



Assembly Action Agenda

November 15, 2022 - 6:00 PM

Regular Meeting

Betty J. Glick Assembly Chambers
George A. Navarre Kenai Peninsula
Borough Administration Building and Through
Zoom Meeting ID: 884 7373 9641 Passcode: 671108

Brent Johnson
President
Seat 7 – Central
Term Expires 2025

Tyson Cox
Vice President
Seat 4 - Soldotna
Term Expires 2025

Jesse Bjorkman
Assembly Member
Seat 3 - Nikiski
Term Expires 2025

Lane Chesley
Assembly Member
Seat 8 – Homer
Term Expires 2023

Richard Derkevorkian
Assembly Member
Seat 2 - Kenai
Term Expires 2023

Cindy Ecklund
Assembly Member
Seat 6 – East Peninsula
Term Expires 2024

Bill Elam
Assembly Member
Seat 5-Sterling/Funny
River
Term Expires 2023

Brent Hibbert
Assembly Member
Seat 1 – Kalifornsky
Term Expires 2024

Michael Tupper
Assembly Member
Seat 9 - South
Peninsula
Term Expires 2024

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 given by Dr. Edward Goans.]

ROLL CALL

COMMITTEE REPORTS

APPROVAL OF AGENDA AND CONSENT AGENDA

(Action 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.)

APPROVAL OF MINUTES

- *1. KPB 4705: October 25, 2022 Regular Assembly Meeting Minutes

COMMENDING RESOLUTIONS AND PROCLAMATIONS

- 1. KPB 4713: Mayor's Proclamation Declaring November 2022 as "Family Caregiver" Month

PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

1. KPB 4714: North Road Task Force Presentation; Dil Uhlin, Roads Director (10 minutes)
2. KPB 4715: Homer Trail Alliance; Debbie Oudiz, Director(10 minutes)

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)

- *1. Ordinance 2022-19-25: Appropriating Funds to the Legal Department for Litigation Fees and Costs Related to an Oil and Gas Property Tax Appeal (Mayor) (Referred to Finance Committee)
2. **ENACTED** Ordinance 2022-42: Approving the 2023 Asset Allocation for the Land Trust Investment Fund Investments and Amending KPB Code 5.10.200(B) to Update and Add New Subsections Under Authorized Investments (Mayor) (Referred to Finance Committee) **[9 Yes, 0 No, 0 Absent]**

UNFINISHED BUSINESS

NEW BUSINESS

1. Resolutions
 - *a. Resolution 2022-056: Authorizing the Acquisition by Donation of Three Lots of Land Located in the Seward Area on Behalf of the Seward Bear Creek Flood Service Area (Mayor) (Referred to Lands Committee)
 - b. **FAILED TO ADOPT** Resolution 2022-057: Supporting Privately Owned Boat Take-Outs on the Lower Kasilof River (Johnson) (Referred to Lands Committee) **[3 Yes, 6 No, 0 Absent]**

- *c. Resolution 2022-058: Supporting the Transportation Priorities to be Considered for Grant Funding for Submission to the State of Alaska Department of Transportation and Public Facilities (Mayor) (Referred to Finance Committee)**LAYDOWN**

2. Ordinances for Introduction

- *a. Ordinance 2022-19-26: Accepting and Appropriating the “Year Two” Opioid Settlement Funds Distributed Through the State of Alaska (Mayor) (Hearing on 12/13/22) (Referred to Finance Committee)
- *b. Ordinance 2022-19-27: Accepting and Appropriating Grant Funds of \$150,000 for the Kenai Peninsula Borough Fish Passage Project, a Partnership between the Kenai Peninsula Borough and the U.S. Fish & Wildlife Service (Mayor) (Hearing on 12/13/22) (Referred to Finance Committee)
- *c. Ordinance 2022-19-28: Accepting and Appropriating a Grant from FM Global for the Purchase of Two Hydrocarbon and Accelerant Detectors for Western Emergency Service Area (Mayor) (Hearing on 12/13/22) (Referred to Finance Committee)
- *d. Ordinance 2022-19-29: Appropriating Supplemental Funding of \$216,165 from the Seward Bear Creek Flood Service Area Fund to Replenish the Emerging Situations Budget and to Fund Site Maintenance Projects in Lost Creek and Sawmill Creek (Mayor) (Hearing on 12/13/22) (Referred to Finance Committee)
- *e. Ordinance 2022-19-30: Appropriating Supplemental Funds to Land Management Operations for the Remainder of Fiscal Year 2023 (Mayor) (Hearing on 12/13/22) (Referred to Finance Committee)
- *f. Ordinance 2022-19-31: Appropriating \$1,625,000 from the General Fund to Provide Interim Funding for Preliminary Design and Development of the Bond Funded School Projects Authorized by Ballot Proposition 2 at the October 2022 Election (Mayor) (Hearing on 12/13/22) (Referred to Finance Committee)

- *d. KPB 4747: Confirming Appointments to the Kenai Peninsula Borough Advisory Planning Commission (Mayor) (Referred to Policies and Procedures Committee)

<u>Anchor Point Advisory Planning Commission</u>		<u>Term Expires</u>
Angela Roland	Seat G	09/30/2024
<u>Funny River Advisory Planning Commission</u>		<u>Term Expires</u>
Michael Masters	Seat G	09/30/2025
<u>Nikiski Advisory Planning Commission</u>		<u>Term Expires</u>
Tom Coursen	Seat A	09/30/2023
Patricia Williams	Seat B	09/30/2023
Karen S. McGahan	Seat C	09/30/2024
Lenora Niesen	Seat D	09/30/2024
Kelly Brewer	Seat E	09/30/2025
Michael A. Peek	Seat F	09/30/2025
Jason Ross	Seat G	09/30/2025

MAYOR'S REPORT

1. Assembly Requests/Responses – None.
2. Agreements and Contracts
 - a. Funny River Fire Station Compressor
 - b. Change Order for Hope Site Environmental Clean Up
 - c. Nikiski High School Lockers, Co-op Purchase Authorization
 - d. Purchase of a Type 1 Ambulance for Kachemak Emergency Service Area: Under the Houston Galveston Area Council (H-GAC) Cooperative Purchasing

- e. Northern Support Services "Carehawk" Sole Source Waiver
 - f. KPB Cyber Security Operations Center Contract Under NASPO Contract #NVP-2018-CLOUD-0002
 - g. Totem Equipment and Supply SANY215 Sole Source Waiver
 - h. Authorization to Award a Contract for ITB23-013 Kenai, Nikiski, Sterling Transfer Facilities Operation and Maintenance 2023
 - i. Authorization to Award a Contract for ITB23-012 Seward Transfer Facilities Operations and Maintenance 2023
 - j. Transfer Additional Road Funds to Sport Lake, Hakala, Cotman Drive
3. Other
- a. Kachemak City All Hazards Mitigation Plan 2022 Update

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS (3 minutes per speaker)

ASSEMBLY COMMENTS

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

- 1. Ordinance 2022-36: Amending KPB Chapter 21.25 and KPB Chapter 21.29 Regarding Conditional Land Use Permits and Material Site Permits, Updating Notice, Applicability, Permit Types, Application Requirements, Standards and Permits Conditions (Johnson, Chesley) (Referred to Lands Committee) (Postponed Until 12/13/2022)

INFORMATIONAL MATERIALS AND REPORTS

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

- 1. December 13, 2022 Material Subcommittee Meeting
TBD Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 884 7373 9641 Passcode: 671108

2. December 13, 2022 Regular Assembly Meeting
6:00 PM Betty J. Glick Assembly Chambers
Borough Administration Building
Remote participation available through Zoom
Meeting ID: 884 7373 9641 Passcode: 671108

ADJOURNMENT

This meeting will be broadcast on KDLL-FM 91.9 (Central Peninsula), KBBI-AM 890 (South Peninsula), K201AO(KSKA)-FM 88.1 (East Peninsula).

The meeting will be held through Zoom, the Meeting ID: 884 7373 9641 Passcode: 671108 and in-person from the Betty J. Glick Assembly Chambers, Borough Administration Building, Soldotna, Alaska. To attend the Zoom meeting by telephone call toll free 1-888-788-0099 or 1-877-853-5247 and enter the Meeting ID: 884 7373 9641 Passcode: 671108. Detailed instructions will be posted on at the Kenai Peninsula Borough's main page at www.kpb.us: "Meeting and Public Notices" "Assembly Meeting Calendar".

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 minutes, ordinances and resolutions.