



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Agenda Assembly

Wayne Ogle, President
Dale Bagley, Vice President
Norm Blakeley
Kenn Carpenter
Kelly Cooper
Willy Dunne
Paul Fischer
Brent Hibbert
Hal Smalley

Tuesday, February 6, 2018

6:00 PM

Assembly Chambers

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 will be offered by Dr. Keith Hamilton from Alaska Christian College, Soldotna, Alaska.]

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. [KPB-1555](#) January 16, 2018 Regular Assembly Meeting Minutes

Attachments: [011618 Regular Assembly Meeting Minutes](#)

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

- *1. [KPB-1556](#) A Resolution Commending the Soldotna High School Football Cheerleaders and Their Co-Captains Joanna Cornelius and Seryn Tyler Sproul

Attachments: [2018 - SoHi Cheerleaders](#)

I. PRESENTATIONS WITH PRIOR NOTICE

(20 minutes total)

1. [KPB-1557](#) Kenai Peninsula Tourism Marketing Council – Impact Tourism has on the Kenai Peninsula Borough, Summer Lazenby, Executive Director (10 Minutes)

Attachments: [Presentation](#)

2. [KPB-1558](#) Central Peninsula General Hospital, Inc. Quarterly Report (10 Minutes)

Attachments: [Quarterly Report](#)

J. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(3 minutes per speaker; 20 minutes aggregate)

K. MAYOR'S REPORT

Mayor's Report Cover Memo

[KPB-1559](#) Mayor's Report Memo

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

1. Assembly Requests/Responses - None.
2. Agreements and Contracts - None.
3. Other

- a. [KPB-1560](#) Equipment Grant Award and Department Match Confirmation

Attachments: [Equipment Grant Award and Department Match Confirmation](#)

- b. [KPB-1561](#) Project Reports - December 31, 2017

Attachments: [Project Reports - December 31, 2017](#)

- c. [KPB-1563](#) Revenue - Expenditure Report - December 2017

Attachments: [Revenue - Expenditure Report - December 2017](#)

- d. [KPB-1562](#) Budget Revisions - December 2017
Attachments: [Budget Revisions - December 2017](#)
- e. [KPB-1564](#) FY18 - 2nd Quarter Senior Center Grant Reports
Attachments: [FY18 - 2nd Quarter Senior Center Grant Reports](#)
- f. [KPB-1565](#) FY18 - 2nd Quarter Economic Development Grant Reports
Attachments: [FY18 - 2nd Quarter Economic Development Grant Reports](#)
- g. [KPB-1572](#) Alert Warning System
Attachments: [Alert Warning System](#)

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA

M. PUBLIC HEARINGS ON ORDINANCES

(Testimony limited to 3 minutes per speaker)

Ordinances referred to Finance Committee

1. [2018-05](#) An Ordinance of Assessment Confirming the Assessment Roll for the Clarence Drive Road Improvement Assessment District (Mayor)
Attachments: [O2018-05](#)
[Memo](#)
[Final Assessment Roll](#)

Ordinances referred to Policies and Procedures Committee

2. [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](#)
3. [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](#)

4. [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) (Hearing on 02/06/18)

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

N. UNFINISHED BUSINESS - None.

O. NEW BUSINESS

1. Resolutions

Resolutions referred to Finance Committee

- *a. [2018-005](#) A Resolution Approving a \$10,000 Budget Revision in the 2017/2018 Borough Senior Grant Program for the Homer Citizens, Inc. (Mayor)

Attachments: [R2018-005](#)
 [Memo](#)
 [Grant Request](#)

- *b. [2018-006](#) A Resolution Designating the Newspaper and Authorizing Award of a Contract for the Publication of the 2018 Foreclosure List, and the Delinquent Leasehold, Mobile Homes, Personal Property and Other Tax Lists for the Tax Year 2017 (Mayor)

Attachments: [R2018-006](#)
 [Memo](#)

Resolutions referred to Policies and Procedures

- c. [2018-008](#) A Resolution Supporting House Bill 287 Providing Early Approval of Funding for Public Education and Student Transportation (Cooper, Smalley)

Attachments: [Resolution 2018-008](#)
 [Memo](#)
 [House Bill 287](#)

2. Ordinances for Introduction

Ordinances for Introduction and referred to the Finance Committee

- *a. [2018-08](#) An Ordinance Confirming the Assessment Roll for the Eddy Hill Drive Road Improvement Assessment District (Mayor)

Attachments: [Ordinance 2018-08](#)
 [Memo](#)
 [Final Assessment Roll](#)

Ordinances for Introduction and referred to the Lands Committee

- *b. [2018-07](#) An Ordinance Authorizing a Conditional Negotiated Lease at Less than Fair Market Value of Certain Real Property Containing 66.5 Acres More or Less to the Cooper Landing Rifle and Sportsman's Club for the Development of Shooting Facilities (Mayor)

Attachments: [Ordinance 2018-07](#)
 [Memo](#)
 [Lease](#)
 [Development Plan](#)
 [Appendices A-E](#)
 [Appraisal Memo](#)
 [Cooper Landing Community Club Recommendations](#)
 [Moose Pass Advisory Planning Commission Recommendation](#)
 [Cooper Landing Advisory Planning Commission Recommendations](#)

- d. [2018-10](#) An Ordinance Authorizing the Negotiated Lease of Office and Meeting Space at the Nikiski Community Recreation Center (Mayor)

Attachments: [Ordinance 2018-10](#)
 [Memo](#)
 [Lease](#)
 [AGDC Rental Space Map](#)

Ordinances for Introduction and referred to the Policies and Procedures Committee

- *c. [2018-09](#) An Ordinance Amending the Borough Code to Provide for Financial Support for the Promotion of Tourism and Economic Development Subject to Annual Assembly Appropriation and Voter Approval of a Bed Tax (Bagley) (Hearing on 03/06/18)

Attachments: [Ordinance 2018-09](#)
[Memo](#)

3. Other

Other items referred to Lands Committee

- *a. [KPB-1547](#) Petition to Vacate the Western 400 Foot Portion of the Mark Ross Ct. Right-of-way Adjoining Lots 4 & 5 Ross Retreat Three, Plat SL 92-7, as Dedicated on Ross Retreat Too, Plat SL 92-2. The Right-of-way Being Vacated is Unconstructed and Located Within the NW 1/4 and SW 1/4 of Section 15, Township 8 South, Range 14 West, SM AK within the KPB. File 2017-172V. Petitioners: Christopher J. Pollack, Amelia R. Pollack, and Stephen J. Pollack IV of Seldovia, Alaska.

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its January 8, 2018 meeting by unanimous consent.]

Attachments: [Petition to Vacate](#)

***b.** [KPB-1548](#)

Petition to Vacate Public Rights-of-way and Utility Easements in the Cohoe Area Described as Follows:

- Vacation of the eastern portion (approximately 620 feet) of the Saskatoon Avenue right-of-way as dedicated on Crooked Creek Subdivision, Plat KN 75-35. The right-of-way being vacated is unconstructed;
- Vacation of the ten-foot-wide utility easement adjoining the western boundary of Tract 2A 1 Crooked Creek Subdivision 2004 Addition, Plat KN 2005-25, as originally granted on Crooked Creek Subdivision 1977 Subdivision of Tract A, Plat KN 85-1 08;
- Vacation of the five-foot-wide utility easement located thirty-five feet north of, and running parallel to, the Saskatoon Ave right-of-way across the entire width of Tract 2A 1 Crooked Creek Subdivision 2004 Addition, Plat KN 2005-25, as originally granted on Crooked Creek Subdivision 1977 Subdivision of Tract A, Plat KN 85-1 08;
- Vacation of the twenty-foot-wide utility easement adjoining the northern boundary of Tract 2-C Crooked Creek Subdivision Marsh 1984 Subdivision of Tract C, Plat KN 84-228
- Vacation of the ten-foot-wide utility easement adjoining the western boundary of Tract 2-C Crooked Creek Subdivision Marsh 1984 Subdivision of Tract C, Plat KN 84-228;
- Vacation of the ten-foot-wide utility easements on the north and south sides of the shared boundary between Tract 2-C Crooked Creek Subdivision Marsh 1984 Subdivision of Tract C, Plat KN 84- 228, and Tract D Crooked Creek Subdivision, Plat KN 75-35, as originally granted on Crooked Creek Subdivision 1977 Subdivision of Tract A, Plat KN 85-108.

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its January 8, 2018 meeting by unanimous consent.]

Attachments:

[Petition to Vacate](#)

- *c. [KPB-1549](#) Petition to Vacate a portion of the Willy Avenue right-of-way east of Brody Road adjoining the northernmost portion of the northern boundary of Tract B1A Kinrod 2003 Addition, Plat HM 2004-74, as dedicated on Kinrod 1998 Addition, Plat HM 99-8. The right-of-way being vacated is unconstructed and located within the SW1/4 of S31, T01S, R13W, SM, AK, within the KPB; KPB File 2017-166V.

[Clerk's Note: The Planning Commission approved the above referenced petition to vacate at its January 8, 2018 meeting by unanimous consent.]

Attachments: [Petition to Vacate](#)

P. PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. February 20, 2018 Regular Assembly Chambers 6:00 PM
Assembly Chambers, Soldotna, Alaska

R. 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 Up to 3 Percent 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) (Final Hearing on 03/06/17)

Attachments: [Ordinance 2017-29](#)
[Revised Amendment Memo](#)
[Memo](#)
[Public Comments 112117](#)
[Public Comments 112117](#)
[Public Comment](#)

2. [2017-31](#) An Ordinance Approving McKinley Single-Family Residential R-1 Local Option Zoning District and Amending KPB 21.46.040 (Mayor)
- Attachments: [Q2017-31](#)
 [Planning Request to Table](#)
 [Memo](#)
 [Staff Report](#)
 [Local Option Zoning District Application](#)
 [Planning Commission Recommendation \(Dealt with on 12/05/17\)](#)
 [Request for Postponement \(Dealt with on 12/05/17\)](#)
3. [2018-06](#) An Ordinance Adopting Amendments to “Community Recommendations on a Land Use Plan for Borough Lands at Cooper Landing, 1992”, an Element of the Comprehensive Plan (Mayor)
- Attachments: [Ordinance 2018-06](#)
 [Memo](#)
 [Plan Amendment](#)
 [Planning Commission Recommendations](#)
 [Cooper Landing Community Club Recommendations](#)
 [Moose Pass Advisory Planning Commission Recommendation](#)
 [Cooper Landing Advisory Planning Commission Recommendations](#)
4. [2018-002](#) A Resolution Classifying 66.5 +/- Acres of Borough Land in the Cooper Landing Area as Recreational (Mayor)
- Attachments: [Resolution 2018-002](#)
 [Memo](#)
 [Vicinity Map](#)
 [Supporting Documentation](#)
 [Planning Commission and Cooper Landing Advisory Planning Commission Rec](#)
 [Cooper Landing Community Club Recommendations](#)
 [Moose Pass Advisory Planning Commission Recommendation](#)

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 February 20, 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.