



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Agenda 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

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.

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:

KPB-5692: December 12, 2023 Meeting Minutes

KPB-5693: Commending Resolution Soldotna High School Football Champs

KPB-5694: Commending Resolution Kenai Central High School Girls' Volleyball Champs

Resolution 2024-001: Supporting the Homer Harbor Expansion Project

Ordinance 2023-19-31: \$50,000 Deep Creek Fish Passage Project

Ordinance 2023-19-32: \$150,000 Salmon Creek Revetment Site Maintenance

KPB-5700: Petition to Vacate a Public Access Easement

KPB-5701: Petition to Vacate C&C Bear Street

KPB-5703: Confirming Appointments to the Board of Equalization

KPB-5704: Confirming Appointment to Moose Pass Advisory Planning Commission

KPB-5705: Confirming Appointment to Western Emergency Service Area Board

ACTION ITEMS ELIGIBLE TO BE ADDED TO THE CONSENT AGENDA:

Ordinance 2023-26: Oxford Avenue Utility Special Assessment District

Ordinance 2023-27: South Bend Bluff Estates Road Improvement Assessment District

Ordinance 2023-19-29: Deobligating Central Emergency Services Bond Proceeds

Ordinance 2023-19-30: Redirecting Bond Proceeds for Hope School Roof Replacement

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

Attachments: [121223 Regular Assembly Meeting Minutes](#)

COMMENDING RESOLUTIONS AND PROCLAMATIONS

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

Attachments: [2023 State Champs - Soldotna High School Football Division II](#)

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

Attachments: [2023 State Champs - Kenai Central High School Girls' Volleyball Team](#)

PRESENTATIONS WITH PRIOR NOTICE

(20 minutes total)

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(3 minutes per speaker; 20 minutes aggregate)

MAYOR'S REPORT

Mayor's Report Cover Memo

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

Attachments: [Mayor's Report Cover Page](#)
[Mayor's Report Meeting Notes](#)

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

Attachments: [Authorization to Award ITB24-010](#)

3. Other

a. [KPB-5698](#) Budget Revisions - November 2023

Attachments: [Budget Revisions November 2023](#)

b. Revenue Expenditure Report - November 2023

ITEMS NOT COMPLETED FROM PRIOR AGENDA**PUBLIC HEARINGS ON ORDINANCES**

(Testimony limited to 3 minutes per speaker)

Ordinances referred to Finance Committee

[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)

Attachments: [Ordinance 2023-26](#)
[Memo](#)
[Oxford Avenue Final Assessment Roll](#)
[Reference Copy R2023-052](#)
[Reference Copy O2023-19-06](#)

[2023-27](#) An Ordinance Confirming the Assessment Roll for the South Bend Bluff Estates Road Improvement Assessment District (Mayor)

Attachments: [Ordinance 2023-27](#)
[Memo](#)
[South Bend Bluff Final Assessment Roll](#)
[Reference Copy R2022-001](#)
[Reference Copy O2021-19-31](#)

[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)

Attachments: [Ordinance 2023-19-29](#)
[Memo](#)
[Reference Copy O2015-21](#)
[Reference Copy R2016-003](#)

[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)

Attachments: [Ordinance 2023-19-30](#)
[Memo](#)
[Reference Copy O2021-19-01](#)
[Reference Copy O2022-19-13](#)
[Reference Copy O2013-19-22](#)
[Reference Copy R2023-055](#)

UNFINISHED BUSINESS

NEW BUSINESS

1. Resolutions

Resolutions referred to Legislative Committee

[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)

Attachments: [Resolution 2024-001](#)
[Memo](#)
[Project Management Plan](#)

[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)

Attachments: [Resolution 2024-002](#)
[Johnson Tupper Amendment](#)
[Memo](#)
[SB 140 HCS Final](#)

2. Ordinances for Introduction

Ordinances for Introduction and referred to Finance Committee

[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)

Attachments: [Ordinance 2023-19-31](#)
[Memo](#)
[Advisory Board Recommendations](#)

[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)

Attachments: [Ordinance 2023-19-32](#)
[Memo](#)
[Amendment Memo](#)

3. Other

Other items referred to Lands Committee

[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.]

Attachments: [ROWV-Triple Crown Estates No. 2 KPB File 2023-131V](#)

[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.]

Attachments: [ROWV-C & C Bear Sub KPB File 2023-133V](#)

[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

Attachments: [Board of Equalization Appointments](#)

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

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

Attachments: [Advisory Planning Commission Appointment](#)

[KPB-5705](#) Confirming an Appointment to the Western Emergency Service Area Board (Mayor)

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

Attachments: [Service Area Board Appointment](#)

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

ASSEMBLY COMMENTS

PENDING LEGISLATION

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

1. [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) [Tabled on 10/24/23]

Attachments: [Resolution 2023-005](#)
[Memo](#)
[Ecklund Amendment](#)
[C-PACER Program Handbook](#)
[102423 Public Comments](#)
[010323 Public Comments](#)
[eComment](#)

2. [2023-28](#) An Ordinance Adopting a New Borough Logo and Amending KPB 1.04.050 Regarding the Borough Logo (Mayor)

Attachments: [Ordinance 2023-28](#)
[Memo](#)
[Attachment A](#)
[Public Comment 011624](#)

INFORMATIONAL MATERIALS AND REPORTS

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

Attachments: [CIRCAC Director Report](#)

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

The next meeting of the Kenai Peninsula Borough Assembly will be held on January 16, 2024, at 6:00 P.M. in the Borough Assembly Chambers, Soldotna, Alaska.

This meeting will be broadcast on KDLL-FM 91.9 (Central Peninsula), KBBI-AM 890 (South Peninsula and KIBH FM 91.7 (East Peninsula).

The meeting will be held through Zoom, the Meeting ID: 895 1103 3332 Passcode: 193069 and in-person from the Betty J. Glick Assembly Chambers, George A. Navarre 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: 895 1103 3332 Passcode: 193069. Detailed instructions will be posted on at the Kenai Peninsula Borough's main page at www.kpb.us: "Borough Assembly Meeting Agendas" "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 <https://kpb.legistar.com/Calendar.aspx> for copies of the agenda, meeting minutes, ordinances and resolutions.

