



# Assembly Action Agenda

May 1, 2018 - 6:00 PM

Regular Meeting

Assembly Chambers  
George A. Navarre Kenai Peninsula  
Borough Administration Building

Wayne Ogle  
Assembly President  
Seat 3 - Nikiski  
Term Expires 2019

Dale Bagley  
Assembly Vice  
President  
Seat 4 - Soldotna  
Term Expires 2019

Norm Blakeley  
Seat 5-Sterling/Funny  
River  
Term Expires 2020

Kenn Carpenter  
Assembly Member  
Seat 6 – East Peninsula  
Term Expires 2018

Kelly Cooper  
Assembly Member  
Seat 8 – Homer  
Term Expires 2020

Willy Dunne  
Assembly Member  
Seat 9 - South  
Peninsula  
Term Expires 2018

Paul Fischer  
Assembly Member  
Seat 7 – Central  
Term Expires 2019

Brent Hibbert  
Assembly Member  
Seat 1 – Kalifornsky  
Term Expires 2018

Harold "Hal" Smalley  
Assembly Member  
Seat 2 - Kenai  
Term Expires 2020

## 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 was offered by Assembly President Ogle.]*

## 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. April 17, 2018 Regular Assembly Meeting Minutes

## H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

- \*1. A Resolution Commending Linda Swarner for Her Devoted Service to the Residents of Kenai Peninsula Borough (Smalley)

2. Mayor's Proclamation Declaring May, 2018 as "National Water Safety Month"
3. Mayor's Proclamation Declaring May 1, 2018 "Sterling Homesteaders Day"

**I. PRESENTATIONS WITH PRIOR NOTICE** (20 Minutes total)

1. Central Peninsula General Hospital, Inc. Quarterly Report (10 Minutes)
2. Dr. Keith Hamilton, President, Alaska Christian College – Update (10 Minutes)

**J. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA** (3 minutes per speaker; 20 Minutes aggregate)

**K. MAYOR'S REPORT**

1. Assembly Requests/Responses – None.
2. Agreements and Contracts
  - a. Authorization to Award a Contract for RFP 18-003 Summer & Winter Road Maintenance for North Region, Unit 1, West Region, Units 2 & 7, Central Region, Unit 5, East Region, Unit 2 and South Region, Unit 5:

<u>Region/Unit</u>	<u>Firm</u>	<u>Location</u>
East 2	AG & BLD Supply	Hope, Alaska
West 2	River City Construction	Soldotna, Alaska
West 7	Best Transit Mix	Soldotna, Alaska
Central 5	Best Transit Mix	Soldotna, Alaska
North 1	Best Transit Mix	Soldotna, Alaska
South 5	Paul's Services	Anchor Point, Alaska

- b. Authorization to Award a Contract for ITB 18-014 Wyoh Way, Maria Road, Languhs Street South, & Cana Court Project No. S8WYO to East Road Services Inc., Homer, Alaska
    - c. Authorization to Award a Contract for RFP 18-001 External Audit Services to BDO USA LLC., Anchorage, Alaska

- d. Authorization to Award a Contract for ITB 18-013 Morning Circle Project No. N1MOR to G&H Construction, Kenai, Alaska
- 3. Other
  - a. Project Reports – March 31, 2018
  - b. Revenue – Expenditure Report – March 2018
  - c. Budget Revisions – March 2018
  - d. FY18 – 3Q Senior Center Grant Reports
  - e. FY18 – 3Q Economic Development Grant Reports
  - f. Appointment of Jim Glendening to the Alaska Liquified Gasline Project Advisory Committee.....**LAYDOWN**

**L. ITEMS NOT COMPLETED FROM PRIOR AGENDA**

**M. PUBLIC HEARINGS ON ORDINANCES** (Testimony limited to 3 minutes per speaker)

- 1. ***FAILED AS AMENDED – RECONSIDERATION FILED BY FISCHER***  
Ordinance 2017-19-21: Providing for an Exception to KPB 5.20.080 and Transferring \$4,500,000 from the Land Trust Fund to the General Fund (Mayor) (Referred to Finance Committee) **[3 Yes, 6 No, 0 Absent]**
- \*2. ***AS AMENDED*** Ordinance 2017-19-25: Accepting and Appropriating \$521,569.64 from the U.S. Department of Transportation, Western Federal Lands Highway Division to Extend a Portion of the Kenai Spur Highway Within the Borough Right-of-Way (Mayor) (Referred to Finance Committee)
- 3. ***POSTPONED TO MAY 15, 2018*** Ordinance 2018-12: Increasing the Borough Sales Tax Rate from 3.0 Percent to 3.5 Percent by Amending KPB 5.18.100, Subject to Approval by the Voters in the Regular Election on October 2, 2018 (Cooper, Smalley) (Referred to Finance Committee)

- \*4. **AS AMENDED** Ordinance 2018-18: Authorizing the Negotiated Sale of Two Tax Foreclosed Retained Parcels to the Last Record Owners at an Amount Equal to Taxes, Fees, Penalties, and Interest (Mayor) (Referred to Lands Committee)

5. **POSTPONED TO JUNE 19, 2018** Ordinance 2018-16: Amending KPB 16.08.010 and 16.24.010 to Move the Common Boundary Between the Central Kenai Peninsula Hospital Service Area and the South Kenai Peninsula Hospital Service Area South, Subject to Approval by the Voters Residing in the Central Kenai Peninsula Hospital Service Area and the Proposed New Area (Bagley) (Referred to Policies and Procedures Committee)

*[Clerk's Note: A teleconference site was established at the Borough Office in Homer in order to take public testimony on the above referenced Ordinance.]*

*[Clerk's Note: Bagley motion on the floor.]*

6. **ENACTED** Ordinance 2018-17: Amending KPB 5.35.155 and KPB 14.31.145 to Authorize the Mayor to Accept Late-Filed Applications for a Deferred Payment of Principal for a Utility Special Assessment or Road Improvement Assessment District (Mayor) (Referred to Policies and Procedures Committee) **[9 Yes, 0 No, 0 Absent]**

**N. UNFINISHED BUSINESS – None.**

**O. NEW BUSINESS**

1. Resolutions

- a. **ADOPTED AS AMENDED** Resolution 2018-022: Determining the Amount to be Provided from Local Sources for School Purposes During Fiscal Year 2019 and Approving the Kenai Peninsula Borough School District Total Budget (Mayor) (Referred to the Finance Committee) **[9 Yes, 0 No, 0 Absent]**

- \*b. Resolution 2018-024: Authorizing the Kenai Peninsula Borough to Participate in the Alaska Municipal League Joint Insurance Association's Loss Control Incentive

Program for Fiscal Year 2018 (Mayor) (Referred to Finance Committee)

- \*c. Resolution 2018-023: Authorizing the Kenai Peninsula Borough to Participate in the Alaska Municipal League Joint Insurance Association's Loss Control Incentive Program for Fiscal Year 2019 (Mayor) (Referred to Finance Committee)

## 2. Ordinances for Introduction

- \*a. Ordinance 2017-19-26: Approving and Appropriating Grant Funds Totaling \$14,179.14 from the Alaska Department of Natural Resource for the Volunteer Fire Assistance Program on Behalf of Kachemak Emergency Services and Nikiski Fire Service Area (Mayor) (Hearing on 05/15/18) (Referred to Finance Committee)
- \*b. Ordinance 2018-19: Appropriating Funds for Fiscal Year 2019 (Mayor) (Hearings on 05/15/18 and 06/05/18) (Referred to Finance Committee)
- \*c. Ordinance 2018-20: Amending KPB 5.18.200 to Repeal the Seasonal Exemption from Sales Taxes of Nonprepared Food Items (Bagley) (Hearing on 06/05/18) (Referred to Finance Committee)

## 3. Other

- \*a. Requesting Formal Assembly Protest to the Renewal of Liquor License due to Unpaid Taxes for Young's Downtown Restaurant & Inn (City of Homer) (Referred to Finance Committee)
- \*b. Confirming the Appointment to the Road Service Area Board (Mayor) (Referred to Policies and Procedures Committee)

<u>Appointment</u>	<u>Board Seat</u>	<u>Term Expires</u>
Mike Tauriainen	At-Large	September 30, 2019

## P. PUBLIC COMMENTS AND PUBLIC PRESENTATIONS (3 minutes per speaker)

**Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

1. April 30, 2018  
7:00 PM AK LNG Project Advisory Committee  
Nikiski Community Recreation Center
2. May 9, 2018  
2:00 PM Material Site Work Group  
Assembly Chambers, Soldotna, Alaska
3. May 15, 2018  
6:00 PM Regular Assembly Meeting  
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. Resolution 2018-021: Requesting the Department of Transportation and Public Facilities Reduce the Speed Limit Between Milepost 50.8 and 52.8 of the Sterling Highway to 35 Miles per Hour (Carpenter) (Referred to Policies and Procedures Committee) *[Postponed to 05/15/18]*
2. Ordinance 2017-31: Approving McKinley Single-Family Residential R-1 Local Option Zoning District and Amending KPB 21.46.040 (Mayor) (Referred to Lands Committee) *[Tabled on 01/16/18]*

**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 May 15, 2018, at 6:00 P.M. in the Assembly Chambers, Soldotna, Alaska.

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

*Copies of agenda items are available at the Borough Clerk's Office and 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.*