



Assembly Action Agenda

April 3, 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 was offered by President Ogle.]

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. March 6, 2018 Regular Assembly Meeting Minutes

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

- 1. Mayor's Proclamation declaring April 2018 as "Safe Digging Month"

2. Mayor's Proclamation declaring April 2018 as "Sexual Assault Awareness Month"

I. PRESENTATIONS WITH PRIOR NOTICE (20 Minutes total)

1. **RESCHEDULED TO JUNE 19, 2018** "Person Factors and their Relationship with Marijuana Use", Eric Gordon and Yan Li, Kenai Peninsula College Student Group and Dr. Kristie Sellers (10 Minutes)
2. "Safe Digging Month", Robin Barry, Manager, ENSTAR Natural Gas Company (10 Minutes)

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. Authorizing to award a Contract for ITB18-010 Central Peninsula Landfill C&D Disposal Area – Phase 3 Expansion to Anchor Trucking, Anchor Point, Alaska
3. Other
 - a. Revenue – Expenditure Report – February 2018
 - b. Budget Revisions – February 2018
 - c. Certification of the 2017 Real Property Supplemental Assessment Roll

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA

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

- *1. **AS AMENDED** Ordinance 2017-19-18: Appropriating \$100,000 from the Solid Waste Capital Project Fund to Fund a Grant to Alaska Electric Energy Cooperative, Inc. for Landfill Gas to Energy Project and Enacting KPB 10.04.100 (Mayor) (Referred to Finance Committee)
- *2. **AS AMENDED** Ordinance 2017-19-19: Appropriating \$5,000 from the Seldovia Recreational Service Area Fund Balance for Payment of Prior Fiscal Year Invoices for Contract Services (Mayor) (Referred to Finance Committee)
- *3. Ordinance 2017-19-20: Authorizing the Purchase and Implementation of Tomosynthesis Equipment, Software, Installation, and Training and Appropriating \$587,100 from the CPGH, Inc. Plant Replacement and Expansion Fund for the Project (Mayor) (Referred to Finance Committee)
4. **POSTPONED TO MAY 1, 2018** Ordinance 2017-19-21: Providing for an Exception to KPB 5.20.080 Authorizing the Transfer of \$3,000,000 from the Land Trust Fund to the General Fund as part of the Fiscal Year 2019 Budget Appropriation (Mayor) (Referred to Finance Committee) **[9 Yes, 0 No, 0 Absent]**
- *5. Ordinance 2017-19-22: Appropriating \$443,750 From The CPGH, Inc. Plant Replacement and Expansion Fund for the Fiscal Year 2018 Semi-Annual Debt Payment on the 2003 Central Kenai Peninsula Hospital Service Area Refunded General Obligation Bonds (Mayor) (Referred to Finance Committee)
6. **POSTPONED TO MAY 1, 2018** Ordinance 2018-12: Increasing the Borough Sales Tax Rate from 3.0 Percent to 3.5 Percent by Amending KPB 5.18.100, Subject to Approval by the Voters in the Regular Election on October 2, 2018 (Cooper, Smalley) (Referred to Finance Committee) **[9 Yes, 0 No, 0 Absent]**
- b. **ADOPTED AS AMENDED** Resolution 2018-017: Classifying Certain Parcels of Borough Owned Land in the Nikiski, North Kenai, Ciechanski, Kalifornsky, Ninilchik, Happy Valley and Beluga Areas (Mayor) (Referred to Lands Committee) **[9 Yes, 0 No, 0 Absent]**

7. **ENACTED AS AMENDED** Ordinance 2018-13: Authorizing the Sale of Certain Parcels of Borough Land by Sealed Bid Followed by an Over-The-Counter Sale (Mayor) (Referred to Lands Committee) **[9 Yes, 0 No, 0 Absent]**
8. **ENACTED AS AMENDED** Ordinance 2018-11: Amending KPB 5.12.116 and KPB 19.30.060(B) to Reflect Changes to Alaska Statute 29.45.050 Economic Development Property Tax Exemption (Mayor) (Referred to Policies and Procedures Committee) **[9 Yes, 0 No, 0 Absent]**
9. **ENACTED** Ordinance 2018-14: Amending KPB Chapter 16.60 to Provide for Appointed Members to Serve on the Anchor Point Fire and Emergency Medical Service Area Board (Dunne) (Referred to Policies and Procedures Committee) **[9 Yes, 0 No, 0 Absent]**
10. **ENACTED** Ordinance 2018-15: Amending KPB 2.45.010 to Replace the Emergency Management Director Position with a Senior Manager of the Office of Emergency Management Position (Mayor) (Referred to Policies and Procedures Committee) **[7 Yes, 2 No, 0 Absent]**

N. UNFINISHED BUSINESS

O. NEW BUSINESS

1. Resolutions
 - *a. Resolution 2018-014: Approving Twenty-Seven Unincorporated Communities for Participation in the State's Fiscal Year 2019 Community Assistance Program (Mayor) (Referred to Finance Committee)
 - *c. **AS AMENDED** Resolution 2018-018: Amending Resolution 2018-011 to Enable the Alaska Liquefied Natural Gasline Project Advisory Committee to Make Recommendations to the Assembly and/or the Administration Regarding the Alaska Liquefied Natural Gasline Project (Ogle) (Referred to Policies and Procedures Committee)

- d. **ADOPTED** Resolution 2018-015: Recognizing 2018 as “The Year of the Bird” (Dunne) (Referred to Legislative Committee) **[8 Yes, 1 No, 0 Absent]**

- e. **WITHDRAWN BY SPONSOR** Resolution 2018-016: Requesting the Alaska Alcohol and Marijuana Control Office/Alcoholic Beverage Control Board Expediently Work with the Kenai Elks Lodge #2425 to Reinstate or Renew its Liquor License and Provide Improved Public Outreach and Communication Services (Smalley) (Referred to Legislative Committee)

2. Ordinances for Introduction

- *a. Ordinance 2017-19-23: Appropriating \$599,102.29 from the CPGH, Inc. Plant Replacement and Expansion Fund for the Fiscal Year 2018 Semi-Annual Debt Payment on the 2017 Central Kenai Peninsula Hospital Service Area Revenue Bonds (Mayor) (Hearing on 04/17/18) (Referred to Finance Committee)

- *b. Ordinance 2017-19-24: Appropriating Commercial Passenger Vessel Tax Proceeds Received from the State of Alaska in The Amount of \$489,697.50 and Allocating \$458,165 to the City of Seward and \$31,532.50 to the City of Homer (Mayor) (Hearing on 04/17/18) (Referred to Finance Committee)

- *c. Ordinance 2018-16: Amending KPB 16.08.010 and 16.24.010 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 the Voters Residing in the Central Kenai Peninsula Hospital Service Area and the Proposed New Area (Bagley) (Hearing on 05/01/18) (Referred to Policies and Procedures Committee)

- *d. Ordinance 2018-17: Amending KPB 5.35.155 and KPB 14.31.145 to Authorize the Mayor to Accept Late-Filed Applications for a Deferred Payment of Principal for a Utility Special Assessment or Road Improvement Assessment District (Mayor) (Hearing on 05/01/18) (Referred to Policies and Procedures Committee)

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

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. April 2, 2018
7:00 PM AK LNG Project Advisory Committee
Nikiski Community Recreation Center
2. April 5, 2018
6:00 PM Material Site Work Group Public Hearing
Assembly Chambers, Soldotna, Alaska
3. April 7, 2018
1:00 PM Material Site Work Group Public Hearing
Chapman Elementary, Anchor Point, Alaska
4. April 11, 2018
2:00 PM Material Site Work Group meeting
Assembly Chambers, Soldotna, Alaska
5. April 17, 2018
6:00 PM Regular Assembly Meeting
Seward City Council Chambers, Seward,
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 April 17, 2018, at 6:00 P.M. in the Seward City Council Chambers, Seward, 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.