



# Kenai Peninsula Borough

144 North Binkley Street  
Soldotna, AK 99669

## Meeting Minutes - Final

### Assembly

*Brent Hibbert, President*

*Brent Johnson, Vice President*

*Jesse Bjorkman*

*Kenn Carpenter*

*Lane Chesley*

*Tyson Cox*

*Richard Derkevorkian*

*Willy Dunne*

*Bill Elam*

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Tuesday, September 7, 2021

6:00 PM

Betty J. Glick Assembly Chambers

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**Zoom ID: 938 6524 5999 Passcode: 886199**

### CALL TO ORDER

### PLEDGE OF ALLEGIANCE

### INVOCATION

[Clerk's Note: The invocation was given by Willy Dunne.]

### ROLL CALL

**Present:** 8 - Jesse Bjorkman, Tyson Cox, Willy Dunne, Brent Hibbert, Brent Johnson, Richard Derkevorkian, Bill Elam, and Lane Chesley

**Absent:** 1 - Kenn Carpenter

Also present were:

Charlie Pierce, Borough Mayor

Aaron Rhoades, Chief of Staff

Brandi Harbaugh, Borough Finance Director

Patty Burley, Acting Borough Attorney

Johni Blankenship, Borough Clerk

Michele Turner, Deputy Borough Clerk

### COMMITTEE REPORTS

Assembly Member Cox stated the Finance Committee met and discussed its agenda items.

Assembly Member Derkevorkian stated the Lands Committee met and discussed its agenda items.

Assembly Member Bjorkman stated the Policies and Procedures Committee met and discussed its agenda items.

Vice President Johnson stated the Legislative Committee met and discussed its agenda items.

President Hibbert stated the Committee of the Whole met and had a COVID-19 work session with a panel of medical experts.

## **APPROVAL OF AGENDA AND CONSENT AGENDA**

- [KPB-3484](#) August 17, 2021 Regular Assembly Meeting Minutes approved.
- [2021-19-10](#) An Ordinance Accepting and Appropriating an Additional \$18,000 from the State of Alaska Department of Military and Veterans Affairs, Division of Homeland Security and Emergency Management for Incident Management Training (Mayor)  
**This Budget Ordinance was enacted.**
- [2021-33](#) An Ordinance Authorizing the Assessor to Accept One Late Filed Farm Use Deferment Application for 2021 and Providing an Exception to KPB 5.12.040(B) (Mayor)  
**This Ordinance was enacted.**
- [2021-28](#) An Ordinance Authorizing a Lease to Robert Gibson, dba Alaska Land and Cattle Company of Approximately 280 Acres of Borough Land in the Basargin Road Area for Agricultural Use (Mayor)  
**This Ordinance was enacted.**
- [2021-065](#) A Resolution Accepting \$1,548.02 from the State of Alaska Department of Military and Veterans Affairs, Division of Homeland Security and Emergency Management for Emergency Management Operations during Fiscal Year 2020/2021 (Mayor)  
**This Resolution was adopted.**
- [2021-066](#) A Resolution Approving an Agreement for Transfer of Delinquent Fines and Other Debts for Collection in Minor Offense Cases Between the Alaska Court System and the Kenai Peninsula Borough (Mayor)  
**This Resolution was adopted.**
- [2021-069](#) A Resolution Accepting \$160,000 from the State of Alaska Department

of Military and Veterans Affairs, Division of Homeland Security and Emergency Management for Emergency Management Operations during Fiscal Year 2020/2021 (Mayor)

**This Resolution was adopted.**

[2021-071](#) Authorizing the Mayor to Execute an Agreement with the City of Soldotna for Services Provided by the Borough through the Soldotna Public Safety Communications Center (Mayor)

**This Resolution was adopted.**

[2021-068](#) A Resolution Acknowledging the Southern Kenai Peninsula Opioid Task Force and Encouraging Kenai Peninsula Borough Residents to Participate in National Recovery Month (Dunne)

[Clerk's Note: After approval of the agenda and consent agenda, Assembly Member Dunne read Resolution 2021-068 and presented it to Stephanie Stillwell, Alaska Wellness Coalition.]

**This Resolution was adopted.**

[2021-19-11](#) An Ordinance Appropriating Funds to Purchase Capital Computer Equipment for the 911 Soldotna Public Safety Communications Center (Mayor)

**This Budget Ordinance was introduced and set for public hearing.**

[2021-34](#) An Ordinance Authorizing the Assessor to Accept One Late -Filed Senior Citizen Exemption Application for 2021 Filed after March 21 and Providing an Exception to KPB 5.12.040(B) (Mayor)

**This Ordinance was introduced and set for public hearing.**

[2021-35](#) An Ordinance Amending KPB 10.08 to Prohibit Smoking in all Kenai Peninsula Borough Buildings and Vehicles, and Amending KPB 1.24.090 the Minor Offense Penalty Schedule (Johnson)

**This Ordinance was introduced and set for public hearing.**

[KPB-3462](#) Approving a Letter of Non-Objection to the Issuance of the New Brewery License as Requested by Naptown Brewing, License No. 5981 with the Condition that the North Driveway of the Premise, be Obstructed for Pedestrian Access

**approved.**

[KPB-3466](#) Confirming the Appointment to the Kenai Peninsula Kachemak Bay

Advisory Planning Commission (Mayor)

Owen Meyer, Seat C, Term Expires September 30, 2021  
Courtney Cox Brod, Seat D, Term Expires September 30, 2021  
approved.

[KPB-3467](#) Confirming the Appointment to the Kenai Peninsula Anchor Point  
Advisory Planning Commission (Mayor)

Mary Trimble, Seat C, Term Expires September 30, 2023

[Clerk's Note: Amended to reflect correct term expiration date.]  
approved.

Approval of the Agenda and Consent Agenda

President Hibbert called for public comment.

**Robert Gibson**, Homer spoke in support of Ordinance 2021-28.

**Shandra Caffroyd**, Homer spoke in opposition to the Anchor Point Advisory  
Planning Commission Appointment.

There being no one else who wished to speak the public comment period was closed.

**The motion to approve the agenda and consent agenda carried by the following vote:**

**Yes:** 8 - Bjorkman, Cox, Dunne, Hibbert, Johnson, Derkevorkian, Elam, and Chesley

**Absent:** 1 - Carpenter

**COMMENDING RESOLUTIONS AND PROCLAMATIONS**

**PRESENTATIONS WITH PRIOR NOTICE**

1. [KPB-3486](#) Alaska Christian College Update, Keith Hamilton (10 Minutes)

[Clerk's Note: Keith Hamilton gave a presentation to the assembly.]

2. [KPB-3487](#) Kenai Peninsula Economic Development District Quarterly Report,  
Tim Dillon, Executive Director (10 Minutes)

[Clerk's Note: Tim Dillon gave a presentation to the assembly.]

**PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA**

President Hibbert called for public comment.

**Ray Southwell**, Nikiski spoke in support of alternative COVID-19 treatments.

**April Orth**, Kenai spoke in support of alternative COVID-19 treatments.

**Joan Orr**, spoke in support of moving the Mayor's Report on the agenda.

**Steve Carlson**, spoke in support of alternative COVID-19 treatments.

**Christine Hutchinson**, K-Beach reminded Assembly Members of the State of Alaska Constitution and their oaths of office.

**Taylor Jackson**, Soldotna spoke on vaccination segregation.

**Christen Gessler**, Kenai spoke on her medical clinic in Kenai that supports patients choosing their care.

There being no one else who wished to speak the public comment period was closed.

**ITEMS NOT COMPLETED FROM PRIOR AGENDA****UNFINISHED BUSINESS****NEW BUSINESS**

## 1. Resolutions

[2021-070](#)

A Resolution Amending the Spending Plan for the COVID-19 Community Funding Program to Purchase Personal Protection Equipment, Supplement Funding to Central Peninsula Hospital and South Peninsula Hospital for Prevention and Treatment of COVID-19, and Harden North Peninsula and Seldovia Recreation Facilities to Ensure Future Use in Case of an Emergency (Mayor)

**Assembly Member Cox moved to adopt Resolution 2021-070.**

President Hibbert called for public comment.

The following people spoke in opposition to Resolution 2021-070:

**Justin Ruffridge**, Soldotna

**Shandra Caffroyd**, Homer

**April Orth**, Kenai

**Deborah Brown**, Homer

**Matthew Puckett**, Homer

The following people spoke in support of Resolution 2021-070:

**Chris Bodine**, Soldotna

**Tim Dillon**, Kenai

**Steve Carlson**, Kenai

**Mariah Thomas Wolf**, Kenai spoke in favor of funding alternative medicine.

There being no one else who wished to speak the public comment period was closed.

**Cox moved to postpone Resolution 2021-070 to 09/21/21.**

Assembly Member Derkevorkian spoke in opposition to postponing Resolution 2021-070.

**The motion to postpone Resolution 2021-070 failed by the following vote:**

**Yes:** 2 - Cox, and Dunne

**No:** 6 - Bjorkman, Hibbert, Johnson, Derkevorkian, Elam, and Chesley

**Absent:** 1 - Carpenter

Bjorkman spoke in support of Resolution 2021-070.

**Derkevorkian moved to call the question.**

**The motion to call the question carried by the following vote:**

**Yes:** 5 - Cox, Hibbert, Derkevorkian, Elam, and Chesley

**No:** 3 - Bjorkman, Dunne, and Johnson

**Absent:** 1 - Carpenter

**The motion to adopt Resolution 2021-070 carried by the following vote:**

**Yes:** 7 - Bjorkman, Dunne, Hibbert, Johnson, Derkevorkian, Elam, and Chesley

**No:** 1 - Cox

**Absent:** 1 - Carpenter

[2021-067](#)

A Resolution Declaring the Kenai Peninsula Borough to be an Inclusive Community where Citizens are Treated Equally and Empowered with Free Choice (Mayor, Bjorkman, Derkevorkian, Elam) [Tabled as amended on 09/07/21]

**Johnson moved to adopt Resolution 2021-067.**

President Hibbert called for public comment.

The following people spoke in support of Resolution 2021-067:

**Ray Southwell**, Nikiski

**Garrett Innes**, Kenai

**James Baisden**, Kenai

**Corbin Arno**, Homer

**Joan Orr**, Soldotna  
**Cathering Covey**, Ninilchik  
**Jennifer Kindred**, Soldotna  
**Steve Carlson**, Kenai

The following people spoke in opposition to Resolution 2021-067:

**Margaret Gilman**, Kenai  
**Pat Reese**, Soldotna  
**Justin Rufferidge**, Soldotna  
**Kristin Mitchell**, MD, Soldotna  
**Carrie Henson**, Kalifornsky  
**Shandra Caffroyd**, Homer

There being no one else who wished to speak the public comment period was closed.

Assembly Member Derkevorkian spoke in support of Resolution 2021-067.

Assembly Members Johnson, Cox, Dunne and Chesley spoke in opposition to Resolution 2021-067.

President Hibbert passed the gavel to Vice President Johnson and spoke in opposition to Resolution 2021-067. Vice President Johnson returned the gavel to President Hibbert.

**Bjorkman moved to amend Resolution 2021-067 as follows:**

Section 1 to read, "The Kenai Peninsula Borough is an inclusive community where citizens and businesses should be [ARE] treated with equity regardless of vaccination status or mask usage."

**The motion to amend Resolution 2021-067 carried by the following vote:**

**Yes:** 8 - Bjorkman, Cox, Dunne, Hibbert, Johnson, Derkevorkian, Elam, and Chesley

**Absent:** 1 - Carpenter

**Bjorkman moved to table Resolution 2021-067.**

**The motion to table Resolution 2021-067 carried by the following vote:**

**Yes:** 5 - Bjorkman, Hibbert, Johnson, Derkevorkian, and Elam

**No:** 3 - Cox, Dunne, and Chesley

**Absent:** 1 - Carpenter

## MAYOR'S REPORT

[KPB-3470](#) Mayor's Report Cover Memo

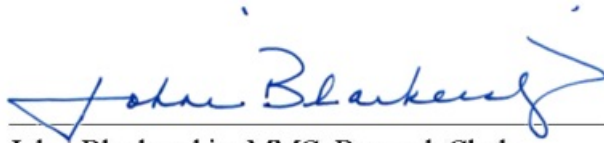
1. Assembly Requests/Responses - None.
2. Agreements and Contracts
  - a. [KPB-3471](#) Central Emergency Services Purchasing Request for Ambulance Gurney System
  - b. [KPB-3472](#) Human Resources Sole Source Waiver "Onboard" from NeoGov
  - c. [KPB-3473](#) Authorization to Award a Contract for ITB22-004 North Peninsula Recreation Service Area Hydronic Piping Upgrade to Superior Plumbing and Heating, Anchorage, Alaska
  - d. [KPB-3474](#) Authorization to Award a Contract for ITB22-002 Nikiski Fire Station #1 Bay Exhaust System to Consolidated Contracting and Engineering, LLC., Anchorage, Alaska
  - e. [KPB-3475](#) Authorization to Award a Contract for ITB22-003 Nikiski Fire Station #2 Lighting Upgrades to Hufffer Electric, Inc., Soldotna, Alaska
  - f. [KPB-3476](#) Solid Waste Department Sole Source Waiver to SouthCentral Construction, Inc.
  - g. [KPB-3477](#) Self-Contained Breathing Apparatus (SCBA) Purchase under HGAC Contract No. EE08-19 Emergency Medical and Rescue Equipment from Sea Western, Firefighting Equipment Inc.
3. Other
  - a. [KPB-3478](#) Investment Report Quarter Ended 06/30/21
  - b. [KPB-3479](#) Revenue-Expenditure Report
  - c. [KPB-3480](#) Budget Revisions - July 2012
  - d. [KPB-3481](#) Capital Project Reports - June 30, 2021
  - e. [KPB-3482](#) Tax Adjustment Request Approval

## ADJOURNMENT

President Hibbert adjourned the meeting at promptly 11:30 p.m. in accordance with KPB 22.40.200 (A).



I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of September 7, 2021.

A handwritten signature in blue ink that reads "John Blankenship". The signature is written in a cursive style and is positioned above a horizontal line.

John Blankenship, MMC, Borough Clerk

Approved by the Assembly: 09/21/2021