



Assembly Action Agenda

February 7, 2023 - 6:00 PM

Regular Meeting

Betty J. Glick Assembly Chambers
George A. Navarre Kenai Peninsula
Borough Administration Building and Through
Zoom Meeting ID: 884 7373 9641 Passcode: 671108

Brent Johnson
President
Seat 7 – Central
Term Expires 2025

Tyson Cox
Vice President
Seat 4 - Soldotna
Term Expires 2025

Peter Ribbens
Assembly Member
Seat 3 - Nikiski
Seated until 10/2023

Lane Chesley
Assembly Member
Seat 8 – Homer
Term Expires 2023

Richard Derkevorkian
Assembly Member
Seat 2 - Kenai
Term Expires 2023

Cindy Ecklund
Assembly Member
Seat 6 – East Peninsula
Term Expires 2024

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

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2024

Michael Tupper
Assembly Member
Seat 9 - South
Peninsula
Term Expires 2024

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 Assembly Member Cox.]

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. KPB 4891: January 17, 2023 Regular Assembly Meeting Minutes

PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

1. KPB 4892: Central Peninsula Hospital Quarterly Report, Shaun Keef, CEO (10 minutes)
2. KPB 4893: South Peninsula Hospital Quarterly Report, Ryan Smith, CEO and Angela Hinnegan, COO (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. **FAILED** Ordinance 2022-46: Amending KPB 21.02.230 to Modify the Boundaries of the Nikiski Advisory Planning Commission (Johnson, Ecklund, Tupper) (Referred to Policies and Procedures Committee) **[4 Yes, 4 No, 1 Absent]**

[Clerk's Note: Assembly Member Ecklund gave notice of reconsideration of Ordinance 2022-46 at the 02/07/23 assembly meeting.]

2. **ENACTED AS AMENDED** Ordinance 2023-01: Amending KPB 2.04.060 to Increase the Mayor's Salary to \$130,000 and to Provide for an Inflation Adjustment Every Three Years (Mayor, Cox) (Referred to Policies and Procedures Committee) **[8 Yes, 0 No, 1 Absent]**

UNFINISHED BUSINESS

NEW BUSINESS

1. Resolutions
 - *a. Resolution 2023-009: Designating the Newspaper and Authorizing Award of a Contract for the Publication of the 2023 Foreclosure List, and the Delinquent Leasehold, Mobile Homes, Personal and Other Tax Lists for the Tax Year 2022 and Prior (Mayor) (Referred to Finance Committee)
 - *b. Resolution 2023-011: Authorizing Participation with the Wildfire Research Center to Conduct Wildfire Risk Assessments in the Communities of Cooper Landing, Funny River and Nikiski (Mayor) (Referred to Finance Committee)
 - *c. Resolution 2023-010: Authorizing the Mayor to Execute a First Amendment to the Operating Agreement with CPGH, Inc. (Mayor) (Referred to Policies and Procedures Committee)

- *d. Resolution 2023-012: Supporting an Alaska Department of Transportation Reconnaissance Engineering Study in Kasilof (Johnson) (Referred to Legislative Committee)
- *e. Resolution 2023-013: Supporting a Project Proposal to Connect Trails Along the Sterling Highway in Homer with Baycrest Trails and Diamond Creek State Recreation Area (Mayor, Chesley, Tupper) (Referred to Legislative Committee)
- *f. Resolution 2023-014: Establishing the Kenai Peninsula Borough's State Capital Project Priorities for the Year 2023 (Mayor) (Referred to Legislative Committee)

2. Ordinances for Introduction

- *a. Ordinance 2022-19-40: Appropriating \$390,000 from the School Maintenance Fund for Snow Removal and Sanding (Mayor) (Hearing on 02/21/23) (Referred to Finance Committee)
- *b. Ordinance 2022-19-41: Appropriating \$250,000 from the General Fund for Remediation Work at the Nanwalek Landfill and Removal of Waste from Nanwalek and Port Graham (Mayor) (Hearing on 02/21/23) (Referred to Finance Committee)
- *c. Ordinance 2022-19-42: Accepting and Appropriating the Value of Extrication Equipment Received through Alaska Legislative Grant Agreement 23-DC-022 as a Pass-Through from Girdwood Fire Department (Mayor) (Hearing on 02/21/23) (Referred to Finance Committee)
- *d. Ordinance 2023-04: Authorizing an Amendment to the Kenai Peninsula Archers Lease to Provide a 10-Year Extension of the Term and a 10-Year Renewal Option (Mayor) (Hearing on 02/21/23) (Referred to Lands Committee)
- *e. Ordinance 2023-06: Approving an Amendment to Snomads Community Trail Management Agreement (Mayor) (Hearing on 02/21/23) (Referred to Lands Committee)

*f. Ordinance 2023-07: Amending Borough Code, KPB 12.08.100(A), Regarding Disposal of Abandoned Vehicles to Reflect the Ten-Calendar-Day Period in KPB 12.08.080(C)(6) (Mayor) (Hearing on 03/14/23) (Referred to Policies and Procedures Committee)

3. Other

*a. KPB 4895: Approval of Precinct Boards, Canvass Board, and Absentee Voting Officials for the February 14, 2023 Special Mayoral Election and the March 7, 2023 Mayoral Run-Off Election (if Required) (Referred to Policies and Procedures Committee)..... **LAYDOWN**

*b. KPB 4896: Confirming the Appointment of Cactus Moloney to the Position of Deputy Borough Clerk and Setting the Salary (Referred to Policies and Procedures Committee)

*c. KPB 4907: Confirming the Appointment to the Anchor Point Advisory Planning Commission (Referred to Policies and Procedures Committee)

<u>Applicant</u>	<u>Seat</u>	<u>Term Expires</u>
Barry White	C	September 30, 2023

MAYOR'S REPORT

1. Assembly Requests/Responses – None.

2. Agreements and Contracts

a. Authorization to Award a Contract for Professional Design Services for South Peninsula Hospital Nuclear Medicine, Infusion and Pharmacy

b. Authorization to Award a Contract for ITB23-022 North Peninsula Recreation Service Area Trails Lighting

c. Authorization to Award a Contract for RFP23-010 Japanese Alluvial Fan Flood Hazard Analyses

- d. Authorization to Award a Contract for ITB23-029 CPL Overhead Door Replacement 2022
3. Other
- a. City of Homer Local Hazards Mitigation Plan 2022 Update
 - b. Tax Adjustment Request Approval
 - c. Budget Revisions – December 2022
 - d. Revenue-Expenditure Report – December 2022
 - e. Investment Report Quarter Ended 12/31/22

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. Resolution 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) (Referred to Lands Committee) [Tabled on 01/03/23]
2. Ordinance 2022-36: Amending KPB Chapter 21.25 and KPB Chapter 21.29 Regarding Conditional Land Use Permits and Material Site Permits, Updating Notice, Applicability, Permit Types, Application Requirements, Standards and Permits Conditions (Johnson, Chesley) (Hearing on 03/14/23) (Referred to Lands Committee)
3. Ordinance 2023-02: Amending Borough Code, KPB 22.30.010, Relating to Composition of Assembly Districts to Revise Assembly and School Board District Boundaries (Johnson, Cox) (Hearing on 02/21/23) (Referred to Policies and Procedures Committee)
4. Ordinance 2023-03: Amending KPB 22.30 and KPB 22.40 Regarding Assembly Committees, Excused Absences and Remote Participation of Assembly Members (Cox, Hibbert, Ecklund) (Hearing on 02/21/23) (Referred to Policies and Procedures Committee)

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. February 21, 2023
TBD
Material Subcommittee Meeting
Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 884 7373 9641 Passcode: 671108
2. February 21, 2023
6:00 PM
Regular Assembly Meeting
Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 884 7373 9641 Passcode: 671108

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: 884 7373 9641 Passcode: 671108 and in-person from the Betty J. Glick Assembly Chambers, 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: 884 7373 9641 Passcode: 671108. Detailed instructions will be posted on at the Kenai Peninsula Borough's main page at www.kpb.us: "Meeting and Public Notices" "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 www.kpb.us for copies of the agenda, meeting minutes, ordinances and resolutions.