



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Agenda Assembly

Brent Johnson, President

Tyson Cox, Vice President

Kelly Cooper

Cindy Ecklund

Bill Elam

Brent Hibbert

Peter Ribbens

Ryan Tunseth

Mike Tupper

Tuesday, June 4, 2024

6:00 PM

Betty J. Glick Assembly Chambers

Meeting ID: 895 1103 3332 Passcode: 193069

<https://yourkpb.zoom.us/j/89511033332?>

[pwd=GThg6CA4QuaaPihm3rpMKljbZoy5ZG.1](https://yourkpb.zoom.us/j/89511033332?pwd=GThg6CA4QuaaPihm3rpMKljbZoy5ZG.1)

Meeting ID: 895 1103 3332 Passcode: 193069

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

An invocation that may be offered at the beginning of the assembly meeting shall be a chaplain from borough fire and emergency service areas. No member of the community is required to attend or participate in the 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 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.)*

ACTION ITEMS CURRENTLY ON CONSENT AGENDA:

KPB-6084: May 21, 2024 Regular Assembly Meeting Minutes

Ordinance 2023-19-54: Appropriating Supplemental Funds for the Central Emergency Service Area Fire Station Project

Ordinance 2024-12: South Kenai Peninsula Hospital Service Area the Question of the Issuance of \$38,500,000.00 of General Obligation Bonds at the Regular Election on October 1, 2024

Ordinance 2024-13: Authorizing the Assessor to Accept One Late-Filed Senior Exemption Application

Ordinance 2024-14: Enacting KPB Chapter 5.16, Establishing a Borough-Wide Tobacco Products Distribution Excise Tax

KPB-6096: Confirming and Appointment to the Planning Commission

Ordinance 2024-15: Establishing a Child Care Grant Funding Program for Economic Development Purposes

KPB-6022: Petition to Vacate Portions of Fritz Creek Valley Drive.

KPB-6023: Petition to Vacate the Entire Circe Lane Right-of-Way

KPB-6096: Confirming and Appointment to the Planning Commission

KPB-6097: Establishing a Special Committee of the Assembly and Setting the Public Hearing Date and Location to Expand the Nikiski Senior Service Area

ACTION ITEMS ELIGIBLE TO BE ADDED TO THE CONSENT AGENDA:

Ordinance 2023-19-51: Accepting/Appropriating Opioid Settlement Funds and Amending Ordinance 2021-19-50

Ordinance 2023-19-53: Appropriating an Additional \$4,031 to Jubilee Street USAD

Ordinance 2024-19: Appropriating Funds for Fiscal Year 2025

APPROVAL OF MINUTES

[KPB-6084](#) May 21, 2024 Regular Assembly Meeting Minutes

Attachments: [May 21, 2024 Regular Assembly Meeting Minutes](#)

COMMENDING RESOLUTIONS AND PROCLAMATIONS**PRESENTATIONS WITH PRIOR NOTICE**

(20 minutes total)

1. [KPB-6085](#) Update on Borough Projects and Trends, Kenai Peninsula Economic Development District, Cassidi Cameron, Executive Director (10 minutes)

Attachments: [KPEDD Quarterly Update](#)

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(3 minutes per speaker; 20 minutes aggregate)

MAYOR'S REPORT

[KPB-6087](#) Mayor's Report Cover Memo

Attachments: [Mayor's Report Cover Memo](#)
[Mayor's Report Meeting Notes](#)

1. Assembly Requests/Responses - None.

2. Agreements and Contracts

a. [KPB-6086](#) Authorization to Award a Contract for ITB24-039 Homer Transfer Facility Leachate Tank Replacement

Attachments: [Auth to Award Contract ITB24-039](#)

b. [KPB-6088](#) Authorization to Award a Contract for ITB24-040 Summer and Winter Road Maintenance – West Region, Unit 3

c. [KPB-6089](#) Authorization to Award a Contract for ITB24-041 Summer and Winter Road Maintenance – North Region, Unit 2

Attachments: [Auth to Award Contract ITB24-041](#)

d. [KPB-6090](#) Authorization to Award a Contract for ITB24-045 Summer and Winter Road Maintenance – North Region, Unit 6

Attachments: [Auth to Award Contract ITB24-045](#)

e. [KPB-6091](#) Authorization to Award a Contract for ITB24-048 Kenai Central High School Site Improvements

Attachments: [Auth to Award Contract ITB24-048](#)

3. Other

a. [KPB-6092](#) Budget Revisions – April 2024

Attachments: [Budget Revisions - April 2024](#)

b. [KPB-6093](#) Revenue Expenditure Report – April 2024

Attachments: [Revenue Expenditure Report - April 2024](#)

ITEMS NOT COMPLETED FROM PRIOR AGENDA**PUBLIC HEARINGS ON ORDINANCES**

(Testimony limited to 3 minutes per speaker)

Ordinances referred to Finance Committee

[2023-19-51](#) An Ordinance Accepting and Appropriating Opioid Settlement Funds and Amending Ordinance 2021-19-50 Relating to the Opioid Settlement Fund Grant Program (Mayor)

Attachments: [Ordinance 2023-19-51](#)
[Memo](#)
[Cox Amendment](#)
[Reference Copy R2021-074](#)
[Reference Copy O2021-19-50](#)
[Public Comment 060424](#)

[2023-19-53](#) An Ordinance Appropriating an Additional \$4,031 to the Special Assessment Fund for the Jubilee Street Utility Special Assessment District (Mayor)

Attachments: [Ordinance 2023-19-53](#)
[Memo](#)

[2024-19](#) An Ordinance Appropriating Funds for Fiscal Year 2025 (Mayor)

Attachments: [Ordinance 2024-19](#)
[Mayor Amendment Memo](#)
[Johnson Amendment](#)
[Memo](#)
[Mayor Proposed FY25 Budget](#)
[Borough Wide Budget Presentation \(Given on 05/07/24\)](#)

Ordinances referred to Policies and Procedures Committee

[2024-08](#) An Ordinance Amending KPB Chapter 7.10 Relating to Liquor License Protests to Account for License Endorsements and Deadlines for a Protest (Johnson at the Request of the Borough Clerk)

Attachments: [Ordinance 2024-08](#)
[Memo](#)

[2024-09](#) An Ordinance Amending KPB 22.40.130 Regarding Agenda for Assembly Meetings, Providing Materials for Public Presentation and Removing Language Regarding Requesting Teleconferencing (Johnson at the Request of the Borough Clerk)

Attachments: [Ordinance 2024-09](#)
[Memo](#)
[Cox Amendment Memo](#)

[2024-10](#) An Ordinance Amending KPB 22.40.080 to Place a Student Council Presentation with Prior Notice on the Agenda (Cox, Tunseth)

Attachments: [Ordinance 2024-10](#)
[Memo](#)
[Cox Amendment Memo](#)

UNFINISHED BUSINESS

NEW BUSINESS

1. Resolutions

Resolutions referred to Finance Committee

[2024-023](#) A Resolution Setting the Rate of Levy for Real and Personal Property Taxes for the Kenai Peninsula Borough and for Service Areas within the Borough for Fiscal Year 2025, Tax Year 2024 (Mayor)

Attachments: [Resolution 2024-023](#)
[Memo](#)

2. Ordinances for Introduction

Ordinances for Introduction and referred to the Finance Committee

[2023-19-54](#) An Ordinance Appropriating Supplemental Funds from the Central Emergency Service Area Operating Fund to Provide for the Central Emergency Service Area Fire Station Project (Mayor) (Hearing on 6/18/24)

Attachments: [Ordinance 2023-19-54](#)
[Memo](#)
[Reference Copy O2022-24](#)
[Reference Copy R2023-004](#)

[2024-12](#) An Ordinance Providing for the Submission to the Qualified Voters of the South Kenai Peninsula Hospital Service Area the Question of the Issuance of Not-to-Exceed Thirty Eight Million Five Hundred Thousand Dollars (\$38,500,000) of General Obligation Bonds of the South Kenai Peninsula Hospital Service Area to Pay the Costs of Planning, Designing, Acquiring Property for Renovating, Constructing and Equipping of Facilities at the South Peninsula Hospital and Campus Located in the South Kenai Peninsula Hospital Service Area at the Regular Election in and for the Kenai Peninsula Borough on October 1, 2024 (Mayor)

Attachments: [Ordinance 2024-12](#)
[Memo](#)

Ordinances for Introduction and referred to the Policies and Procedures Committee

[2024-13](#) An Ordinance Authorizing the Assessor to Accept One Late-Filed Senior Exemption Application Filed After March 31 and Providing an Exception to KPB 5.12.040(B) (Mayor)

Attachments: [Ordinance 2024-13](#)
[Memo](#)

[2024-14](#) An Ordinance Enacting KPB Chapter 5.16, Establishing a Borough-Wide Tobacco Products Distribution Excise Tax (Johnson, Ecklund, Tupper)

Attachments: [Ordinance 2024-14](#)
[Memo](#)
[Fiscal Note](#)

[2024-15](#) WITHDRAWN An Ordinance Establishing a Child Care Grant Funding Program for Economic Development Purposes (Johnson, Ecklund, Tupper)

Attachments: [Ordinance 2024-15](#)
[Memo](#)
[Supporting Documents](#)

3. Other

Other items referred to Lands Committee

[KPB-6022](#) Petition to Vacate the Northern 18,261 feet and Southern 3121 Feet Portions of Fritz Creek Valley Drive. Re-dedicates the Right-of-Way along the Existing Road, Fritz Creek Area, KPB 2024-036V

[Clerk's Note: At its regularly scheduled meeting of May 28, 2024 the Kenai Peninsula Borough Planning Commission approved the proposed vacation by unanimous consent.]

Attachments: [Petition to Vacate Fritz Creek Valley Drive](#)

[KPB-6023](#) Petition to Vacate the Entire Circe Lane Right-of-Way, Cohoe Area, KPB 2024-039V

[Clerk's Note: At its regularly scheduled meeting of May 28, 2024 the Kenai Peninsula Borough Planning Commission approved the proposed vacation by unanimous consent.]

Attachments: [Petition to Vacate Fritz Creek Valley Drive](#)

[KPB-6097](#) Establishing a Special Committee of the Assembly and Setting the Public Hearing Date and Location to Expand the Nikiski Senior Service Area (Johnson at the Request of Borough Clerk)

Attachments: [Memo](#)
[Map](#)

Other items referred to Policies and Procedures Committee

[KPB-6096](#) Confirming an Appointment to the Planning Commission (Mayor)

Jeremy Brantley, Ridgeway/Funny River/Sterling Seat, Term Expires 07/31/27

Attachments: [Appointment to Planning Commission](#)

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

ASSEMBLY COMMENTS

PENDING LEGISLATION

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

1. [2023-005](#) A Resolution of Intent by the Kenai Peninsula Borough Assembly Establishing that Financing of Energy and Resilience Improvement Projects through Assessments Serves a Valid Public Purpose and Related Matters (Ecklund) (Referred to Lands Committee) [Tabled on 10/24/23]

Attachments: [Resolution 2023-005](#)
[Memo](#)
[Ecklund Amendment](#)
[C-PACER Program Handbook](#)
[102423 Public Comments](#)
[010323 Public Comments](#)
[eComment](#)

2. [2024-11](#) An Ordinance Amending KPB Chapter 21.29 Relating to Consolidated Material Extraction Within Material Site Permits (Mayor, Johnson, Ribbens, Ecklund)

Attachments: [Ordinance 2024-11](#)
[Admin Amendment #1](#)
[Admin Amendment #2](#)
[Memo](#)
[Reference Copy O2022-36 SUB](#)

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. June 18, 2024 6:00 PM
Regular Assembly Meeting
Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 895 1103 3332 Passcode: 193069

ADJOURNMENT

This meeting will be broadcast on KDLL-FM 91.9 (Central Peninsula), KBBI-AM 890 (South Peninsula and KIBH FM 91.7 (East Peninsula).

The meeting will be held through Zoom, the Meeting ID: 895 1103 3332 Passcode: 193069 and in-person from the Betty J. Glick Assembly Chambers, George A. Navarre Borough Administration Building, Soldotna, Alaska. To attend the Zoom meeting by telephone call toll free 1-888-788-0099 or 1-877-853-5247 and enter the Meeting ID: 895 1103 3332 Passcode: 193069. Detailed instructions will be posted on at the Kenai Peninsula Borough's main page at www.kpb.us: "Borough Assembly Meeting Agendas" "Assembly Meeting Calendar".

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 <https://kpb.legistar.com/Calendar.aspx> for copies of the agenda, meeting minutes, ordinances and resolutions.