



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Agenda Assembly

Kelly Cooper, President
Hal Smalley, Vice President
Norm Blakeley
Jesse Bjorkman
Kenn Carpenter
Tyson Cox
Willy Dunne
Brent Hibbert
Brent Johnson

Tuesday, February 4, 2020

6:00 PM

Betty J. Glick 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 Roy J. Wilson.]

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.)*

ACTION ITEMS CURRENTLY ON CONSENT AGENDA

January 21, 2020 Regular Assembly Meeting Minutes
Resolution 2020-010
Resolution 2020-011
Ordinance 2019-19-24
Ordinance 2020-06

ACTION ITEMS ELIGIBLE TO BE ADDED TO THE CONSENT AGENDA

Ordinance 2020-04
Ordinance 2020-05

APPROVAL OF MINUTES

- *1. [KPB-2458](#) January 21, 2020 Regular Assembly Meeting Minutes
Attachments: [012120 Regular Assembly Meeting Minutes](#)

COMMENDING RESOLUTIONS AND PROCLAMATIONS

- *1. [KPB-2456](#) Mayor's Proclamation Declaring February 14, 2020 as "League of Women Voters Day, Women's Voting Rights Day"
Attachments: [Mayor's Proclamation](#)

PRESENTATIONS WITH PRIOR NOTICE

(20 minutes total)

1. [KPB-2457](#) Brad Keithley, Alaskans for Sustainable Budgets (10 Minutes)
Attachments: [LAYDOWN Presentation](#)

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(3 minutes per speaker; 20 minutes aggregate)

ITEMS NOT COMPLETED FROM PRIOR AGENDA**PUBLIC HEARINGS ON ORDINANCES**

(Testimony limited to 3 minutes per speaker)

Ordinances referred to Lands Committee

1. [2020-04](#) An Ordinance Authorizing the Mayor to Select a Parcel of Land in the City of Kenai Through the Kenai Peninsula Borough's Municipal Entitlement Land Grant and Authorizing the Conveyance of the Parcel to the City of Kenai for a Municipal Park (Mayor)

Attachments: [Ordinance 2020-04](#)
[Memo](#)
[LAYDOWN Planning Commission Recommendation](#)
[4th Avenue Park Map](#)
[4th Avenue Park Vicinity Map](#)

Ordinances referred to Policies and Procedures Committee

2. [2020-01](#) An Ordinance Amending KPB 4.30.010 and KPB 4.30.050 Regarding Candidate Qualification and Review of Candidate Qualifications for Borough Elections (Johnson, Cox)

Attachments: [Ordinance 2020-01](#)
[LAYDOWN Amendment Memo](#)
[Memo](#)
[Public Comment 012120](#)

3. [2020-02](#) An Ordinance Amending KPB 2.54.060 Regarding Response to Requests for Access to Public Records Requests to Increase Time Limits for Response (Cooper at the Request of the Borough Clerk)

Attachments: [Ordinance 2020-02](#)
[Memo](#)

4. [2020-05](#) An Ordinance Amending the Kenai Peninsula Borough Hazard Mitigation Plan by Deleting Existing Annex A, 2015 City of Homer All Hazard Mitigation Plan Update, and Adopting the City of Homer All Hazard Mitigation Plan 2018 Update as the New Annex A (Mayor)

Attachments: [Ordinance 2020-05](#)
[Memo](#)
[Homer Resolution 18-014](#)
[Homer APA Letter 2018](#)
[Homer 2018 All-Hazard Mitigation Plan](#)
[Planning Commission Recommendation](#)

UNFINISHED BUSINESS

NEW BUSINESS

1. Resolutions

Resolutions for Introduction and referred to Finance Committee

- *a. [2020-010](#) A Resolution Designating the Newspaper and Authorizing Award of a Contract for the Publication of the 2020 Foreclosure List, and the Delinquent Leasehold, Mobile Homes, Personal and Other Tax Lists for the Tax Year 2019 (Mayor)

Attachments: [Resolution 2020-010](#)
[Memo](#)

Resolutions for Introduction and referred to Policies and Procedures Committee

- *b. [2020-011](#) A Resolution Authorizing the Acquisition by Donation of 20 Acres of Land Located in the Seward Area on Behalf of the Seward Bear Creek Flood Service Area (Mayor)

Attachments: [Resolution 2020-011](#)
[Memo](#)
[LAYDOWN Planning Commission Recommendation](#)
[Donation Agreement](#)
[Parcel Report](#)
[Parcel Map](#)
[Donated Parcel Questionnaire](#)
[SBCFSA Minutes 9-9-19](#)

- c. [2020-012](#) LAYDOWN A Resolution Asking the Alaska Board of Fisheries for Due Diligence in Supporting Biological Management of Salmon Stocks in Upper Cook Inlet (Johnson)

Attachments: [LAYDOWN Memo](#)
[LAYDOWN Resolution 2020-012](#)

- d. [2020-013](#) LAYDOWN A Resolution Supporting House Bill 208 Changing the Name of College Road in Soldotna to Alan Boraas Road (Cooper)

Attachments: [LAYDOWN RESOLUTION 2020-013](#)
[LAYDOWN Memo](#)
[LAYDOWN Representative Knopp Letter to Assembly](#)
[LAYDOWN House Bill 208 Sponsor Statement](#)
[LAYDOWN Map](#)

- e. [2020-014](#) LAYDOWN A Resolution Supporting The Status Quo Level of Total Constant Exploitation Yield in International Pacific Halibut Commission Area 3A Charter Sector for the 2020 Season (Cooper)

Attachments: [LAYDOWN Resolution 2020-014](#)
[LAYDOWN Memo](#)
[LAYDOWN Area Map](#)
[LAYDOWN International Pacific Halibut Commission Agenda](#)

2. Ordinances for Introduction

Ordinances for Introduction and referred to Finance Committee

- *a. [2019-19-27](#) An Ordinance Appropriating Matching Funds for the Japanese Creek Levee Flood Risk Mitigation Feasibility Study (Mayor) (Hearing on 02/25/20)

Attachments: [Memo](#)
[Ordinance 2019-19-27](#)

Ordinances for Introduction and referred to the Lands Committee

- *b. [2020-06](#) An Ordinance Authorizing a Community Trail Management Agreement on Borough Land within the City of Soldotna with Shimai Toshi Garden Trails, Inc. (Mayor) (Hearing on 02/25/20)

Attachments: [Ordinance 2020-06](#)
[Memo](#)
[Community Trail Management Plan](#)
[Community Trail Management Agreement](#)
[Map](#)
[Scope of Application](#)

3. Other

- a. [KPB-2461](#) LAYDOWN Confirming the appointment to the Eastern Peninsula Highway Emergency Service Area Board (Mayor)

Edward Kahles, Seat E, Term Expires October, 2020

Attachments: [LAYDOWN Appointment](#)

MAYOR'S REPORT

[KPB-2450](#) Mayor's Report Cover Memo

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

1. Assembly Requests/Responses

2. Agreements and Contracts

a. [KPB-2451](#) Authorization to Award a Contract for ITB20-013 Calcium Chloride Purchase Summer 2020 to NorthStar Supply, LLC., Palmer, Alaska.

Attachments: [Authorization to Award Contract for ITB20-013](#)

3. Other

a. [KPB-2452](#) Budget Revisions - December 2019

Attachments: [Budget Revisions - December 2019](#)

b. [KPB-2453](#) Revenue - Expenditure Report - December 2019

Attachments: [Revenue - Expenditure Report - December 2019](#)

c. [KPB-2454](#) FY20-2Q Senior Grant Reports

Attachments: [FY20-2Q Senior Grant Reports](#)

d. [KPB-2455](#) FY20-2Q Economic Development Grant Reports

Attachments: [FY20-2Q Economic Development Grant Reports](#)

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

ASSEMBLY COMMENTS

PENDING LEGISLATION

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

1. [2019-24](#) An Ordinance Adopting KPB 20.80, Subdivision Private Streets and Gated Subdivisions (Mayor) [Postponed to 02/25/20]

Attachments:

[Ordinance 2019-24](#)
[Dunne Amendment Memo](#)
[Planning Commission Recommendations 092319](#)
[Memo](#)
[Ordinance 2019-24 SUB](#)
[Memo SUB](#)
[SUB Dunne Amendment Memo](#)
[SUB Planning Commission Recommendations 120319](#)
[City of Soldotna Resolution](#)
[Kachemak City Letter](#)
[City of Kenai Resolution](#)
[City of Homer Resolution](#)
[City of Homer Memorandum](#)
[Request for Postponement \(Dealt with on 10/08/19\)](#)
[eComment 100819](#)
[Public Comment 120319](#)

2. [2020-03](#) An Ordinance Amending KPB 5.18 Sales Tax Code and Enacting KPB 5.19 Uniform Remote Seller Sales Tax Code (Cooper, Smalley) (Hearing on 02/25/19)

Attachments:

[Ordinance 2020-03](#)
[Memo](#)

3. [2019-34](#) An Ordinance Amending KPB 21.46.040 to Create the Kalifornsky Center Single Family Residential R-1 Local Option Zoning District on an Approximately 55-Acre Borough-Owned Parcel (Mayor) [Tabled on 01/07/20]

Attachments:

[Ordinance 2019-34](#)
[Request to Table](#)
[Kalifornsky APC & Planning Commission Recommendation](#)
[Memo](#)
[Map](#)
[Plat Prelim](#)
[Public Comment 01072020](#)

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. February 25, 2020 Regular Assembly Meeting
6:00 PM Betty J. Glick Assembly Chambers, Soldotna, Alaska

ADJOURNMENT

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 for copies of the agenda, meeting summaries, ordinances and resolutions.