



Kenai Peninsula Borough

144 North Binkley Street
Soldotna, AK 99669

Meeting Minutes - Final

Assembly

Wayne Ogle, President
Dale Bagley, Vice President
Norm Blakeley
Kenn Carpenter
Kelly Cooper
Willy Dunne
Paul Fischer
Brent Hibbert
Hal Smalley

Tuesday, February 5, 2019

6:00 PM

Betty J. Glick Assembly Chambers

CALL TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

[Clerk's Note: The invocation was given by Carrie Henson.]

ROLL CALL

Present: 9 - Paul Fischer, Dale Bagley, Brent Hibbert, Kenn Carpenter, Norm Blakeley, Kelly Cooper, Hal Smalley, Wayne Ogle, and Willy Dunne

Also present were:

Charlie Pierce, Borough Mayor

James Baisden, Chief of Staff

Colette Thompson, Borough Attorney

Johni Blankenship, Borough Clerk

Michele Turner, Deputy Borough Clerk

COMMITTEE REPORTS

Assembly Member Cooper stated the Finance Committee met and discussed its agenda items.

Assembly Member Carpenter stated the Lands Committee met and discussed its agenda item.

Assembly Member Smalley stated the Policies and Procedures Committee met and discussed its agenda items.

Assembly Member Dunne stated the Legislative Committee met and discussed its

agenda items.

APPROVAL OF AGENDA AND CONSENT AGENDA

Bagley moved to approve the agenda and consent agenda.

Copies have been made available to the public, Borough Clerk Johni Blankenship noted by title only the resolutions and ordinances on the consent agenda.

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

The following public hearing items met the required conditions of KPB 22.40.110 and were added to the consent agenda:

[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)
This Budget Ordinance was enacted.

New Business

[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)
This Resolution was adopted.

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

[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)
[Clerk's Note: The final Whereas clause of Resolution 2019-012 was amended to read, "on February 4, 2019, the Kenai Peninsula borough Planning Commission conducted a public hearing and recommended approval by unanimous consent."]
This Resolution was adopted as amended.

[2019-013](#) A Resolution Requesting the Upper Cook Inlet Finfish Meeting 2020 be

Held on the Kenai Peninsula (Assembly)

This Resolution was adopted.

[2019-014](#) A Resolution Supporting the 2020 Census Complete Count (Mayor, Ogle)

This Resolution was adopted.

[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)

This Resolution was adopted.

[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)

This Budget Ordinance was introduced and set for public hearing.

[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)

This Budget Ordinance was introduced and set for public hearing.

[2019-03](#) An Ordinance Authorizing the Sale of Certain Parcels of Borough Land by Sealed Bid Followed by an Over-the-Counter Sale (Mayor)

This Ordinance was introduced and set for public hearing.

[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).]

approved

Approval of the Agenda and Consent Agenda

President Ogle called for public comment.

Brent Johnson, Clam Gulch spoke in support of Resolution 2019-013.

There being no one else who wished to speak, the public comment period was closed.

The motion to approve the agenda and consent agenda as amended carried by the following vote:

Yes: 9 - Fischer, Bagley, Hibbert, Carpenter, Blakeley, Cooper, Smalley, Ogle, and Dunne

COMMENDING RESOLUTIONS AND PROCLAMATIONS

PRESENTATIONS WITH PRIOR NOTICE

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

President Ogle called for public comment.

Carrie Henson, Soldotna spoke in opposition to the borough being operated like a for-profit business.

George Pierce, Kasilof spoke in support of Resolution 2019-013 and in opposition to the City of Soldotna's special election.

The following people spoke in support of funding education:

Jesse Bjorkman, Nikiski

Debbie Cary, Ninilchik

There being no one else who wished to speak, the public comment period was closed.

MAYOR'S REPORT

Mayor's Report Cover Memo

[KPB-2015](#) Mayor's 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
 - 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
 - c. [KPB-2018](#) Request for Authorization to Enter Sole Source Contract Renewal for Law Practice Management Software
 - d. [KPB-2019](#) SREMS Grant Award and Match Confirmation
3. Other
- a. [KPB-2020](#) FY19 2nd Quarter Senior Grant Reports
 - b. [KPB-2021](#) FY19 2nd Quarter Economic Development Grant Reports
 - c. [KPB-2030](#) LAYDOWN Kenai Spur Highway Update

ITEMS NOT COMPLETED FROM PRIOR AGENDA - None.

UNFINISHED BUSINESS - None.

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

President Ogle called for public comments.

Carrie Henson, Soldotna continued her testimony in opposition to operating the borough like a for-profit business and also discussed privatizing education.

George Pierce, Kasilof stated he did not mean to offend anyone with his testimony and wished everyone a safe drive home.

There being no one else who wished to speak, the public comment period was closed.

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 15, 2019 Election Stakeholders Group
Betty J. Glick Assembly Chambers, Soldotna, Alaska
2:00 PM Meeting
4. February 19, 2019 Assembly Meeting
Betty J. Glick Assembly Chambers
6:00 Regular Meeting
5. February 22, 2019 Election Stakeholders Group
Betty J. Glick Assembly Chambers, Soldotna, Alaska
10:00 AM Meeting

ASSEMBLY COMMENTS

Assembly Member Fischer reminded everyone of the President's State of the Union Address at 9:00 p.m.

Assembly Member Dunne thanked everyone for their testimony. He stated education was one of the most important roles of the borough. Mr. Dunne also discussed the new data that was becoming available regarding adverse childhood experiences.

Assembly Member Blakeley thanked everyone for attending and wished everyone a good evening.

Assembly Member Cooper stated she spoke to the Elevating and Celebrating Effective Teaching group regarding education funding. She shared students' answers to the question, "What role their teachers had played in their lives."

Assembly Member Smalley thanked everyone who attended the meeting. He encouraged the assembly members to visit the schools in their areas and talk to the students and teachers.

Assembly Member Hibbert thanked everyone who attended the meeting and wished everyone a good evening.

Assembly Member Carpenter reminded everyone of the Eastern Peninsula Highway Emergency Service Area Board meeting on February 21, 2019 at 7:00 p.m. at the Cooper Landing Community Hall. He wished everyone a good evening.

Assembly Member Bagley stated his sister was in attendance and wished Mr. Hibbert a happy birthday.

President Ogle thanked Mr. Bagley for bringing Resolution 2019-013 forward. He encouraged everyone to read the letter from the State Legislature and joint Letter from the borough, City of Kenai and City of Soldotna. Mr. Ogle stated they met in executive session regarding security of the borough. He stated it was important to make the work environment and our schools safe. He shared that he attended Finance's budget discussions with the service area boards in his district. Mr. Ogle thanked everyone who attended the meeting and those who listened on-line.

INFORMATIONAL MATERIALS AND REPORTS

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

NOTICE OF NEXT MEETING AND ADJOURNMENT

With no further business to come before the assembly, President Ogle adjourned the meeting at 7:23 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of February 5, 2019.

Johni Blankenship, MMC, Borough Clerk

Approved by the Assembly: _____