



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Minutes - Final

Assembly

Blaine Gilman, President

Brent Johnson, Vice President

Dale Bagley

Kelly Cooper

Willy Dunne

Brandii Holmdahl

Gary Knopp

Wayne Ogle

Stan Welles

Tuesday, July 26, 2016

6:00 PM

Assembly Chambers

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

The invocation was given by Lance Hunt.

ROLL CALL

Present: 8 - Dale Bagley, Kelly Cooper, Willy Dunne, President Blaine Gilman, Brandii Holmdahl, Vice President Brent Johnson, Gary Knopp, and Wayne Ogle

Excused: 1 - Stan Welles

Also present were:

Colette Thompson, Borough Attorney

Johni Blankenship, Borough Clerk

Michele Turner, Deputy Borough Clerk

COMMITTEE REPORTS

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

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

Assembly Member Knopp stated the Policies and Procedures Committee met and discussed its agenda item.

Assembly Member Ogle stated the Legislative Committee met and discussed its agenda item.

APPROVAL OF AGENDA AND CONSENT AGENDA

Johnson moved to approve the agenda and consent agenda.

Copies have been made available to the public, Borough Clerk Johni Blankenship noted by title only the resolutions and ordinances on the consent agenda.

[KPB-799](#) June 21, 2016 Regular Assembly Meeting Minutes
approved.

[KPB-790](#) A Resolution Commending Jonah Theisen for Winning the NCAA Division II Outdoor Track and Field Championship in the Men's 3000 Meter Steeplechase for 2016 (Gilman, Mayor)

[Clerk's Note: Mayor Navarre presented the commending resolution to Jonah Theisen.]

This Commending Resolution was adopted.

The following public hearing items met the required conditions of KPB 22.40.110 and were added to the consent agenda:

[2015-19-35](#) An Ordinance Appropriating \$3,050,000 in Revenue Bond Proceeds and Reimbursing the Central Peninsula Hospital Plant Replacement and Expansion Funds for the Purchase of Equipment at the Specialty Clinic Building as Authorized by Ordinance 2015-19-09 (Mayor)
This Budget Ordinance was introduced and set for public hearing.

[2016-19-01](#) An Ordinance Accepting and Appropriating Grant Funds Totaling \$19,366 from the Alaska Department of Natural Resources for the Volunteer Fire Assistance Program on Behalf of Anchor Point Fire & Emergency Medical Service Area and Bear Creek Fire Service Area (Mayor)
This Budget Ordinance was introduced and set for public hearing.

New Business

[2016-041](#) A Resolution Approving the Sole Source Continuation of an Agreement between Rapid Notify, Inc. and the Kenai Peninsula Borough for Emergency Messaging Notification Services (Mayor)
This Resolution was adopted.

[2016-042](#) A Resolution Approving a Quarterly Update to the Borough Retention

Schedule (Gilman at the request of the Borough Clerk)

This Resolution was adopted.

[2016-043](#) A Resolution Establishing a Requirement that Grantees of Kenai Peninsula Borough Funds to be Used for Tourism Promotion or Public Transportation Purposes Include a Borough Representative on their Board of Directors (Bagley)

This Resolution was adopted.

[2016-044](#) A Resolution Requesting the Kenai Peninsula Economic Development District Reduce the Number of Required Borough Seats on its Board of Directors from Two to One (Bagley)

This Resolution was adopted.

[2016-28](#) An Ordinance Amending Sections of KPB Chapter 5.12 to Improve Efficient and Equitable Administration of the Borough Property Tax Code (Mayor) (Hearing on 08/23/16)

This Ordinance was introduced and set for public hearing.

[2016-29](#) An Ordinance Authorizing a Ten Year Extension to the General Electric Company Leases (Mayor)

This Ordinance was introduced and set for public hearing.

[2016-30](#) An Ordinance Approving Bing's Landing Single-Family Residential (R-1) Local Option Zoning District and Amending KPB 21.46.040 (Mayor) (Hearing on 08/23/16)

This Ordinance was introduced and set for public hearing.

[KPB-791](#) Approving a Restaurant Designation Permit for Wildlife Investments, LLC dba Pit Bar and Liquor Store

approved.

[KPB-793](#) Approving the Issuance of a Letter of Non-Objection to the Alcohol Marijuana Control Board Regarding the New Limited Marijuana Cultivation Facility License Application Filed by Canaboyd, Homer, AK

[Clerk's Note: The license was approved with the following conditions: 1.) The marijuana establishment shall conduct their operation consistent with the site plan submitted to the Kenai Peninsula Borough; 2.) There shall be no parking in borough rights-of-way generated by the marijuana establishment; and 3.) The marijuana establishment shall remain current in all Kenai Peninsula Borough

tax obligation consistent with KPB 7.30.020(A).]

approved as amended.

[KPB-783](#)

Confirmation of New Department Head, Valentina Sustaita, Purchasing and Contracting Department (Mayor)

approved.

[KPB-787](#)

Confirming Appointments to the Kenai Peninsula Borough Planning Commission (Mayor)

Harold Lockwood, Ridgeway, July 31, 2019

JoAnne Collins, Anchor Point/Ninilchik, July 31, 2019

Virginia Morgan, East Peninsula, July 31, 2019

Franco Venuti, Homer City, July 31, 2019

James Glendening, City of Kenai, July 31, 2019

approved.

Approval of the Agenda and Consent Agenda

President Gilman called for public comments with none being offered.

The agenda and consent agenda were approved as amended.

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

PRESENTATIONS WITH PRIOR NOTICE

None.

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

President Gilman called for public comments.

Carrie Henson, Soldotna spoke regarding the assembly not introducing Ordinance 2016-26.

Vera Renner, Kasilof thanked the assembly for allowing others to deliver the invocation and also thanked Lance Hunt for his invocation.

George Pierce, Kasilof addressed the assembly regarding taxing of non-profit organizations and enforcing the anadromous stream ordinance with the dipnetters.

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

MAYOR'S REPORT

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
 - a. [KPB-800](#) Sole Source Request for NeoGov Online Applicant Tracking Systems

presented.
 - b. [KPB-801](#) Authorization to Award Contract for RFP16-006 Central Peninsula Landfill Cell 3 Professional Design Services to CH2M Hill Alaska, Anchorage, AK

presented.
 - c. [KPB-802](#) Authorization to Award Contract for ITB16-037 Solid Waste Transfer Sites Repairs to Endries Company, Soldotna, AK

presented
 - d. [KPB-803](#) Authorization to Award Contract for ITB16-036 Nanwalek School LPG Tank Farm Refurbishment to Orion Construction, Wasilla, AK

presented
 - e. [KPB-804](#) Authorization to Award Contract for ITB16-043 Donald E. Gilman Kenai River Center Restrooms to Foster Construction, Inc., Soldotna, AK

presented
 - f. [KPB-805](#) Authorization to Award Contract for RFP16-008 Central Peninsula Hospital Transitional Housing Professional Design Services to Klauder & Company Architects, Inc., Kenai, AK

presented
 - g. [KPB-806](#) Authorization to Award Contract for RFP16-0005 Ambulance Billing Service to Systems Design West, LLC., Poulsbo , WA

presented

- h.** [KPB-807](#) Authorization to Award Contract for ITB16-041, 2016 CIP Betty Lou Drive No. C2BET to Southcentral Construction, Anchorage, AK

presented

- i.** [KPB-808](#) Authorization to Award Contract for ITB16-045, 2016 CIP Vincent St., Williwa St. and Cocklin Ave. Project No. W1VIN to Chumley's Inc., Nikiski, AK

presented

- j.** [KPB-809](#) Authorization to Award Contract for ITB16-042, 2016 CIP Ruth Lane, & Iris Lane Project No.C1RUT to Hammond Trucking, Sterling, AK

presented

- k.** [KPB-810](#) Authorization to Award Contract for ITB16-044, 2016 Diamond Street Project No. N2DIA to KEE Construction, LLC., Cooper Landing, AK

presented

- l.** [KPB-811](#) Authorization to Award Contract for ITB16-040 Exterior Door to Diversified Construction, Eagle River, AK

presented

- m.** [KPB-812](#) Authorization to Contract with Cooper Consulting for Firefighter Medical Exams

presented

- n.** [KPB-813](#) Authorization to Award Contract for ITB16-046 NPRSA Locker Room Tile and Drain Replacement to Orion Construction, Wasilla, AK

presented

3. Other

- a. [KPB-814](#) Revenue – Expenditure Report – June 2016

presented
- b. [KPB-815](#) Budget Revision – June 2016

presented
- c. [KPB-816](#) Litigation Status Report

presented
- d. [KPB-817](#) Kenai Peninsula College FY16 Program Narrative Report July1, 2015 – July 30, 2016

presented
- e. [KPB-818](#) FY16- 4th Quarter Non-department Grant Reports

presented
- f. [KPB-819](#) FY16- 4th Quarter Senior Grant Narrative Reports

presented
- g. [KPB-820](#) LAYDOWN Presentation: The Facts about Senior Property Tax Ordinance 2016-24

presented

ITEMS NOT COMPLETED FROM PRIOR AGENDA

None.

PUBLIC HEARINGS ON ORDINANCES

[2016-21](#)

An Ordinance Eliminating the Assembly \$25 Internet Access Allowance (Johnson)

Knopp moved to enact Ordinance 2016-22.

President Gilman called for public comments with none being offered.

The motion to enact failed by the following vote:

Yes: 4 - Cooper, Holmdahl, Johnson, and Ogle

No: 4 - Bagley, Dunne, Gilman, and Knopp

[2016-22](#)

An Ordinance Amending KPB 16.08.010 and 16.24.010 to Move the Common Boundary Between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area South, Subject to Approval by Voters Residing in the Central Kenai Peninsula Hospital Service Area and the Proposed New Area (Johnson, Bagley) Notice of Reconsideration Given by Bagley

Knopp moved to enact Ordinance 2016-22.

[Clerk's Note: Assembly Member Dunne declared a possible conflict as his wife is employed at South Peninsula Hospital and works part-time as an on-call substitute. After consulting with the borough attorney, President Gilman determined that the "substantial financial interest" as defined in code was insignificant and a conflict did not exist.]

President Gilman called for public comment from the Homer teleconference site.

The following people spoke in opposition to Ordinance 2016-22:

Hal Smith, Homer
Laura Hansen, Anchor Point
Susan Drathman, Homer
Judith Lund, Homer
Jacque Lenew, Homer
Ralph Broshes, Homer
Roberta Highland, Homer
Dr. Sarah Spencer, Anchor Point
Sara Jackinsky, Homer
Dr. Bill Bell, Homer
Doris Cabana, Homer
Marie Walli, Anchor Point

There being no one else who wished to speak at the Homer teleconference site, the public comment period in Homer was closed.

President Gilman called for public comment in the Assembly Chambers.

The following people spoke in support of Ordinance 2016-22:

Martha Ogren, Ninilchik
Eric Ogren, Ninilchik
Janet Lucas, Clam Gulch
Kathy Wallace, Ninilchik
Debbie Blossom, Sterling Highway
Darwin Waldsmith, Ninilchik
Debbie Cary, Ninilchik
Judy Johnson, Clam Gulch
Jim Kenchelo, Sterling Highway

The following people spoke in opposition to Ordinance 2016-22:

Clyde Boyer, Homer
Robert Letson, CEO South Peninsula Hospital, Inc.
Keri-Ann Baker, Homer
Julie Woodworth, Homer
Jenny Esponga, Homer
Dave Branding, Homer

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

Assembly Members Dunne and Cooper spoke in opposition to Ordinance 2016-22.

Assembly Member Holmdahl spoke in support of Ordinance 2016-22.

Johnson moved to amend Ordinance 2016-22.

Section 1 to read, " 16.08.010. Established Boundaries.

There is established a service area within the borough, designated the "Central Kenai Peninsula Hospital Service Area," including that portion of the borough described as follows:

As a point of beginning, begin at the N.W. corner of T15N, R23W (projected), Seward Meridian, State of Alaska;

Thence east to the N.E. corner of T15N, R12W, (projected);

Thence south to the N.W. corner of T13N, R11W, (projected);

Thence east to the N.E. corner of T13N, R10W, (projected);

Thence south to the S.E. corner of T13N, R10W, (projected); said corner being in Cook Inlet at longitude 150°58'18" W, latitude 61°10'00" N;

Thence southeasterly to the S.E. corner of T12N, R9W, (projected), said corner

being in Cook Inlet at longitude 150°46'37" W, latitude 61°04'49" N;
Thence northeasterly to the N.E. corner of T12N, R7W, (projected), said corner being in Cook Inlet at longitude 150°26'01" W, latitude 61°01'01" N;
Thence southeasterly to the N.E. corner of T11N, R6W, (projected), said corner being in Turnagain Arm at longitude 150°14'40" W, latitude 61°04'49" N;
Thence east to the N.E. corner of T11N, R5W, (projected), said corner being in Turnagain Arm at longitude 150°04'01" W, latitude 61°04'49" N;
[Thence southeasterly to the common boundary of the Kenai National Moose Range and the Chugach National Forest and Chickaloon Bay;
Thence south along the common boundary of the Kenai National Moose Range and the Chugach National Forest to the intersection with the boundary between election district numbers 9 and 10;
Thence southerly along the boundary line between election district numbers 9 and 10 to an intersection with the township line between T1N and T2N (projected);]
Thence southeasterly to the intersection of the 150th Meridian and the mean high water line of Chickaloon Bay;
Thence south along the 150th Meridian to a line drawn along the Kenai Mountains from USC&GS Triangulation Station Gore Point on the Gulf of Alaska to USC&GS Triangulation Station Gull Rock on Turnagain Arm;
Thence southwesterly along the previously described line to an intersection with T1S and T2S (projected);
Thence west along the township line between [T1N and T2N] T1S and T2S to [a point 3 miles offshore in Cook Inlet;
Thence southwesterly to an intersection with Seward baseline at a point 3 miles offshore in Cook Inlet from the western shore of Cook Inlet;
Thence west to the S.W. corner of T1N, R24W, (projected);] the S.E. corner of T1S, R14W;
~~Thence north along the section line between section 36 and section 31 to the N.E. corner of section 36, T1S, R14W;~~
~~Thence west along the section line between section 25 and section 36 to the N.W. corner of section 36, T1S, R14W;~~
~~Thence north between section 25 and section 26, to the north 1/16th corner of section 25 and 26, T1S, R14W;~~
~~Thence west along the N1/16th line of section 26, through Kirk Avenue to the north 1/16th corner of sections 26 and 27, T1S, R14W, said corner being in Cook Inlet;~~
~~Thence north along the section line between section 27 and section 22 to the N.W. corner of section 26, T1S, R14W, said corner being in Cook Inlet;~~
~~Thence west along the section lines between section 27 and section 22; between section 28 and 21; section 29 and 20; section 30 and 19 to the SW corner of Section 19, T1S, R14W, said corner being in Cook Inlet;~~
Thence west along the township line to the ¼ corner of Section 34, T1S R14W;

Thence north to the center ¼ of Section 34, T1S, R14W;
Thence west to the ¼ corner common to Section 33, and 34, T1S, R14W;
Thence north to the northwest corner of Section 27, T1S, R14W;
Thence west to the southwest corner of Section 19, T1S, R14W;
Thence north to the N.W. corner of T1S, R14W, said corner being in Cook Inlet
Thence west along the Seward baseline to the N.W. corner of T1S, R18W, said
corner being in Cook Inlet;
Thence south to the S.W. corner of T1S, R18W, said corner being in Cook Inlet;
Thence west to the S.W. corner of T1S, R25W, (projected);
Thence north to the N.W. corner of T1S, R25W, (projected);
Thence east to the S.W. corner of T1N, R24W (projected);
Thence north to the N.W. corner of T4N, R24W, (projected);
Thence east to the S.W. corner of T5N, R23W, (projected);
Thence north to the N.W. corner of T8N, R23W, (projected);
Thence west to the S.E. corner of T9N, R24W, (projected);
Thence north to the N.E. corner of T12N, R24W, (projected);
Thence west to the S.E. corner of T13N, R24W, (projected);
Thence north to the N.E. corner of T15N, R24W, (projected), the point of
beginning." and

Section 2 to read, "16.24.010. Established-Boundaries.

There is established a service area within the borough designated the "South Kenai Peninsula Hospital Service Area," including that portion of the borough described as follows:

As a point of beginning, begin at the [N.W. corner of T1S; R25W] S.W. corner of T1S, R25W (projected), Seward Meridian, State of Alaska;

Thence east to the S.W. corner of T1S, R18W, said corner being in Cook Inlet;

Thence north to the N.W. corner of T1S, R18W, said corner being in Cook Inlet;

Thence east along the Seward baseline to the N.W. corner of T1S, R14W, said corner being in Cook Inlet;

Thence south to the SW corner of Section 19, T1S, R14W, said corner being in Cook Inlet;

~~Thence east along the section lines between sections 30 and 19, 29 and 20; 28 and 21; 27 and 22 to the N.W. corner of section 26, T1S, R14W, said corner being in Cook Inlet;~~

~~Thence south along the section line between section 27 and section 22 to the north 1/16th corner of sections 26 and 27, T1S, R14W, said corner being in Cook Inlet;~~

~~Thence east along the N1/16th line of section 26 to the north 1/16th corner of sections 26 and 25, T1S, R14W;~~

~~Thence south between section 25 and section 26 to the N.W. corner of section 36, T1S, R14W;~~

~~Thence east along the section line between section 25 and section 36 to the~~

N.E. corner of section 36, T1S, R14W;

Thence south along the section line between section 36 and section 31 to the S.E. corner of T1S, R14W;

Thence east to the northwest corner of Section 27, T1S, R14W;

Thence south to the ¼ corner common to Section 33, and 34, T1S, R14W;

Thence east to the center ¼ corner of Section 34, T1S, R14W;

Thence south to the ¼ corner of Section 34, T1S, R14W;

Thence east to the intersection of a line drawn along the Kenai Mountains from USC&GS Triangulation Station Gore Point on the Gulf of Alaska To USC&GS Triangulation Station Gull Rock on Turnagain Arm;

[Thence east along Seward baseline to a point in Cook Inlet and 3 miles offshore on the west side of Cook Inlet;

Thence northeasterly to a point of intersection with Township line between T1N, T2N and 3 miles offshore in Cook Inlet on the east side of Cook Inlet;

Thence east along Township line between T1N and T2N to the E 1/16 corner of Section 34, T2N, R6W;]

Thence southwesterly along previously described line to USC&GS Triangulation Station Gore Point;

[Thence in a southerly direction to the S.E. corner of the N.E. ¼ of Section 28, T11S, R10W, (projected), said corner being at or approximately at Gore Point;]

Thence southwesterly to the S.E. corner of the N.E. ¼ of Sec. 27, T12S, R13W (projected), said corner being on or approximately on the southerly point of East Chugach Island;

Thence southwesterly to the S.E. corner of Sec. 31, T12S, R14W, (projected), said corner being at or approximately at Perl Rock;

Thence southwesterly to longitude 153°00'00" W, latitude 59°02'00" N, in Cook Inlet;

Thence southwesterly to the N.E. corner of Sec. 27, T15S, R24W, (projected), at Cape Douglas on the west side of Cook Inlet;

Thence west to the N.E. corner of Sec. 29, T15S, R26W, (projected);

Thence south to the S.E. corner of Sec. 32, T16S, R26W, (projected);

Thence west to the N.E. corner of T17S, R28W, (projected);

Thence south to the S.E. corner of T17S, R28W, (projected);

Thence west to the S.W. corner of T17S, R32W, (projected);

Thence north to the N.W. corner of T17S, R32W, (projected);

Thence west to the S.W. corner of T16S, R32W, (projected);

Thence north to the N.W. corner of T13S, R32W, (projected);

Thence west to the S.W. corner of T12S, R32W, (projected);

Thence north to the N.W. corner of T11S, R32W, (projected);

Thence east to the S.W. corner of T10S, R30W, (projected);

Thence north to the N.W. corner of T9S, R30W, (projected);

Thence east to the S.E. corner of T8S, R29W, (projected);

Thence north to the N.E. corner of T8S, R29W, (projected);

Thence east to the N.E. corner of T8S, R28W, (projected);
 Thence north to the N.W. corner of T6S, R27W, (projected);
 Thence east to the S.W. corner of T5S, R26W, (projected);
 Thence north to the N.W. corner of T5S, R26W, (projected);
 Thence east to the S.W. corner of T4S, R25W, (projected);
 Thence north to the N.W. corner of T1S, R25W, (projected);
 Thence east to the point of beginning, EXCEPTING therefrom all lands above the Mean High Water Line including islands southwest of a line [from the S.E. corner of N.E. ¼ of Section 28, T11S, R10W, (projected) said corner being at or approximately at Gore Point] commencing at the USC&GS Triangulation Station Gore Point;
Thence Northeasterly along a line drawn from the USC&GS Triangulation Station Gore Point to USC&GS Triangulation Station to the intersection of the east-west ¼ line of section 17, T9S, R9W;
 [Thence North to the N.W. corner of section 3, T9S, R10W;]
 Thence Northwest to the ¼ corner common to Sections 20 and 29, T7S, R12W;
 Thence North 45 degrees West to the Mean High Water line of Neptune Bay within Kachemak Bay."

The motion to amend Ordinance 2016-22 carried by the following vote:

Yes: 5 - Bagley, Gilman, Holmdahl, Johnson, and Ogle

No: 3 - Cooper, Dunne, and Knopp

Johnson moved to amend Ordinance 2016-22.

Section 3 to read, "That a proposition shall be presented to all voters residing in both the existing and the proposed new area of the Central Kenai Peninsula Hospital Service Area as follows:

PROPOSITION No.

Shall the common boundary line between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area be moved south by about [14.5] 12 miles as described in KPB Ordinance 2016-22?

YES ____ A "Yes" vote means you approve moving the common boundary line between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area south by about [14.5] 12 miles, except the line would follow Kingsley Road north about ½ mile, cross the Sterling Highway and go west into Cook Inlet.

NO ____ A "No" vote means that you oppose moving the common boundary line between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area.

The motion to amend carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

Knopp moved to amend Ordinance 2016-22.

[WHEREAS, AT ITS MEETING OF _____ THE CKPHSA BOARD RECOMMENDED _____; AND]

“WHEREAS, [AT ITS MEETING OF _____] the SKPHSA Board recommended the assembly vote in opposition to the ordinance.”

The motion to amend carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

Knopp moved to amend Ordinance 2016-22.

Section 3 to read, "That a proposition shall be presented to all voters residing in both the existing and the proposed new area of the Central Kenai Peninsula Hospital Service Area as follows:

PROPOSITION No.

Shall the common boundary line between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area be moved south by about 12 miles as described in KPB Ordinance 2016-22 and the borough be authorized to exercise the Central Kenai Peninsula Hospital Service Area powers in that additional area?

YES ____ A “Yes” vote means you approve moving the common boundary line between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area south by about 12 miles, except the line would follow Kingsley Road north about ½ mile, cross the Sterling Highway and go west into Cook Inlet and the borough be authorized to exercise the Central Kenai Peninsula Hospital Service Area powers in that additional area?

NO ____ A “No” vote means that you oppose moving the common boundary line between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area."

The motion to amend carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

President Gilman passed the gavel to Vice President Johnson and spoke in opposition to Ordinance 2016-22 as amended. Vice President Johnson returned the gavel to President Gilman.

Assembly Member Ogle spoke in opposition to Ordinance 2016-22 as amended.

The motion to enact as amended failed by the following vote:

Yes: 4 - Bagley, Holmdahl, Johnson, and Knopp

No: 4 - Cooper, Dunne, Gilman, and Ogle

[2016-23](#)

An Ordinance Amending KPB 22.40.055 to Clarify when an Assembly Agenda Item May be Withdrawn (Holmdahl)

Knopp moved to enact Ordinance 2016-23.

President Gilman called for public comments with none being offered.

Holmdahl moved to amend Ordinance 2016-23.

Section 1 to read, "22.40.055. Agenda-Withdrawn legislation.

A. After a sponsor [AN ASSEMBLY MEMBER] moves to either introduce an ordinance or adopt a resolution, and before the presiding officer states it to the assembly for its determination, the sponsor [mover] may withdraw the motion. This may occur before, during or after public testimony is taken on the motion to introduce or adopt.

B. Once a motion to introduce an ordinance or adopt a resolution has been stated to the assembly for its determination by the presiding officer, but before the vote, it may be withdrawn by the sponsor [MAKER] only upon approval by a majority of the total membership of the assembly."

The motion to amend carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

The motion to enact as amended carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

Excused: 1 - Welles

[2016-24](#)

An Ordinance Amending KPB 5.12.105 to Allow for a Phase-Out of the Optional Senior Citizen Exemption for New Applicants by the Year 2024, Subject to Voter Approval (Mayor)

Knopp moved to enact Ordinance 2016-25.

[Clerk's Note: The motion to enact was on the floor from the June 21, 2016 meeting.]

President Gilman called for public comments.

Linda Hutchings, Cohoe spoke in support of Ordinance 2016-24.

Fred Sturman, Soldotna spoke in opposition to Ordinance 2016-24.

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

The motion to enact carried by the following vote:

Yes: 7 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, and Knopp

No: 1 - Ogle

[2016-25](#)

An Ordinance Amending KPB 2.40.010 to Reduce Planning Commission Membership (Johnson) (Postponed to 08/23/16)

Knopp moved to enact Ordinance 2016-25.

President Gilman called for public comment.

Tod Larson, Seldovia spoke in opposition to Ordinance 2016-25.

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

Bagley moved to postpone to August 23, 2016.

The motion to postpone to August 23, 2016 carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

[2016-27](#)

An Ordinance Amending KPB 2.56.040 to Incorporate the Soldotna Streets Inventory and Management Plan, the Soldotna Utility Master Plan, the City of Soldotna Downtown Improvement Plan, the Soldotna Safe Routes to School Plan, and the Soldotna Recreation & Trails Master Plan as Elements of the Official Comprehensive Plan for that Portion of the Borough within the Boundaries of the City of Soldotna (Mayor, Bagley)

Knopp moved to enact Ordinance 2016-27.

President Gilman called for public comment.

John Czarneski, Soldotna spoke in support of Ordinance 2016-27.

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

Knopp moved to amend Ordinance 2016-27.

The final Wherease clause to read, " the Planning Commission at its regularly scheduled meeting of June 27, 2016, recommended approval by unanimous consent."

The motion to amend carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

The motion to enact as amended carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

UNFINISHED BUSINESS

[2016-029](#) A Resolution To Form the Eddy Hill Drive Road Improvement Assessment District and Proceed with the Improvement (Mayor) Tabled on June 21, 2016 (Postponed to 09/06/16)

A motion was made by Cooper that this Resolution be remove from the table. The motion carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

Cooper moved to postpone to September 6, 2016.

The motion to postpone to September 6, 2016 carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

[2015-19-31](#) An Ordinance Appropriating \$637,988.40 to the Special Assessment Fund for the Eddy Hill Drive Road Improvement Assessment District (Mayor) (Postponed to 09/06/16)

A motion was made by Cooper that this Budget Ordinance be remove from the table. The motion carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

Cooper moved to postpone to September 6, 2016.

The motion to postpone to September 6, 2016 carried by the following vote:

Yes: 8 - Bagley, Cooper, Dunne, Gilman, Holmdahl, Johnson, Knopp, and Ogle

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

President Gilman called for public comments.

Debbie Cary, Ninilchik thanked the Mayor and Assembly for all they do, and stated she agreed with Mayor Navarre that public employees should stop getting beat up as they do a good job. She also stated it was time to get a handle on healthcare and thanked Mr. Johnson and Mr. Bagley in their efforts sponsoring Ordinance 2016-22.

Jenny Espenga, Homer thanked the assembly for their time spent at the meetings and also stated she looked forward to a resolve with local primary care.

Fred Sturman, Soldotna stated he appreciated what the borough employees do; however, the private sector does not get raises every year as the government

employees do.

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

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

August 9, 2016 Regular Assembly Meeting 6:00 PM Assembly Chambers, Borough Administration Building

ASSEMBLY COMMENTS

Assembly Member Bagley gave notice of reconsideration of Ordinance 2016-22. He stated he would like the assembly to get back to not having to read amendments as long as they are turned in timely - he requested the clerk and attorney to look into a procedure recommendation.

Assembly Member Holmdahl welcomed Virginia Morgan to the Planning Commission. Ms. Holmdahl stated that one of the assembly's responsibilities was to look at where the borough was getting money and where it was spending money, so when the borough can go to the voters and ask them where money should come from, that was a good thing. She stated it should not be looked at as a vote against senior citizens of the borough.

Assembly Member Willy Dunne thanked Tod Larson for traveling from Seldovia to attend the meeting. Mr. Dunne thanked the Mayor and his staff for looking at the big picture and submitting a comprehensive review of the tax code.

Assembly Member Ogle thanked those who traveled to testify at the meeting, as well as those who testified telephonically. He stated there was good discussion.

Assembly Member Johnson extended his sympathy to the fisherman and their crewmembers who had a poor season this year. He also thanked his wife for attending the meeting.

President Gilman stated the invocation was open to everyone and booked on a first-come first-serve basis. He stated he did not think the senior exemption revision went far enough, as it shifts the burden to everyone's children and grandchildren.

INFORMATIONAL MATERIALS AND REPORTS

None.

NOTICE OF NEXT MEETING AND ADJOURNMENT

With no further business to come before the assembly, President Gilman adjourned the meeting at 11:07 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of July 26, 2016.

Johni Blankenship, MMC, Borough Clerk

Approved by the Assembly: _____