



Assembly Action Agenda

February 25, 2020 - 6:00 PM

Regular Meeting

Betty J. Glick Assembly Chambers
George A. Navarre Kenai Peninsula
Borough Administration Building

Kelly Cooper
Assembly President
Seat 8 – Homer
Term Expires 2020

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

Jesse Bjorkman
Assembly Member
Seat 3 - Nikiski
Term Expires 2022

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

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

Tyson Cox
Assembly Member
Seat 4 - Soldotna
Term Expires 2022

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

Brent Johnson
Assembly Member
Seat 7 – Central
Term Expires 2022

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2021

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 Greg Andersen.]

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. February 4, 2020 Regular Assembly Meeting Minutes

COMMENDING RESOLUTIONS AND PROCLAMATIONS

PRESENTATIONS WITH PRIOR NOTICE (20 Minutes total)

1. Kenai Peninsula Economic Development District, Tim Dillon (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. **AS AMENDED** Ordinance 2019-19-27: Appropriating Matching Funds for the Japanese Creek Levee Flood Risk Mitigation Feasibility Study (Mayor) (Referred to Finance Committee)
2. **ENACTED AS AMENDED** Ordinance 2020-03: Amending KPB 5.18 Sales Tax Code and Enacting KPB 5.19 – Uniform Remote Seller Sales Tax Code (Cooper, Smalley) (Referred to Finance Committee) **[9 Yes, 0 No, 0 Absent]**
3. **POSTPONED AS AMENDED TO MARCH 17, 2020** Ordinance 2020-06: Authorizing a Community Trail Management Agreement on Borough Land within the City of Soldotna with Shimai Toshi Garden Trails, Inc. (Mayor) (Referred to Lands Committee) **[9 Yes, 0 No, 0 Absent]**
4. **POSTPONED TO MARCH 17, 2020** Ordinance 2019-24 (Mayor) Substitute: Adopting KPB 20.80, Subdivision Private Streets and Gated Subdivisions (Mayor) (Referred to Lands Committee) **[9 Yes, 0 No, 0 Absent]**

UNFINISHED BUSINESS

1. Postponed Items
 - a. **ENACTED AS AMENDED** Ordinance 2020-01: Amending KPB 4.3.010 and KPB 4.30.050 Regarding Candidate Qualification and Review of Candidate Qualifications for Borough Elections (Johnson, Cox) (Referred to Policies and Procedures Committee) **[9 Yes, 0 No, 0 Absent]**

NEW BUSINESS

1. Resolutions

- a. **ADOPTED** Resolution 2020-015: Supporting the Current Laws and Regulations of the State of Alaska Regarding Oil Spill Prevention and Response (Dunne, Cooper) (Referred to Legislative Committee) **[8 Yes, 1 No, 0 Absent]**
- b. **ADOPTED** Resolution 2020-016: Supporting Alaska House Bill 198, an Act Relating to Aggravating Factors Considered at Sentencing (Cooper, Smalley, Dunne, Johnson) (Referred to Legislative Committee) **[5 Yes, 4 No, 0 Absent]**
- *c. Resolution 2020-017: Requesting the State of Alaska to Provide Necessary Funding to the Alaska Civil Patrol at a Minimum of \$184,300 to Provide Support for Utility Costs, Insurance Premiums and Emergency Roof Repairs (Cooper, Smalley) (Referred to Legislative Committee)

2. Ordinances for Introduction

- *a. Ordinance 2019-19-28: Appropriating Funds from Nikiski Fire Service Area and Approving the Purchase of Safety-Rated Belts for Self-Contained Breathing Apparatus Equipment for Central Emergency Service Area and Nikiski Fire Service Area (Mayor) (Hearing on 03/17/20) (Referred to Finance Committee)
- *b. Ordinance 2019-19-29: Appropriating Funds for Three New Borough E911 Dispatcher Positions to Replace Three Vacant State E911 Dispatcher Positions (Mayor) (Hearing on 03/17/20) (Referred to Finance Committee)
- *c. Ordinance 2020-07: Approving and Accepting Grant Funds from the State of Alaska Division of Homeland Security & Emergency Management to Reimburse Repairs at the Hope School and the Nikiski Junior/Senior High School Resulting from the November 30, 2018 Cook Inlet 7.0 Earthquake (Mayor) (Hearing on 03/17/20) (Referred to Finance Committee)

- *d. Ordinance 2020-08: Authorizing the Sale of Certain Parcels of Borough Land by Sealed Bid Followed by an Over-the-Counter Sale (Mayor) (Hearing on 03/17/20) (Referred to Lands Committee)

3. Other

- *a. Petition to Vacate the Westerly Approximately 791 feet of Bonita Avenue, a 30-foot right-of-way, Including the Associated 15-foot Utility Easement, as Dedicated on Bremond Farm Estates Norris Addition KN 2005-27. The right-of-way being Vacated in Unconstructed and Located within the NW1/4 SW1/4 of Section 25, Township 5 North, Range 11 West, Seward Meridian, Alaska, Within the Kenai Peninsula Borough. KPB File 2019-132V. (Referred to Lands Committee)

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its January 27, 2020 meeting by unanimous consent.]

MAYOR'S REPORT

1. Assembly Requests/Responses – None.
2. Agreements and Contracts
 - a. Authorization to Award a Contract for RFP20-006 Insurance Broker of Record to Marsh & McLennan Agency, LLC., Anchorage, Alaska.
 - b. Authorization to Award a Contract for RFP19-008 EHS Management Software to Intalex Technologies, Inc., Toronto, ON Canada.
 - c. NC Machinery Sole Source Waiver for Repairs on the CPL Cat D8T
 - d. Sole Source Waiver for a 27-foot Enclosed Cargo Trailer to White Spruce Trailer Sales, Anchorage, Alaska.

- e. Authorization to Award a Contract for RFP20-009 KPB Community Wildfire Protection Plan Update to SWCA Environmental Consultants, Broomfield, Colorado.
 - f. Purchasing Request for CES Fire Apparatus through Hughues Fire Equipment, Pierce Manufacturing.
 - g. NPRSA Digital Control Retrofit to Siemens Industry, Under the Government General Services Administration (GSA) Contract.
3. Other
- a. Capital Project Reports – December 30, 2019
 - b. Revenue – Expenditure Report – January 2020
 - c. Budget Revisions – January 2020
 - d. Planning Department - Awarded 2019 Public Engagement Award
 - e. Letter to Governor Dunleavy re: Proposed 2021 DPS Anchorage Emergency Communication Center Project**LAYDOWN**

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 2019-34: Amending KPB 21.46.040 to Create the Kalifornsky Center Single Family Residential R-1 Local Option Zoning District on an Approximately 55-Acre Borough-Owned Parcel (Mayor) (Referred to Lands Committee) [Tabled on 01/07/20]

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. March 9, 2020
 6:00 PM Fire and Emergency Medical Service
 Area Public Hearing
 Kenai Peninsula Fair Grounds
 Ninilchik, Alaska

2. March 12, 2020
 2:00 PM Anadromous Waters Habitat
 Protection Work Group Meeting
 Betty J. Glick Assembly Chambers
 Soldotna, Alaska

3. March 17, 2020
 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 for copies of the agenda, meeting summaries, ordinances and resolutions.