



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Minutes - Final

Assembly

Wayne Ogle, President
Dale Bagley, Vice President
Norm Blakeley
Kenn Carpenter
Kelly Cooper
Willy Dunne
Paul Fischer
Brent Hibbert
Hal Smalley

Tuesday, October 9, 2018

6:00 PM

Assembly Chambers

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

[Clerk's Note: The invocation was given by President Ogle.]

ROLL CALL

[Clerk's Note: Assembly Member Fischer attended by phone.]

Present: 9 - Willy Dunne, Paul Fischer, Dale Bagley, Brent Hibbert, Kenn Carpenter, Norm Blakeley, Kelly Cooper, Hal Smalley, and Wayne Ogle

Also present were:

Charlie Pierce, Borough Mayor
John Quick, Chief of Staff
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.

[Clerk's Note: At the Finance Committee, the assembly convened into executive session for the purpose of discussing the financial matters regarding Ordinance 2018-19-18, as the immediate knowledge of which could have an adverse effect upon the finances of the borough. In attendance were assembly members, borough mayor, and borough attorney.]

Assembly Member Carpenter stated the Lands Committee met and discussed its agenda item.

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

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

APPROVAL OF AGENDA AND CONSENT AGENDA

[KPB-1891](#) September 18, 2018 Regular Assembly Meeting Minutes
approved.

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

[2018-32](#) An Ordinance Approving the Asset Transfer of a Diesel Generator and Mobile Trailer from the Office of Emergency Management to the Moose Pass Volunteer Fire Company (Mayor)
This Ordinance was enacted.

[2018-19-11](#) An Ordinance Accepting and Appropriating Grant Funds Totaling \$103,366 from the State of Alaska Department of Natural Resources, Division of Forestry to Update the Community Wildfire Protection Plans (Mayor)
This Ordinance was enacted.

[2018-19-12](#) An Ordinance Accepting and Appropriating Funding from the State of Alaska in the Amount of \$426,303 for Community Purposes under the State's 2018/2019 Community Assistance Program (Mayor)
This Budget Ordinance was enacted.

New Business

[2018-040](#) A Resolution Accepting \$185,000 from the State of Alaska Department of Military and Veterans Affairs, Division of Homeland Security and Emergency Management for Emergency Management Operations (Mayor)
This Resolution was adopted.

[2018-041](#) A Resolution Accepting Medical Equipment from the Southern Region

Emergency Medical Services Council, Inc., on Behalf of Bear Creek Fire Service Area (Mayor)

This Resolution was adopted.

[2018-042](#)

A Resolution Accepting Medical Equipment from the Southern Region Emergency Medical Services Council, Inc., on Behalf of Nikiski Fire Service Area (Mayor)

This Resolution was adopted.

[2018-043](#)

Certifying the Results of the October 2, 2018 Regular Borough Election (Ogle at the Request of the Borough Clerk)

This Resolution was adopted.

[2018-039](#)

A Resolution Supporting the Efforts of the Tsalteshi Trails Association to Secure a Recreational Trails Program Grant from the State of Alaska (Bagley)

[Clerk's Note: The twelfth Whereas clause was deleted from Resolution 2018-039, [TTA IS APPLYING FOR A TWO-YEAR RECREATIONAL TRAILS PROGRAM GRANT IN THE AMOUNT OF \$50,000 FROM THE STATE OF ALASKA TO BUILD FOUR MILES OF SKI, KIJOR, SNOWSHOE AND SINGLE-TRAILS AT TTA TRAILS SOUTH OF ISAAK ROAD; AND;]]

This Resolution was adopted as amended.

[2018-19-13](#)

An Ordinance Appropriating \$92,000 for Costs Related to Replacing the Emergency Generator and Accessories for Nikiski Fire Station #1 (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-19-14](#)

An Ordinance Approving the Purchase of a da Vinci Surgical Robotic System Plus On-Site Implementation and Training for the Central Peninsula Hospital and Appropriating \$2,250,000 from the Plant Replacement and Expansion Fund to Fund the Project (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-19-15](#)

An Ordinance Appropriating \$50,000 from the North Peninsula Recreation Service Area Operating Fund, Fund Balance for Septic System Replacement at the Nikiski Pool (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-19-16](#)

An Ordinance Appropriating Up to \$60,000 from the Seward Bear Creek Flood Service Area Fund Balance for Flood Mitigation Costs to

Reimburse Project Funds Used to Protect Forest Acres Neighborhood and Dieckgraeff Road (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-19-17](#) An Ordinance Appropriating Funds to the Legal Department for the Costs Associated with Hiring Outside Counsel to Represent the Kenai Peninsula Borough in the Application of the Alaska Gasline Development Corporation Filed with the Federal Energy Regulatory Commission (Mayor)

This Budget Ordinance was introduced and set for public hearing.

[2018-33](#) An Ordinance Authorizing a Lease of Two Acres to Chugach Electric Association, Inc. for a Communication Site on Borough Managed Land Near Summit Lake (Mayor)

This Ordinance was introduced and set for public hearing.

[KPB-1887](#) Authorizing the Approval of the Restaurant Designation Permit and Liquor License Transfer as Requested by Creekbend Company, License Number 1381

approved.

[KPB-1869](#) Confirming Appointments to KPB Advisory Planning Commissions (Mayor)

Anchor Point Advisory Planning Commission:
Hans Bilben, Seat F, Term Expires September 2021

Cooper Landing Advisory Planning Commission:
Kathryn Recken, Seat F, Term Expires September 2021
David Story, Seat E, Term Expires September 2021

Moose Pass Advisory Planning Commission:
David Pearson, Seat E, Term Expires September 2021
Bruce Jaffa, Seat D, Term Expires September 2021

Hope/Sunrise Advisory Planning Commission:
Richard Hogan, Seat B, Term Expires September 2021

approved.

[2018-19-10](#) WITHDRAWN BY SPONSOR An Ordinance Authorizing the Issuance and Sale of a General Obligation Bond of the Kenai Peninsula

Borough in the Principal Amount Not to Exceed Five Million Four Hundred Fifty Thousand and No/100 Dollars (\$5,450,000.00) to Pay Costs of Educational Capital Improvements in the Borough, Authorizing the Sale of the Bond to the Alaska Municipal Bond Bank Pursuant to the Terms and Conditions Provided in this Ordinance; and Pledging the Full Faith and Credit of the Borough to Payment of the Bond (Mayor, Cooper)

This Ordinance was withdrawn by the sponsor.

Approval of the Agenda and Consent Agenda

Assembly President Ogle called for public comment with none being offered.

The motion to approve the agenda and consent agenda as amended carried by the following vote:

Yes: 9 - Dunne, Fischer, Bagley, Hibbert, Carpenter, Blakeley, Cooper, Smalley, and Ogle

VACANCY, DESIGNATION OR SEATING MEMBERS

Swear-In Newly Elected Assembly Members

[Clerk's Note: Borough Clerk Johni Blankenship administered oaths of office to the newly elected Assembly Members: Brent Hibbert, District 1; Kenn Carpenter, District 6; and Willy Dunne, District 9.]

COMMENDING RESOLUTIONS AND PROCLAMATIONS

[KPB-1868](#) Mayor's Proclamation Proclaiming October, 2018 as "Domestic Violence Awareness Month"

[Clerk's Note: The Mayor presented the proclamation to Ashley Blanchford from the LeeShore Center.]

PRESENTATIONS WITH PRIOR NOTICE

[KPB-1890](#) Kenai Peninsula Tourism and Marketing Counsel Quarterly Report (10 Minutes)

[Clerk's Note: Pamela Parker, Board Member of Kenai Peninsula Tourism and Marketing Council provided the assembly with a quarterly update.]

[KPB-1889](#) Kenai Peninsula Economic Development District Quarterly Report (10 Minutes)

[Clerk's Note: Tim Dillon, Executive Director of Kenai Peninsula Economic Development District provided the assembly with a quarterly report.]

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

President Ogle called for public comment.

The following people spoke in support of the north road extension project:

Tim O'Brien, Nikiski

Devon Clayborn, Nikiski

Linda Hutchings, Coho addressed the assembly regarding her experience sponsoring the citizen's initiative 2018-01, increasing sales tax by .05 percent, that was deemed as insufficient.

George Pierce, Kasilof spoke in opposition to the sales tax initiative and the anadromous stream ordinance.

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

MAYOR'S REPORT

Mayor's Report Cover Memo

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
 - a. [KPB-1878](#) Authorization to Award a Contract for ITB 19-006 Nikiski Fire Station #1 Parking Lot Repairs to Alaska Sure Seal, Inc., Soldotna, Alaska.
3. Other
 - a. [KPB-1879](#) Grant Award and Match Confirmation
 - b. [KPB-1880](#) Revenue - Expenditure Report - August 2018
 - c. [KPB-1881](#) Budget Revisions - August 2018

ITEMS NOT COMPLETED FROM PRIOR AGENDA**UNFINISHED BUSINESS**

None.

NEW BUSINESS

Ordinances for Introduction

[2018-19-18](#) WITHDRAWN An Ordinance Appropriating Funds to Cover Estimated Costs Associated with Filling a Temporary Position in the Human Resources Department (Mayor) (Hearing on 10/23/18)

Cooper moved to withdraw Ordinance 2019-19-18.

The motion to withdraw Ordinance 2018-19-18 carried by the following vote:

Yes: 9 - Dunne, Fischer, Bagley, Hibbert, Carpenter, Blakeley, Cooper, Smalley, and Ogle

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

President Ogle called for public comment.

George Pierce, Kasilof spoke in support of Ballot Measure No. 1 "Stand for Salmon" and in opposition to funding non-profits and Ordinance 2018-19-12.

Linda Hutchings, Coho spoke in support of Ordinance 2018-19-12 and non-profits giving back to the community.

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

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. October 10, 2018 Material Site Work Group
2:00 PM Assembly Chambers, Soldotna, Alaska
2. October 22, 2018 Alaska LNG PAC Meeting
6:00 PM Nikiski Community Recreation Center
3. October 23, 2018 Regular Assembly Meeting
6:00 PM Assembly Chambers, Soldotna, Alaska

ASSEMBLY COMMENTS

Assembly Member Dunne thanked everyone who voted and for his reelection to the borough assembly, stating it was an honor to serve. He stated there were concerns regarding the salmon population and felt there was a need for habitat protection.

Assembly Member Fischer wished everyone a good evening.

Assembly Member Blakeley wished everyone safe travels home.

Assembly Member Cooper reminded everyone that November was breast cancer awareness month.

Assembly Member Smalley congratulated the Kenai Middle School 7th and 8th grade boys soccer team for winning their borough championship. He also shared a "Kardinal Korner" comment, congratulating the Kenai Central High School womens cross country team for winning the Division II state meet. Mr. Smalley reminded the elected officials seated at the dais that they were there on a temporary basis, at the will of the voters, but the employees were here for the long term. He welcomed Mr. Hibbert, Mr. Carpenter and Mr. Dunne back to the assembly and thanked everyone who ran for office.

Assembly Member Hibbert stated he attended the K-Beach Community Assistance Program meeting on October 2, 2018 at Love, Inc. and provided a status update. He thanked Tristan Summers from Kenai Central High School for attending the assembly committee meetings, stating it was refreshing to see a high school student take an interest in local government. Mr. Hibbert shared his excitement for the four new buildings that were being constructed in District 1.

Assembly Member Carpenter shared he attended a Seward Bear Creek Flood Service Area tour with Department of Natural Resources, Assembly President and Chief of Staff, stating Stephanie Presley did a good job organizing the tour. He thanked the voters for reelecting him to the assembly. Mr. Carpenter reminded everyone the Emergency Peninsula Highway Emergency Service Area's (EPHESA) next meeting was on October 11, 2018, 7:00 p.m. at the Office of Emergency Management in Soldotna. He thanked Stormy Brown for all her help with EPHESA.

President Ogle shared a "Nikiski Nugget" stating that Tim Johnson was no longer serving on the North Peninsula Recreation Service Area and was serving as the Chair of the Alaska Liquefied Gasline Project Advisory Committee, stating he was an excellent example of someone stepping up in the community. He congratulated Mr. Hibbert, Mr. Carpenter and Mr. Dunne for their reelection to the assembly. Mr. Ogle also thanked everyone who ran for the service area boards in their area and stated a lot of great work was accomplished in the service areas.

INFORMATIONAL MATERIALS AND REPORTS

None.

NOTICE OF NEXT MEETING AND ADJOURNMENT

With no further business to come before the assembly, President Ogle adjourned the meeting at 8:13 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough

Assembly meeting of October 9, 2018.

Johni Blankenship, MMC, Borough Clerk

Approved by the Assembly: _____