



Assembly Action Agenda

July 17, 2018 - 6:00 PM

Regular Meeting

Assembly Chambers
George A. Navarre Kenai Peninsula
Borough Administration Building

Wayne Ogle
Assembly President
Seat 3 - Nikiski
Term Expires 2019

Dale Bagley
Assembly Vice
President
Seat 4 - Soldotna
Term Expires 2019

Norm Blakeley
Seat 5-Sterling/Funny
River
Term Expires 2020

Kenn Carpenter
Assembly Member
Seat 6 – East Peninsula
Term Expires 2018

Kelly Cooper
Assembly Member
Seat 8 – Homer
Term Expires 2020

Willy Dunne
Assembly Member
Seat 9 - South
Peninsula
Term Expires 2018

Paul Fischer
Assembly Member
Seat 7 – Central
Term Expires 2019

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2018

Harold "Hal" Smalley
Assembly Member
Seat 2 - Kenai
Term Expires 2020

A. CALL TO ORDER

B. PLEDGE OF ALLEGIANCE

C. 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 will be offered by Leslie Rohr from Love Inc.]

D. ROLL CALL

E. COMMITTEE REPORTS

F. 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.)

G. APPROVAL OF MINUTES

*1. June 19, 2018 Regular Assembly Meeting Minutes

*2. July 6, 2018 Special Assembly Meeting Minutes

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

I. PRESENTATIONS WITH PRIOR NOTICE (20 Minutes total)

J. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA (3 minutes per speaker; 20 Minutes aggregate)

K. MAYOR'S REPORT

1. Assembly Requests/Responses – None.
2. Agreements and Contracts
 - a. Authorization to Award a Contract for RFP18-007 Solid Waste Facilities Water Monitoring Program – Professional Services to Shannon & Wilson Inc., Anchorage, Alaska
 - b. Authorization to Award a Contract for RFP18-005 Municipal Entitlement Survey ASLS 2017-23 to PND Engineers Inc., Anchorage, Alaska
 - c. Authorization to Award a Contract for ITB18-025 BAB Boiler Installation
 - d. Authorization to Award a Contract for ITB18-022 North Peninsula Recreation Pool Fire Alarm Replacement
 - e. Seward Bear Creek Flood Service Area – Travel Grant Award
3. Other
 - a. Litigation Status Report – Quarter Ending 06/30/18

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA

M. PUBLIC HEARINGS ON ORDINANCES (Testimony limited to 3 minutes per speaker)

1. **WITHDRAWN** Ordinance 2018-25: Repealing KPB 5.18.430(F) Which Requires Voter Approval to Increase the Sales Tax Cap (Carpenter) (Referred to Finance Committee) **[9 Yes, 0 No, 0 Absent]**

2. **ENACTED AS AMENDED** Ordinance 2018-16 (Bagley) Substitute: Amending the Code to Move the Common Boundary Between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area South, Subject to Approval By Voters in the Central Kenai Peninsula Hospital Service Area and the Proposed New Area, and to Expand the South Kenai Peninsula Hospital Service Area to Include the Land South of Kachemak Bay Excluding the City of Seldovia, Subject to Voter Approval (Bagley) (Referred to Policies and Procedures Committee) **[9 Yes, 0 No, 0 Absent]**

[Clerk's Note: A teleconference site will be established at the Borough Office in Homer in order to take public testimony on the above referenced Ordinance.]

N. UNFINISHED BUSINESS

O. NEW BUSINESS

1. Resolutions
 - *a. Resolution 2018-031: Approving and Authorizing the Implementation of Two New Annexes to the Borough Emergency Operations Plan (Mayor) (Referred to Policies and Procedures Committee)
2. Ordinances for Introduction
 - *a. Ordinance 2018-19-02: Accepting and Appropriating \$10,010,000 from the State of Alaska Department of Education & Early Development for the Kachemak Selo New K-12 School Construction Project Subject to Voter Approval of the Bonds for the Local Match (Mayor) (Hearing on 08/07/18) (Referred to Finance Committee)
 - *b. Ordinance 2018-19-03: Authorizing the Repair of Elevator 5 for the Central Peninsula Hospital and Appropriating \$126,505 from the CPGH, Inc. Plant Replacement and Expansion Fund for the Project (Mayor) (Hearing on 08/07/18) (Referred to Finance Committee)

3. Other

- *a. Approving the Issuance of a Letter of Non-Objection to the Marijuana Control Board Regarding the New Limited Marijuana Cultivation Facility, License No. 15190 Filed by Coldsmoke Farms, Subject to the following Standard Conditions (Referred to Finance Committee)

[Clerk's Note: Standard Conditions for Commercial Marijuana Facilities are as follows:

1. *The marijuana establishment shall conduct their operation consistent with the site plan submitted to the Kenai Peninsula Borough.*
2. *There shall be no parking in the borough rights-of-way generated by the marijuana establishment.*
3. *The marijuana establishment shall remain current in all Kenai Peninsula Borough tax obligations consistent with KPB 7.30.020 (A).]*

- *b. Petition to Vacate the 30-foot wide right-of-way on the West 30 Feet of the W 1/2 SW 1/4 SE 1/4 SE 1/4 of Section 35, Township 7 North, Range 12 West, Seward Meridian, KPB, Alaska, off Miller Loop Road, Nikiski, Within the Kenai Peninsula Borough; KPB File 2018-064V (Referred to Lands Committee)

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its June 25, 2018 meeting by unanimous consent.]

- *c. Confirming Appointments to the Planning Commission (Mayor) (Referred to Policies and Procedures Committee)

<u>Appointment</u>	<u>Board Seat</u>	<u>Term Expires</u>
Blair Martin	Kalifornsky	July 31, 2021
Robert Ruffner	Clam Gulch/Kasilof	July 31, 2021
Paulette Bokenko Carluccio	City of Seldovia	July 31, 2021

P. PUBLIC COMMENTS AND PUBLIC PRESENTATIONS (3 minutes per speaker)

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. July 11, 2018
6:00 PM Public Hearing – Ordinance 2018-16 (SUB)
Homer City Hall, Homer, Alaska
2. August 6, 2018
6:00 PM AK LNG Advisory Committee Meeting
Nikiski Community Recreation Center, Nikiski, AK
3. August 7, 2018
6:00 PM Regular Assembly Meeting
Assembly Chambers, Soldotna, Alaska

R. ASSEMBLY COMMENTS

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

1. Ordinance 2017-31: Approving McKinley Single-Family Residential R-1 Local Option Zoning District and Amending KPB 21.46.040 (Mayor) (Referred to Lands Committee) [Tabled on 01/16/18]

T. INFORMATIONAL MATERIALS AND REPORTS

U. NOTICE OF NEXT MEETING AND ADJOURNMENT

The next meeting of the Kenai Peninsula Borough Assembly will be held on August 7, 2018, at 6:00 P.M. in the Assembly Chambers, Soldotna, Alaska.

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

Copies of agenda items are available at the Borough Clerk's Office and in the Meeting Room just prior to the meeting. 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.