



# 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*

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Tuesday, February 5, 2019

6:00 PM

Betty J. Glick Assembly Chambers

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### 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 given by Carrie Henson.]

### 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-2014](#) January 22, 2019 Regular Assembly Meeting Minutes

Attachments: [012219 Regular Assembly Meeting Minutes](#)

### H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

**I. PRESENTATIONS WITH PRIOR NOTICE**

*(20 minutes total)*

**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-2015](#) Mayor's Report Cover Memo

Attachments: [020519 Mayors Report Cover Memo](#)

1. Assembly Requests/Responses - None.

2. Agreements and Contracts

a. [KPB-2016](#) Authorization to Award a Contract for ITB-011 Emergency Response Rescue River Boat went to Wooldridge Boats, Inc. Seattle, Washington

Attachments: [ITB19-011 Emergency Response Rescue River Boat](#)

b. [KPB-2017](#) Authorization to Award a Contract for ITB19-012 Door Security Hardware/Maintenance went to S & H Enterprises, Soldotna, Alaska, South Central Alaska Windows, Doors & Hardware, Kenai, Alaska; Spenard Builders Supply, Kenai, Alaska and Johnson Controls, Anchorage, Alaska

Attachments: [ITB19-012 Door Security Hardware/Maintenance](#)

c. [KPB-2018](#) Request for Authorization to Enter Sole Source Contract Renewal for Law Practice Management Software

Attachments: [Sole Source Law Practice Software](#)

d. [KPB-2019](#) SREMS Grant Award and Match Confirmation

Attachments: [SREMS Grant Award](#)

3. Other

a. [KPB-2020](#) FY19 2nd Quarter Senior Grant Reports

Attachments: [FY19-2Q Senior Grant Reports](#)

b. [KPB-2021](#) FY19 2nd Quarter Economic Development Grant Reports

Attachments: [FY19-2Q Economic Development Grant Reports](#)

**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. [2018-19-28](#) An Ordinance Appropriating \$2,322,000 in Closure/Postclosure Funds for Costs Associated with Phase II Closure of the Homer Landfill (Mayor)

Attachments: [Ordinance 2018-19-28](#)  
[Memo](#)

**N. UNFINISHED BUSINESS****O. NEW BUSINESS**

1. Resolutions

Resolutions referred to Finance Committee

- \*a. [2019-010](#) A Resolution Designating the Newspaper and Authorizing Award of a Contract for the Publication of the 2019 Foreclosure List and the Delinquent Leasehold, Mobile Homes, Personal and Other Tax Lists for the Tax Year 2018 (Mayor)

Attachments: [Resolution 2019-010](#)  
[Memo](#)

- \*b. [2019-011](#) A Resolution Accepting a Thirty Cubic Yard Roll-Off Container from Kenai Peninsula College (Mayor)

Attachments: [Resolution 2019-011](#)  
[Memo](#)  
[Property Transfer Documentation](#)

Resolutions referred to Legislative Committee

- \*c. [2019-012](#) A Resolution Supporting a Proposal to Name an Unnamed Lake Located in the Lake Clark National Park and Preserve as Jade Lake (Mayor)

Attachments: [Resolution 2019-012](#)  
[Memo](#)  
[Jade Lake naming DNR documents](#)

- \*d.** [2019-013](#) A Resolution Requesting the Upper Cook Inlet Finfish Meeting 2020 be Held on the Kenai Peninsula (Bagley)
- Attachments:* [Resolution 2019-013](#)  
[Memo](#)  
[Ltr from State Legislature](#)  
[Ltr from Soldotna Kenai KPB](#)
- \*e.** [2019-014](#) A Resolution Supporting the 2020 Census Complete Count (Mayor, Ogle)
- Attachments:* [Resolution 2019-014](#)  
[Memo](#)
- \*f.** [2019-015](#) A Resolution Requesting an Additional Seat on the Municipal Advisory Gas Project Review Board to Represent the Interests of the Cities in the Kenai Peninsula Borough and Recommending that the Kenai City Manager be Named to that Seat (Smalley, Ogle)
- Attachments:* [Resolution 2019-015](#)  
[Memo](#)

## 2. Ordinances for Introduction

Ordinances for Introduction and referred to Finance Committee

- \*a.** [2018-19-29](#) An Ordinance Appropriating Supplemental Funding to Pay Legal Fees and Costs to the Prevailing Party in the Hunt, et al. vs. Kenai Peninsula Borough Lawsuit (Ogle) (Hearing on 2/19/19)
- Attachments:* [Ordinance 2018-19-29](#)  
[Memo](#)
- \*b.** [2018-19-30](#) An Ordinance Appropriating \$1,244,308 from the Central Peninsula Hospital Plant Replacement and Expansion Fund for the Obstetrics/Catheterization Lab Project at Central Peninsula Hospital (Mayor) (hearing on 2/19/19)
- Attachments:* [Ordinance 2018-19-30](#)  
[Memo](#)  
[CPH OB-Cath Executive Summary](#)

Ordinances for Introduction and referred to the Lands Committee

- \*c.** [2019-03](#) An Ordinance Authorizing the Sale of Certain Parcels of Borough Land by Sealed Bid Followed by an Over-the-Counter Sale (Mayor) (Hearing on 3/5/19)

Attachments:      [Ordinance 2019-03](#)  
[Maps](#)  
[Appraisal Lrg Tracks](#)  
[Memo](#)

### 3. Other

Other Items referred to Finance Committee

- \*a.    [KPB-2028](#)      Approving the Issuance of a Letter of Non-Objection to the Marijuana Control Board Regarding the New Limited Marijuana Cultivation Facility, License No. 17079, Filed by Cottonmouth Road, Subject to the Standard Conditions

[Clerk's Note: Standard Conditions for Commercial 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).]

Attachments:      [Complete Application](#)  
[Memo to Assembly with Recommendations](#)  
[PC Memo to Assembly](#)  
[Acknowledgement Form](#)  
[Site Development Plan](#)

## **P. PUBLIC COMMENTS AND PUBLIC PRESENTATIONS**

## **Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

1. February 12, 2019 AK LNG Project Advisory Committee  
Nikiski Community Recreation Center, Nikiski, AK  
4:00 PM Work Session  
6:00 PM Regular Meeting
2. February 13, 2019 Material Site Work Group  
Betty J. Glick Assembly Chambers, Soldotna, AK  
2:00 PM Regular Meeting

3. February 19, 2019 Assembly Meeting  
Betty J. Blick Assembly Chambers  
6:00 Regular Meeting

## R. ASSEMBLY COMMENTS

## S. PENDING LEGISLATION

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

1. [2019-01](#) An Ordinance Amending KPB 2.56.030 to Adopt the 2018 Homer Comprehensive Plan as the Official Comprehensive Plan for that Portion of the Borough within the Boundaries of the City of Homer (Mayor) (Hearing on 02/19/19)

**Attachments:**

[Ordinance 2019-01](#)

[Memo](#)

[City Planner's Memo to Homer City Council dated October 4, 2018](#)

[2018 Homer Comprehensive Plan](#)

2. [2019-02](#) An Ordinance Amending KPB Title 3 to Enact Local Provisions for Protection of Whistleblowers (Cooper, Smalley) (Hearing on 02/19/19)

**Attachments:**

[Ordinance 2019-02](#)

[Memo](#)

## T. INFORMATIONAL MATERIALS AND REPORTS

1. [KPB-2029](#) Records Management Program - Procedures

**Attachments:**

[Memo to Assembly](#)

[Facebook Procedures](#)

[Public Records Requests Procedures](#)

## U. NOTICE OF NEXT MEETING AND ADJOURNMENT

*The next meeting of the Kenai Peninsula Borough Assembly will be held on February 19, 2019 at 6:00 P.M. in the Betty J. Glick Assembly Chambers, George A. Navarre Borough Administration Building, 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.kpb.us](http://www.kpb.us) for copies of the agenda, meeting summaries, ordinances and resolutions.*