



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Agenda Assembly

Kelly Cooper, President
Wayne Ogle, Vice President
Dale Bagley
Kenn Carpenter
Willy Dunne
Paul Fischer
Brent Hibbert
Jill Schaefer
Stan Welles

Tuesday, May 16, 2017

6:00 PM

Assembly Chambers

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 will be offered by Pastor Brent Kirby of Birch Ridge Community Church.]

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.)*

G. APPROVAL OF MINUTES

[KPB-1245](#) May 2, 2017 Regular Assembly Meeting Minutes

Attachments: [050217 Regular Assembly Meeting Minutes](#)

COMMENDING RESOLUTIONS AND PROCLAMATIONS

PRESENTATIONS WITH PRIOR NOTICE

(20 minutes total)

[KPB-1219](#) Central Peninsula Hospital Quarterly Report (10 minutes)

Attachments: [CPH Quarterly Report](#)

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(3 minutes per speaker; 20 minutes aggregate)

MAYOR'S REPORT

[KPB-1224](#) Mayor's Report Memo

Attachments: [Mayor Report Memo](#)

1. Assembly Requests/Responses - None.

2. Agreements and Contracts

a. [KPB-1225](#) Authorization to Award Contract for ITB17-023 Central Peninsula Landfill Cell 3 Development to Southcentral Construction, Anchorage, AK

Attachments: [ITB17-023 Central Peninsula Landfill Cell 3](#)

b. [KPB-1226](#) Authorization to Award Contract for ITB17-027 Relocatable Classroom Construction- Install to Diversified Construction, Inc., Eagle River, AK

Attachments: [ITB17-027 Relocatable Classroom](#)

c. [KPB-1229](#) Authorization to Award Contract for ITB17-026 Soldotna High School Exterior Door Replacement to Eberline Building & Supply of Soldotna, AK

Attachments: [ITB17-026 Soldotna High School](#)

d. [KPB-1227](#) Authorization to Award Contract for ITB17-031 Tracy Avenue Project No. S7TRA to Clark Management Inc., Anchor Point, AK

Attachments: [ITB17-031 Tracy Avenue](#)

e. [KPB-1228](#) Authorization to Award Contract for ITB17-028 2017 CIP Diane Street & Glacier Avenue West Project No. C2DIA to CIC Inc., Soldotna, AK

Attachments: [ITB17-028 Diane Street](#)

- f. [KPB-1230](#) Authorization to Award Contract for ITB17-029 2017 CIP Alex Drive, Alex Court, Hawkins Court & Thelma Court Project No. C5ALE to Foster Construction, LLC, Soldotna, AK
Attachments: [ITB17-029 Alex Drive](#)
- g. [KPB-1231](#) Authorization to Award Contract for ITB17-030 Hill Avenue and Tom Cat Drive Project No. S7HIL to Clark Management Inc., Anchor Point, AK
Attachments: [ITB17-030 Hill Avenue](#)
- h. [KPB-1232](#) Authorization to Award Contract for ITB17-034 2017 CIP Neolan Drive Project No. S8NEO to East Road Services Inc., Homer, AK
Attachments: [ITB17-034 Neolan Drive](#)
- i. [KPB-1233](#) Authorization to Award Contract for ITB17-033 2017 CIP Ravenquest Avenue Project No. E3RVN to Great Northern Construction & Management, Soldotna, AK
Attachments: [ITB17-033 Ravenquest Avenue](#)
- j. [KPB-1234](#) Authorization to Award Contract for ITB17-032 2017 CIP Alder Avenue Project No. W5ALD to JC Johnson & Sons
Attachments: [ITB17-032 Alder Avenue](#)
3. Other
- a. [KPB-1235](#) Revenue-Expenditure Report - April 2017
Attachments: [Revenue - Expenditure Report - April 2017](#)
- b. [KPB-1236](#) Budget Revision - April 2017
Attachments: [Budget Revisions - April 2017](#)
- c. [KPB-1237](#) Certificate of Achievement for Excellence in Financial Reporting for the comprehensive annual financial report for the fiscal year ended 2016
Attachments: [Certificate of Achievement for Excellence](#)
- d. [KPB-1238](#) FY17- 3RD Quarter Senior Grant Narrative Reports
Attachments: [FY17 - 3rd Quarter Senior Grant Narrative Reports](#)

- e. [KPB-1239](#) FY17- 3RD Quarter Non-department Grant Reports

Attachments: [FY17 - 3rd Quarter Non-departmental Grant Reports](#)

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA

PUBLIC HEARINGS ON ORDINANCES

(Testimony limited to 3 minutes per speaker)

Ordinances referred to Finance Committee

[2016-19-40](#) An Ordinance Appropriating \$5,999,365.15 in Bond Proceeds for the Purpose of Planning, Designing, Site Preparation, Constructing and Equipping the Solid Waste Disposal Facilities (Mayor)

Attachments: [O2016-19-40](#)
[Memo](#)
[Reference Document Ordinance 2016-19-18](#)

[2016-19-41](#) An Ordinance Appropriating \$4,795,699.85 in Bond Proceeds for the Purpose of Planning, Designing, Constructing and Equipping South Peninsula Hospital Facilities and the Homer Medical Center (Mayor)

Attachments: [O2016-19-41](#)
[Memo](#)
[Reference Document Ordinance 2016-19-02](#)
[Reference Document Ordinance 2016-19-19](#)

[2016-19-42](#) An Ordinance Appropriating \$25,000 for Legal Services to Advise the Board of Equalization (Mayor)

Attachments: [O2016-19-42](#)
[Memo](#)

[2017-19](#) An Ordinance Appropriating Funds for Fiscal Year 2018 (Mayor)
(Final Hearing)

Attachments:

[Ordinance 2017-19](#)
[Welles Amendment \(Dealt with on 06/06/17\)](#)
[Bagley Amendment \(Dealt with on 06/06/17\)](#)
[Administration Amendment #2 \(Dealt with on 06/06/17\)](#)
[Memo](#)
[FY18 Mayor Proposed Budget](#)
[FY2018 Assembly Budget Presentation](#)
[Addtl Revenue Options](#)
[Public Comments](#)
[Administration Amendment #1 \(Dealt with on 5/16/17\)](#)
[Addtl Public Comments](#)
[Ogle Amendments \(Dealt with on 06/06/17\)](#)

Ordinances referred to Lands Committee

[2017-10](#) An Ordinance Authorizing the Exchange of Certain Lands with James
Roukema and Elizabeth Ehama Near Milepost 7.8 Kalifornsky Beach
Road (Mayor)

Attachments:

[O2017-10](#)
[Planning Commissions Recommendations](#)
[Memo](#)
[Exhibit A - Plan of Survey](#)
[Exchange Agreement](#)
[Vicinity Map](#)
[Aerial Plan of Survey](#)

Ordinances referred to Policies and Procedures Committee

[2017-09](#) An Ordinance Creating the Eastern Peninsula Highway Emergency Service Area ("EPHESA") (Mayor)

Attachments:

[O2017-09](#)

[Amendment Memo 051617](#)

[Memo](#)

[Map of Proposed Service Area](#)

[Letter of Support from Colonel James Cockrell AST Director](#)

[Letter of Support from Lori Tyler, Cooper Landing Emergency Services](#)

[Letter of Support Cooper Landing Emergency Services](#)

[Letter of Support Moose Pass Volunteer Fire Company](#)

[Letter of Support Girdwood Board of Supervisors](#)

[Letter of Support Bear Creek Fire Service Area](#)

[Letter of Support Hope Emergency Services](#)

[Kachemak Emergency Service Area Resolution Supporting Service Area](#)

[Letter of Support Alaska Wildland Adventures](#)

[Letter of Support SREMS](#)

[Public Comment](#)

UNFINISHED BUSINESS

NEW BUSINESS

1. Ordinances for Introduction

Ordinances for Introduction and referred to the Finance Committee

[2016-19-43](#) An Ordinance Appropriating \$29,646.43 of Interest Income to Pay the Cost of Kenai Peninsula Borough School Capital Improvements (Mayor)

Attachments:

[Ordinance 2016-19-43](#)

[Memo](#)

[2017-11](#) An Ordinance Amending KPB 5.18.200 to Change the Seasonal Exemption from Sales Taxes of Non-Prepared Food Items to Apply From October 1 to March 31 of Each Year (Bagley)

Attachments:

[Ordinance 2017-11](#)

[Memo](#)

[Public Comments](#)

Ordinances for Introduction and referred to the Lands Committee

[2017-12](#) An Ordinance Authorizing a Cooperative Sale and Exchange of Interests in Lands with the State of Alaska Department of Transportation and Public Facilities in the Areas of Crown Pointe and Miller Loop Road (Mayor)

Attachments: [Ordinance 2017-12](#)
[Planning Commission Recommendation to Postpone](#)
[Memo](#)
[Parcel Imagery](#)
[Postponement Request \(Dealt with on 06/0617\)](#)

2. Other

Other Items referred to Finance Committee

[KPB-1220](#) Approving the Issuance of a Letter of Non-Objection to the Marijuana Control Board Regarding the New Limited Cultivation Marijuana Facility License Application Filed by North Road Buds, Nikiski, AK
Subject to the following conditions:

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 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).

Attachments: [Complete Application Package - 11794](#)
[Memo to Assembly with Recommendations](#)
[PC Recommendations](#)
[Acknowledgement Form - 11794](#)
[Site Development Plan - 11794](#)
[Planning Staff Report - 11794](#)
[Maps and Site Plan - 11794](#)

Other items referred to Lands Committee

[KPB-1215](#) Petition to Vacate 66-foot section line easement running through the east side of Tract E1 as shown on Folz Subdivision, Snowden Addition, Plat SW 98-33. The section line easement being vacated is unconstructed and located within the SE ¼ Section 27 and SW ¼ Section 26, T1N, R1W, Seward Meridian, Alaska within the Kenai Peninsula Borough; KPBPC Resolution 2017-13; KPB File 2017-026 (Referred to Lands Committee)

[Clerk's Note: The Planning Commission approved the above referenced vacation by unanimous consent at its regularly scheduled April 24, 2017 meeting.]

Attachments:

[Memo to Assembly](#)

[Planning Commission Notice of Decision](#)

[Planning Commission Reso 2017-13](#)

[Plats](#)

[Aerial Map](#)

[Wetlands Mapping](#)

[Vicinity Map](#)

[State of Alaska DNR Comments](#)

[Seward Utility Comments](#)

[Petition](#)

[KPB-1216](#) Petition to Vacate that portion of the 33-foot wide Section Line Easement within the NE ¼ NE ¼ Section 23, T05N, R09W, lying north of Scout Lake Loop Road and east of Mountain Ridge Heights Subdivision (KN 77-162). The portion of easement being vacated is unconstructed and located within the NE ¼ NE1/4 of Section 23, T5N, R9W, Seward Meridian, Alaska, within the Kenai Peninsula Borough; KPB File 2017-028 (Referred to Lands Committee)

[Clerk's Note: The Planning Commission approved the above referenced vacation by unanimous consent at its regularly scheduled April 24, 2017 meeting.]

Attachments:

[Memo to Assembly](#)
[Planning Commission Notice of Decision](#)
[Plats](#)
[Aerial Map](#)
[Wetlands Map](#)
[Four-foot Contours Map](#)
[Vicinity Map](#)
[Road Service Area Engineer Comments](#)
[DNR Preliminary Decision & Public Notice](#)

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

June 6, 2017 Regular Assembly Meeting 6:00 PM
Borough Assembly Chambers, Soldotna, Alaska

ASSEMBLY COMMENTS

S. PENDING LEGISLATION

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

1. [2017-19](#) An Ordinance Appropriating Funds for Fiscal Year 2018 (Mayor)
(Final Hearing)

Attachments:

[Ordinance 2017-19](#)
[Welles Amendment \(Dealt with on 06/06/17\)](#)
[Bagley Amendment \(Dealt with on 06/06/17\)](#)
[Administration Amendment #2 \(Dealt with on 06/06/17\)](#)
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[Addtl Public Comments](#)
[Ogle Amendments \(Dealt with on 06/06/17\)](#)

INFORMATIONAL MATERIALS AND REPORTS

NOTICE OF NEXT MEETING AND ADJOURNMENT

The next meeting of the Kenai Peninsula Borough Assembly will be held on June 6, 2017, at 6:00 P.M. in the Borough Assembly Chambers, Soldotna, Alaska.

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

Copies of agenda items are available at the Borough Clerk's Office 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.borough.kenai.ak.us for copies of the agenda, meeting summaries, ordinances and resolutions.