behalf of Anchor Point Fire & Emergency Medical Service Area, Kachemak Emergency Service Area and Nikiski Fire Service Area (Mayor)

*Attachments:* [O2015-19-01](#)  
[Memo](#)  
[2015 Volunteer Fire Assistance Award Letter](#)

[2015-19-02](#) An Ordinance Appropriating \$100,000 for Contract Services Associated with the Susan B. English School Shop Educational Program Continuing Operations (Mayor)

*Attachments:* [O2015-19-02](#)  
[Memo](#)

### Ordinances for Introduction and referred to the Lands Committee

[2015-17](#) An Ordinance Authorizing Retention or Sale of Certain Real Property Obtained by the Kenai Peninsula Borough Through Tax Foreclosure Proceedings (Mayor) (Hearing on 07/28/15)

*Attachments:* [O2015-17](#)  
[Memo](#)  
[Exhibit A](#)  
[Exhibit B](#)  
[Parcel Map](#)  
[Links to Parcel Maps](#)

### Ordinances for Introduction and referred to the Policies and Procedures Committee

[2015-16](#) An Ordinance Expanding the Boundaries of the Anchor Point Fire and Emergency Medical Service Area to Include a Portion of Cook Inlet (Johnson, Mayor) (Hearing on 07/28/15)

Attachments: [O2015-16](#)  
[Memo](#)  
[Proposed Boundary Map](#)

[2015-18](#) An Ordinance Amending the South Kenai Peninsula Hospital Service Area Boundaries to Include Certain Geographical Areas in and Around Seldovia in the Service Area (Johnson) (Hearing on 07/28/15)

Attachments: [O2015-18](#)  
[Memo](#)  
[Proposed Boundary Map](#)  
[Approved Public Hearing Dates in Expanded Area](#)

[2015-20](#) An Ordinance Amending the Common Boundary Between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area, KPB 16.08.010 and 16.24.010 (Johnson) (Hearing on 07/28/15)

Attachments: [O2015-20](#)  
[Memo](#)  
[Proposed Boundary Maps](#)  
[Approved Public Hearing Dates in Expanded Area](#)

### 3. Other

Other items referred to Finance Committee

[KPB-0358](#) Authorizing an Application for a New Liquor License and Restaurant Designation Permit Filed by The Restaurant at Porterhouse Grill, LLC dba The Restaurant at Porterhouse Grill

Attachments: [Memo](#)  
[New Liquor License and Restaurant Designation Application](#)

Other items referred to Policies and Procedures Committee

[KPB-0349](#) Confirming the Appointment of an Administrative Officer (Mayor)

Attachments: [Memo](#)  
[Mayor's Designation of an Administrative Officer](#)



[KPB-0360](#) Requesting the Assembly set the dates for Public Hearings Regarding the Expansion of Existing Service Areas for dates no sooner than July 2nd and no later than July 27th (Bagley at the request of the Borough Clerk)

Attachments: [Expansion of Existing Service Areas Public Hearings - Approved](#)

## **PUBLIC COMMENTS AND PUBLIC PRESENTATIONS**

### **ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

1. June 15, 2015 Marijuana Task Force Meeting 7:00 PM Borough Administration Building, Conference Room C
2. July 7, 2015 Regular Assembly Meeting 6:00 PM Soldotna

### **ASSEMBLY COMMENTS**

### **S. PENDING LEGISLATION**

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

1. [2014-32](#) An Ordinance Authorizing an Exchange with Paula and Timothy Keohane of a 4.3 Acre Drainage Easement at Karluk Avenue for a 1.84 Acre Parcel of Borough Land at Mile 12.1 K-Beach Road Which Shall be Subject to the Reservation of a 0.9 Acre Drainage Outlet Easement (Mayor) TABLED

Attachments:

[O2014-32](#)

[Request to Remove from Table and Set for Public Hearing](#)

[Memo](#)

[Planning Commission Recommendations](#)

[Drainage Easement](#)

[Draft Quitclaim Deed](#)

[Exchange Proposal Response Letter](#)

[Exhibit A](#)

[Maps](#)

[Keohane Exchange Postponement Assembly Memo](#)

[Public Comment](#)

[Welles Comment](#)

[Additional Public Comment](#)

[Amendment Memo](#)

[Request for Postponement](#)

2. [2015-09](#) An Ordinance Amending KPB 5.18.430, Computation-Maximum Tax by Increasing the Maximum Amount of a Sale Subject to the Borough Sales Tax to \$1,000 with a Triennial Adjustment for Inflation, Subject to Voter Approval (Cooper)

Attachments:

[O2015-09](#)

[Memo](#)

[Public Comments](#)

[Additional Public Comment](#)

[Amendment Memo](#)

## INFORMATIONAL MATERIALS AND REPORTS

## NOTICE OF NEXT MEETING AND ADJOURNMENT

*The next meeting of the Kenai Peninsula Borough Assembly will be held on July 7, 2015, 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), K201 88.1 (East Peninsula).*

*Copies of agenda items are available at the Borough Clerk's Office 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 1-800-478-4442 2160. Visit our website at [www.borough.kenai.ak.us](http://www.borough.kenai.ak.us) for copies of the agenda, meeting summaries, ordinance resolutions.*