

# *Assembly Agenda*

March 13, 2012 - 7:00 PM

Regular Meeting

Borough Assembly Chambers, Soldotna, Alaska

*Gary Knopp*  
Assembly President  
Seat 1 - Kalifornsky  
Term Expires 2012

*Charlie Pierce*  
Assembly Vice President  
Seat 5-Sterling/Funny  
River  
Term Expires 2014

*Mako Haggerty*  
Assembly Member  
Seat 9 - South Peninsula  
Term Expires 2012

*Brent Johnson*  
Assembly Member  
Seat 7 - Central  
Term Expires 2013

*Sue McClure*  
Assembly Member  
Seat 6 - East Peninsula  
Term Expires 2012

*Linda Murphy*  
Assembly Member  
Seat 4 - Soldotna  
Term Expires 2013

*Hal Smalley*  
Assembly Member  
Seat 2 - Kenai  
Term Expires 2014

*Bill Smith*  
Assembly Member  
Seat 8 - Homer  
Term Expires 2014

*Ray Tauriainen*  
Assembly Member  
Seat 3 - Nikiski  
Term Expires 2013

**A. CALL TO ORDER**

**B. PLEDGE OF ALLEGIANCE**

**C. INVOCATION**

**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. 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. February 28, 2012 Regular Assembly Meeting Minutes

**H. COMMENDING RESOLUTIONS AND PROCLAMATIONS**

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

- 1. Kenai Peninsula School District Quarterly Report (10 minutes)
- 2. South Peninsula Hospital Quarterly Report (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 Contract for Banking Services to First National Bank Alaska
  - b. Multispectral Imagery and Professional Services, Scope of Work Modification for Aero Metric Inc.
3. Other
  - a. Letter from James Greeley, State Petroleum Property Assessor, Regarding Total Assessed Value of Oil and Gas Properties within the Kenai Peninsula Borough

**L. ITEMS NOT COMPLETED FROM PRIOR AGENDA – None.**

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

1. ***ENACTED*** Ordinance 2011-19-68: Appropriating Supplemental Funding of \$29,750 for the Purchase of Limited Liability Reports (Mayor) (Referred to Finance Committee) [**8 Yes, 0 No, 1 Absent**]
2. ***ENACTED*** Ordinance 2011-19-70: Appropriating \$200,000 to Hire a Consultant to Assist the Borough in Determining the Course of Action to Pursue Regarding Curtailing Health Care Costs (Mayor) (Referred to Finance Committee) [**8 Yes, 0 No, 1 Absent**]
3. ***ENACTED AS AMENDED*** Ordinance 2011-19-72: Appropriating \$4,700,000 for the Purpose of Constructing a Radiation Oncology Facility at Central Peninsula Hospital (Mayor) (Referred to Finance Committee) [**8 Yes, 0 No, 1 Absent**]
4. ***ENACTED*** Ordinance 2011-19-73: Appropriating \$569,292 from the Equipment Replacement Fund for the Purchase of New Sales Tax Software (Mayor) (Referred to Finance Committee) [**8 Yes, 0 No, 1 Absent**]
5. ***ENACTED*** Ordinance 2011-19-75: Accepting and Appropriating \$30,500 from the Alaska Department of Military and Veterans Affairs, Division of Homeland Security and Emergency Management to Purchase a Portable Generator (Mayor) (Referred to Finance Committee) [**8 Yes, 0 No, 1 Absent**]

6. ***ENACTED*** Ordinance 2012-02: Decertifying Approximately 350 Feet of Strawberry Road Extending Beyond the Easterly End of Dedicated Borough Right-of-Way (Mayor) (Referred to Policies and Procedures Committee) [**8 Yes, 0 No, 1 Absent**]
7. ***ENACTED*** Ordinance 2012-03: Confirming the Assessment Roll for the Poppy Ridge Road Improvement Assessment District (Mayor) (Referred to Finance Committee) [**8 Yes, 0 No, 1 Absent**]
8. ***ENACTED*** Ordinance 2012-04: Authorizing Revised Community Revenue Sharing Program Expenditures for Unincorporated Communities and Approving the Use of Funds by Voznesenka and Razdolna (Mayor) (Referred to Finance Committee) [**8 Yes, 0 No, 1 Absent**]

## **N. UNFINISHED BUSINESS**

1. Postponed Items
  - a. ***POSTPONED UNTIL APRIL 3, 2012*** Resolution 2012-012: Approving a Mutual Aid Agreement and the Initial Operational Plan Between the Anchor Point Fire and Emergency Medical Service Area (APFEMSA) and the City of Homer on Behalf of the Homer Volunteer Fire Department and Ninilchik Emergency Services (Mayor) (Referred to Policies and Procedures Committee) [**8 Yes, 0 No, 1 Absent**]
  - b. ***AMENDED BY SUBSTITUTION*** Resolution 2012-015: Supporting Governor Parnell's FY2013 Budget Request of \$1,813,000 for a Kenai River King Salmon Assessment Program (Johnson) (Referred to Legislative Committee) [**8 Yes, 0 No, 1 Absent**]  
  
***ADOPTED AS AMENDED*** Resolution 2012-015 (Johnson/Mayor) Substitute: Supporting Governor Parnell's FY2013 Budget Request of \$1,813,000 for a Kenai River King Salmon Assessment Program (Johnson/Mayor) (Referred to Legislative Committee) [**8 Yes, 0 No, 1 Absent**]

## **O. NEW BUSINESS**

1. Resolutions
  - a. ***ADOPTED AS AMENDED*** Resolution 2012-016: Authorizing the Mayor to Execute an Amendment to the Central Peninsula Hospital Lease and Operating Agreement to Authorize Central Peninsula General Hospital, Inc. to Sublease a Portion of the

Facility for Oncology Services (Mayor) (Referred to Policies and Procedures Committee) [**8 Yes, 0 No, 1 Absent**]

- \*b. Resolution 2012-017: Approving the Memorandum of Understanding from the Alaska Department of Military and Veterans Affairs, Division of Homeland Security and Emergency Management to Conduct a Security Vulnerability Assessment (Mayor) (Referred to Policies and Procedures Committee)

2. Ordinances

- \*a. Ordinance 2011-19-78: Appropriating \$625,000 in the Borough's School Revenue Capital Project Funds for Improvements to School Facilities (Mayor) (Shortened Hearing on 04/03/12) (Referred to Finance Committee)
- \*b. Ordinance 2011-19-79: Appropriating Commercial Passenger Vessel Tax Proceeds Received from the State of Alaska in the Amount of \$357,552.50 and Allocating \$324,865 to the City of Seward and \$32,687.50 to the City of Homer (Mayor) (Hearing on 04/17/12) (Referred to Finance Committee)
- \*c. Ordinance 2011-19-80: Appropriating \$1,400,000 from the Road Service Area Operating Fund Balance for Additional Snow Removal (Mayor) (Shortened Hearing on 04/03/12) (Referred to Finance Committee)
- \*d. Ordinance 2011-19-81: Accepting and Appropriating a Grant in the amount of \$230,220 from the State of Alaska Division of Homeland Security and Emergency Management to Complete a Local Hazard Mitigation Plan Annex in the Seward Bear Creek Flood Service Area (Mayor) (Hearing on 04/17/12) (Referred to Finance Committee)
- \*e. Ordinance 2012-07: Amending KPB Title 16—Service Areas to Provide that All Kenai Peninsula Borough Service Area Boards are Appointed Instead of Elected (Murphy) (Hearings on 04/03/12 and 04/17/12) (Referred to Policies and Procedures Committee)

3. Other

- \*a. Requesting a Formal Assembly Protest to the Renewal of the Following Liquor Licenses Due to Unpaid Taxes (Referred to Finance Committee)

Business Name

Location

Starvin Marvin's Pizza  
AK Supperclub.com

Homer, Alaska  
Ninilchik, Alaska

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

**Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

1. April 3, 2012 Regular Assembly Meeting 7:00 PM Soldotna

**R. ASSEMBLY COMMENTS**

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

1. Resolution 2011-108: Approving a New Senior Clerk Typist Classified Position in the River Center Department (Mayor) (Referred to Policies and Procedures Committee) *TABLED 01/17/12*
2. Ordinance 2011-36: Amending KPB 14.40.155 Temporary Road Closure, to Clarify and Expand the Reasons and Procedure for Closing Borough Roads and Rights-of-Way (Mayor) (Referred to Policies and Procedures Committee) *TABLED 11/01/11*
3. Ordinance 2011-19-76: Appropriating \$35,000 from Central Emergency Service Area (CES) Capital Projects Fund Balance for a New Generator at the Funny River Station (Mayor) (Hearing on 04/03/12) (Referred to Finance Committee)
4. Ordinance 2011-19-77: Accepting and Appropriating \$106,350 from the Alaska Department of Military and Veteran Affairs, Division of Homeland Security and Emergency Management to Purchase Disaster Management Equipment, Emergency Sheltering Supplies and to Conduct CERT Training (Mayor) (Hearing on 04/03/12) (Referred to Finance Committee)
5. Ordinance 2012-05: Amending KPB Chapter 14.40 to Delete the Provisions for Seasonal Permits Which are No Longer Issued by the Road Service Area (Mayor) (Hearing on 04/03/12) (Referred to Policies and Procedures Committee)
6. Ordinance 2012-06: Amending KPB 21.18.081, 21.18.100 and 21.18.140 to Permit Certain Structures in Tidally Inundated Areas, and Conditionally Permit Certain Structures Within the Habitat Protection District and Adding Definitions (Smith, Haggerty) (Hearing on 04/03/12) (Referred to Policies and Procedures Committee)

**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 April 3, 2012, at 7:00 P.M. in the Borough Assembly Chambers, Soldotna, Alaska.

*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.borough.kenai.ak.us](http://www.borough.kenai.ak.us) for copies of the agenda, meeting summaries, ordinances and resolutions.*