



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, July 2, 2019

6:00 PM

Betty J. Glick 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 Greg Andersen.]

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-2219](#) June 18, 2019 Regular Assembly Meeting Minutes

Attachments: [061819 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. ITEMS NOT COMPLETED FROM PRIOR AGENDA**L. PUBLIC HEARINGS ON ORDINANCES**

(Testimony limited to 3 minutes per speaker)

Ordinances referred to Finance Committee

1. [2019-19-02](#) An Ordinance Appropriating \$50,000 in Interest Income from the Spruce Bark Beetle Program to Supplement the Community Wildfire Protection Plans Update Project (Mayor)

Attachments: [Ordinance 2019-19-02](#)
[Memo](#)
[Supp Funding Approval Email](#)
[Dept of Agriculture Letters](#)

2. [2019-19-03](#) An Ordinance Appropriating Funds to Remodel Existing Facilities at Kenai Central High School and Kenai Middle School to Accommodate Intensive Needs Programs to be Moved from the Former Soldotna Prep School to Those Facilities (Mayor)

Attachments: [Ordinance 2019-19-03](#)
[Amendment Memo](#)
[Memo](#)

3. [2019-19-04](#) An Ordinance Appropriating Funds for Utilities, Maintenance and Insurance of the Soldotna Prep School Surplus Property for Fiscal Year 2020 (Mayor)

Attachments: [Ordinance 2019-19-04](#)
[Memo](#)
[SoPrep Suplus Form](#)
[School Board Action](#)
[Fiscal Note](#)

4. [2019-11](#) An Ordinance Repealing KPB 5.18.430(F) Which Requires Voter Approval to Increase the Sales Tax Cap (Carpenter, Cooper)

Attachments: [Ordinance 2019-11](#)
[Memo](#)
[Fiscal Note](#)
[City of Kenai Supporting Resolution](#)
[Public Comment 070219](#)
[Public Comment 060419](#)

M. UNFINISHED BUSINESS

N. NEW BUSINESS

1. Resolutions

Resolutions referred to Finance Committee

- *a. [2019-040](#) A Resolution Authorizing the Mayor to Execute the Fiscal Year 2020 Alaska Land Mobile Radio Communication System Membership Agreements (Mayor)

Attachments: [Resolution 2019-040](#)
[Memo](#)
[Membership Agreement](#)

- *b. [2019-041](#) A Resolution Authorizing Participation in the Community Transportation Program Provided by the State of Alaska Department of Transportation & Public Facilities, Supplementing Three Road Service Area Construction Projects (Mayor)

Attachments: [Resolution 2019-041](#)
[Memo](#)
[Project List](#)

Resolutions referred to Legislative Committee

- *c. [2019-042](#) A Resolution Supporting Public Access to the Kenai River for Recreational Purposes from the Funny River Road and Collector Road Network System (Mayor)

Attachments: [Resolution 2019-042](#)
[Memo](#)
[Public Comments 070219](#)

2. Ordinances for Introduction

Ordinances for Introduction and referred to the Finance Committee

- *a. [2019-19-05](#) An Ordinance Approving the Purchase and Installation of a Steris/Amsco Orthovision Table from the South Peninsula Hospital Service Area Capital Project Fund (Mayor)

Attachments: [Ordinance 2019-19-05](#)
[Memo](#)
[Request for Postponement](#)
[South Peninsula Hospital Memo](#)
[South Peninsula Hospital Resolution 2019-10](#)

- *b. [2019-15](#) An Ordinance Amending KPB 5.18.430 to Increase the Maximum Amount of a Sale Subject to the Borough Sales Tax to \$1,000, Except for Residential Rentals, Subject to Voter Approval (Carpenter)

[Clerk's Note: A teleconference site will be established at the Borough office in Seward to take public testimony on the above referenced Ordinance.]

Attachments: [Ordinance 2019-15](#)
[Memo](#)

Ordinances for Introduction and referred to the Policies and Procedures Committee

- *c. [2019-14](#) An Ordinance Authorizing the Assessor to Accept One Late-Filed Senior Citizen Exemption Application (Mayor)

Attachments: [Ordinance 2019-14](#)
[Memo](#)
[Exempt Docs](#)

- *d. [2019-16](#) Providing for a Ballot Proposition on the Question of Adopting a Manager Plan of Government in 2019 (Cooper, Smalley)

Attachments: [Ordinance 2019-16](#)
[Memo](#)
[Fiscal Note](#)
[Public Comment 070219](#)

- *e. [2019-17](#) An Ordinance Amending KPB 22.40.080 to Place the Mayor's Report Earlier on the Agenda (Fischer, Blakeley)

Attachments: [Ordinance 2019-17](#)
[Memo](#)

- *f. [2019-18](#) An Ordinance Amending KPB 22.40.080 and Repealing KPB 22.40.090 which Provide for an Invocation During Assembly Meetings and Referring this Question to the Voters (Dunne)

Attachments: [Ordinance 2019-18](#)
[Memo](#)
[Public Comment 080619](#)

3. Other

- *a. [KPB-2209](#) Approving the Application for a Restaurant Designation Permit filed by Resurrection Roadhouse, License No. 3823

Attachments: [3823 - Memo to Assembly](#)
[3823 - Restaurant Designation Permit Application](#)

- b. [KPB-2220](#) Petition to Vacate the Southwesternmost Approximately 560 Feet of the Dorothy Drive Right-of-way as Dedicated on Gruening Vista 1988 Addition (HM 88-37). Also, Vacate all Utility Easements Associated with the Rights-of-way, Within Lots 38, 40 and 41 Gruening Vista 1988 Addition (HM 88-37) and Tract A Gruening Vista 1993 Addition (HM 93-61); Location: Within the SE 1/4 SE 1/4 of Section 3, Township 6 South, Range 13 West, Seward Meridian, Kenai Peninsula Borough, Alaska. KPB File 2019-063V.

Attachments: [Dorothy Drive Petition to Vacate](#)

- c. [KPB-2221](#) Mayor's Veto for Ordinance 2019-09

Attachments: [Mayors Veto](#)
[Public Comments 070219](#)

O. PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

P. MAYOR'S REPORT

- [KPB-2214](#) Mayor's Report Cover Memo

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

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
 - a. [KPB-2215](#) Authorization to Award a Contract for RFP 19-003. Records Management Software, to Inc.
Attachments: [Authorization to Award Contract](#)
3. Other
 - a. [KPB-2216](#) Soldotna Public Safety Communications Center Renovation Project
Attachments: [Soldotna Public Safety Communications Center Renovation Project](#)
 - b. [KPB-2217](#) Litigation Status Report - Quarter Ending 06/03/19
Attachments: [Litigation Status Report](#)

Q. ASSEMBLY COMMENTS

R. PENDING LEGISLATION

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

1. [2019-05](#) An Ordinance Authorizing a Memorandum of Agreement and Cooperative Sale and Exchange of Interests in Lands with the State of Alaska Department of Transportation and Public Facilities Regarding Certain Borough and State Maintained Roads (Mayor) (Referred to Lands Committee) [Tabled on 04/02/19]
Attachments: [Ordinance 2019-05](#)
[Memo](#)
[Road Swap Memorandum of Agreement](#)
[Department of Transportation Road Swap Letter](#)
[Maps](#)
[Planning Commission Recommendation \(Acted on 3/05/19\)](#)
[Request to Table \(Acted on 04/02/19\)](#)

S. INFORMATIONAL MATERIALS AND REPORTS

T. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. July 12, 2019 Election Stakeholders Group
10:00 AM Betty J. Glick Assembly Chambers, Soldotna, Alaska

2. July 26, 2019 Election Stakeholders Group
10:00 AM Betty J. Glick Assembly Chambers, Soldotna, Alaska
3. August 6, 2019 Regular Assembly Meeting
6:00 PM Betty J. Glick Assembly Chambers, Soldotna, Alaska

U. ADJOURNMENT

This meeting will be broadcast on KDLL-FM 91.9 (Central Peninsula), KBBI-AM 890