



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Agenda Assembly

Tuesday, December 3, 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 Assembly observed a moment of silence.]

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

Resolution 2019-064
Resolution 2019-066
Resolution 2019-070
Resolution 2019-067
Resolution 2019-068
Resolution 2019-069
Resolution 2019-071
Resolution 2019-063
Resolution 2019-065
Ordinance 2019-38
Ordinance 2019-33
Ordinance 2019-34
Ordinance 2019-35
Ordinance 2019-36
Ordinance 2019-37
Ordinance 2019-39
Confirming Appointments to the RSA Board
Confirming Appointments to APFEMSA Board
Confirming Assembly Member's Appointment to the AWHPWG
Approving Mayor's List of Members for AWHPWG

ACTION ITEMS ELIGIBLE TO BE ADDED TO THE CONSENT AGENDA

Ordinance 2019-19-18
Ordinance 2019-19-19
Ordinance 2019-19-20
Ordinance 2019-31
Ordinance 2019-32

APPROVAL OF MINUTES

[KPB-2394](#) November 5, 2019 Regular Assembly Meeting Minutes

Attachments: [110519 Regular Assembly Meeting Minutes](#)

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

(20 minutes total)

1. [KPB-2390](#) Central Peninsula Hospital Quarterly Report (10 Minutes)

Attachments: [CPH Borough Assembly Quarterly 120319](#)

2. [KPB-2391](#) South Peninsula Hospital Quarterly Report (10 Minutes)

Attachments: [SPH Quarterly Report](#)

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)

Ordinances referred to Finance Committee

- [2019-19-18](#) An Ordinance Appropriating Additional Funding for the Construction of Nikiski Fire Station Number Three (Mayor)

Attachments: [Ordinance 2019-19-18](#)
[Amendment Memo](#)
[SAB Recommendations](#)
[Memo](#)

- [2019-19-19](#) An Ordinance Appropriating Phase Two Bond Proceeds for the Purpose of Purchasing Emergency Vehicles in the Central Emergency Service Area (Mayor)

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

- [2019-19-20](#) An Ordinance Appropriating Additional Funding for the Anchor Point Fire and Emergency Medical Service Area Station One Boiler Replacement (Mayor)

Attachments: [Ordinance 2019-19-20](#)
[Memo](#)

Ordinances referred to Lands Committee

[2019-24](#) An Ordinance Adopting KPB 20.80, Subdivision Private Streets and Gated Subdivisions (Mayor)

Attachments:

[Ordinance 2019-24 SUB](#)

[Memo SUB](#)

[SUB Dunne Amendment Memo](#)

[SUB REPLACEMENT Amendment Memo \(Dealt with 03/17/20\)](#)

[SUB Amendment Memo 022520 \(Replaced by 03/17/20 Memo\)](#)

[SUB City of Kenai Memo 031720](#)

[Ordinance 2019-24 \(Amended by Substitute\)](#)

[Memo](#)

[City of Soldotna Resolution](#)

[Kachemak City Letter](#)

[City of Kenai Resolution](#)

[City of Homer Resolution](#)

[City of Homer Memorandum](#)

[eComment 100819](#)

[Public Comment 120319](#)

[SUB Planning Commission Recommendations 120319 \(Dealt with 12/03/19\)](#)

[Dunne Amendment Memo \(Dealt with 11/21/19\)](#)

[Planning Commission Recommendations 092319 \(Dealt with 11/21/19\)](#)

[Request for Postponement \(Dealt with on 10/08/19\)](#)

[Public Comments 050520](#)

[O2019-24 ADFG Letter 050520](#)

[2019-30](#) An Ordinance Amending KPB 21.29, KPB 21.25, and KPB 21.50.055 Regarding Material Site Permits, Applications, Conditions, and Procedures (Mayor)

[Clerk's Note: Bjorkman gave notice of reconsideration at the 12/03/19 assembly meeting.]

Attachments: [Ordinance 2019-30 SUB](#)
[Memo SUB](#)
[Dunne Amendment](#)
[Ordinance 2019-30 \(Amended by Sub\)](#)
[Memo](#)
[Planning Commission Recommendations](#)
[Material Site Work Group Sectional Analysis](#)
[Public Comment](#)
[eComment 120319](#)
[Public Comments 01072020](#)

Ordinances referred to Policies and Procedures Committee

[2019-31](#) An Ordinance Adopting the Updated 2019 Kenai Peninsula Borough All-Hazard Mitigation Plan and Removing the Word "All" from KPB 2.80.010 (Mayor)

Attachments: [Ordinance 2019-31](#)
[Memo](#)

[2019-32](#) An Ordinance Approving an Operating Agreement with South Peninsula Hospital, Inc. for South Peninsula Hospital and Other Medical Facilities (Mayor)

Attachments: [Ordinance 2019-32](#)
[Amendment Memo](#)
[Overview of Changes](#)
[SPH Inc Recommendations](#)
[Consent to Sublease](#)
[Memo](#)
[Operating Agreement](#)

UNFINISHED BUSINESS

NEW BUSINESS

Resolutions

Resolutions referred to Finance Committee

[2019-064](#) A Resolution Authorizing Community Assistance Program Expenditures for Unincorporated Communities (Mayor)

Attachments: [Resolution 2019-064](#)
[Memo](#)

[2019-066](#) A Resolution Redirecting Project Funds Previously Appropriated for the Former Soldotna Prep Building and Campus Operational Costs to be Utilized for Design and Feasibility Analysis (Mayor)

Attachments: [Resolution 2019-066](#)
[Memo](#)
[Foundation Funding-Overview](#)

Resolutions referred to Lands Committee

[2019-070](#) A Resolution Authorizing the Borough to Enter into a Resource Exchange Agreement with TriMark Earth Reserve, LLC for the Construction of a Road to and through Borough Property (Mayor)

Attachments: [Resolution 2019-070](#)
[Memo](#)
[TriMark Exchange Agreement](#)
[TriMark Map](#)
[Project Overview Map](#)
[Project Location Map](#)
[PC Recommendations \(dealt with on 12/03/19\)](#)

Resolutions referred to Policies and Procedures Committee

[2019-067](#) A Resolution Approving an Automatic Aid Agreement and Operational Plan Between Anchor Point Fire & Emergency Service Area and the City of Homer Volunteer Fire Department for Fire Response Services (Mayor)

Attachments: [Resolution 2019-067](#)
[Memo](#)
[Automatic Aid Agreement](#)
[Operational Plan](#)

[2019-068](#) A Resolution Approving a Mutual Aid Agreement and Operational Plan Between Anchor Point Fire & Emergency Medical Service Area and the City of Homer Volunteer Fire Department for Fire Response Services (Mayor)

Attachments: [Resolution 2019-068](#)
[Memo](#)
[Mutual Aid Agreement](#)
[Operational Plan](#)

[2019-069](#) A Resolution Authorizing the Borough, on Behalf of the South Kenai Peninsula Hospital Service Area, to Enter into a Long-Term Lease Agreement for a Professional Office Building at 4201 Bartlett Street, Homer, Alaska (Mayor)

Attachments: [Resolution 2019-069](#)
[PC Recommendations](#)
[Memo](#)
[Lease](#)
[Parcel Map](#)

[2019-071](#) Confirming Appointments to Non-Borough Committees and Boards (Cooper)

Attachments: [Resolution 2019-071](#)

Resolutions referred to Legislative Committee

[2019-063](#) A Resolution Requesting the State of Alaska Legislature Approve a Coastal Infrastructure General Obligation Bond for the 2020 Election (Cooper, Smalley, Cox, Johnson)

Attachments: [Resolution 2019-063](#)

[2019-065](#) A Resolution Supporting the Transportation Priorities to be Considered for Grant Funding to be Submitted to the State of Alaska Department of Transportation and Public Facilities (Mayor)

Attachments: [Resolution 2019-065](#)
[Memo](#)

2. Ordinances for Introduction

Ordinances for Introduction and referred to the Finance Committee

[2019-38](#) An Ordinance Approving and Accepting \$13,738.95 from the State of Alaska Division of Homeland Security and Emergency Management to Reimburse Repairs at the Tebughna School Resulting from the November 30, 2018 Cook Inlet 7.0 Earthquake (Mayor)

Attachments: [Ordinance 2019-38](#)
[Memo](#)
[FEMA Award Letter](#)

Ordinances for Introduction and referred to the Lands Committee

[2019-33](#) An Ordinance Amending KPB 20.10.030 and KPB 20.90.010 to Clarify Applicability of Subdivision Requirements (Mayor)

Attachments: [Ordinance 2019-33](#)
[PC Recommendations](#)
[Memo](#)

[2019-34](#) An Ordinance Amending KPB 21.46.040 to Create the Kalifornsky Center Single Family Residential R-1 Local Option Zoning District on an Approximately 55-Acre Borough-Owned Parcel (Mayor)

Attachments: [Ordinance 2019-34](#)
[Amendment Memo 042120](#)
[Memo](#)
[Map](#)
[Plat Prelim](#)
[Public Comment 01072020](#)
[Classification Map and Resolutions](#)
[Kalifornsky APC & Planning Commission Recommendation \(Dealt with on 01/07/20\)](#)
[Request for Postponement 031720 \(Dealt with on 03/17/20\)](#)
[Request to Table \(Dealt with 01/07/20\)](#)

[2019-35](#) An Ordinance Approving C & H Estates Single-Family Residential R-1 Local Option Zoning District and Amending KPB 21.46.040 (Mayor)

Attachments: [Ordinance 2019-35](#)
[Memo](#)
[Map](#)
[Planning Commission Approved Minutes 092319](#)
[Certificate of Service and Publication](#)
[Public Comment 010720](#)
[Public Comment 010720](#)

[2019-36](#) An Ordinance Authorizing the Negotiated Lease of Garage Space at the Bear Creek Fire Station with the Alaska State Troopers a Detachment North (Mayor)

Attachments: [Ordinance 2019-36](#)
[Planning Commission Recommendations](#)
[Memo](#)
[Lease](#)

[2019-37](#) An Ordinance Amending KPB 17.10.120, Terms of a Land Sale, to Address Kenai Peninsula Borough Employee and Contractor Participation in Land Disposal Methods (Mayor)

Attachments: [Ordinance 2019-37](#)
[Memo](#)
[Planning Commission Recommendations](#)

Ordinances for Introduction and referred to the Policies and Procedures Committee

[2019-39](#) An Ordinance Repealing KPB 12.06 and Enacting KPB 12.08 Junk and Abandoned Vehicles (Mayor)

Attachments: [Ordinance 2019-39](#)
[Memo](#)

Other

Other items referred to Policies and Procedures Committee

[KPB-2375](#) Confirming an Appointment to the Road Service Area Board (Mayor)

Larry Smith, Seat At-Large, Term Expires 09/30/2022

Attachments: [Appointment](#)

[KPB-2389](#) Confirming an Appointment to the Anchor Point Fire and Emergency Medical Service Area Board (Mayor)

Edward Jolly, Seat C, Term Expires 10/2021

Attachments: [Appointment](#)

[KPB-2373](#) Confirming the Appointment of Assembly Member Brent Johnson to the Anadromous Waters Habitat Protection Work Group (Cooper)

Attachments: [Appointment](#)

[KPB-2395](#) Confirming Appointments to the Anadromous Waters Habitat Protection Work Group (Mayor)

Attachments: [Updated Appointments](#)
[Appointments](#)

[KPB-2396](#) LAYDOWN Mayor's Veto of Ordinance 2019-19-15, Appropriating Funds to Award a Grant to the Kenai Peninsula Tourism Marketing Council to Support its Planned Projects to Promote the Borough

[Clerk's Note: 6 Yes votes are required to override a veto by the mayor. If the motion to override is not successful or no motion is made, the veto will stand.]

Attachments: [O2019-19-15 Mayor's Veto](#)
[O2019-19-15 Hyperlink](#)

MAYOR'S REPORT

[KPB-2376](#) Mayor's Report Cover Memo

Attachments: [Cover Memo](#)

1. Assembly Requests/Responses - None.

2. Agreements and Contracts

a. [KPB-2377](#) Authorization to Award a Contract for ITB20-009 Homer High School Boiler Replacement to Mechanical Specialist, Inc., Wasilla, AK.

Attachments: [Authorization to Award ITB20-009](#)

b. [KPB-2380](#) Authorization to Award a Contract for ITB20-014 Central Peninsula Landfill (CPL) Brush Burning 2019 to Evergreen Alaska, Inc., Kasilof, AK

Attachments: [Authorization to Award ITB20-014](#)

c. [KPB-2381](#) Authorization to Award a Contract for RFP20-005 North Peninsula Recreation Service Area Remodel Professional Designs Services to Architects Alaska, Inc. Anchorage, AK.

Attachments: [Authorization to Award RFP20-005](#)

3. Other

- a. [KPB-2382](#) Capital Project Reports - September 30, 2019
Attachments: [Capital Project Reports - September 30, 2019](#)
- b. [KPB-2383](#) Budget Revisions - October 2019
Attachments: [Budget Revisions - October 2019](#)
- c. [KPB-2384](#) Revenue - Expenditure Report - October 2019
Attachments: [Revenue Expenditure Report - October 2019](#)
- d. [KPB-2388](#) Investment Report Quarter Ended 09/30/19
Attachments: [Investment Report Quarter ended 093019](#)

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

ASSEMBLY COMMENTS

PENDING LEGISLATION

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

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. January 7, 2020 Regular Assembly Meeting
6:00 PM Betty J. Glick Assembly Chambers, Soldotna, Alaska

ADJOURNMENT

The next meeting of the Kenai Peninsula Borough Assembly will be held on January 7, 2020 at 6:00 P.M. in the Betty J. Glick 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.kpb.us for copies of the agenda, meeting summaries, ordinances and resolutions.