



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Agenda Assembly

Tuesday, June 18, 2019

6:00 PM

Betty J. Glick Assembly Chambers

CALL TO ORDER

PLEDGE OF ALLEGIANCE

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 Iris Fontana.]

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.)*

G. APPROVAL OF MINUTES

[KPB-2202](#) June 4, 2019 Regular Assembly Meeting Minutes

Attachments: [060419 Regular Assembly Meeting Minutes](#)

COMMENDING RESOLUTIONS AND PROCLAMATIONS

[KPB-2187](#) A Resolution Commending South Peninsula Behavioral Health Services (Cooper)

Attachments: [South Peninsula Behavioral Health Services](#)

PRESENTATIONS WITH PRIOR NOTICE

(20 minutes total)

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(3 minutes per speaker; 20 minutes aggregate)

[KPB-2200](#) South Peninsula Hospital Quarterly Report (10 Minutes)

Attachments: [Presentation](#)
[Income Statement Balance Sheet](#)

[KPB-2201](#) Material Site Work Group Presentation, Robert Ruffner, Chair (10 Minutes)

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

(Testimony limited to 3 minutes per speaker)

Ordinances referred to Finance Committee

[2018-19-38](#) An Ordinance Appropriating \$300,000 from the School Fund to the School Capital Project Fund to Provide Funding for Portable Relocation (Mayor)

Attachments: [Ordinance 2018-19-38](#)
[Request for Funds](#)
[Memo](#)

[2019-19-01](#) An Ordinance Appropriating \$106,674 to the Special Assessment Fund for the Rustic Avenue Road Improvement Special Assessment District (Mayor)

Attachments: [Ordinance 2019-19-01](#)
[Memo](#)

An Ordinance Amending the Borough's Sales Tax Code to Levy a 12 Percent Tax on Temporary Lodging, Exempt Temporary Lodging Rentals from the General Sales Tax, and Allow Cities that Levy a Similar Sales Tax on Temporary Lodging to Exempt up to One-Half of the Borough Temporary Lodging Tax, Subject to Voter Approval (Bagley)

Ordinances referred to Lands Committee

[2019-12](#) An Ordinance Authorizing the Sale of Certain Real Property Obtained by the Kenai Peninsula Borough Through Tax Foreclosure Proceedings which was Previously Retained for a Public Purpose (Mayor)

Attachments: [Ordinance 2019-12](#)
[Memo](#)
[Parcel Information](#)
[Planning Commission Recommendation](#)

[2019-13](#) An Ordinance Authorizing Retention or Sale of Certain Real Property Obtained by the Kenai Peninsula Borough Through Tax Foreclosure Proceedings (Mayor)

Attachments: [Ordinance 2019-13](#)
[Amendment Memo](#)
[Planning Commission Recommendation](#)
[Memo](#)
[Parcel Information](#)
[Tax Foreclosure Authorization Exhibit A- Retention Parcels](#)
[Tax Foreclosure Authorization Retained Parcel Maps Retention Map](#)
[Tax Foreclosure Authorization Exhibit B](#)
[Tax Foreclosure Authorization Sale Parcel Maps](#)

UNFINISHED BUSINESS

NEW BUSINESS

Resolutions

Resolutions referred to Finance Committee

[2019-036](#) A Resolution to Form the Rustic Avenue Road Improvement Assessment District (RIAD) and Proceed with the Improvement (Mayor)

Attachments: [Resolution 2019-036](#)
[Memo](#)
[Exhibits](#)

Resolutions referred to Legislative Committee

[2019-038](#) A Resolution Urging the U.S. Army Corps of Engineers to Consider the Economic Impacts to the Bear Viewing Industry in the Pebble Mine Environmental Impact Statement (Dunne)

Attachments: [Resolution 2019-038](#)
[Memo](#)
[Bear Economics Study](#)
[Public Comment](#)

Resolutions referred to Policies and Procedures Committee

[2019-039](#) A Resolution Authorizing Changing the Assistant Borough Attorney Position to a Deputy Borough Attorney Position (Mayor)

Attachments: [Resolution 2019-039](#)
[Memo](#)

2. Ordinances for Introduction

Ordinances for Introduction and referred to Finance Committee

[2019-19-02](#) An Ordinance Appropriating \$50,000 in Interest Income from the Spruce Bark Beetle Program to Supplement the Community Wildfire Protection Plans Update Project (Mayor)

Attachments: [Ordinance 2019-19-02](#)
[Memo](#)
[Supp Funding Approval Email](#)
[Dept of Agriculture Letters](#)

[2019-19-03](#) An Ordinance Appropriating Funds to Remodel Existing Facilities at Kenai Central High School and Kenai Middle School to Accommodate Intensive Needs Programs to be Moved from the Former Soldotna Prep School to Those Facilities (Mayor)

Attachments: [Ordinance 2019-19-03](#)
[Amendment Memo](#)
[Memo](#)

[2019-19-04](#) An Ordinance Appropriating Funds for Utilities, Maintenance and Insurance of the Soldotna Prep School Surplus Property for Fiscal Year 2020 (Mayor)

Attachments: [Ordinance 2019-19-04](#)
[Memo](#)
[SoPrep Suplus Form](#)
[School Board Action](#)
[Fiscal Note](#)

Other

Other items referred to Finance Committee

[KPB-2197](#) Approving a Letter of Non-Objection to the Issuance of the New Liquor License as Requested by Alaska Fine Wines; License No. 5800

Attachments: [5800 - Complete Application](#)
[5800 - Memo to Assembly](#)
[5800 - Planning Memo to Assembly](#)
[5800 - Aerial Map](#)
[5800 - Land Use Map](#)

Other items referred to Lands Committee

[KPB-2199](#) Petition to Vacate a Section Line Easement and Right-of-Way Including the Associated Utility Easement as Follows:

- a. Vacate a 13 Foot by 54.88 Foot Portion of the Section Line Easement within Lot 1C Block 3 Pilot's Bend Replat (KN 2008-055)
- b. Vacate the Westerly 23 Feet by the Southerly Approximately 285 Feet of the Glenmore Circle Right-of-way as Dedicated on Pilot's Bend Subdivision Part Three, Play KN 86-71

The Section Line Easement and Right-of-Way Proposed to be Vacated are Undeveloped and Located within the SE ¼ of Section 21, Township 5 South, Range 9 West, Seward Meridian, Kenai Peninsula Borough, Alaska; KPB File No. 2019-056V

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its May 28, 2019 meeting by unanimous consent.]

Attachments: [Petition to Vacate Pilots Bend.pdf](#)

[KPB-2204](#) Mayor's Line Item Veto Ordinance 2019-19 Kenai Peninsula Tourism and Marketing Council Funding
[Clerk's Note: 6 Yes votes are required to override a veto by the mayor.]

Attachments: [Veto](#)

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

MAYOR'S REPORT

Mayor's Report Cover Memo

[KPB-2188](#) Mayor's Report Memo

Attachments: [Mayors Report - Memo](#)

1. Assembly Requests/Responses - None.

2. Agreements and Contracts

a. [KPB-2189](#) Authorization to Award a Contract for RFP19-007 Janitorial Services - Maintenance, Purchasing, Roads, and Solid Waste Facility to Kim's Janitorial, Soldotna, AK

Attachments: [Authorization to Award RFP19-007](#)

3. Other

a. [KPB-2190](#) Certification for the 2019 Main Roll Assessment

Attachments: [Certification for the 2019 Mail Roll Assessment](#)

b. [KPB-2191](#) Revenue-Expenditure Report - May 2019

Attachments: [Revenue-Expenditure Report - May 2019](#)

c. [KPB-2192](#) Budget Revisions - May 2019

Attachments: [Budget Revisions - May 2019](#)

ASSEMBLY COMMENTS

R. PENDING LEGISLATION

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

1. [2019-05](#) An Ordinance Authorizing a Memorandum of Agreement and Cooperative Sale and Exchange of Interests in Lands with the State of Alaska Department of Transportation and Public Facilities Regarding Certain Borough and State Maintained Roads (Mayor) (Referred to Lands Committee) [Tabled on 04/02/19]

Attachments:

[Ordinance 2019-05](#)
[Memo](#)
[Road Swap Memorandum of Agreement](#)
[Department of Transportation Road Swap Letter](#)
[Maps](#)
[Planning Commission Recommendation \(Acted on 3/05/19\)](#)
[Request to Table \(Acted on 04/02/19\)](#)

2. [2019-11](#) WITHDRAWN An Ordinance Repealing KPB 5.18.430(F) Which Requires Voter Approval to Increase the Sales Tax Cap (Carpenter, Cooper)

Attachments:

[Ordinance 2019-11](#)
[Memo](#)
[Fiscal Note](#)
[City of Kenai Supporting Resolution](#)
[Public Comment 070219](#)
[Public Comment 060419](#)

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. June 28, 2019, 10:00 AM Election Stakeholders Group
Betty J. Glick Assembly Chambers
Soldotna, Alaska
2. July 2, 2019 6:00 PM Regular Assembly Meeting
Betty J. Glick Assembly Chambers
Soldotna, Alaska

ADJOURNMENT

The next meeting of the Kenai Peninsula Borough Assembly will be held on July 2, 2019, at 6:00 P.M. in the Borough 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 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 for copies of the agenda, meeting summaries, ordinances and resolutions.