



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Minutes - Draft

Assembly

Brent Johnson, President

Tyson Cox, Vice President

Kelly Cooper

Cindy Ecklund

Bill Elam

Brent Hibbert

Peter Ribbens

Ryan Tunseth

Mike Tupper

Tuesday, January 2, 2024

6:00 PM

Betty J. Glick Assembly Chambers

Meeting ID: 895 1103 3332 Passcode: 193069

[https://us06web.zoom.us/j/89511033332?](https://us06web.zoom.us/j/89511033332?pwd=GThg6CA4QuaaPihm3rpMKljbZoy5ZG.1)

[pwd=GThg6CA4QuaaPihm3rpMKljbZoy5ZG.1](https://us06web.zoom.us/j/89511033332?pwd=GThg6CA4QuaaPihm3rpMKljbZoy5ZG.1)

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CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

The invocation was given by Central Emergency Services Chaplain, Frank Alioto.

ROLL CALL

Present: 9 - Brent Hibbert, Cindy Ecklund, Mike Tupper, Brent Johnson, Tyson Cox, Ryan Tunseth, Kelly Cooper, Peter Ribbens, and Bill Elam

Also present were:

Peter A. Micciche, Borough Mayor

Brandi Harbaugh, Finance Director

Sean Kelley, Borough Attorney

Michele Turner, Borough Clerk

Tamera Ward, Deputy Borough Clerk

COMMITTEE REPORTS

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

[9 Present: Cooper, Cox, Ecklund, Elam, Hibbert, Ribbens, Tunseth, Tupper, Johnson]

Assembly Member Ecklund stated the Lands Committee met and discussed its

agenda items.

[9 Present: Cooper, Cox, Ecklund, Elam, Hibbert, Ribbens, Tunseth, Tupper, Johnson]

Assembly Member Tupper stated the Policies and Procedures Committee met and discussed its agenda items.

[9 Present: Cooper, Cox, Ecklund, Elam, Hibbert, Ribbens, Tunseth, Tupper, Johnson]

Assembly Member Elam stated the Legislative Committee met and discussed its agenda items.

[9 Present: Cooper, Cox, Ecklund, Elam, Hibbert, Ribbens, Tunseth, Tupper, Johnson]

APPROVAL OF AGENDA AND CONSENT AGENDA

Cox moved to approve the Agenda and Consent Agenda.

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

[KPB-5692](#) December 12, 2023 Regular Assembly Meeting Minutes
approved.

[KPB-5693](#) A Resolution Commending the Soldotna High School Football Team as the Division II Alaska State Champions for the Year 2023 (Mayor)
This Commending Resolution was adopted.

[KPB-5694](#) A Resolution Commending the Kenai Central High School Girls' Volleyball Team as the 3A Alaska State Champions for the Year 2023 (Mayor)
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:

[2023-26](#) An Ordinance Confirming the Assessment Roll for the Oxford Avenue Utility Special Assessment District and Establishing the Method for Terminating Assessments and Issuing Refunds to Property Owners (Mayor)
This Ordinance was enacted.

[2023-27](#) An Ordinance Confirming the Assessment Roll for the South Bend

Bluff Estates Road Improvement Assessment District (Mayor)

This Ordinance was enacted.

[2023-19-29](#) An Ordinance Deobligating Bond Proceeds in the Central Emergency Service Area Capital Project Fund and Appropriating the Remaining Bond Proceeds and Interest to Fund the Annual Debt Service for Central Emergency Service Area General Obligation Bonds (Mayor)

This Budget Ordinance was enacted.

[2023-19-30](#) An Ordinance Redirecting Previously Appropriated Bond Proceeds and Interest from the 2014 General Obligation School Bonds and Authorizing Distribution of Previously Appropriated State and Local Fiscal Recovery Funds to the Hope School Roof Replacement Project (Mayor)

This Budget Ordinance was enacted.

New Business

[2024-001](#) A Resolution Urging Additional State of Alaska Match Funding for the Homer Harbor Expansion General Investigation Study in the Amount of \$288,523 (Assembly Members and Mayor)

This Resolution was adopted.

[2024-002](#) A Resolution Requesting that the State of Alaska Make a Meaningful and Timely Increase to the Base Student Allocation (BSA) for Public Schools (Cooper, Cox, Ecklund, Elam, Hibbert, Johnson, Mayor, Tupper, Tunseth)

[Clerk's Note: Section 1 of Resolution 2024-002 was amended to read, "That the Assembly requests that the State Legislature pass a meaningful increase to the base student allocation in a timely manner to permanently reduce the fiscal gap created in the Alaska educational system due to a lack of inflationary increases to the BSA over the last several years. Additionally, the BSA will be adjusted every year in an amount equivalent to the annual percentage change in the Consumer Price Index for Urban Alaska (CPI) for the December ending previous to the fiscal funding year."

Section 2 of Resolution 2024-002 was amended to read, "That the Assembly petitions Governor Dunleavy to [CONSIDER]implement a permanent increase to the base student allocation, to include an annual inflationary adjustment, as brought forth by the Alaska Legislature with no vetoes exercised that would reduce or eliminate the State budget funds needed to successfully make the

increase a reality.”]

This Resolution was adopted as amended.

[2023-19-31](#) An Ordinance Appropriating \$50,000 as a Cash Contribution for the Deep Creek Fish Passage Project Application, a Partnership between the Kenai Peninsula Borough and the U.S. Fish & Wildlife Service (Mayor) (Hearing on 01/16/24)

This Budget Ordinance was introduced and set for public hearing.

[2023-19-32](#) An Ordinance Appropriating \$150,000 from the Seward-Bear Creek Flood Service Area Fund Balance for Maintenance on the Salmon Creek Revetment Site (Mayor) (Hearing on 01/16/24)

This Budget Ordinance was introduced and set for public hearing.

[KPB-5700](#) Petition to Vacate a Public Access Easement of Triple Crown Estates No 2, Phase 2, Fritz Creek Area, Plat HM 2014-16, KPB File 2023-131V

[Clerk’s Note: At its regularly scheduled meeting of the Kenai Peninsula Borough Planning Commission on December 11, 2023 the proposed vacation was approved by unanimous consent.]

approved.

[KPB-5701](#) Petition to Vacate a Right-of-Way of C&C Bear Street, Funny River Area, Plat KN 2003-74, KPB File 2023-133V

[Clerk’s Note: At its regularly scheduled meeting of the Kenai Peninsula Borough Planning Commission on December 11, 2023 the proposed vacation was approved by unanimous consent.]

approved.

[KPB-5703](#) Confirming Appointments to the Board of Equalization (Mayor)

Tyson Cox, Seat C, Term Expires 12/31/2026

Barbara Belluomini, Seat D, Term Expires 12/31/2026

Wenda Kennedy, Alternate Seat B, Term Expires 12/31/2026

Brett DeMeter, Alternate Seat C, Term Expires 12/31/2026

approved.

[KPB-5704](#) Confirming the Appointment to the Moose Pass Advisory Planning

Commission (Mayor)

Jeff L. Estes, Seat A, Term Expires 09/30/2026

approved.

[KPB-5705](#)

Confirming an Appointment to the Western Emergency Service Area Board (Mayor)

Cherie A. Richter, Seat A, Term Expires October 2026

approved.

Approval of the Agenda and Consent Agenda

President Johnson called for public comment.

Nick Conner, spoke in support of Resolution 2024-001.

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

The motion to approve the Agenda and Consent Agenda as amended carried by the following vote:**Yes:** 9 - Hibbert, Ecklund, Tupper, Johnson, Cox, Tunseth, Cooper, Ribbens, and Elam**COMMENDING RESOLUTIONS AND PROCLAMATIONS**

1. [KPB-5693](#) A Resolution Commending the Soldotna High School Football Team as the Division II Alaska State Champions for the Year 2023 (Mayor)

[Clerk's Note: Mayor Micciche read the Commending Resolution honoring the Soldotna High School football team.]

2. [KPB-5694](#) A Resolution Commending the Kenai Central High School Girls' Volleyball Team as the 3A Alaska State Champions for the Year 2023 (Mayor)

*[Clerk's Note: Mayor Micciche presented the Commending Resolution to the Kenai Central High School girl's volleyball team.]***PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA**

President Johnson called for public comment.

Nick Conner, spoke regarding Mothers Against Drunk Drivers (MADD), Report Every Dangerous Driver Immediately (REDDI) and the borough's record request process.

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

MAYOR'S REPORT

Mayor's Report Cover Memo

[KPB-5696](#) Mayor's Report Cover Memo

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
 - a. [KPB-5697](#) Authorization to Award a Contract for ITB24-010 Homer High School Siding Refinish
3. Other
 - a. [KPB-5698](#) Budget Revisions - November 2023
 - b. [KPB-5699](#) Revenue Expenditure Report - November 2023

ITEMS NOT COMPLETED FROM PRIOR AGENDA - None.

UNFINISHED BUSINESS - None.

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

President Johnson called for public comment with none being offered.

ASSEMBLY COMMENTS

Assembly Member Elam wished everyone a Happy New Year and thanked the public for attending.

Assembly Member Ribbens encouraged everyone to attend the Nikiski Community Council at 6:30pm on January 8, 2024.

Assembly Member Hibbert wished everyone a Happy New Year.

Assembly Member Tunseth thanked the Finance Department for their work on the audit and wished everyone a Happy New Year.

Assembly Member Cooper thanked the Finance Department for their hard work and

thanked Senator Bjorkman for attending.

Assembly Member Tupper wished everyone a Happy New Year and said he was excited to work with the Assembly this year.

Assembly Member Ecklund stated the Finance Department was always exceptional to work with. Ms. Ecklund wished everyone a Happy New Year.

Vice President Cox thanked the Assembly and the Mayor for their support of Resolution 2024-002. Mr. Cox wished everyone a good evening.

President Johnson stated he appreciated the Finance Department's hard work. Mr. Johnson wished everyone a Happy New Year.

INFORMATIONAL MATERIALS AND REPORTS

[KPB-5702](#) Cook Inlet Regional Citizens Advisory Council Update from the Board of Directors

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. January 16, 2024 6:00 PM
Regular Assembly Meeting
Betty J. Glick Assembly Chambers
Remote Participation Available through Zoom
Meeting ID: 895 1103 3332 Passcode: 193069

ADJOURNMENT

With no further business to come before the assembly, President Johnson adjourned the meeting at 6:57 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of January 2, 2024.

Michele Turner, CMC, Borough Clerk

Approved by the Assembly: _____