



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Agenda Assembly

Tuesday, January 2, 2018

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 was offered by Gene Engebretsen from Central Peninsula Hospital, Soldotna, Alaska.]

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-1527](#) December 5, 2017 Regular Assembly Meeting Minutes

Attachments: [120517 Regular Assembly Meeting Minutes](#)

COMMENDING RESOLUTIONS AND PROCLAMATIONS

PRESENTATIONS WITH PRIOR NOTICE

(20 minutes total)

1. [KPB-1526](#) Freedom House, Jennifer Waller (10 Minutes)

Attachments: [Freedom House Presentation](#)

2. [KPB-1525](#) Landfill Gas Energy Project, Mike Salzetti, Homer Electric Association (10 Minutes)

Attachments: [Landfill Gas Energy Project Presentation](#)

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(3 minutes per speaker; 20 minutes aggregate)

MAYOR'S REPORT

Mayor's Report Cover Memo

[KPB-1520](#) Mayor's Report to the Assembly

Attachments: [Mayor's Report Memo](#)

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
 - a. [KPB-1521](#) Request for Waiver of Formal Bidding - Skyview Middle School Pool Filtration System Replacement to Associated Pool Builders.
Attachments: [Request for Waiver of Formal Bidding - Associated Pool Builders](#)
 - b. [KPB-1522](#) Sole Source Request - Stryker Power - Load Ambulance Systems
Attachments: [Sole Source Request - Stryker](#)
3. Other
 - a. [KPB-1523](#) Budget Revision - November 2017
Attachments: [Budget Revision - November 2017](#)
 - b. [KPB-1524](#) Revenue - Expenditure Report - November 2017
Attachments: [Revenue-Expenditure Report - November 2017](#)

ITEMS NOT COMPLETED FROM PRIOR AGENDA

PUBLIC HEARINGS ON ORDINANCES

(Testimony limited to 3 minutes per speaker)

Ordinances referred to Finance Committee

[2017-19-12](#) An Ordinance Appropriating \$15,000 from the Kachemak Emergency Service Area Capital Project Fund for Winterization of the Diamond Ridge Fire Station (Mayor)

Attachments: [O2017-19-12](#)
[Memo](#)
[Requested Information](#)

Ordinances referred to Policies and Procedures Committee

[2017-32](#) An Ordinance Amending KPB Title 16 to Authorize Certain Volunteers to Serve on their Respective Service Area Board (Dunne, Fischer, Carpenter)

Attachments: [Ordinance 2017-32](#)
[Dunne Amendment Memo](#)
[Memo](#)
[Service Area Board Recommendations 01/02/18 \(Dealt with on 01/02/18\)](#)
[Amendment Memo \(Dealt with on 01/02/18\)](#)
[Service Area Board Recommendations \(Dealt with on 12/05/17\)](#)

[2017-34](#) An Ordinance Amending KPB 2.04.030 Regarding the Designation Of an Administrative Officer to Align the Code with State Statutes by Requiring Assembly Approval of the Designation (Mayor)

Attachments: [O2017-34](#)
[Memo](#)

UNFINISHED BUSINESS

O. NEW BUSINESS

1. Resolutions

Resolutions referred to Finance Committee

[2018-001](#) A Resolution Adopting an Alternate Allocation Method for the FY18 Shared Fisheries Business Tax Program and Certifying that this Allocation Method Fairly Represents the Distribution of Significant Effects of Fisheries Business Activity in the Cook Inlet Fisheries Management Area (Mayor)

Attachments: [R2018-001](#)
[Memo](#)
[Grant Information](#)

2. Ordinances for Introduction

Ordinances for Introduction and referred to the Finance Committee

[2017-19-13](#) An Ordinance Appropriating \$44,555 from the Kenai Health Center Major Maintenance Fund for Boiler Replacement at the Kenai Health Center (Mayor)

Attachments: [Ordinance 2017-19-13](#)
[Memo](#)
[Central Peninsula Hospital Resolution 2017-66](#)

Ordinances for Introduction and referred to the Policies and Procedures Committee

[2018-01](#) An Ordinance Authorizing the Assessor to Accept One Late-Filed Senior Citizen Exemption Application for 2017, Filed After March 31 and Providing an Exception to KPB 5.12.040(B) (Mayor)

Attachments: [Ordinance 2018-01](#)
[Memo](#)
[Exemption Application](#)

[2018-02](#) An Ordinance Amending The Borough Code to Provide that Vacancies in Service Area Boards May be Filled by Appointed Candidates to Serve for The Remainder of the Term Instead of Until the Next Election (Bagley)

Attachments: [O2018-02](#)
[Memo](#)
[Mayor Navarre letter to Service Area Boards](#)

[2018-03](#) An Ordinance Amending the Borough Code to Provide that the Assembly Shall Schedule at Least two Meetings Per Month for Six Months Each Year (Bagley)

Attachments: [O2018-03](#)
[Memo](#)

[2018-04](#) An Ordinance Amending KPB Chapters 16.20 and 16.55 to Provide for Appointed Members to Serve on the Kachemak Emergency Service Area Board and the Seldovia Recreational Service Area Board (Dunne)

Attachments: [O2018-04](#)
[Memo](#)
[Service Area Board Recommendations](#)
[Public Comment](#)
[Mayor Navarre Letter to Service Area Boards](#)

3. Other

Other items referred to Finance Committee

[KPB-1528](#) Approving the Issuance of a Letter of Non-Objection to the Marijuana Control Board Regarding the New Standard Marijuana Cultivation Facility, License No. 13257 Filed by Alaska Growth, Subject to the Following Standard Conditions

[Clerk's Note: Standard Conditions for 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).
4. The marijuana establishment shall provide proof of constructed legal access to the property prior to the permit being issued by the State Alcohol and Marijuana Control Office.]

Attachments:

[13257 Complete Application](#)

[13257 Memo to Assembly](#)

[13257 Planning Memo to Assembly](#)

[13257 Site Plan](#)

[13257 Acknowledgement Form](#)

[13257 Aerial Map](#)

[13257 Record of Survey](#)

Other items referred to Policies and Procedures Committee

[KPB-1515](#) Confirming the Appointment to the Anchor Point Fire and Emergency Service Area Board (Mayor)

Applicant	Seat	Term Expires
Conrad Woodhead	E	October, 2018

Attachments:

[Anchor Point Fire Emergency Medical Service Area Board Appointment](#)

[KPB-1516](#) Confirming Appointments to the Seldovia Recreational Service Area Board (Mayor)

Applicant	Seat	Term Expires
Linda Hedgecoth	B	October, 2018
Sherri Burt	D	October, 2018
Gregory B. Wolfer	E	October, 2018

Attachments: [Seldovia Recreation Service Area Board Recommendation](#)

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. January 16, 2018 Regular Assembly Meeting, 6:00 PM
Assembly Chambers, Soldotna, Alaska

ASSEMBLY COMMENTS

S. PENDING LEGISLATION

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

1. [2017-29](#) An Ordinance Amending KPB Chapter 5.18 to Establish a 6 Percent Areawide Sales Tax on Temporary Lodging and Overnight Camping Facilities and Providing for an Exemption of One-Half of the Levy on Temporary Lodging and Overnight Camping within the Boundaries of Cities in the Borough that Levy a Similar Sales Tax in Addition to an Existing General Sales Tax, Subject to Approval by the Voters in the Regular Election on October 2, 2018 (Bagley)

[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.]

Attachments: [O2017-29](#)
 [Revised Amendment Memo](#)
 [Memo](#)
 [Public Comment 030618](#)
 [eComment 030618](#)
 [Public Comment 103117](#)
 [Public Comments 112117](#)
 [Public Comments 120517](#)

2. [2017-31](#) An Ordinance Approving McKinley Single-Family Residential R-1 Local Option Zoning District and Amending KPB 21.46.040 (Mayor) [Tabled on 01/16/18]

Attachments:

[Ordinance 2017-31](#)

[Planning Request to Table](#)

[Memo](#)

[Staff Report](#)

[Local Option Zoning District Application](#)

[Planning Commission Recommendation \(Dealt with on 12/05/17\)](#)

[Request for Postponement \(Dealt with on 12/05/17\)](#)

INFORMATIONAL MATERIALS AND REPORTS

NOTICE OF NEXT MEETING AND ADJOURNMENT

The next meeting of the Kenai Peninsula Borough Assembly will be held on January 16, 2018, 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.