



Assembly Action Agenda

September 21, 2021 - 6:00 PM

Regular Meeting

Betty J. Glick Assembly Chambers
George A. Navarre Kenai Peninsula
Borough Administration Building and Through
Zoom. Meeting ID: 938 6524 5999 Passcode: 886199

Brent Hibbert
President
Seat 1 – Kalifornsky
Term Expires 2021

Brent Johnson
Vice President
Seat 7 – Central
Term Expires 2022

Jesse Bjorkman
Assembly Member
Seat 3 - Nikiski
Term Expires 2022

Kenn Carpenter
Assembly Member
Seat 6 – East Peninsula
Term Expires 2021

Lane Chesley
Assembly Member
Seat 8 – Homer
Term Expires 2023

Tyson Cox
Assembly Member
Seat 4 - Soldotna
Term Expires 2022

Richard Derkevorkian
Assembly Member
Seat 2 - Kenai
Term Expires 2023

Willy Dunne
Assembly Member
Seat 9 - South
Peninsula
Term Expires 2021

Bill Elam
Assembly Member
Seat 5-Sterling/Funny
River
Term Expires 2023

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 invocation was given by Barrett Fletcher.]

ROLL CALL

COMMITTEE REPORTS

APPROVAL OF AGENDA AND CONSENT AGENDA

(Action 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.)

APPROVAL OF MINUTES

- *1. September 7, 2021 Regular Assembly Meeting Minutes

COMMENDING RESOLUTIONS AND PROCLAMATIONS

1. **ADOPTED** A Commending Resolution Honoring the Central Kenai Peninsula League of Women Voters (Dunne, Cox) **[6 Yes, 3 No, 0 Absent]**

PRESENTATIONS WITH PRIOR NOTICE (20 Minutes total)

1. Kachemak Bay Research Reserve Community Council, Mark Rains, Chief Science Officer State of Florida, Professor of Geology at the University of South Florida and Long-Time Collaborator with Kachemak Bay National Estuarine Research Reserve (10 Minutes)

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)

- *1. Ordinance 2021-19-11: Appropriating Funds to Purchase Capital Computer Equipment for the 911 Soldotna Public Safety Communications Center (Mayor) (Referred to Finance Committee)
- *2. Ordinance 2021-34: Authorizing the Assessor to Accept One Late - Filed Senior Citizen Exemption Application for 2021 Filed after March 31 and Providing an Exception to KPB 5.12.040(B) (Mayor) (Referred to Finance Committee)

UNFINISHED BUSINESS

NEW BUSINESS

1. Resolutions
 - *a. Resolution 2021-073: Authorizing the Acquisition by Bequeathment of 41.75 Acres of Land Located in the Nikiski Area (Mayor) (Referred to Lands Committee)
2. Ordinances for Introduction
 - *a. Ordinance 2021-19-12: Approving and Accepting \$4,791.02 from the Kenai Watershed Forum on behalf of the Donald E. Gilman River Center to Support the Adopt-A-Stream K-12 Education and Outreach Program (Mayor) (Hearing on 10/12/21) (Referred to Finance Committee)

- *b. Ordinance 2021-19-13: Appropriating Commercial Passenger Vessel Tax Proceeds Received from the State of Alaska under the Federal Pass-Through Program, American Rescue Plan Act of 2021 in the Amount of \$612,640 and Allocating \$577,195 to the City of Seward and \$35,445 to the City of Homer (Mayor) (Hearing on 10/12/21) (Referred to Finance Committee)
- *c. Ordinance 2021-19-14: Accepting and Appropriating Funding from the State of Alaska in the Amount of \$426,303 for Fiscal Year 2022 and Approving Projects to be Completed for Community Purposes under the State's 2021/2022 Community Assistance Programs (Mayor) (Hearing on 10/12/21) (Referred to Finance Committee)
- *d. Ordinance 2021-19-15: Appropriating \$150,000 to the Legal Department to Cover Costs of Hiring Hearing Officers for Planning Commission Appeals (Mayor) (Hearing on 10/12/21) (Referred to Finance Committee)
- *e. Ordinance 2021-19-16: Appropriating Estimated Insurance Proceeds of \$847,000 for the Cost of the Nanwalek Teacher Housing Replacement Project (Mayor) (Hearing on 10/12/21) (Referred to Finance Committee)**LAYDOWN**

3. Other

- a. **APPROVED AS AMENDED** Approving the Issuance of a Letter of Protest to the Marijuana Control Board Regarding the New Marijuana Cultivation Facility, License 27711 filed by Alaska Off Grid Cannabis Co. (Referred to Finance Committee) **[9 Yes, 0 No, 0 Absent]**
- *b. **AS AMENDED** Approval of the Precinct Boards, Canvass Board and Absentee Voting Officials for the October 5, 2021 Regular Municipal Election (Referred to Policies and Procedures Committee)

MAYOR'S REPORT

- 1. Assembly Requests/Responses – None.

2. Agreements and Contracts
 - a. Sole Source Waiver – Southcentral Construction, Inc.
 - b. Authorization to Award a Contract for ITB22-007 North Road Culverts to D&L Construction, Co. Inc., Cooper Landing, Alaska
3. Other
 - a. Certification of the 2021 Personal Property Supplemental Assessment Roll
 - b. Revenue-Expenditure Report – August 2021
 - c. Budget Revisions – August 2021

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS (3 minutes per speaker)

ASSEMBLY COMMENTS

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

1. Ordinance 2021-35: Amending KPB 10.08 to Prohibit Smoking in all Kenai Peninsula Borough Buildings and Vehicles, and Amending KPB 1.24.090 the Minor Offense Penalty Schedule (Johnson) (Hearing on 10/12/21) (Referred to Policies and Procedures Committee)
2. Resolution 2021-067: Declaring the Kenai Peninsula Borough to be an Inclusive Community Where Citizens are Treated Equally and Empowered with Free Choice (Mayor, Bjorkman, Derkevorkian, Elam) [Tabled as amended on 09/07/21]

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. October 12, 2021
6:00 PM
Regular Assembly Meeting
Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 938 6524 5999 Passcode: 886199

ADJOURNMENT

This meeting will be broadcast on KDLL-FM 91.9 (Central Peninsula), KBBI-AM 890 (South Peninsula), K201AO(KSKA)-FM 88.1 (East Peninsula).

The meeting will be held through Zoom, the Meeting ID: 938 6524 5999 Passcode: 886199 and in-person from the Betty J. Glick Assembly Chambers, Borough Administration Building, Soldotna, Alaska. COVID-19 mitigation protocols will be observed. To join the meeting from a computer, visit <https://zoom.us/j/93865245999>. To attend the Zoom meeting by telephone call toll free 1-888-788-0099 or 1-877-853-5247 and enter the Meeting ID: 938 6524 5999 Passcode: 886199. Detailed instructions will be posted on at the Kenai Peninsula Borough's main page at kpb.us: "Meeting and Public Notices" "Current Assembly Agenda".

Copies of the agenda and ordinances to be considered can be viewed on the website referenced above or at the Public Bulletin Board located on the window right of the double doors in the back of the Borough Administration Building. 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.