



# Assembly Action Agenda

October 8, 2019 - 6:00 PM

Regular Meeting

Betty J. Glick 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 2021

Kelly Cooper  
Assembly Member  
Seat 8 – Homer  
Term Expires 2020

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

Paul Fischer  
Assembly Member  
Seat 7 – Central  
Term Expires 2019

Brent Hibbert  
Assembly Member  
Seat 1 – Kalifornsky  
Term Expires 2021

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

## 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 Wayne Ogle.]*

## 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.)

## VACANCY, DESIGNATION OR SEATING MEMBERS

1. Swear-In Newly Elected Assembly Members

## APPROVAL OF MINUTES

- \*1. September 17, 2019 Regular Assembly Meeting Minutes

**COMMENDING RESOLUTIONS AND PROCLAMATIONS**

- \*1. A Resolution Commending the Emergency Responders and Volunteers for Mitigating and Suppressing the Wildfires on the Kenai Peninsula During the 2019 Fire Season (Mayor)

**PRESENTATIONS WITH PRIOR NOTICE** (20 Minutes total)

- 1. Magen James, Executive Director, Alaska Coalition for Veterans & Military Families (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. **POSTPONED TO DECEMBER 3, 2019** Ordinance 2019-24: Adopting KPB 20.80, Subdivision Private Streets and Gated Subdivisions (Mayor) (Referred to Lands Committee) **[9 Yes, 0 No, 0 Absent]**
- 2. **POSTPONED AS AMENDED TO NOVEMBER 5, 2019** Ordinance 2019-23: Amending KPB Titles 2, 4, and 16 Regarding Service Areas to Provide that All Kenai Peninsula Borough Service Area Boards are Appointed Instead of Elected (Dunne, Hibbert) (Referred to Policies and Procedures Committee) **[9 Yes, 0 No, 0 Absent]**

**UNFINISHED BUSINESS** – None.

**NEW BUSINESS**

- 1. Resolutions
  - \*a. Resolution 2019-051: Certifying the Results of the October 1, 2019 Regular Borough Election (Ogle at the Request of the Borough Clerk) (Referred to Policies and Procedures Committee) .....**LAYDOWN**

## 2. Ordinances for Introduction

- \*a. Ordinance 2019-19-12: Accepting and Appropriating Funding from the State of Alaska in the Amount of \$426,303 for Community Purposes under the State's 2019/2020 Community Assistance Program (Mayor) (Hearing on 10/22/19) (Referred to Finance Committee)
- \*b. Ordinance 2019-19-13: Accepting Self-Contained Breathing Apparatus Equipment from the City of Kenai through the Assistance to Firefighters Grant Program and Appropriating Matching Funds for Nikiski Fire Service Area and Central Emergency Service Area Participation (Mayor) (Hearing on 10/22/19) (Referred to Finance Committee)
- \*c. Ordinance 2019-27: Repealing Ordinance 2019-12 and Authorizing the Sale of Certain Real Property Obtained by the Kenai Peninsula Borough Through Tax Foreclosure Proceedings which was Previously Retained for a Public Purpose, and Providing Time to Correct a Notice Deficiency Discovered After Enactment of Ordinance 2019-12 (Mayor) (Hearing on 10/22/19) (Referred to Lands Committee)
- \*d. Ordinance 2019-28: Correcting Ordinance 2019-13 by Re-Authorizing Retention or Sale of Certain Real Property Obtained by the Kenai Peninsula Borough through Tax Foreclosure Proceedings and Thereby Providing Time to Correct a Notice Deficiency Discovered After Enactment of Ordinance 2019-13 (Mayor) (Hearing on 10/22/19) (Referred to Lands Committee)
- \*e. Ordinance 2019-25: Amending KPB 2.56.006 and KPB 2.56.007, Adopting the 2019 Kenai Peninsula Borough Comprehensive Plan (Mayor) (Hearing on 11/05/19) (Referred to Lands Committee)
- \*f. Ordinance 2019-26: Amending KPB 2.60.027 to Modify the Designation of Demarcation Points for Delivery of 911 Calls by Carriers (Mayor) (Hearing on 11/05/19) (Referred to Policies and Procedures Committee)

\*g. Ordinance 2019-29: Establishing the Appeal Procedure before the Borough Assembly for the Appeal Filed by Echo Trading Company, LLC of a Planning Commission Decision (Mayor) (Hearing on 11/05/19) (Referred to Policies and Procedures Committee)

\*h. Ordinance 2019-19-14: Appropriating Funds to Provide for a Contract and Associated Costs to Burn Brush at the Central Peninsula Landfill (Mayor) (Hearing on 10/22/19) (Referred to Finance Committee) .....**LAYDOWN**

3. Other

\*a. Confirming Appointments to the Kenai Peninsula Borough Service Area Boards (Mayor) (Referred to Policies and Procedures Committee)

Anchor Point Fire & Emergency Service Area

Robert Craig                      Seat B                      Term Expires 10/2022

Bear Creek Fire Service Area

Jena Petersen                      Seat E                      Term Expires 10/2022

Eastern Peninsula Highway Emergency Service Area

Riley Shurtleff                      Seat B                      Term Expires 10/2022

Sean Carrington                      Seat C                      Term Expires 10/2022

Kachemak Emergency Service Area

Donald F. Cotogno                      Seat D                      Term Expires 10/2022

Matthew Schneyer                      Seat E                      Term Expires 10/2022

**MAYOR'S REPORT**

1. Assembly Requests/Responses - None

2. Agreements and Contracts - None

3. Other
  - a. Revenue – Expenditure Report – August 2019
  - b. Budget Revisions – August 2019

**PUBLIC COMMENTS AND PUBLIC PRESENTATIONS** (3 minutes per speaker)

**ASSEMBLY COMMENTS**

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

1. Ordinance 2019-05: Authorizing a Memorandum of Agreement and Cooperative Sale and Exchange of Interests in Lands with the State of Alaska Department of Transportation and Public Facilities Regarding Certain Borough and State Maintained Roads (Mayor) [Tabled on 04/02/19]

**INFORMATIONAL MATERIALS AND REPORTS**

**ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

1. October 22, 2019  
6:00 PM  
Regular Assembly Meeting  
Betty J. Glick Assembly Chambers  
Soldotna, Alaska

**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).*

*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](http://www.kpb.us) for copies of the agenda, meeting summaries, ordinances and resolutions.*