



Assembly Action Agenda

June 20, 2023 - 6:00 PM

Regular Meeting

Betty J. Glick Assembly Chambers
George A. Navarre Kenai Peninsula
Borough Administration Building and Through
Zoom Meeting ID: 884 7373 9641 Passcode: 671108

Brent Johnson
President
Seat 7 – Central
Term Expires 2025

Tyson Cox
Vice President
Seat 4 - Soldotna
Term Expires 2025

Lane Chesley
Assembly Member
Seat 8 – Homer
Term Expires 2023

Richard Derkevorkian
Assembly Member
Seat 2 - Kenai
Term Expires 2023

Cindy Ecklund
Assembly Member
Seat 6 – East Peninsula
Term Expires 2024

Bill Elam
Assembly Member
Seat 5-Sterling/Funny
River
Term Expires 2023

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2024

Peter Ribbens
Assembly Member
Seat 3 - Nikiski
Seated until 10/2023

Michael Tupper
Assembly Member
Seat 9 - South
Peninsula
Term Expires 2024

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 Bradley Cross.]

ROLL CALL

COMMITTEE REPORTS

APPROVAL OF AGENDA AND CONSENT AGENDA

(Action 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.)

APPROVAL OF MINUTES

- *1. KPB-5303: June 6, 2023 Regular Assembly Meeting Minutes **LAYDOWN**

COMMENDING RESOLUTIONS AND PROCLAMATIONS

PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

1. KPB-5289: FEMA Kenai River Flood Plan Mapping Update, Dale Meck and Lisa Adair, FEMA Region X (10 minutes)
2. KPB-5304: Narcan Kits and Opioid Emergency Red Boxes, Julie Bunch, Public Health Nurse, Alaska Division of Public Health (10 minutes)

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(3 minutes per speaker; 20 minutes aggregate)

ITEMS NOT COMPLETED FROM PRIOR AGENDA

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

- *1. **AS AMENDED** Ordinance 2022-19-73: Accepting and Appropriating \$73,500 from the Department of the Interior, Bureau of Land Management, Good Neighbor Authority Program for WildLand-Urban Interface Fuel Mitigation Response to Beetle Impacted Sites (Mayor) (Referred to Finance Committee)
- *2. Ordinance 2022-19-74: Deobligating Bond Proceeds in the Solid Waste Capital Project Fund and Appropriating the Remaining Bond Proceeds to Fund the Final Debt Service Payment for the 2017 Series One Solid Waste General Obligation Bonds (Mayor) (Referred to Finance Committee)
- *3. Ordinance 2022-19-75: Appropriating Funds from the General Fund for Demolition and Removal of the Zipmart Building (Mayor) (Hearing 06/20/23) (Referred to Finance Committee)
- *4. Ordinance 2022-19-76: Reappropriating FY2023 Funds for a Comprehensive Compensation Study (Mayor) (Referred to Finance Committee)
5. **ENACTED** Ordinance 2023-12: Amending Code Relating to Bonding, Equal Opportunity Employment, Protection Against Certain Conduct, Liability For Conduct, and Indemnification (Mayor) (Referred to Policies and Procedures Committee)**[7 Yes, 0 No, 2 Absent]**
- *6. Ordinance 2023-13: Issuing an Order of Condemnation and Providing an Exception to KPB 21.16.010 to Allow for Expedited

Removal of a Hazardous and Dangerous Building (Mayor) (Referred to Policies and Procedures Committee)

UNFINISHED BUSINESS

NEW BUSINESS

1. Resolutions
 - a. **ADOPTED** Resolution 2023-046: Adopting the Map for the Planning Commissions' At-Large District Seat Boundaries in Accordance with Substitute Ordinance 2023-11 (Cox) (Referred to Policies and Procedures Committee)[**7 Yes, 0 No, 2 Absent**]
 - *b. Resolution 2023-047: Supporting the Designation of Roads, Trails, and Areas in the Chugach National Forest for Class I and II Electric Bike Use (Derkevorkian) (Referred to Legislative Committee)
2. Ordinances for Introduction
 - *a. Ordinance 2022-19-78: Re-Appropriating \$62,667.94 to Complete the KPB Public Relations and the Mission Vision and Values Contracts and \$13,176.45 for the Tourism and Economic Promotion (Mayor) (Hearing on 07/11/23) (Referred to Finance Committee)
 - *b. Ordinance 2022-19-79: Appropriating Funds from the Solid Waste Capital Project Fund to Fund Expenditures Associated with the Leachate Project that are Ineligible for Federal Funding (Mayor) (Hearing on 07/11/23) (Referred to Finance Committee)
 - *c. Ordinance 2023-19-01: Accepting and Appropriating Federal Grant Funding in the Amount of \$281,250 from the Alaska Division of Community and Regional Affairs to Update the Hazard Mitigation Plan (Mayor) (Hearing on 07/11/23) (Referred to Finance Committee)
 - *d. Ordinance 2023-15: Amending Borough Code Title 4, Elections, Regarding Declared Write-In Candidates, Canvass of Election Returns, Public Notice, and Certification of Election

Results (Mayor, Johnson, Ribbens) (Hearing on 08/01/23)
(Referred to Policies and Procedures Committee)

3. Other

- *a. KPB-5295: Hollywood Kennedy Gibbons 2006 Addition Section Line Easement Vacation KPB 2023-053V. (Referred to Lands Committee)

[Clerk's Note: At its regularly scheduled meeting of the Kenai Peninsula Borough Planning Commission on June 12, 2023 the proposed vacation was approved by unanimous consent.]

MAYOR'S REPORT

1. Assembly Requests/Responses – None.
2. Agreements and Contracts
 - a. KPB-5297: Authorizing to Award a Contract for ITB23-048 West Homer Elementary Siding & Windows
 - b. KPB-5298: Authorizing to Award a Contract for RTP23-006 Soldotna High School Professional Design Services
 - c. KPB-5299: Authorization to Award a Contract for RFP23-017 Kenai Central High School Concession Stand/Restroom
3. Other
 - a. KPB-5300: Certification of the 2023 Main Roll Assessment
 - b. KPB-5301: Budget Revisions – May 2023
 - c. KPB-5302: Revenue – Expenditures Report – May 2023

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS (3 minutes per speaker)

ASSEMBLY COMMENTS

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

1. Resolution 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 01/03/23]

2. Ordinance 2022-36: Amending KPB Chapter 21.25 and KPB Chapter 21.29 Regarding Conditional Land Use Permits and Material Site Permits, Updating Notice, Applicability, Permit Types, Application Requirements, Standards and Permits Conditions (Johnson, Chesley) [Postponed to 08/15/23, with Final Hearing on 09/05/23] (Referred to Lands Committee)

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. July 11, 2023
3:00 PM Material Subcommittee Meeting
Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 884 7373 9641 Passcode: 671108

2. July 11, 2023
6:00 PM Regular Assembly Meeting
Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 884 7373 9641 Passcode: 671108

ADJOURNMENT

This meeting will be broadcast on KDLL-FM 91.9 (Central Peninsula), KBBI-AM 890 (South Peninsula), K201AO(KSKA)-FM 88.1 (East Peninsula).

The meeting will be held through Zoom, the Meeting ID: 884 7373 9641 Passcode: 671108 and in-person from the Betty J. Glick Assembly Chambers, 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: 884 7373 9641 Passcode: 671108. Detailed instructions will be posted on at the Kenai Peninsula Borough's main page at www.kpb.us: "Meeting and Public Notices" "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 www.kpb.us for copies of the agenda, meeting minutes, ordinances and resolutions.