

KENAI PENINSULA BOROUGH



ASSEMBLY PACKET

AUGUST 7, 2012

7:00 P.M.



Assembly Chambers, 144 N. Binkley Street, Soldotna

August 2012

Monthly Planner

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday																																																																																											
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September 2012

Monthly Planner

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August 2012 - December 2012

Assembly Yearly Planner

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JULY

- 3 Assembly Meeting
- 4 Borough Holiday: Independence Day
- 13 7/13-7/17 NACo Annual Conf. (Pittsburgh)

DECEMBER

- 4 Assembly Meeting
- 24 Borough Holiday: Christmas Eve
- 25 Borough Holiday: Christmas

Jan 2013						
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AUGUST

- 7 Assembly Meeting
- 14 8/14-8/17 AML Summer Legislative Conf. (Bethel)

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- 21 Assembly Meeting
- 28 Primary Election

SEPTEMBER

- 3 Borough Holiday: Labor Day
- 4 Assembly Meeting

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- 18 Assembly Meeting (Homer)

OCTOBER

- 2 Borough Election
- 9 Assembly Meeting
- 23 Assembly Meeting

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NOVEMBER

- 6 General Election
- 12 11/12-11/16 AML Annual Conf. (Anchorage)

Borough Holiday: Veterans Day

May 2013						
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- 20 Assembly Meeting
- 22 Borough Holiday: Thanksgiving
- 23 Borough Holiday: Thanksgiving

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Assembly Meeting Schedule

TUESDAY, AUGUST 7, 2012

- 3:00 PM Finance Committee**
- 4:00 PM Lands Committee**
- 4:30 PM Policies and Procedures Committee**
- 7:00 PM Regular Assembly Meeting**

Above listed meetings will be held in:

Assembly Chambers
George A. Navarre Kenai Peninsula Borough Administration Building
144 North Binkley Street, Soldotna, Alaska

August 7, 2012	3:00 PM	Assembly Chambers George A. Navarre Kenai Peninsula Borough Administration Building, Soldotna
Bill Smith, Chair	Ray Tauriainen, Vice Chair	All Assembly Members

AGENDA

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August 7, 2012	4:00 PM	Assembly Chambers George A. Navarre Kenai Peninsula Borough Administration Building, Soldotna
Sue McClure, Chair	Brent Johnson, Vice Chair	Ray Tauriainen

AGENDA

M. PUBLIC HEARINGS ON ORDINANCES

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[Clerk's Note: The Planning Commission approved the referenced vacation by unanimous consent during its regularly scheduled meeting of July 16, 2012.]

*Consent Agenda Items

Policies and Procedures Committee

August 7, 2012	4:30 PM	Assembly Chambers George A. Navarre Kenai Peninsula Borough Administration Building, Soldotna
Mako Haggerty, Chair	Charlie Pierce, Vice Chair	Linda Murphy

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O. NEW BUSINESS

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Blair Martin	Kalifornsky Beach	July 31, 2015
Paulette Bokenko-Carluccio	Seldovia	July 31, 2015
James Isham	Sterling	July 31, 2015
Paul Whitney	Soldotna	July 31, 2015

*Consent Agenda Items

Assembly Agenda

August 7, 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. July 3, 2012 Regular Assembly Meeting Minutes 1

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

I. PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

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

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2. Agreements and Contracts

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n.	Authorization to Award Contract for Borough Administrative Building Parking Lot Improvements to Property Improvements	34

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14. Ordinance 2012-29: Amending KPB 3.04.115 Deleting the Requirement that all Administrative Position Vacancies be Advertised for Two Weeks (Mayor) (Referred to Policies and Procedures Committee)163

N. UNFINISHED BUSINESS - None.

O. NEW BUSINESS

1. Resolutions

- *a. Resolution 2012-058: Expressing Support for the Kenai Mountain-Turnagain Arm National Heritage Area’s Alaskan-Based Curriculum Project (McClure) (Referred to Lands Committee).....167

*b.	<u>Resolution 2012-059</u> : Designating Port Lions Precinct as an Absentee By-Mail Precinct as Provided for in KPB 4.50.015 (Knopp at the Request of the Borough Clerk) (Referred to Policies and Procedures Committee).....	169
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*g.	<u>Resolution 2012-064</u> : Authorizing the Kenai Peninsula Borough to Participate in the AMLJIA Loss Control Incentive Program (Mayor) (Referred to Finance Committee).....	209
*h.	<u>Resolution 2012-065</u> : Authorizing the Lease of Real Property Located at 3800 Sterling Highway for a Temporary Kachemak Emergency Service Area Fire Station Facility (Mayor) (Referred to Lands Committee).....	212

2. Ordinances

*a.	<u>Ordinance 2012-19-17</u> : Accepting and Appropriating a Grant in the Amount of \$750,000 from the State of Alaska on Behalf of the North Peninsula Recreation Service Area for the Community Recreation Center Roof and Exterior Replacement Project (Mayor) (Hearing on 09/04/12) (Referred to Finance Committee).....	228
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*c.	<u>Ordinance 2012-19-19: Appropriating \$8,000 for the Nikiski Fire Service Area Station #1 Bunkroom Remodel Project and Authorizing the Project to Start in FY2012 (Mayor) (Shortened Hearing on 08/21/12) (Referred to Finance Committee).....</u>	236
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*e.	<u>Ordinance 2012-19-21: Accepting and Appropriating a Grant in the Amount of \$100,000 from the State of Alaska on Behalf of the Kachemak Emergency Service Area for the Diamond Ridge Community Center and Training Facility (Mayor) (Hearing on 09/04/12) (Referred to Finance Committee).....</u>	245
*f.	<u>Ordinance 2012-19-22: Appropriating \$666,646 for the Purchase and Implementation of an Upgraded Electronic Health Record Program in the Emergency Department at Central Peninsula Hospital (Mayor) (Hearing on 09/04/12) (Referred to Finance Committee)</u>	251
*g.	<u>Ordinance 2012-19-23: Appropriating \$1,010 in Donations for Youth Programming and Community Events at the Seldovia Recreation Service Area (Mayor) (Shortened Hearing on 08/21/12) (Referred to Finance Committee)</u>	254
*h.	<u>Ordinance 2012-19-24: Accepting and Appropriating Funding From the State of Alaska in the Amount of \$772,200 for Community Purposes Under the State's 2012/2013 Community Revenue Sharing Program (Mayor) (Hearing on 09/04/12) (Referred to Finance Committee)</u>	257
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*j.	<u>Ordinance 2012-31: Enacting KPB 5.12.295 — Application of Property Tax Payments (Mayor) (Hearing on 09/04/12) (Referred to Policies and Procedures Committee)</u>	266

- *k. Ordinance 2012-32: Confirming the Assessment Roll for the Anchor Point Utility Special Assessment District and Establishing the Method for Terminating Assessments and Making Refunds to Property Owners (Mayor) (Hearing on 09/04/12) (Referred to Finance Committee).....269
- *l. Ordinance 2012-33: Amending KPB 14.31.070, Circulation and Filing of Petition; Signature Requirements, to Correct the Process for Withdrawing a Signature from a Petition in Support of a Road Improvement Assessment District (Mayor) (Hearing on 09/04/12) (Referred to Policies and Procedures Committee).....290

3. Other

- *a. Petition to Vacate a Portion of Wystmour Drive and a Portion of Winsor Lane (Renamed to Gamble Street per Street Name Resolution 2007-01); 30-Foot Right-of-Way Dedications and Associated 10-Foot Utility Easements Along the South and East Boundaries of Tract 4E Wilshire Acres Subdivision Shibe – Green Addition (Plat HM 87-26) Originally Dedicated by Wilshire Acres Subdivision (Plat HM 74-1200); and Vacate the 10-Foot Utility Easement Along the West Boundary of Tract A of Rice-Finch Tract A Subdivision (Plat HM 75-29); within Section 27, Township 5 South, Range 12 West, Seward Meridian and the Kenai Peninsula Borough, Alaska; KPB File 2012-076 (Referred to Lands Committee).....294

[Clerk's Note: The Planning Commission approved the referenced vacation by unanimous consent during its regularly scheduled meeting of July 16, 2012.]

- *b. Confirming Appointments to the Planning Commission (Referred to Policies and Procedures Committee).....315

<u>Appointment</u>	<u>Board Seat</u>	<u>Term Expires</u>
Robert Ruffner	Kasilof/Clam Gulch	July 31, 2015
Blair Martin	Kalifornsky Beach	July 31, 2015
Paulette Bokenko-Carluccio	Seldovia	July 31, 2015
James Isham	Sterling	July 31, 2015
Paul Whitney	Soldotna	July 31, 2015

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

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. August 21, 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 12/06/11*

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 August 21, 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 for copies of the agenda, meeting summaries, ordinances and resolutions.

Kenai Peninsula Borough

Assembly Meeting Minutes

July 3, 2012

Regular Meeting - Soldotna, Alaska

CALL TO ORDER

A Regular Meeting of the Kenai Peninsula Borough Assembly was held on July 3, 2012, in the Borough Assembly Chambers, Soldotna, Alaska. President Knopp called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE AND INVOCATION

The Pledge of Allegiance was recited followed by the invocation given by Pastor Paul Kuperschmidt from the Kasilof Community Church.

There were present:

Gary Knopp, Presiding
Mako Haggerty
Sue McClure
Linda Murphy

Charlie Pierce
Hal Smalley
Bill Smith

comprising a quorum of the assembly.

Absent:

Brent Johnson (excused)
Ray Tauriainen (excused)

Also in attendance were:

Colette Thompson, Borough Attorney
Johni Blankenship, Borough Clerk
Shellie Saner, Deputy Clerk

COMMITTEE REPORTS

(07:02:43)

Assembly Member Smith said the Finance Committee met and discussed its agenda items.

Assembly Member McClure said the Lands Committee met and discussed its agenda items.

Assembly Member Haggerty said the Policies and Procedures Committee met and discussed its agenda items.

President Knopp said the Committee of the Whole met and discussed its agenda item.

APPROVAL OF THE AGENDA AND CONSENT AGENDA

(07:11:22)

MOTION TO APPROVE AGENDA: Pierce moved for the approval of the agenda and consent agenda.

President Knopp called for additions, corrections or deletions to the agenda or consent agenda.

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

- June 19, 2012 Regular Assembly Meeting Minutes
- Resolution 2012-056: Authorizing Road Service Area Capital Improvement Project: Mayoni Street #C4MAY Contract Award and Allocation (Mayor) (Referred to Finance Committee)

[Clerk's Note: Technical amendments were made to Resolution 2012-056 as follows: The fifth whereas to read, "the RSA has solicited and received four (4) bids for the RSA Capital Improvement Project: Mayoni Street #C4MAY; and", the sixth whereas to read, "the bids have been reviewed by the RSA and the low responsive bid was submitted by Foster Construction, Inc.," Section 1 to read, "That the mayor is authorized to award a contract to Foster Construction, Inc. to perform the work for RSA Capital Improvement Project: Mayoni Street #C4MAY for the bid amount of \$191,306.00.", Section 2 to read, "That the mayor is authorized to allocate project cost, \$246,014.70, to account number 434.33950.C4MAY.49999."]

- Resolution 2012-057: Authorizing Road Service Area Capital Improvement Project: North Kobuk Street, Spruce Avenue, View Lane, Mary Avenue, Central Avenue, Spinaker Drive, Everwell Place, Marshall Drive and Sunset Park Street #C5NOR Contract Award and Allocation (Mayor) (Referred to Finance Committee)

[Clerk's Note: Technical amendments were made to Resolution 2012-057 as follows: The sixth whereas to read, "the RSA has solicited and received four (4) bids for the RSA Capital Improvement Project: North Kobuk Street, Spruce Avenue, View Lane, Mary Avenue, Central Avenue, Spinaker Drive, Everwell Place, Marshall Drive and Sunset Park Street #C5NOR; and", The seventh whereas to read, "the bids have been reviewed by the RSA and the low responsive bid was submitted by Wolverine Supply, Inc.," Section 1 to read, "That the mayor is authorized to award a contract to Wolverine Supply, Inc. to perform the work for RSA Capital Improvement Project: North Kobuk Street, Spruce Avenue, View Lane, Mary Avenue, Central Avenue, Spinaker Drive, Everwell Place, Marshall Drive and Sunset Park Street #C5NOR for the bid amount of \$486,507.00.", Section 2 to read, "That the mayor is authorized to allocate project cost, \$604,866.81, to account number 434.33950.C5NOR.49999."]

- Ordinance 2012-27: Enacting KPB 5.12.101 to Classify and Exempt from Real Property Taxation Residential Renewable Energy Systems Used to Develop Means of Energy Production Using Energy Sources Other Than Fossil or Nuclear Fuels (Smalley) (Hearing on 08/07/12) (Referred to Policies and Procedures Committee)
- Ordinance 2012-28: Amending KPB 16.50.030 to Provide that all Seats of the Seward-Bear Creek Flood Service Area Board Shall be Filled by Residents of the Service Area and Eliminating the Requirement that Four of the Seats be Residents of the City of Seward and Three be Residents of the Rest of the Service Area (McClure) (Hearing on 08/07/12) (Referred to Policies and Procedures Committee)
- Ordinance 2012-29: Amending KPB 3.04.115 Deleting the Requirement that all Administrative Position Vacancies be Advertised for Two Weeks (Mayor) (Hearing on 08/07/12) (Referred to Policies and Procedures Committee)
- Authorizing an Application for a New Liquor License Filed by Clark and Paula Shen dba Alaska Legends Kenai River Lodge (Referred to Finance Committee)

President Knopp called for public comment with none being offered.

AGENDA APPROVED AS AMENDED: Without objection.

COMMENDING RESOLUTIONS AND PROCLAMATIONS

(07:17:34)

Assembly Member McClure read a resolution commending the members of the Lowell Point Emergency Service Area Board for their years of service.

PRESENTATIONS WITH PRIOR NOTICE - None.

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(07:19:50)

President Knopp called for public comment.

Bill Stevens, P.O. 8596, Nikiski, spoke in opposition to the enactment of Ordinance 2011-12.

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

MAYOR'S REPORT

(07:23:56)

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
 - a. Request for Waiver of Formal Bidding/Cooperative Purchase of Mailing Equipment from Pitney Bowes

- b. Request for Waiver of Formal Bidding Procedures for Lowell Point Fire Service Area Close Out Equipment Purchase from WS Darley
 - c. Authorization to Award Contract for Kenai Central High School Culinary Arts Kitchen Remodel to Holden Company
 - d. Authorization to Award Contract for RFP12-023 Municipal Entitlement Surveys to Sentec Surveying and Engineering, LLC and Mullikin Surveys
 - e. Authorization to Award Contract for Central Emergency Services Training Site - Gravel Pad Arc Loop Road, Soldotna to Foster Construction, Inc.
3. Other
- a. Budget Revisions May, 2012
 - b. Revenue-Expenditure Report May, 2012

ITEMS NOT COMPLETED FROM PRIOR AGENDA - None.

PUBLIC HEARING ON ORDINANCES

(07:27:32)

Ordinance 2011-19-90: Appropriating \$61,809.66 from the State of Alaska Division of Emergency Services to Reimburse the Borough for Costs Incurred While Responding to Wind Storms that Occurred in November 2011 and to Recognize Revenue of \$4,602.90 for Equipment Rental (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2011-19-90.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO ENACT PASSED: 7 Yes, 0 No, 2 Absent

(07:29:27)

Ordinance 2012-19-02: Accepting and Appropriating \$19,790.10 on Behalf of Bear Creek Fire Service Area from the Alaska Department of Natural Resources for the Volunteer Fire Assistance Program (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-02.

President Knopp called for public comment with none being offered.

MOTION: Smith moved to amend Ordinance 2012-19-02 as follows:

The fifth whereas to read, "at its regular meeting of June 12, 2012, the BCFSA Board recommended enactment by unanimous consent;"

MOTION TO AMEND PASSED: Without objection.

VOTE ON MOTION TO ENACT AS AMENDED:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO ENACT AS AMENDED PASSED: 7 Yes, 0 No, 2 Absent

(07:31:05)

Ordinance 2012-19-03: Accepting and Appropriating \$150,000 from the State of Alaska for North Peninsula Recreation Service Area (NPRSA) Trails Upgrade and Expansion Project (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-03.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO ENACT PASSED: 7 Yes, 0 No, 2 Absent

(07:32:22)

Ordinance 2012-19-04: Appropriating \$250,000 in the Solid Waste Capital Projects Fund for Closure Cost at the Homer Landfill and Awarding a Contract for Design of a Closure Cap System to HDR Alaska, Inc. (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-04.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley,
Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO ENACT PASSED: 7 Yes, 0 No, 2 Absent

(07:34:09)

Ordinance 2012-19-05: Accepting and Appropriating \$19,816 on Behalf of Kachemak Emergency Service Area from the Alaska Department of Natural Resources for the Volunteer Fire Assistance Program (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-05.

President Knopp called for public comment with none being offered.

MOTIONS: Smith moved to amend Ordinance 2012-19-05 as follows:

The fifth whereas to read, "at its regular meeting of June 7, 2012, the KESA Board recommended enactment by unanimous consent;"

MOTION TO AMEND PASSED: Without objection.

VOTE ON MOTION TO ENACT AS AMENDED:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley,
Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO ENACT AS AMENDED PASSED: 7 Yes, 0 No, 2 Absent

(07:35:45)

Ordinance 2012-19-15: Authorizing the Acquisition of Real Property Adjacent to the Property Used by Aurora Borealis Charter School in Kenai on Behalf of the Kenai Peninsula Borough School District and Appropriating Funds for the Acquisition (Mayor) (Referred to Lands Committee)

MOTION: McClure moved to enact Ordinance 2012-19-15.

President Knopp called for public comment with none being offered.

MOTION: McClure moved to amend Ordinance 2012-19-15 as follows:

The eighth whereas to read, “the KPB Planning Commission at its regularly scheduled meeting of June 11, 2012, recommended enactment by unanimous consent,”

MOTION TO AMEND PASSED: Without objection.

VOTE ON MOTION TO ENACT AS AMENDED:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO ENACT AS AMENDED PASSED: 7 Yes, 0 No, 2 Absent

(07:37:48)

Ordinance 2012-20: Approving Widgeon Woods R-1, Single-Residential Local Option Zoning District, and Amending KPB 21.46.040 (Mayor) (Referred to Lands Committee)

MOTION: McClure moved to enact Ordinance 2012-20.

President Knopp called for public comment with none being offered.

MOTION: McClure moved to amend Ordinance 2012-20 as follows:

The fourth whereas to read, “the Widgeon Woods Subdivision plat, KPB File Number 2008-254, was approved by unanimous consent by the KPB plat committee [AND FILED IN THE KENAI RECORDING DISTRICT ON _]; and”

MOTION TO AMEND PASSED: Without objection.

MOTION: McClure moved to amend Ordinance 2012-20 as follows:

The ninth whereas to read, “the Kenai Peninsula Borough Planning Commission held a public hearing on June 11, 2012, and recommended enactment by unanimous consent,”

MOTION TO AMEND PASSED: Without objection.

VOTE ON MOTION TO ENACT AS AMENDED:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp
No: None
Absent: Johnson, Tauriainen
MOTION TO ENACT AS AMENDED PASSED: 7 Yes, 0 No, 2 Absent

(07:56:46)

Ordinance 2012-21: Repealing KPB 5.04.110 and KPB 16.16.085 Which Require Voter Approval for Certain Major Capital Improvement Projects (Mayor) (Referred to Policies and Procedures Committee)

MOTION: Haggerty moved to enact Ordinance 2012-21.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp
No: None
Absent: Johnson, Tauriainen
MOTION TO ENACT PASSED: 7 Yes, 0 No, 2 Absent

(07:58:55)

Ordinance 2012-22: Amending KPB 16.04.080 Administrative Employees-Appointment, Qualifications, and Removal to Clarify that All Service Area Directors Including Fire Chiefs, Whether Employees or Volunteers, are Appointed by the Mayor (Mayor) (Referred to Policies and Procedures Committee)

MOTION: Haggerty moved to enact Ordinance 2012-22.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp
No: None
Absent: Johnson, Tauriainen
MOTION TO ENACT PASSED: 7 Yes, 0 No, 2 Absent

(08:00:22)

Ordinance 2012-23: Authorizing Retention or Sale of Certain Real Property Obtained by the Kenai Peninsula Borough Through Tax Foreclosure Proceedings (Mayor) (Referred to Lands Committee)

MOTION: McClure moved to enact Ordinance 2012-23.

President Knopp called for public comment with none being offered.

MOTION: McClure moved to amend Ordinance 2012-23 as follows:

The ninth whereas to read, "the Planning Commission conducted a public hearing on June 11, 2012, and recommended enactment by unanimous consent;"

MOTION TO AMEND PASSED: Without objection.

MOTION: McClure moved to amend Ordinance 2012-23 as follows:

Delete the following parcels from Exhibit A (Retained for Public Purpose): 145-092-01, 174-270-07.

Delete the following parcels from Exhibit B (For Sale at Auction): 014-230-16, 014-230-17, 148-050-03, 148-050-04.

MOTION TO AMEND PASSED: Without objection.

VOTE ON MOTION TO ENACT AS AMENDED:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO ENACT AS AMENDED PASSED: 7 Yes, 0 No, 2 Absent

(08:03:45)

Ordinance 2012-24: Authorizing the Sale of Certain Parcels of Borough Land in Widgeon Woods Phase Two Subdivision in the Ciechanski Area by Sealed Bid Procedures (Mayor) (Referred to Lands Committee)

Ordinance 2012-24 (Mayor) Substitute: Authorizing the Sale of Certain Parcels of Borough Land in Widgeon Woods Phase Two Subdivision in the Ciechanski Area by Sealed Bid Procedures (Mayor) (Referred to Lands Committee)

MOTION: McClure moved to enact Ordinance 2012-24.

President Knopp called for public comment with none being offered.

MOTION: McClure moved to amend Ordinance 2012-24 by substitution.

VOTE ON MOTION TO AMEND BY SUBSTITUTION:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO AMEND BY SUBSTITUTION PASSED:

7 Yes, 0 No, 2 Absent

VOTE ON MOTION TO ENACT SUBSTITUTE:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO ENACT SUBSTITUTE PASSED: 7 Yes, 0 No, 2 Absent

(08:07:28)

Ordinance 2012-25: Amending KPB 16.06.030(A) to Extend the Deadline for Service Areas to Obtain an Energy Audit (Mayor) (Referred to Policies and Procedures Committee)

MOTION: Haggerty moved to enact Ordinance 2012-25.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

Yes: Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp

No: None

Absent: Johnson, Tauriainen

MOTION TO ENACT PASSED: 7 Yes, 0 No, 2 Absent

(08:10:09)

Ordinance 2012-26: Repealing the June 30, 2012 Expiration Date in Ordinance 2011-19-66, Which Appropriated \$240,000 in Unappropriated Interest Income from the Environmental Protection Fund for Additional Funding of the Spruce Bark Beetle Program (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-26.

President Knopp called for public comment with none being offered.

MOTION: Smith moved to amend Ordinance 2012-26 as follows:

Insert a new fifth whereas to read, "it is anticipated that the SBB program will continue for approximately 18 months primarily for mapping purposes; and"

The final whereas to read, "to allow for appropriate accounting of salaries [ENSURE CONTINUOUS OPERATIONS] this ordinance should be effective retroactively on June 30, 2012;"

MOTION TO AMEND PASSED:

Without objection.

VOTE ON MOTION TO ENACT:

Yes:

Haggerty, McClure, Murphy, Pierce, Smalley, Smith, Knopp

No:

None

Absent:

Johnson, Tauriainen

MOTION TO ENACT PASSED:

7 Yes, 0 No, 2 Absent

UNFINISHED BUSINESS - None.

NEW BUSINESS - None.

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

(08:12:56)

President Knopp called for public comment with none being offered.

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

(08:13:09)

The next meeting of the Kenai Peninsula Borough Assembly was scheduled for August 7, 2012, at 7:00 p.m. in the Borough Assembly Chambers, Soldotna, Alaska.

ASSEMBLY COMMENTS

(08:13:22)

Assembly Member Haggerty wished everyone a happy and safe Independence Day.

Assembly Member McClure said she participated in the Weed Smackdown in Seward and a lot of Purple Vetch was eradicated, she said it was a fun experience and recommended others participate when the smackdown was in their area. She wished everyone a happy Independence Day, and noted some of the people who would be participating in the Mount Marathon Race.

Assembly Member Smith invited everyone who was not traveling to Seward for the Mount Marathon Race to come to Homer where there was going to be a lot of Independence Day activities. He said the Prescription Discount Card Program sponsored by the Kenai Peninsula Borough was free to the public and offered substantial savings when purchasing prescription medications. He wished everyone a happy and safe Independence Day.

Assembly Member Murphy wished everyone a happy Independence Day.

Assembly Member Smalley said the Prescription Discount Card Program was established by the National Association of Counties (NACo) and last year nation wide users of the card saved a total of \$472,000,000, which showed it was a very successful program. He wished everyone a happy and safe Independence Day.

Vice President Pierce thanked the men and women serving in our Armed Forces, and recognized the sacrifices made by these men and women. He wished everyone a happy Independence Day.

President Knopp wished everyone a happy Independence Day and thanked all the pastors who had given invocations at the Assembly Meetings.

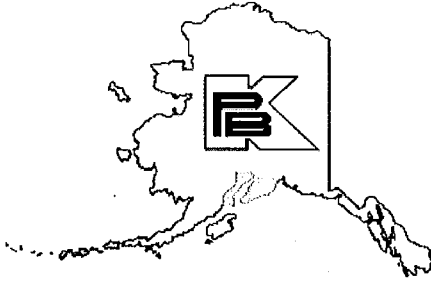
ADJOURNMENT

With no further business to come before the assembly, President Knopp adjourned the meeting at 8:19 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of July 3, 2012.

Johni Blankenship, MMC, Borough Clerk

Approved by Assembly: _____



KENAI PENINSULA BOROUGH

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MIKE NAVARRE
BOROUGH MAYOR

MAYOR'S REPORT TO THE ASSEMBLY

TO: Gary Knopp, Assembly President
Kenai Peninsula Borough Assembly Members

FROM: Mike Navarre, Kenai Peninsula Borough Mayor *MN*

DATE: August 7, 2012

Assembly Requests/ Response
None

Agreements and Contracts

- a. Request for Waiver of Formal Bidding Procedures – Purchase of Commercial Mower from John Deere Mowers
- b. Authorization to Award Contract for Skyview High School Canopy Construction to Peninsula Construction, Inc.
- c. Authorization to Award Contract for Homer High School Track Renovation to Prosser-Dagg Construction
- d. Authorization to Award Contract for Diamond Creek State Park Fuel Reduction Project to Paul's Services
- e. Authorization to Award Contract for RFP12-022 Emergency Operations Plan Annex Consultant to POWTEC, LLC
- f. Authorization to Award Contract for RFP12-025 Adopt-A-Stream Video Production to Syntax Productions
- g. Sole Source Contract for Nikiski Fire Department Firefighter Physicals with Redoubt Medical Clinic
- h. Authorization to Award Contract for Finance/ Legal Departments Office Remodel George A. Navarre Administration Building to Polar North Construction, LLC
- i. Authorization to Contract with Cooper Consulting for Central Emergency Services Firefighter Medical Exams
- j. Authorization to Award Contract for ITB12-069 Shelter Supply Trailers to White Spruce Trailer Sales, Inc.
- k. Authorization to Award Contract for Relocatable Classrooms 2012 to Endries Company
- l. Request for Waiver of Formal Bidding Procedures to Purchase Firefighter Equipment to be Placed on Fire Apparatus to MES – Northwest

- m. Authorization to Award Contract for RFP12-028 Local Hazard Mitigation Plan (LHMP) Annex to URS Alaska, LLC
- n. Authorization to Award Contract for Borough Administrative Building Parking Lot Improvements to Property Improvements
- o. Authorization to Award Contract for Kenai Elementary School Asbestos Abatement to Far North Services

Other

- a. Litigation Status Report



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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Mike Navarre, Borough Mayor
THRU: Mark Fowler, Purchasing and Contracting Director *mf*
FROM: Dave Tressler, Director of Maintenance *DT*
DATE: 6/21/2012
RE: Request for Waiver of Formal Bidding Procedures - Purchase of Commercial Mower

Please consider this memorandum a request to waive the formal bidding procedures per KPB code 5.28.300. This waiver is for the purchase of a commercial-grade John Deere mower, to support the Maintenance Department's landscaping efforts.

The Maintenance Department has identified a John Deere brand commercial-grade mower to replace aging equipment. Craig Taylor has exclusive distributorship of John Deere commercial-grade mowers within Alaska, and thus soliciting multiple quotes for a John Deere mower is impractical. Research into Kubota model mowers was conducted and the Kubota mower most similar to our specifications was larger in size, had a slightly less-powerful engine, and had a MSRP approximately \$10,000 (including accessories) more than the MSRP for the John Deere model. To match the price of the John Deere with a Kubota, a significant decrease in horsepower would be realized.

The Maintenance Department notices a substantial value with using John Deere mowers: our auto-shop mechanics are highly-skilled maintaining and repairing them, our landscape employees are proficient in operating them, and replacement parts are readily available locally. This specific model of mower seems to fit a niche that competing manufacturers cannot.

By waiving formal bidding procedures, the Maintenance Department will be able to purchase the most efficient piece of equipment for their needs and receive it in time to be utilized during the 2012 landscaping season. The total delivered price for this mower, including the material collection system, is \$17,268.30.

Funds for this mower are available in the Maintenance Department's Fiscal Year 2013 budget, available in account number: 241.41010.48311.

Mike Navarre
Mike Navarre, Borough Mayor

6/25/12
Date

RECEIVED

JUN 21 2012

KPB
FINANCE ADMINISTRATION

Finance Department Funds Verified	
Acct. #: <u>241.41010.48311 - \$17,268.30</u>	
By: <i>pe</i>	Date: <u>6/21/12</u>

CChyn



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**MIKE NAVARRE
BOROUGH MAYOR**

MEMORANDUM

TO: Mike Navarre, Mayor
THRU: Mark Fowler, Purchasing & Contracting Director *mf*
FROM: Kevin Lyon, Capital Projects Director *KL*
DATE: June 22, 2012
SUBJECT: Authorization to Award Contract for Skyview High School Canopy Construction

The Purchasing and Contracting Office formally solicited and received bids for Skyview High School Canopy Construction. Bid packets were released on May 30, 2012 and the Invitation to Bid was advertised in the Peninsula Clarion on May 30, 2012 and the Anchorage Daily News on May 30, and June 3, 2012.

The project consists of constructing a 36' by 50' piling supported canopy located at Skyview High School, 46188 Sterling Highway, Soldotna, Alaska. Foundation is to be 12' steel pilings. The canopy structure is to be parallel chord trusses bearing on steel beams with a wood deck and built-up roof. Metal siding will be used for the exterior finish.

On the due date of June 14, 2012 four (4) bids were received and reviewed to ensure that all the specifications and delivery schedules were met. The low bid of \$221,150.00 was submitted by Peninsula Construction, Inc., Kenai, AK.

Your approval for this bid award is hereby requested. Funding for this project is in account number 400.71180.12CAN.49101.

Mike Navarre
Mike Navarre, Mayor

6/25/12
Date

RECEIVED
JUN 22 2012
KPB
FINANCE ADMINISTRATION

FINANCE DEPARTMENT FUNDS VERIFIED	
ACT #400.71180.12CAN.49101 (\$221,150.00)	
BY: <i>pc</i>	DATE: <i>6/25/12</i>
16 <i>A. Ch...</i>	

**KENAI PENINSULA BOROUGH
PURCHASING & CONTRACTING**

BID TAB FOR: ITB12-070 Skyview High School Canopy Construction

CONTRACTOR	BASE BID
Holden Company	\$233,547.00
Endries Company	\$245,000.00
Dan Sterchi Construction	Withdrawn
Peninsula Construction	\$221,150.00

DUE DATE: June 14, 2012 @ 2:00 PM



KPB OFFICIAL: Mark Fowler, Purchasing & Contracting Director



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**MIKE NAVARRE
 BOROUGH MAYOR**

MEMORANDUM

TO: Mike Navarre, Mayor

THRU: Mark Fowler, Purchasing & Contracting Director *mk*

FROM: Kevin Lyon, Capital Projects Director *kl*

DATE: ^{June} July 26, 2012

SUBJECT: Authorization to Award Contract for Homer High School Track Renovation

The Purchasing and Contracting Office formally solicited and received bids for the Homer High School Track Renovation project. Bid packets were released on May 29, 2012, and the Invitation to Bid was advertised in the Peninsula Clarion May 29 and June 3, 2012, Anchorage Daily News May 29, 2012, and Homer News May 31, 2012.

The project consists of demolition and reconstruction of an 8-lane asphalt track and storm drain system with a new rubberized surface.

On the due date of June 20, 2012 two (2) bids were received and reviewed to ensure that all the specifications and delivery schedules were met. The low bid of \$1,018,665.99 submitted by Prosser-Dagg Construction of Palmer, Alaska.

Your approval for this bid award is hereby requested. Funding for this project is in account number 400.72010.12TRC.49101.

Mike Navarre

 Mike Navarre, Mayor

6/27/12

 Date

RECEIVED
JUN 26 2012
KPB
FINANCE ADMINISTRATION


FINANCE DEPARTMENT FUNDS VERIFIED	
ACT # <u>400.72010.12TRC.49101</u> (\$1,018,665.99)	
BY: <u>pc</u> <i>C. Chapman</i>	DATE: <u>6/26/12</u>

**KENAI PENINSULA BOROUGH
PURCHASING & CONTRACTING**

BID TAB FOR: ITB12-068 Homer High School Track Renovations

CONTRACTOR	BASE BID	ADDITIVE ALT 1 (long/triple jump)	ADDITIVE ALT 2 (blue track)	ADDITIVE ALT 3 (exterior curb)	ADDITIVE ALT 4 (shot put)	TOTAL EXTENDED BID PRICE
Jay-Brant General Contractors	\$1,062,131.00	\$11,785.00	\$28,115.00	\$53,442.00	\$5,463.00	\$1,160,936.00
Prosser-Dagg Construction	\$1,018,665.99	\$43,725.93	\$27,520.59	\$57,541.10	\$3,859.65	\$1,151,313.26

DUE DATE: June 20, 2012 @ 2:00 PM



KPB OFFICIAL: _____
Mark Fowler, Purchasing & Contracting Director

KENAI PENINSULA BOROUGH

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Mike Navarre
Borough Mayor

MEMORANDUM

TO: Mike Navarre, Mayor

THRU: Mark Fowler, Purchasing & Contracting Director *[Signature]*

THRU: *[Signature]* Max Best, Planning Director

FROM: Michael Fastabend, SBB Program Coordinator

DATE: June 27, 2012

SUBJECT: Authorization to Award Contract for Diamond Creek State Park Fuel Reduction Project

The Purchasing and Contracting Office formally solicited and received bids for the Diamond Creek State Park Fuel Reduction Project. Bid packets were released and the Invitation to Bid was advertised in the Peninsula Clarion and Homer News on June 7, 2012

The project consists of cutting, limbing and decking of spruce bark beetle killed and windthrown hazard trees.

On the due date of June 21, 2012 four bids were received and reviewed to ensure that all the specifications and delivery schedules were met. The low bid of \$65,000.00 was submitted by Paul's Services

Your approval for this bid award is hereby requested. Funding for this project is in account number 262.21320.09BT1.43011. A copy of the bid tabulation is attached.

[Signature]
Mike Navarre, Mayor

6/28/12
Date

RECEIVED
JUN 27 2012
KPB
FINANCE ADMINISTRATION

FINANCE DEPARTMENT FUNDS VERIFIED	
ACT #	262.21320.09BT1.43011 \$65,000
BY:	<i>pc</i> DATE: <i>6/27/12</i>
<i>[Signature]</i>	

**KENAI PENINSULA BOROUGH
PURCHASING & CONTRACTING**

BID TAB FOR: ITB12-072 Diamond Creek State Park Fuel Reduction Project

CONTRACTOR	BASE BID
Property Improvements	\$66,500.00
Arno Construction	\$94,400.00
D. Koch Pro. Tree Service	\$68,500.00
Paul's Service	\$65,000.00

DUE DATE: June 21, 2012 @ 2:00 PM



KPB OFFICIAL:

Mark Fowler, Purchasing & Contracting Director



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Purchasing & Contracting
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Phone (907) 714-2260 • Fax (907) 714-2373
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**MIKE NAVARRE
BOROUGH MAYOR**

MEMORANDUM

TO: Mike Navarre, Mayor
THRU: Mark Fowler, Purchasing & Contracting Director *SMH*
FROM: Eric Mohrmann, OEM Director *EM*
DATE: June 8, 2012
SUBJECT: Authorization to Award Contract for RFP12-022 Emergency Operations Plan Annex Consultant

The Purchasing and Contracting Office formally solicited and received proposals for the Emergency Operations Plan Annex Consultant. Proposal packets were released on April 26, 2012 and the Request for Proposal was advertised in the Peninsula Clarion on April 26, 2012.

The project consists of providing consulting services for the development of functional annexes to the Borough's Emergency Operations Plan.

On the due date of May 23, 2012 three (3) proposals were received and ranked by a review committee as follows:

<u>FIRM</u>	<u>TOTAL SCORE</u>
POWTEC	280
A Better Emergency	150
Organizational Quality Assoc.	117

The highest ranking proposal, which includes a cost factor, was submitted by POWTEC, LLC with a lump sum cost proposal of \$37,970.00. The proposal review committee recommends award of a contract to POWTEC, LLC of Anchorage, Alaska. Your approval for this award is hereby requested.

Funding for this project is in account number 271.11250.34067.43011.

Mike Navarre

Mike Navarre, Mayor

6/29/12

Date

RECEIVED
JUN 15 2012
KPB
FINANCE ADMINISTRATION

FINANCE DEPARTMENT FUNDS VERIFIED	
ACT #271.11250.34067.43011 - \$37,970.00	
BY: <i>pc</i>	DATE: <i>6/15/12</i>

Bob for CU



KENAI PENINSULA BOROUGH

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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Mike Navarre, Mayor

THRU: Mark Fowler, Purchasing & Contracting Director *[Signature]*
John Mohorcich, River Center Director *[Signature]*

FROM: Tom Dearlove, Coastal District Coordinator *[Signature]*

DATE: June 29, 2012

SUBJECT: Authorization to Award Contract for RFP12-025 Adopt-A-Stream Video Production

The Purchasing and Contracting Office formally solicited and received proposals for the Adopt-A-Stream Video Production. Proposal packets were released on April 30, 2012 and the Request for Proposal was advertised in the Peninsula Clarion, Anchorage Daily News, Homer Tribune and Seward Phoenix Log on April 30, 2012.

The project consists of providing creative development, scripting, production and post-production for the delivery of a radio and television public service announcement.

On the due date of May 30, 2012 seven (7) proposals were received and ranked by a review committee as follows:

<u>FIRM</u>	<u>TOTAL SCORE</u>
Syntax Productions	449.5
North by Northwest	429.5
Brazos Film	303.8
A2F Pictures	264.6
PS89 Productions	259.7
Giant Interactive	259.6
Top Knot Films	237.8

The highest ranking proposal, which includes a cost factor, was submitted by Syntax Productions with a lump sum cost proposal of \$18,925.00. The proposal review committee recommends award of a contract to **Syntax Productions of Anchorage, Alaska**. Your approval for this award is hereby requested.

Funding for this project is in account number 271.21135.20121.43011.

[Signature: Mike Navarre]
Mike Navarre, Mayor

7/5/12
Date

RECEIVED

JUL 01 2012

KPB
REGISTRATION 23

FINANCE DEPARTMENT FUNDS VERIFIED	
ACT # <u>271-21135-20121-43011</u>	<u>\$18,925.00</u>
BY: <u>pc</u>	DATE: <u>7/2/12</u>
<i>[Signature]</i>	



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520

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**MIKE NAVARRE
BOROUGH MAYOR**

TO: Mayor Mike Navarre

THRU: Mark Fowler, Purchasing & Contracting Director *[Signature]*

FROM: Chief James Baisden, Nikiski Fire Department *[Signature]*

SUBJECT: Sole Source for Redoubt Medical Clinic (Firefighter Physicals)

DATE: July, 3, 2012

I am writing to request permission for a sole source provider for our department from Redoubt Medical Clinic, 11472 Kenai Spur, Highway, Ste. 2, Kenai, Alaska. By contract, we are required to provide each firefighter a bi-annual physical. Redoubt Medical has proven they provide a timely physical with close proximity to our fire stations. This enables personnel to respond to any major emergency which reduces the department's overtime costs.

If you have any questions, please call me at 776-6401. Nikiski Fire Department would like to input a purchase request for \$14,000 for the department's physicals for F.Y. 2012-2013 upon your approval.

:tc

[Signature: Mike Navarre]

 Mike Navarre, Mayor

[Signature: 7/5/12]

 Date

RECEIVED
 JUL 03 2012
 KPB
 FINANCE ADMINISTRATION

**FINANCE DEPARTMENT
 FUNDS VERIFIED**
 ACT # 206.51110.43014
 BY: pc DATE: 7/3/12
[Signature: C. Chapman]




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**MIKE NAVARRE
BOROUGH MAYOR**

MEMORANDUM

TO: Mike Navarre, Mayor

THRU: Mark Fowler, Purchasing & Contracting Director 

FROM: Kevin Lyon, Capital Projects Director 

DATE: July 6, 2012

SUBJECT: Authorization to Award Contract for Finance / Legal Departments
Office Remodel George A. Navarre Administration Building

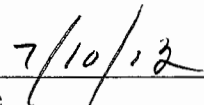
The Purchasing and Contracting Office formally solicited and received bids for the Finance / Legal Departments Office Remodel George A. Navarre Administration Building. Bid packets were released on June 15, 2012 and the Invitation to Bid was advertised in Peninsula Clarion on June 15, 2012.

The project consists of replacement of carpeting in Finance and Legal departments, partition modifications and painting and remodeling lower floor restrooms to meet ADA compliance.

On the due date of June 28, 2012 three (3) bids were received and reviewed to ensure that all the specifications and delivery schedules were met. The low bid of \$63,990.00 was submitted by Polar North Construction, LLC of Soldotna, Alaska.

Your approval for this bid award is hereby requested. Funding for this project is in account number project account number 407.19010.1040A.49101 and 407.19010.12ADA.49101.



Mike Navarre, Mayor


Date

RECEIVED

JUL 06 2012

KPB
FINANCE DEPT ACCOUNTING

FINANCE DEPARTMENT FUNDS VERIFIED	
ACCT # 407.19010.1040A.49101 (\$33,290.00) and # 407.19010.12ADA.49101 (\$30,700.00)	
BY: 	DATE: 7/6/12

**KENAI PENINSULA BOROUGH
PURCHASING & CONTRACTING**

BID TAB FOR: ITB12-073 Finance/Legal Department Office Remodel

CONTRACTOR	BASE BID
Arneson Builders	\$87,527.00
DBR Construction	\$81,212.00
Polar North Construction	\$63,990.00

DUE DATE: June 28, 2012 @ 2:00 PM



KPB OFFICIAL: Mark Foyler, Purchasing & Contracting Director



Central Emergency Services

Central Kenai Peninsula Fire & EMS Providers

Chris Mokracek
Fire Chief

TO: Mike Navarre, Borough Mayor

THRU: Mark Fowler, Contract & Purchasing Director *mf*

FROM: Chris Mokracek, Fire Chief *Ch. Mokracek*

DATE: July 3, 2012

SUBJECT: Authorization to contract with Cooper Consulting for Firefighter Medical Exams

CES would like to maintain our current relationship with Dr. Cooper with the continuation of medical exams. Dr. Cooper has conducted medical exams on CES firefighter for over 10 years. He maintains complete medical records in compliance with 29 CFR 1910.1020. Computerized records and hard files are maintained at our Mackey Lake Station, as well as an examination room. This enables on-duty personnel to be examined without causing overtime and available in the service area.

With the onset of the H1N1 pandemic and the daily threat of infectious disease exposure it is important for our personnel, as well as administrators, to have one-on-one contact without having to schedule an appointment through a conventional doctor's office, and at no additional cost.

Dr. Cooper will sub-contract to a Physicians Assistant (PA) specializing in Occupational Medicine. This will contain cost while maintaining physician oversight.

His exams are in compliance with OSHA 1910.134: Respirator Medical Evaluation and NFPA 1582: Standard on Medical Requirements for Fire Fighters. The medical exams consist of the following:

- Physical Examination
- Laboratory Analysis
- Vision Evaluation
- Pulmonary Evaluation
- Cancer Screening
- Immunizations

Fire Administration • 231 South Binkley St. • Soldotna, Alaska 99669
(907) 262-4792 • Fax (907) 262-5770 • www.cesfire.org

- Infectious Disease Screening
- Referrals to Health Care Practitioners

Cardiovascular (treadmill) evaluations are conducted through Peninsula Internal Medicine. These are conducted on new employees and annually for employees over 45 years of age. Hearing evaluations are done annually through Peninsula Hearing Services.

We will be conducting approximately 37 physicals annually (career & on-call) at \$466 per physical, not to exceed \$17,500.00. CES has budgeted \$58,840.00 towards physicals, this includes new hire chest x-rays, treadmills, hearing tests and lab work.

Funds are available in FY2013 Budget – Physical Exams 211.51610.43014.

Approved: *Spilee Navani* Yes: *X* No: _____ Date: *7/10/12*

FINANCE DEPARTMENT FUNDS VERIFIED	
ACT #	<u><i>211.51610.43014</i></u> <u><i>\$17,500.00</i></u>
BY: <u><i>pc</i></u>	DATE: <u><i>7/9/12</i></u>

Craig



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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Mike Navarre, Mayor
THRU: Mark Fowler, Purchasing & Contracting Director *mf*
FROM: Eric Mohrmann, Director – Emergency Management *em*
DATE: July 9, 2012
SUBJECT: Authorization to Award Contract for ITB12-069 Shelter Supply Trailers

The Purchasing and Contracting Office formally solicited and received bids for the purchase of two (2) shelter supply trailers. Bid packets were released on June 1, 2012 and the Invitation to Bid was advertised in the Peninsula Clarion on June 1, 2012.

On the due date of June 20, 2012 two (2) bids were received and reviewed to ensure that all the specifications and delivery schedules were met. The low bid of \$25,622.00 was submitted by White Spruce Trailer Sales, Inc., of North Pole Alaska.

Your approval for this bid award is hereby requested. Funding for this project is in account number 271.11250.SHSP3.48310.

Mike Navarre

 Mike Navarre, Mayor

7/12/12

 Date

RECEIVED

JUL 10 2012

KPB
FINANCE ADMINISTRATION

FINANCE DEPARTMENT FUNDS VERIFIED	
ACT # <u>271.11250.SHSP3.48310</u>	
BY: <u>pc</u>	DATE: <u>7/10/12</u>

C. Chyzer

**KENAI PENINSULA BOROUGH
PURCHASING & CONTRACTING**

BID TAB FOR: ITB12-069 Shelter Supply Trailers

CONTRACTOR	Unit Price	Total Extended Price
White Spruce Trailers	\$ 11,939.00	\$ 23,878.00
TrailerCraft	\$ 17,500.00	\$ 35,000.00

DUE DATE: June 20, 2012 @ 2:00 PM



KPB OFFICIAL:

Mark Fowler, Purchasing & Contracting Director





KENAI PENINSULA BOROUGH

Maintenance Department
47140 East Poppy Lane, Soldotna Alaska
phone (907) 262-4011 fax (907) 262-5882
www.borough.kenai.ak.us

MIKE NAVARRE
MAYOR

MEMORANDUM

TO: Mike Navarre, Mayor
THRU: Mark Fowler, Purchasing & Contracting Director 
FROM: Pat Malone, Project Manager/Interim Director 
DATE: July 12, 2012
SUBJECT: Authorization to Award Contract for Relocatable Classrooms 2012

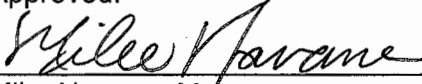
The Purchasing and Contracting Office formally solicited and received bids for the "Relocatable Classrooms 2012" project. Bid packets were released on June 18, 2012 and the Invitation to Bid was advertised in the Peninsula Clarion on June 18, 2012.

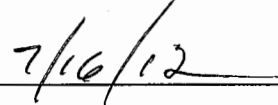
The project consists of relocating one (1) Relocatable Classroom from Skyview High School in Soldotna, Alaska to Razdolna School in Razdolna, Alaska.











On the due date of June 28, 2012, One (1) bid was received and reviewed to ensure that all the specifications and delivery schedules were met. The low bid of \$65,600.00 was submitted by Endries Company, 35280 Rockwood Drive, Soldotna, AK 99669.

Your approval for this bid award is hereby requested. Funding for this project is in account numbers 400.78010.12851.43780 and 400.78010.12PTB.43780.

Approved:


Mike Navarre, Mayor


Date

Routed From
Mayor's Office to:
Clerk 
Assembly 
Legal 
Finance 
Assessing 
Planning 
Roads 
SBB 
Purchasing 
Other 
Date: 7/16/12 JS

RECEIVED

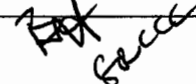
JUL 13 2012

KPB
FINANCE ADMINISTRATION

FINANCE DEPARTMENT
FUNDS VERIFIED

Acct #400.78010.12851.43780 - \$22,486.53
Acct #400.78010.12PTB.43780 - \$43,113.47

BY:  DATE: 7/16/12



Nikiski Fire Service Area
Kenai Peninsula Borough
P.O. Box 8508
Nikiski, Alaska 99635



907-776-6401 - Station #1 Phone
907-776-6402 - Station #2 Phone
907-283-8404 - Fax

MEMORANDUM

TO: Mike Navarre, Borough Mayor

THRU: Mark Fowler, Purchasing Director

FROM: James Baisden, Fire Chief *JCB*

SUBJECT: Request for Waiver of Formal Bidding Procedures to Purchase Firefighter Equipment to be placed on Fire Apparatus

DATE: July 17, 2012

The Nikiski Fire Department has an Insurance Service Office (ISO) inspection scheduled for August 15th, 2012. After completing a pre-inspection equipment check list sent from ISO, the department will need to purchase additional equipment for our apparatus in order to receive the maximum points during the August inspection.

The request for quotes went out to four vendors that are typically used for this type of service. The department is requesting that a contract be awarded to MES – Northwest. MES provided the lowest quote of the four vendors. We feel that if the department went out for formal solicitation, these vendors listed below would still be the only ones to provide a bid.

This memo is a request that a "Waiver of Formal Bidding Procedures," per KPB Code 5.28.300, be considered.

MES – Northwest	\$16,027.00
Chief Supply	\$17,249.33
L.N. Curtis	\$18,185.00
Darley	\$18,592.65

Your approval for this bid waiver is hereby requested. Funding for this project is in 206.51110.48760

Paul Oster
Approved: Mike Navarre
Kenai Peninsula Borough Mayor

7/20/12
Date

RECEIVED

JUL 18 2012
32

FINANCE DEPARTMENT FUNDS VERIFIED	
ACT #	<i>206.51110.48760 \$16027.00</i>
BY:	<i>C Chyn</i> DATE: <i>7/18/2012</i>



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520
www.borough.kenai.ak.us/purchasing

MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Mike Navarre, Mayor

THRU: Mark Fowler, Purchasing & Contracting Director *MF*
John Mohorcich, River Center *JM*

FROM: Dan Mahalak, River Center *DM*

DATE: July 23, 2012

SUBJECT: Authorization to Award Contract for RFP12-028 Local Hazard Mitigation Plan (LHMP) Annex

The Purchasing and Contracting Office formally solicited and received proposals for the Local Hazard Mitigation Plan (LHMP) Annex. Proposal packets were released on June 4, 2012 and the Request for Proposal was advertised in the Peninsula Clarion on June 3, 2012.

The project consists of developing a comprehensive evaluation of flood risk (physical, economic and social), that will improve upon previous assessments that focused predominately on flood hazards. In addition to assessing present day risks, the study will consider the potential impacts of climate change and how that may evolve the risk over time. The study will utilize the HAZUS-MH MR4 flood module or similar current HAZUS-MH version in accordance with section 3.0 (scope of work) in the above mentioned RFP for a Local Hazard Mitigation Plan Annex and the resultant proposal submitted by URS Alaska.

On the due date of June 26, 2012 four (4) proposals were received and ranked by a review committee as follows:

<u>FIRM</u>	<u>TOTAL SCORE</u>
URS Alaska	288
Tetra Tech	266
EMFusion	248
Greenhorne & O'Mara	212

The highest ranking proposal, which includes a cost factor, was submitted by URS Alaska, LLC with a lump sum cost proposal of \$199,680.00. The proposal review committee recommends award of a contract to **URS Alaska, LLC**, of Anchorage, Alaska. Your approval for this award is hereby requested.

Funding for this project is in account number 271.21212.18432.43011.

Mike Navarre

Mike Navarre, Mayor

7/24/12

Date

RECEIVED

JUL 23 2012

KDR

33

FINANCE DEPARTMENT FUNDS VERIFIED	
ACT # 271.21212.18432.43011 - \$199,680.00	
BY: <i>pc</i>	DATE: <i>7/23/12</i>
<i>P. Pharo</i>	



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520
Toll-free within the Borough: 1-800-478-4441, Ext. 2260
www.borough.kenai.ak.us

**MIKE NAVARRE
BOROUGH MAYOR**

MEMORANDUM

TO: Mike Navarre, Mayor
THRU: Mark Fowler, Purchasing & Contracting Director *mf*
FROM: Kevin Lyon, Capital Projects Director *KL*
DATE: July 23, 2012
SUBJECT: Authorization to Award Contract for Borough Administrative Building
Parking Lot Improvements

The Purchasing and Contracting Office formally solicited and received bids for the Borough Administrative Building Parking Lot Improvements. Bid packets were released on June 28, 2012 and the Invitation to Bid was advertised in the Peninsula Clarion on June 28, 2012.

The project consists of excavation of storm water retention and drainage ditches, adjustments to existing storm water collection system, minor parking lot expansion, seeding, removal of existing parking pattern, painting and signage for new traffic pattern.

On the due date of July 12, 2012 two (2) bids were received and reviewed to ensure that all the specifications and delivery schedules were met. The low bid of \$34,950.00 was submitted by Property Improvements, Fritz Creek, Alaska.

Your approval for this bid award is hereby requested. Funding for this project is in account number 407.19010.84073.49101.

Mike Navarre
Mike Navarre, Mayor

7/24/12
Date

RECEIVED
JUL 20 2012
KPB
FINANCE ADMINISTRATION

FINANCE DEPARTMENT
FUNDS VERIFIED
ACT # 407.19010.84073.49101 (\$34,950.00)
BY: *pc* DATE: *7/20/12*
ELH

**KENAI PENINSULA BOROUGH
PURCHASING & CONTRACTING**

BID TAB FOR: ITB12-078 Borough Administration Building Parking Lot Improvements

CONTRACTOR	BASE BID
Alaska RoadBuilders	\$38,841.00
Property Improvements	\$34,950.00

DUE DATE: July 12, 2012 @ 2:00 PM

KPB OFFICIAL: *Mark Fowler*
Mark Fowler, Purchasing & Contracting Director




KENAI PENINSULA BOROUGH


Maintenance Department
47140 East Poppy Lane, Soldotna Alaska
phone (907) 262-4011 fax (907) 262-5882
www.borough.kenai.ak.us

MIKE NAVARRE
MAYOR

MEMORANDUM

TO: Mike Navarre, Mayor

THRU: Mark Fowler, Purchasing & Contracting Director 

FROM: Pat Malone, Project Manager/Interim Maintenance Director 

DATE: July 24, 2012

SUBJECT: Authorization to Award Contract for Kenai Elementary School Asbestos Abatement

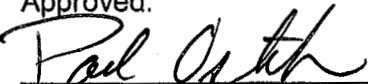
The Purchasing and Contracting Office formally solicited and received bids for the "Kenai Elementary School Asbestos Abatement" project. Bid packets were released on July 3, 2012 and the Invitation to Bid was advertised in the Peninsula Clarion on July 3, 2012.

The project at Kenai Elementary School, Kenai, Alaska, consists of providing all labor, materials and equipment to abate all identified asbestos-containing thermal-systems insulation (TSI) materials from the boiler room (room 77), rooms 24A, 61 and 66, as well as the utilidor tunnel that runs beneath the Alternative High School wing of the facility.

On the due date of July 17, 2012, three (3) bids were received and reviewed to ensure that all the specifications and delivery schedules were met. The low bid of \$89,724.00 was submitted by Far North Services, PO Box 210483, Anchorage, AK 99521.

Your approval for this bid award is hereby requested. Funding for this project is in account numbers 400.78050.13756.43780.

Approved:

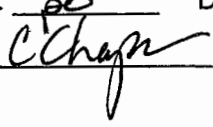

for Mike Navarre, Mayor

7/25/12
Date

RECEIVED

JUL 24 2012

KPB
FINANCE ADMINISTRATION

FINANCE DEPARTMENT FUNDS VERIFIED	
Acct #400.78050.13756.43780 - \$89,724.00	
BY: <u>pc</u>	DATE: <u>7/24/12</u>
	

**KENAI PENINSULA BOROUGH
PURCHASING & CONTRACTING**

BID TAB FOR: ITB13-001 Kenai Elementary School Asbestos Abatement

CONTRACTOR	BASE BID
Far North Services	\$89,724.00
Absolute Services	\$96,888.00
Central Environmental	\$251,636.00

DUE DATE: July 17, 2012 @ 2:00 PM


 KPB OFFICIAL: for Mark Fowler
 Mark Fowler, Purchasing & Contracting Director



KENAI PENINSULA BOROUGH

Legal Department

144 North Binkley Street • Soldotna, Alaska 99669-7520
Toll-free within the Borough: 1-800-478-4441, Ext. 2120
PHONE: (907) 714-2120 • **FAX:** (907) 714-2379
www.borough.kenai.ak.us

MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Joe Arness, President, Board of Education
Members, Kenai Peninsula Borough Assembly
Members, Kenai Peninsula Borough School District Board of Education

THRU: Mike Navarre, Borough Mayor *MN*

FROM: Colette Thompson, Borough Attorney *CT*

COPY: Risk Management Committee
Julie Cisco, Risk Manager

DATE: July 18, 2012

SUBJECT: Litigation Status Report

Following is a summary of the major lawsuits in which the borough and school district are involved. This list does not include the real property tax foreclosures and numerous standard tax collection cases pursued by the borough.

1. **Alliance of Concerned Taxpayers, Inc. v. KPB.** Case No. 3KN-06-1129 CI / S-13596 and S-13883. The Alliance of Concerned Taxpayers, Inc. ("ACT") sued the borough for alleged violations of two initiatives: 1) limiting the sales tax to 2 percent and requiring 60 percent voter approval to increase it; and 2) requiring 60 percent voter approval before spending more than \$1 million on a capital improvement project. Final Judgment was entered July 30, 2009, in favor of the borough on both issues. ACT appealed that decision to the Alaska Supreme Court. The superior court awarded attorney fees to the borough on the sales tax issue but declined to award attorney fees to the borough on the capital improvement issue because it held ACT qualified as a public interest litigant on that issue. The borough appealed the public interest litigant finding. On April 6, 2012, the Alaska Supreme Court issued a decision ruling in favor of the borough on all issues. It concluded the 3 percent sales tax was legally enacted, that requiring voter approval to construct a capital improvement is an impermissible infringement on the assembly's exclusive control over the budget, and ruled that ACT was not a public interest litigant. The court ruled on all issues and awarded the borough \$750 in

attorneys' fees. The borough has now filed a motion in superior court to reduce attorneys' fees to judgment which is pending the court's signature.

2. **Kahtnu Ventures LLC. v. State of Alaska Dept. of Health and Social Services, Central Peninsula General Hospital, Inc. and Kenai Peninsula Borough.** Case No. 3AN-11-12713CI. Kahtnu Ventures LLC, a group of local surgeons, filed an application for a certificate of need that would enable them to open an ambulatory surgery center in Kenai. They included the Kenai Peninsula Borough as part of the relief requested was to prevent construction of the fourth operating room at Central Peninsula Hospital. The borough and CPGH, Inc. have been dismissed from the lawsuit.
3. **Price v. Kenai Peninsula Borough and Johni Blankenship, Clerk.** Case No. 3KN-11-404 CI / S-14713. James Price sued the borough for its rejection of referendum petition no. 2010-01. This petition requested a borough-wide vote to repeal ordinance 2008-28, which allowed the cities in the borough to opt out of the seasonal sales tax exemption. The petition was rejected because it constituted local and special legislation and directly conflicted with AS 29.45.700 delegating to the assembly the authority to allow the city to tax sources that the borough does not. Both parties filed motions for summary judgment, oppositions, and replies thereto. Oral argument was held before the superior court on November 8, 2011. The court ruled in the borough's favor that the referendum constituted local and special legislation and did not reach the issue of whether it directly conflicted with a state statute. Final judgment was issued on March 21, 2012. Price has appealed that judgment to the supreme court and his opening brief is due July 25, 2011.
4. **Reekie v. KPB, KPBSD, et al.** Case no. 3AN-11-12440 CI. Justin Reekie, Raymond Reekie and Shawn Leigh Reekie filed suit against the borough, the school district, the American Legion, Department of Alaska, Inc. and numerous other entities and individuals for damages allegedly sustained by Justin during baseball batting practice held at Homer High School on or about March 24, 2010. Plaintiffs' motion to amend their complaint to add more parties was granted and discovery is in process.
5. **State v. Offshore Systems-Kenai.** Case No. 3KN-08-453 CI/ S-13994. The State sued OSK to enjoin it from blocking public access to the beach across property now owned by OSK. The borough filed a motion to intervene in this case, which the court granted. All parties have filed motions for summary judgment and the court denied the state's motion for a preliminary judgment that would have allowed beach access. A two-week trial was completed and post-trial motion work is finished. The Court issued a final judgment in the borough's and state's favor and the borough was awarded costs and attorney fees as it was designated a prevailing party. However, OSK has appealed to the Alaska Supreme Court and was granted a stay of award of costs and attorney's fees pending resolution by the Supreme Court. Briefing is complete, oral argument was held October 21, 2011, and we are awaiting a decision from the Alaska Supreme Court.

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2011-19-91**

**AN ORDINANCE AUTHORIZING THE TRANSFER OF \$104,226 IN RESIDUAL
INTEREST EARNINGS IN THE BOND FUNDED CAPITAL PROJECT FUND TO
VARIOUS CAPITAL PROJECT FUNDS**

1 **WHEREAS**, between 2000 and 2009, the borough issued debt for the construction and
2 maintenance of various schools, hospitals, solid waste facilities, and emergency
3 response facilities; and

4 **WHEREAS**, these projects are now complete and residual interest earnings remain in the Bond
5 Funded Capital Project Fund; and

6 **WHEREAS**, the residual interest amounts are as follows: CES \$2,610; Solid Waste \$11,339;
7 School Capital Projects \$44,831; Central Peninsula General Hospital \$13,838 and
8 South Peninsula Hospital \$31,608; and

9 **WHEREAS**, with the completion of the projects, it appropriate to transfer the residual interest
10 earning to the respective capital projects fund of each entity for which the debt was
11 issued;

12 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
13 **PENINSULA BOROUGH:**

14 **SECTION 1.** That \$104,226 is appropriated from the Bond Funded Capital Projects Fund, fund
15 balance to the following accounts:

- 1 1. 401.51611.06CES.50211 transfer to CES Capital Projects Fund, in the amount of
2 \$2,610.
- 3 2. 401.32122.03SWB.50411 transfer to Solid Waste Capital Projects Fund, in the
4 amount of \$11,339.
- 5 3. 401.78050.00BND.50400 transfer to School Capital Projects Fund, in the amount
6 of \$1,013.
- 7 4. 401.78050.07BND.50400 transfer School Capital Projects Fund, in the amount of
8 \$43,818.
- 9 5. 401.81111.04CHB.50600 transfer to Central Peninsula General Hospital Capital
10 Projects Fund, in the amount of \$13,838.
- 11 6. 401.81211.04SHB.50601 transfer to South Peninsula Hospital Capital Projects
12 Fund, in the amount of \$1,427.
- 13 7. 401.81211.08SHB.50601 transfer to South Peninsula Hospital Capital Projects
14 Fund, in the amount of \$30,181.

15 **SECTION 2.** That this ordinance takes effect June 30, 2012.

16 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS * DAY**
17 **OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520
Toll-free within the Borough: 1-800-478-4441
PHONE: (907) 262-4441 • FAX: (907) 262-1892
www.borough.kenai.ak.us

MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Craig Chapman, Director of Finance *C Chapman*

DATE: June 7, 2012

SUBJECT: Ordinance 2011-19-91, an ordinance appropriating \$104,226 in residual interest income from the Bond Funded Capital Projects Fund

This is a housekeeping ordinance. Between 2000 and 2009, the borough issued debt for the construction and maintenance of various schools, hospitals, solid waste facilities, and emergency response facilities. The projects that occurred between 2000 and 2009 have been completed. Residual interest earnings remain in the Bond Funded Capital Project Fund. This ordinance would transfer these residual amounts of the interest earnings from the Bond Funded Capital Project Fund to the respective capital project fund of each respective entity for which the debt was issued.

FINANCE DEPARTMENT FUNDS VERIFIED	
Acct. No.	<u>401.27910 FB</u>
Amount	<u>\$104,226.⁰⁰</u>
By:	<u>pc</u> Date: <u>6/7/12</u>

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-06**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT
OF \$975,000 FROM THE STATE OF ALASKA ON BEHALF OF THE NIKISKI FIRE
SERVICE AREA FOR THE PURCHASE OF AN AERIAL FIRE APPARATUS**

1 **WHEREAS**, the Nikiski Fire Service Area (NFSA) requested funding to purchase an aerial fire
2 apparatus in the Borough’s 2012 legislative priorities; and

3 **WHEREAS**, Senate Bill 160, which appropriated funding to the borough for the apparatus, was
4 passed by the State Legislature and signed by the Governor on May 14, 2012; and

5 **WHEREAS**, the Alaska Department of Commerce, Community and Economic Development
6 (“DCCED”) will provide a grant award in the amount of \$975,000 to the
7 Borough on behalf of the NFSA for the project; and

8 **WHEREAS**, at its regular meeting on June 13, 2012, the NFSA Board of Directors
9 recommended _____;

10 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
11 **PENINSULA BOROUGH:**

12 **SECTION 1.** That the mayor is authorized to accept, on behalf of the Nikiski Fire Service Area,
13 a grant from the Alaska Department of Commerce, Community and Economic
14 Development in the amount of \$975,000 for the purchase of an aerial fire
15 apparatus, and is authorized to execute a grant agreement and any other
16 documents deemed necessary to accept and expend the grant and to fulfill the
17 intents and purposes of this ordinance.

1 **SECTION 2.** That funds in the amount of \$975,000 are appropriated to 441.51110.13439.49999
2 - project account number.

3 **SECTION 3.** That due to the length and nature of this project, the appropriations established
4 through this ordinance shall not lapse at the end of any particular fiscal year.

5 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

6 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
7 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Nikiski Fire Service Area

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

MIKE NAVARRE
BOROUGH MAYOR

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
Brenda Ahlberg, Community & Fiscal Projects Manager *om*

FROM: James Baisden, NFSA Chief *JCB*

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19- 06, accepting and appropriating a grant in the amount of \$975,000 from the State of Alaska on behalf of the Nikiski Fire Service Area for the purchase of an aerial fire apparatus

The Nikiski Fire Service Area (NFSA) submitted a request for legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget. Senate Bill 160, which appropriated funding in the amount of \$975,000 for the purchase of an aerial fire apparatus was passed by the State Legislature and signed by Governor Parnell on May 14, 2012.

This grant is for the replacement of the department's 30 year old ladder truck that is in poor condition. This apparatus is used to provide fire protection to the industrial, commercial, and residential occupancies throughout the service area and has accumulated more than 2,400 hours on the engine. The typical lifespan for this type of apparatus is between 20 and 25 years. Major engine, pump, and hydraulic problems have kept the apparatus out-of-service and downtime is exceeding in-service availability. Parts needed for repair are obsolete. The ladder truck failure severely hampers the department's emergency response capabilities and can have a negative effect on the insurance rating for the community. The ladder truck is necessary to support the required fire flow of water and foam at the LNG plant and the oil refinery located within the industrial complex of Nikiski.

The service area board will consider a motion recommending acceptance of the grant at its regular board meeting to be held June 13, 2012. The Alaska Department of Commerce, Community and Economic Development will provide the grant award with a five-year, project performance period ending June 30, 2017. James Baisden, NFSA Chief, shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN)
excerpt "Kenai Areawide (HD33-35) Only"

FINANCE DEPARTMENT ACCT#FUNDS VERIFIED	
Acct. No.	<u>441.51110.13439.49999</u>
Amount	<u>N/A</u>
By:	<u>pc</u> Date: <u>6/6/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
Commerce	Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
Commerce	Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
Commerce	Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
Commerce	Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
Commerce	Boys & Girls Club of the Kenai Peninsula - Kasilof After School Program	75,000	0	0	0	75,000
Commerce	Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
Commerce	Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
Commerce	Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
Commerce	Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
Commerce	Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
Trans	Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
Commerce	Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
Labor	Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
NatRes	Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
Commerce	Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
Trans	Greer Road Surfacing	150,000	0	0	0	150,000
Commerce	Halibut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
Trans	Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
Commerce	Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
Commerce	Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
Commerce	Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
Commerce	Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
Commerce	Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
Commerce	Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
Univ	Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
Commerce	Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
Commerce	Kachemak Shellfish Mariculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
Commerce	Kasilof Regional Historical Association - Community of Kasilof - Cabin Restoration	38,000	0	0	0	38,000
Trans	Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
Commerce	Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
Commerce	Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
EnvCon	Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
Correct	Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	M&VA	Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
	Commerce	Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
	Commerce	Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
	Commerce	Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
	Commerce	Kenai Peninsula Borough - Classroom ITouch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
	Commerce	Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
	Commerce	Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
	Commerce	Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
	Commerce	Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
	Commerce	Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
	Commerce	Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
	Commerce	Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
	Commerce	Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
	Commerce	Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
	Commerce	Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
	Commerce	Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
	Commerce	Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
	Commerce	Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
	Commerce	Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
	Commerce	Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
	H&SS	Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
	FishGm	Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
	Commerce	Kenaitze Indian Tribe - Denaina Health and Wellness Center	15,000,000	0	0	0	15,000,000
	Commerce	Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
	NatRes	Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
	Labor	Marine Simulator Software	39,000	0	0	0	39,000
	Commerce	Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
	Commerce	Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
	Commerce	Ninlichik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
	Commerce	Ninlichik Senior Citizens, Inc. - Ninlichik Senior Center Improvements	24,800	0	0	0	24,800
	Commerce	North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
	NatRes	Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
Commerce		Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Trans		Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce		Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
EnvCon		Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Trans		Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Trans		Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGm		Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Trans		Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce		Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce		Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce		Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon		Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce		Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce		Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf		Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce		Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce		Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans		Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans		Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor		Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGm		Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-07**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT
OF \$100,750 FROM THE STATE OF ALASKA ON BEHALF OF THE CENTRAL
EMERGENCY SERVICE AREA FOR THE PURCHASE OF A RESCUE BOAT**

1 **WHEREAS**, the Central Emergency Service Area (CES) requested funding to purchase a
2 rescue boat in the Borough’s 2012 legislative priorities; and

3 **WHEREAS**, Senate Bill 160, which appropriated funding to the Borough for the apparatus,
4 was passed by the State Legislature and signed by the Governor on May 14, 2012;
5 and

6 **WHEREAS**, the Alaska Department of Commerce, Community and Economic Development
7 (“DCCED”) will provide a grant award in the amount of \$100,750 to the
8 Borough on behalf of CES for the project; and

9 **WHEREAS**, at its regular meeting of May 17, 2012, the CES board passed a motion
10 recommending grant acceptance;

11 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
12 **PENINSULA BOROUGH:**

13 **SECTION 1.** That the mayor is authorized to accept, on behalf of the Central Emergency
14 Service Area, a grant from the Alaska Department of Commerce, Community and
15 Economic Development in the amount of \$100,750 for the purchase of a rescue
16 boat, and is authorized to execute a grant agreement and any other documents
17 deemed necessary to accept and expend the grant and to fulfill the intents and
18 purposes of this ordinance.

1 **SECTION 2.** That funds in the amount of \$100,750 are appropriated to 443.51610.13165.49999
2 project account number.

3 **SECTION 3.** That due to the length and nature of this project, the appropriations established
4 through this ordinance shall not lapse at the end of any particular fiscal year.

5 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

6 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
7 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Central Emergency Service Area

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Finance Director *C Chapman*
Brenda Ahlberg, Community & Fiscal Projects Manager *BA*

FROM: Chris Mokracek, CES Chief *CM*

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19- 07 an ordinance accepting and appropriating a grant in the amount of \$100,750 from the State of Alaska on behalf of the Central Emergency Service Area for the purchase of a rescue boat

The Central Emergency Service Area (CES) submitted a request for legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget. Senate Bill 160 which appropriated funding in the amount of \$100,750 for the purchase of a rescue boat was passed by the State Legislature and signed by Governor Parnell on May 14, 2012.

CES personnel are trained in swift water rescue and boat handling on rivers and open water. CES also has its own certified dive team for rescue and recovery operations. CES responds to mutual aid requests for Ninilchik, Nikiski, Kenai and Cooper Landing for water-related incidents. CES is called upon numerous times per year to perform rescues from overturned boats, sinking vessels, and for search and rescue operations when these bodies of water are at their most treacherous. The boat is also used to deploy wildland firefighters and equipment into remote areas.

This project replaces a 28 year-old inflatable that has had numerous repairs and will no longer hold air. It is well beyond its usable life span. The rescue boat project is a rigid hull inflatable/air filled foam boat (tested to U.S. Coast Guard standards), motor and trailer.

The CES board passed a motion, recommending acceptance of the grant at its regular board meeting held May 17, 2012. The Alaska Department of Commerce, Community and Economic Development will provide the grant award with a five-year project performance period ending June 30, 2017. The CES chief shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN)
excerpt "Kenai Areawide (HD33-35) Only"

FINANCE DEPARTMENT	
ACCT # FUNDS VERIFIED	
Acct. No.	<u>443.51610.13165.49999</u>
Amount	<u>N/A</u>
By:	<u>pc</u> Date: <u>6/6/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	Commerce	Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
	Commerce	Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
	Commerce	Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
	Commerce	Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
	Commerce	Boys & Girls Club of the Kenai Peninsula - Kasilof After School Program	75,000	0	0	0	75,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
	Commerce	Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
	Commerce	Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
	Trans	Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
	Commerce	Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
	Labor	Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
	NatRes	Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
	Commerce	Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
	Trans	Greer Road Surfacing	150,000	0	0	0	150,000
	Commerce	Hailbut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
	Trans	Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
	Commerce	Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
	Commerce	Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
	Commerce	Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
	Commerce	Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
	Commerce	Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
	Commerce	Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
	Univ	Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
	Commerce	Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
	Commerce	Kachemak Shellfish Mariculture Association - Oyster Remote Seifing Facility	60,000	0	0	0	60,000
	Commerce	Kasilof Regional Historical Association - Community of Kasilof - Cabin Restoration	38,000	0	0	0	38,000
	Trans	Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
	Commerce	Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
	Commerce	Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
	EnvCon	Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
	Correct	Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
M&VA	Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
Commerce	Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
Commerce	Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
Commerce	Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Classroom ITouch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
Commerce	Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
Commerce	Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
Commerce	Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
Commerce	Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center/ Training Facility	100,000	0	0	0	100,000
Commerce	Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
Commerce	Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
Commerce	Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
Commerce	Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
Commerce	Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
Commerce	Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
Commerce	Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
Commerce	Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
Commerce	Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
H&SS	Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
FishGm	Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
Commerce	Kenaizte Indian Tribe - Denatina Health and Wellness Center	15,000,000	0	0	0	15,000,000
Commerce	Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
NatRes	Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
Labor	Marine Simulator Software	39,000	0	0	0	39,000
Commerce	Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
Commerce	Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
Commerce	Ninilichik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
Commerce	Ninilichik Senior Citizens, Inc. - Ninilichik Senior Center Improvements	24,800	0	0	0	24,800
Commerce	North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
NatRes	Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	Commerce	Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
	Trans	Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
	Commerce	Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
	EnvCon	Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
	Trans	Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
	Trans	Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
	FishGm	Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
	Trans	Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
	Commerce	Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
	Commerce	Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
	Commerce	Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
	EnvCon	Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
	Commerce	Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
	Commerce	Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
	PubSaf	Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
	Commerce	Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
	Commerce	Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
	Trans	Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
	Trans	Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
	Labor	Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
	FishGm	Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-08**

**AN ORDINANCE ACCEPTING AND APPROPRIATING GRANTS IN THE AMOUNT
OF \$1,107,500 FROM THE STATE OF ALASKA ON BEHALF OF THE KENAI
PENINSULA BOROUGH SCHOOL DISTRICT FOR EQUIPMENT, SUPPLIES AND
STUDENT NUTRITION SERVICES**

1 **WHEREAS**, the Kenai Peninsula Borough School District (KPBSD) has identified a need to
2 provide various materials, equipment and supplies to schools throughout the
3 Borough; and

4 **WHEREAS**, Senate Bill 160, which appropriated funding to the Borough for these projects,
5 was passed by the State Legislature and signed by the Governor on May 14, 2012;
6 and

7 **WHEREAS**, the Alaska Department of Commerce, Community and Economic Development
8 will provide four grant awards in the total amount of \$1,107,500 to the Borough
9 on behalf of the school district for the projects; and

10 **WHEREAS**, KPBSD will use these funds for classroom equipment, supplies and student
11 nutrition services; and

12 **WHEREAS**, acceptance of these grants will benefit many of the schools and students
13 throughout the Borough;

14 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
15 **PENINSULA BOROUGH:**

1 **SECTION 1.** That the mayor is authorized to accept grants from the Alaska Department of
2 Commerce, Community and Economic Development in the total amount of
3 \$1,107,500 for school district equipment, supplies and nutritional services, and is
4 authorized to execute grant agreements and any other documents deemed
5 necessary to accept and expend the grants and to fulfill the intents and purposes of
6 this ordinance.

7 **SECTION 2.** That grant funds are appropriated to the following accounts:

8	\$52,500	271.94910.13004.49999	13-DC-004 Classroom iTouch Project
9	\$1,000,000	271.94910.13446.49999	13-DC-446 Equipment
10	\$40,000	271.94910.13195.49999	13-DM-195 Student Nutrition Services
11	\$15,000	271.71082.13012.49999	13-RR-012 Nikiski HS printer/cutter
12			software

13 **SECTION 3.** That because KPBSD will pay all required expenditures and will be responsible
14 for all administrative action related to these grants, with the exception of filing the
15 grant reports, the administrative fee established by KPB Resolution 2006-036 will
16 be waived.

17 **SECTION 4.** That due to the length and nature of these projects, the appropriations established
18 through this ordinance shall not lapse at the end of any particular fiscal year.

19 **SECTION 5.** This ordinance shall become effective immediately upon its enactment.

1 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
2 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Grant Management

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*

FROM: Brenda Ahlberg, *BA* Community & Fiscal Projects Manager

DATE: July 26, 2012

SUBJECT: Ordinance 2012-19-08, Amendment Request

MIKE NAVARRE
BOROUGH MAYOR

The State of Alaska Department of Commerce, Community and Economic Development has awarded the Student Nutrition Services award directly to the school district in the amount of \$40,000. This reduces the total award to be accepted and appropriated from \$1,107,500 to \$1,067,500. Therefore, the following changes are requested to amend O2012-19-08:

- Amend the TITLE to read:

AN ORDINANCE ACCEPTING AND APPROPRIATING GRANTS IN THE AMOUNT OF \$1,067,500 [\$1,107,500] FROM THE STATE OF ALASKA ON BEHALF OF THE KENAI PENINSULA BOROUGH SCHOOL DISTRICT FOR EQUIPMENT AND SUPPLIES [AND STUDENT NUTRITION SERVICES]

- Amend the third WHEREAS to read:

WHEREAS, the Alaska Department of Commerce, Community and Economic Development will provide three [FOUR] grant awards in the total amount of \$1,067,500 [\$1,107,500] to the borough on behalf of the school district for the projects; and

- Amend the fourth WHEREAS to read:

WHEREAS, KPBSD will use these funds for classroom equipment and supplies [AND STUDENT NUTRITION SERVICES]; and

- Amend Section 1 as follows:

SECTION 1. That the mayor is authorized to accept grants from the Alaska Department of Commerce, Community and Economic Development in the total amount of \$1,067,500 [\$1,107,500] for school district equipment [,] and supplies [AND THE

NUTRITIONAL SERVICES,] and is authorized to execute grant agreements and any other documents deemed necessary to accept and expend the grants and to fulfill the intents and purposes of this ordinance.

➤ Amend Section 2 as follows:

SECTION 2. That grant funds are appropriated to the following accounts:

\$52,500	271.94910.13004.49999	13-DC-004 Classroom iTouch Project
\$1,000,000	271.94910.13446.49999	13-DC-446 Equipment
[\$40,000	271.94910.13195.49999	13-DM-195 STUDENT NUTRITION SERVICES]
\$15,000	271.94910.13012.49999	13-RR-012 Nikiski HS printer/cutter software



KENAI PENINSULA BOROUGH

Grant Management

MEMORANDUM

**MIKE NAVARRE
BOROUGH MAYOR**

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MND*
Craig Chapman, Director of Finance *C Chapman*

FROM: Brenda Ahlberg, Community & Fiscal Projects Manager *B Ahlberg*

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19- 08, accepting and appropriating grants in the total amount of \$1,107,500 from the State of Alaska on behalf of the Kenai Peninsula Borough School District for Equipment, Supplies and Student Nutrition Services

Legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget was requested for the purpose of completing school projects throughout the borough. Senate Bill 160, which appropriated funding in the amount of \$1,107,500 for the projects was passed by the State Legislature and signed by Governor Parnell on May 14, 2012.

The Alaska Department of Commerce, Community and Economic Development will provide the following grant awards as listed below. Each award has a five-year project performance period ending June 30, 2017. The school district administration shall provide grant oversight and project completion. Because the borough will have minimal involvement, waiving the 3.04 percent administrative fee as established by R2006-036 is requested.

13-DC-004 Classroom iTouch Project	\$52,500
13-DC-446 Equipment	\$1,000,000
13-DM-195 Student Nutrition Services	\$40,000
13-RR-012 Nikiski HS printer/cutter software	\$15,000

Attachments: Alaska Act HCS CSSB 160(FIN),
excerpt "Kenai Areawide (HD33-35) Only" and
School District letter 06-05-2012

FINANCE DEPARTMENT	
Acct#s FUNDS VERIFIED	
	271.94910.13004.49999
	271.94910.13446.49999
Acct. No.	271.94910.13195.49999
Amount	271.71082.13012.49999
	N/A
By: <u>pc</u>	Date: <u>6/6/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	Commerce	Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
	Commerce	Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
	Commerce	Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
	Commerce	Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
	Commerce	Boys & Girls Club of the Kenai Peninsula - Kasilof After School Program	75,000	0	0	0	75,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
	Commerce	Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
	Commerce	Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
	Trans	Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
	Commerce	Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
	Labor	Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
	NatRes	Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
	Commerce	Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
	Trans	Greer Road Surfacing	150,000	0	0	0	150,000
	Commerce	Hailbut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
	Trans	Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
	Commerce	Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
	Commerce	Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
	Commerce	Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
	Commerce	Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
	Commerce	Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
	Commerce	Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
	Univ	Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
	Commerce	Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
	Commerce	Kachemak Shellfish Maniculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
	Commerce	Kasilof Regional Historical Association - Community of Kasilof - Cabin Restoration	38,000	0	0	0	38,000
	Trans	Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
	Commerce	Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
	Commerce	Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
	EnvCon	Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
	Correct	Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
M&VA		Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
Commerce		Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
Commerce		Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
Commerce		Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
Commerce		Kenai Peninsula Borough - Classroom Touch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
Commerce		Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
Commerce		Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
Commerce		Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
Commerce		Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
Commerce		Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
Commerce		Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
Commerce		Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
Commerce		Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
Commerce		Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
Commerce		Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
Commerce		Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
Commerce		Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
Commerce		Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
Commerce		Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
Commerce		Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
H&SS		Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
FishGm		Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
Commerce		Kenaitze Indian Tribe - Denaina Health and Wellness Center	15,000,000	0	0	0	15,000,000
Commerce		Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
NatRes		Lower Kasilof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
Labor		Marine Simulator Software	39,000	0	0	0	39,000
Commerce		Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
Commerce		Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
Commerce		Ninlichik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
Commerce		Ninlichik Senior Citizens, Inc. - Ninlichik Senior Center Improvements	24,800	0	0	0	24,800
Commerce		North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
NatRes		Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
Commerce	Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Trans	Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce	Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
EnvCon	Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Trans	Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Trans	Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGm	Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Trans	Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce	Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce	Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce	Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon	Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce	Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce	Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf	Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce	Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce	Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans	Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans	Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor	Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGm	Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

1 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
2 and Economic Development for payment as a grant under AS 37.05.316 to the Challenger
3 Learning Center of Alaska for facility planning.

4 (g) The unexpended and unobligated balance, not to exceed \$15,000, of the
5 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
6 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake
7 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
8 and Economic Development for payment as a grant under AS 37.05.315 to the Kenai
9 Peninsula Borough for Nikiski High School purchase of a printer and cutter with software.

10 (h) The unexpended and unobligated balance, not to exceed \$25,000, of the
11 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
12 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake
13 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
14 and Economic Development for payment as a grant under AS 37.05.316 to the Kasilof Coho
15 Cemetery Association for maintenance and repairs.

16 (i) The unexpended and unobligated balance, not to exceed \$100,000, of the
17 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
18 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake
19 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
20 and Economic Development for payment as a grant under AS 37.05.316 to the Kenai
21 Peninsula Fair Association for maintenance and upgrades.

22 (j) The unexpended and unobligated balance, after the appropriations made in (c) - (i)
23 of this section, not to exceed \$1,000,000, of the appropriation made in sec. 10, ch. 29, SLA
24 2008, page 79, lines 5 - 7 (Department of Transportation and Public Facilities, Tustumena
25 Lake, Crooked Creek and Johnson Lake Roads paving - \$7,000,000) is reappropriated to the
26 Department of Commerce, Community, and Economic Development for payment as a grant
27 under AS 37.05.315 to the Kenai Peninsula Borough for Central Peninsula General Hospital
28 radiation oncology center.

29 * **Sec. 38.** HOUSE DISTRICT 36. The unexpended and unobligated balance, estimated to
30 be \$10,000, of the appropriation made in sec. 10, ch. 43, SLA 2010, page 103, line 32,
31 through page 104, line 3 (Ouzinkie, alternative wind energy generation, phase I data



KENAI PENINSULA BOROUGH SCHOOL DISTRICT

Assistant Superintendent

Dave Jones

148 North Binkley Street Soldotna, Alaska 99669-7553

Phone (907) 714-8888 Fax (907) 262-5867

Email: davejones@kpbsd.k12.ak.us

June 5, 2012

Brenda Ahlberg
Community and Fiscal Projects Manager
Kenai Peninsula Borough
144 N. Binkley
Soldotna, AK 99669

Re: Legislative Grants for School Projects and Equipment

Dear Brenda,

The Kenai Peninsula Borough School District would like to request the Borough accept the following funds appropriated by the State Legislature on behalf of the School District:

13-DC-004	Classroom iTouch project	\$	52,500
13-DC-446	School District Equipment		1,000,000
13-DM-196	Student Nutrition Services		40,000
13-RR-012	Nikiski High printer/cutter software		15,000

The responsibility for payment of all expenditures and taking all administrative action, with the exception of filing grant reports to the Department of Commerce, Community and Economic Development, will fall upon the KPBSD.

These funds will be used for equipment, supplies and Student Nutrition Services as stated and the District will waive the administrative fee.

Thank you for assisting the School District in providing the best possible educational opportunities to the students of the Kenai Peninsula Borough.

Sincerely,

Dave Jones

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-09**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT
OF \$3,100,000 FROM THE STATE OF ALASKA FOR SOLDOTNA HIGH SCHOOL
AND KENAI HIGH SCHOOL TRACK AND FIELD IMPROVEMENTS**

1 **WHEREAS**, the Borough requested funding to replace or improve the track and fields at
2 Soldotna and Kenai High Schools in the Borough's 2012 legislative priorities; and

3 **WHEREAS**, Senate Bill 160, which appropriated funding to the Borough for the projects, was
4 passed by the State Legislature and signed by the Governor on May 14, 2012; and

5 **WHEREAS**, the Alaska Department of Commerce, Community and Economic Development
6 ("DCCED") will provide a grant award in the amount of \$3,100,000 to the
7 Borough for the track and field improvement projects;

8 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
9 **PENINSULA BOROUGH:**

10 **SECTION 1.** That the mayor is authorized to accept a grant from the Alaska Department of
11 Commerce, Community and Economic Development in the amount of \$3,100,000
12 for the Soldotna High and Kenai High School track and field improvement
13 projects and is authorized to execute a grant agreement and any other documents
14 deemed necessary to accept and expend the grant and to fulfill the intents and
15 purposes of this ordinance.

16 **SECTION 2.** That funds in the amount of \$3,100,000 are appropriated to
17 400.78050.13556.49999 - project account number.

1 **SECTION 3.** That due to the length and nature of this project, the appropriations established
2 through this ordinance shall not lapse at the end of any particular fiscal year.

3 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

4 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
5 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Capital Projects

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

MIKE NAVARRE
BOROUGH MAYOR

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
Brenda Ahlberg, Community & Fiscal Projects Manager *BA*

FROM: Kevin Lyon, Capital Projects Director *KL*

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19- *DA*, accepting and appropriating a grant in the amount of \$3,100,000 from the State of Alaska for the Soldotna High School and Kenai High School track and field improvements

The borough submitted a request for legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget. Senate Bill 160 was passed by the State Legislature and signed by Governor Parnell on May 14, 2012, appropriating \$3,100,000 for the Soldotna and Kenai High School track and field improvement projects.

As excerpted in the "2012 State Funding Priorities" binder page 2:

The tracks at Kenai and Soldotna High Schools are in such poor condition that they are unable to host competitive track and field meets. Walking or running on either the Soldotna or Kenai tracks is considered unsafe by many users. These facilities are used by students of all ages during school-sponsored events and by the community for walking, running, and many other activities. Quality athletic facilities are vital for a community to encourage healthier lifestyles, promote exercise, hold athletic competitions, and as a location for many community events. Well maintained and functional athletic facilities make for a healthy community.

The Alaska Department of Commerce, Community and Economic Development will provide the grant award with a five-year project performance period ending June 30, 2017. Kevin Lyon, Capital Projects Director, shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN)
excerpt "Kenai Areawide (HD33-35) Only"

FINANCE DEPARTMENT ACCT# FUNDS VERIFIED	
Acct. No.	<u>400.78050.13556.49999</u>
Amount	<u>N/A</u>
By: <u>pc</u>	Date: <u>6/7/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	Commerce	Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
	Commerce	Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
	Commerce	Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
	Commerce	Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
	Commerce	Boys & Girls Club of the Kenai Peninsula - Kasilof After School Program	75,000	0	0	0	75,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
	Commerce	Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
	Commerce	Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
	Trans	Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
	Commerce	Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
	Labor	Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
	NatRes	Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
	Commerce	Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
	Trans	Greer Road Surfacing	150,000	0	0	0	150,000
	Commerce	Hailbut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
	Trans	Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
	Commerce	Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
	Commerce	Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
	Commerce	Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
	Commerce	Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
	Commerce	Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
	Commerce	Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
	Univ	Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
	Commerce	Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
	Commerce	Kachemak Shellfish Maniculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
	Commerce	Kasilof Regional Historical Association - Community of Kasilof - Cabin Restoration	38,000	0	0	0	38,000
	Trans	Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
	Commerce	Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
	Commerce	Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
	EnvCon	Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
	Correct	Kenai - Witdwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
M&VA		Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
Commerce		Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
Commerce		Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
Commerce		Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
Commerce		Kenai Peninsula Borough - Classroom Touch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
Commerce		Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
Commerce		Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
Commerce		Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
Commerce		Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
Commerce		Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
Commerce		Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
Commerce		Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
Commerce		Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
Commerce		Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
Commerce		Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
Commerce		Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
Commerce		Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
Commerce		Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
Commerce		Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
Commerce		Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
H&SS		Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
FishGm		Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
Commerce		Kenaitze Indian Tribe - Denaina Health and Wellness Center	15,000,000	0	0	0	15,000,000
Commerce		Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
NatRes		Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
Labor		Marine Simulator Software	39,000	0	0	0	39,000
Commerce		Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
Commerce		Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
Commerce		Niinichik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
Commerce		Niinichik Senior Citizens, Inc. - Niinichik Senior Center Improvements	24,800	0	0	0	24,800
Commerce		North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
NatRes		Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
Commerce	Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Trans	Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce	Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
EnvCon	Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Trans	Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Trans	Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGm	Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Trans	Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce	Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce	Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce	Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon	Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce	Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce	Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf	Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce	Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce	Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans	Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans	Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor	Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGm	Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-10**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT
OF \$1,625,000 FROM THE STATE OF ALASKA FOR SECURITY CAMERA SYSTEMS
IN BOROUGH-OWNED FACILITIES**

1 **WHEREAS**, the Borough requested funding to install security camera systems in borough-
2 owned facilities in the Borough’s 2012 legislative priorities; and

3 **WHEREAS**, Senate Bill 160, which appropriated funding to the Borough for the project, was
4 passed by the State Legislature and signed by the Governor on May 14, 2012; and

5 **WHEREAS**, the Alaska Department of Commerce, Community and Economic Development
6 (“DCCED”) will provide a grant award in the amount of \$1,625,000 to the
7 Borough for the project;

8 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
9 **PENINSULA BOROUGH:**

10 **SECTION 1.** That the mayor is authorized to accept a grant from the Alaska Department of
11 Commerce, Community and Economic Development in the amount of \$1,625,000
12 for the security camera systems project and is authorized to execute a grant
13 agreement and any other documents deemed necessary to accept and expend the
14 grant and to fulfill the intents and purposes of this ordinance.

15 **SECTION 2.** That funds in the amount of \$1,625,000 are appropriated to
16 400.78050.13489.49999 - project account number.

1 **SECTION 3.** That due to the length and nature of this project, the appropriations established
2 through this ordinance shall not lapse at the end of any particular fiscal year.

3 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

4 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
5 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Maintenance Department

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
Brenda Ahlberg, Community & Fiscal Projects Manager *BA*

FROM: Dave Tressler, Director of Maintenance *JT for Dave Tressler*

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19- 10, accepting and appropriating a grant in the amount of \$1,625,000 from the State of Alaska for the security camera systems project

The borough submitted a request for legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget. Senate Bill 160 was passed by the State Legislature and signed by Governor Parnell on May 14, 2012, appropriating \$1,625,000 for the security camera systems project.

As excerpted in the "2012 State Funding Priorities" binder page 4:

Camera monitoring is proposed at key access ways and points for all borough-owned buildings (schools and government facilities) to address the continual need for building security and monitoring, as well as assuring against aggression and/or vandalism. The security camera system will provide a mechanism to deter vandalism and destruction of community property and will provide successful legal prosecution of those who participate in the vandalism and destruction of property at any borough-owned facility. This system would not only be implemented in schools but would also be provided in other key areas within the borough where previous vandalism or destruction of property has occurred. This will be used as a mitigation tool and overall, the financial burden will be lessened to the taxpayers in cleaning up and replacement of property.

The Alaska Department of Commerce, Community and Economic Development will provide the grant award with a five-year, project performance period ending June 30, 2017. The Maintenance Director shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN)
excerpt "Kenai Areawide (HD33-35) Only"

FINANCE DEPARTMENT	
ACCT # FUNDS VERIFIED	
Acct. No.	<u>400.78050.13489.49999</u>
Amount	<u>N/A</u>
By:	<u>pc</u> Date: <u>6/6/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	Commerce	Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
	Commerce	Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
	Commerce	Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
	Commerce	Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
	Commerce	Boys & Girls Club of the Kenai Peninsula - Kasilof After School Program	75,000	0	0	0	75,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
	Commerce	Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
	Commerce	Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
	Trans	Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
	Commerce	Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
	Labor	Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
	NatRes	Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
	Commerce	Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
	Trans	Greer Road Surfacing	150,000	0	0	0	150,000
	Commerce	Halibut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
	Trans	Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
	Commerce	Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
	Commerce	Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
	Commerce	Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
	Commerce	Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
	Commerce	Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
	Commerce	Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
	Univ	Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
	Commerce	Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
	Commerce	Kachemak Shellfish Mariculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
	Commerce	Kasilof Regional Historical Association - Community of Kasilof - Cabin Restoration	38,000	0	0	0	38,000
	Trans	Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
	Commerce	Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
	Commerce	Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
	EnvCon	Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
	Correct	Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
M&VA	Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
Commerce	Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
Commerce	Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
Commerce	Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Classroom ITouch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
Commerce	Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
Commerce	Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
Commerce	Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
Commerce	Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
Commerce	Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
Commerce	Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
Commerce	Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
Commerce	Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
Commerce	Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
Commerce	Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
Commerce	Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
Commerce	Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
Commerce	Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
H&SS	Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
FishGm	Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
Commerce	Kenaize Indian Tribe - Dena'ina Health and Wellness Center	15,000,000	0	0	0	15,000,000
Commerce	Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
NatRes	Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
Labor	Marine Simulator Software	39,000	0	0	0	39,000
Commerce	Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
Commerce	Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
Commerce	Ninilchik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
Commerce	Ninilchik Senior Citizens, Inc. - Ninilchik Senior Center Improvements	24,800	0	0	0	24,800
Commerce	North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
NatRes	Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
Commerce	Trans	Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Commerce	Trans	Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce	EnvCon	Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
Commerce	EnvCon	Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Commerce	Trans	Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Commerce	Trans	Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGim	FishGim	Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Commerce	Trans	Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce	Commerce	Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce	Commerce	Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce	Commerce	Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon	EnvCon	Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce	Commerce	Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce	Commerce	Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf	Commerce	Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce	Commerce	Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce	Commerce	Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans	Trans	Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans	Trans	Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor	Labor	Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGim	FishGim	Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-11**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT
OF \$15,000 FROM THE STATE OF ALASKA ON BEHALF OF THE RIVER CENTER
FOR THE SEPTIC TANK REMOVAL AND SEWER SYSTEM CONNECTION
PROJECT**

1 **WHEREAS**, legislative funding was requested to upgrade the waste removal system at the
2 Donald E. Gilman River Center facility; and

3 **WHEREAS**, Senate Bill 160, which appropriated funding to the Borough for the project, was
4 passed by the State Legislature and signed by the Governor on May 14, 2012; and

5 **WHEREAS**, the Alaska Department of Commerce, Community and Economic Development
6 (“DCCED”) will provide a grant award in the total amount of \$15,000 to the
7 Borough for the project;

8 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
9 **PENINSULA BOROUGH:**

10 **SECTION 1.** That the mayor is authorized to accept a grant from the Alaska Department of
11 Commerce, Community and Economic Development in the amount of \$15,000
12 for the septic tank removal and sewer system connection project and is authorized
13 to execute a grant agreement and any other documents deemed necessary to
14 accept and expend the grant and to fulfill the intents and purposes of this
15 ordinance.

1 **SECTION 2.** That funds in the amount of \$15,000 are appropriated to 271.21135.13055.49999
2 - project account number.

3 **SECTION 3.** That due to the length and nature of this project, the appropriations established
4 through this ordinance shall not lapse at the end of any particular fiscal year.

5 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

6 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
7 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

River Center Department

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
John Mohorcich, River Center Director *JM*
Brenda Ahlberg, Community & Fiscal Projects Manager *BA*

FROM: Kevin Lyon, Capital Projects Director *KL*

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19- 11, accepting and appropriating a grant in the amount of \$15,000 from the State of Alaska on behalf of the River Center for the septic tank removal and sewer system connection project

Legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget was requested for the purpose of completing the septic tank removal and sewer system connection project at the Donald E. Gilman River Center facility. Senate Bill 160, which appropriated funding in the amount of \$15,000 for the project was passed by the State Legislature and signed by Governor Parnell on May 14, 2012.

When the facility was originally constructed an onsite septic tank and field was installed with the intent to connect to the city's public sewer system when available. The facility now has the opportunity to connect to the City of Soldotna public sewer system since this line has been recently extended out Funny River Road.

The Alaska Department of Commerce, Community and Economic Development will provide a grant award with a five-year project performance period ending June 30, 2017. Kevin Lyon, Capital Projects Director, shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN) *excerpt*
"Kenai Areawide (HD33-35) Only"

FINANCE DEPARTMENT	
Acct # FUNDS VERIFIED	
Acct. No.	<u>271.21135.13055.49999</u>
Amount	<u>N/A</u>
By: <u>pc</u>	Date: <u>6/6/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
Commerce		Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
Commerce		Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
Commerce		Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
Commerce		Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
Commerce		Boys & Girls Club of the Kenai Peninsula - Kasilof After School Program	75,000	0	0	0	75,000
Commerce		Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
Commerce		Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
Commerce		Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
Commerce		Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
Commerce		Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
Trans		Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
Commerce		Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
Labor		Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
NatRes		Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
Commerce		Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
Trans		Greer Road Surfacing	150,000	0	0	0	150,000
Commerce		Hailbut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
Trans		Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
Commerce		Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
Commerce		Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
Commerce		Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
Commerce		Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
Commerce		Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
Commerce		Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
Univ		Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
Commerce		Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
Commerce		Kachemak Shellfish Maniculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
Commerce		Kasilof Regional Historical Association - Community of Kasilof - Cabin Restoration	38,000	0	0	0	38,000
Trans		Kenai - Kalfornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
Commerce		Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
Commerce		Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
EnvCon		Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
Correct		Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	M&VA	Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
	Commerce	Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
	Commerce	Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
	Commerce	Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
	Commerce	Kenai Peninsula Borough - Classroom iTouch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
	Commerce	Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
	Commerce	Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
	Commerce	Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
	Commerce	Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
	Commerce	Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
	Commerce	Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
	Commerce	Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
	Commerce	Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
	Commerce	Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
	Commerce	Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
	Commerce	Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
	Commerce	Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
	Commerce	Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
	Commerce	Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
	Commerce	Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
	H&SS	Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
	FishGm	Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
	Commerce	Kenaitze Indian Tribe - Dena'ina Health and Wellness Center	15,000,000	0	0	0	15,000,000
	Commerce	Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
	NatRes	Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
	Labor	Marine Simulator Software	39,000	0	0	0	39,000
	Commerce	Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
	Commerce	Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
	Commerce	Ninilchik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
	Commerce	Ninilchik Senior Citizens, Inc. - Ninilchik Senior Center Improvements	24,800	0	0	0	24,800
	Commerce	North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
	NatRes	Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
Commerce	Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Trans	Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce	Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
EnvCon	Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Trans	Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Trans	Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGm	Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Trans	Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce	Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce	Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce	Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon	Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce	Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce	Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf	Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce	Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce	Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans	Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans	Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor	Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGm	Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-12**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT
OF \$2,000,000 FROM THE STATE OF ALASKA ON BEHALF OF THE CENTRAL
KENAI PENINSULA HOSPITAL SERVICE AREA FOR THE RADIATION
ONCOLOGY FACILITY CONSTRUCTION PROJECT**

1 **WHEREAS**, legislative funding was requested to complete the Central Kenai Peninsula
2 Hospital Service Area (CKPHSA) Radiation Oncology Facility; and

3 **WHEREAS**, Senate Bill 160, which appropriated funding to the Borough for the facility, was
4 passed by the State Legislature and signed by the Governor on May 14, 2012; and

5 **WHEREAS**, the Alaska Department of Commerce, Community and Economic Development
6 (“DCCED”) will provide two grant awards in the total amount of \$2,000,000 to
7 the Borough on behalf of the service area for the project; and

8 **WHEREAS**, the \$2,000,000 grant award will allow for a reduction in funding from the CPH
9 Plant Replacement and Expansion Fund for this project that was previously
10 appropriated through O2011-19-72; and

11 **WHEREAS**, at its regular meeting on June 4, 2012, the CKPHSA board passed a motion
12 recommending grant acceptance;

13 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
14 **PENINSULA BOROUGH:**

1 **SECTION 1.** That the mayor is authorized to accept, on behalf of the Central Kenai Peninsula
2 Hospital Service Area, grants from the Department of Commerce, Community
3 and Economic Development in the total amount of \$2,000,000 for the Radiation
4 Oncology Facility construction project and is authorized to execute grant
5 agreements and any other documents deemed necessary to accept and expend the
6 grants and to fulfill the intents and purposes of this ordinance.

7 **SECTION 2.** That the \$4,700,000 in funds previously appropriated for this project through
8 Ordinance 2011-19-72 are reduced by \$2,000,000.

9 **SECTION 3.** That funds in the amount of \$2,000,000 are appropriated to
10 490.81110.12ONC.49999 - project account number.

11 **SECTION 4.** That due to the length and nature of this project, the appropriations established
12 through this ordinance shall not lapse at the end of any particular fiscal year.

13 **SECTION 5.** This ordinance shall become effective immediately upon its enactment.

14 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
15 **DAY OF * 2012.**

Gary Knopp, Assembly President

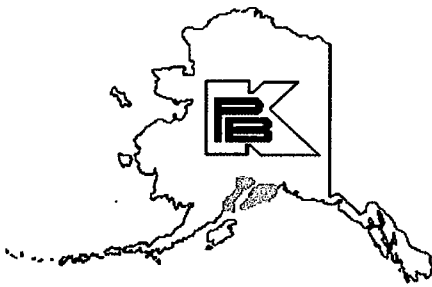
ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Capital Projects Department

47140 East Poppy Lane • Soldotna, Alaska 99669

Toll-free within the Borough: 1-800-478-4441

PHONE: (907) 262-9657 • FAX: (907) 262-6090

www.borough.kenai.ak.us

MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Borough Mayor *P.O.*

FROM: Craig Chapman, Director of Finance *C Chapman*
Brenda Ahlberg, Community & Fiscal Projects Manager *B Ahlberg*
Kevin Lyon, Capital Projects Director *K Lyon*

DATE: July 25, 2012

SUBJECT: Ordinance 2011-19-12, Accepting and Appropriating \$2,000,000 from the State of Alaska on behalf of the Central Kenai Peninsula Hospital Service Area for the Radiation Oncology Facility Construction Project

Ordinance 2012-19-12 was introduced on June 19, 2012 to accept and appropriate a grant in the amount of \$2,000,000 from the State of Alaska for the CPGH Oncology project and reduce the \$4,700,000 funding appropriated through Ordinance 2011-19-72 by the \$2,000,000 grant.

On June 19, 2012 an invitation to bid was released for the project and on July 17, 2012 four bids were received, which are listed on the attached bid tab. Denali Construction, Inc. was the lowest bidder at \$5,850,000.00.

The contract award is contingent on the appropriation of the full \$2,000,000.00 granted by the state for use in the project. This additional appropriation will bring the total project funding to \$6,700,000.00.

This memo requests the following changes to Ordinance 2012-19-12:

- Delete the 4th Whereas

[WHEREAS, THE \$2,000,000 GRANT AWARD WILL ALLOW FOR A REDUCTION IN FUNDING FROM THE CPH PLANT REPLACEMENT AND EXPANSION FUND FOR THIS PROJECT THAT WAS PREVIOUSLY APPROPRIATED THROUGH 020 11-19-72; AND]

- Delete Section 2 and renumber the remaining sections

[SECTION 2. THAT THE \$4,700,000 IN FUNDS PREVIOUSLY APPROPRIATED FOR THIS PROJECT THROUGH ORDINANCE 2011-19-72 ARE REDUCED BY \$2,000,000.]

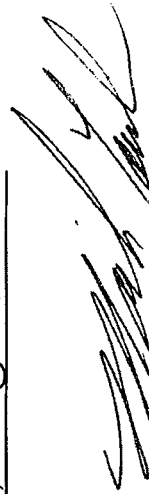
**KENAI PENINSULA BOROUGH
PURCHASING & CONTRACTING**

BID TAB FOR: ITB12-077 Central Peninsula Hospital Radiation Oncology Center

CONTRACTOR	BASE BID
Neeser Construction	\$6,360,000.00
Jay-Brant General Contractors	\$5,895,000.00
Blazy Construction	\$6,172,000.00
Denali General Contractors	\$5,850,000.00

DUE DATE: July 17, 2012 @ 2:00 PM

KPB OFFICIAL:



Mark Fowler, Purchasing & Contracting Director



KENAI PENINSULA BOROUGH

Grant Management

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
Brenda Ahlberg, Community & Fiscal Projects Manager *B Ahlberg*

FROM: Kevin Lyon, Capital Projects Director *KL*

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19- 12 an ordinance accepting and appropriating a grant in the amount of \$2,000,000 from the State of Alaska on behalf of the Central Peninsula Hospital Service Area for the Radiation Oncology Facility Construction Project

Legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget was requested for the purpose of completing the Central Peninsula Hospital Radiation Oncology Facility Construction Project. Senate Bill 160 which appropriated funding in the amount of \$2,000,000 for the project was passed by the State Legislature and signed by Governor Parnell on May 14, 2012.

Through O2011-19-72 the assembly approved and appropriated funds in the amount of \$4,700,000 from the CPH Plant Replacement and Expansion Fund for the project, enabling the project construction to commence during the 2012 construction season. The legislative award will reduce the CPH Plant Replacement and Expansion Fund funding for this project in the amount of \$2,000,000.

The service area board passed a motion recommending acceptance of the grant at its regular board meeting held June 4, 2012. The AK Dept. of Commerce, Community and Economic Development will provide two grant awards, a legislative award in the amount of \$1,000,000 and a re-appropriated funds award in the amount of \$1,000,000. Each award has a five-year, project performance period ending June 30, 2017. Kevin Lyon, Capital Projects Director, shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN) *excerpt*
"Kenai Areawide (HD33-35) Only"

FINANCE DEPARTMENT	
ACCT # FUNDS VERIFIED	
Acct. No.	<u>490.81110.120NC.49999</u>
Amount	<u>N/A</u>
By: <u>pc</u>	Date: <u>6/6/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	Commerce	Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
	Commerce	Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
	Commerce	Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
	Commerce	Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
	Commerce	Boys & Girls Club of the Kenai Peninsula - Kaslof After School Program	75,000	0	0	0	75,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
	Commerce	Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
	Commerce	Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
	Trans	Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
	Commerce	Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
	Labor	Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
	NatRes	Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
	Commerce	Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
	Trans	Greer Road Surfacing	150,000	0	0	0	150,000
	Commerce	Hallbut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
	Trans	Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
	Commerce	Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
	Commerce	Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
	Commerce	Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
	Commerce	Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
	Commerce	Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
	Commerce	Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
	Univ	Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
	Commerce	Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
	Commerce	Kachemak Shellfish Maniculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
	Commerce	Kasilof Regional Historical Association - Community of Kaslof - Cabin Restoration	38,000	0	0	0	38,000
	Trans	Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
	Commerce	Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
	Commerce	Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
	EnvCon	Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
	Correct	Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	M&VA	Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
	Commerce	Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
	Commerce	Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
	Commerce	Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
	Commerce	Kenai Peninsula Borough - Classroom Touch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
	Commerce	Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
	Commerce	Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
	Commerce	Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
	Commerce	Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
	Commerce	Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
	Commerce	Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
	Commerce	Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
	Commerce	Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
	Commerce	Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
	Commerce	Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
	Commerce	Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
	Commerce	Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
	Commerce	Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
	Commerce	Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
	Commerce	Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
	H&SS	Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
	FishGm	Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
	Commerce	Kenaitze Indian Tribe - Dena'ina Health and Wellness Center	15,000,000	0	0	0	15,000,000
	Commerce	Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
	NatRes	Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
	Labor	Marine Simulator Software	39,000	0	0	0	39,000
	Commerce	Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
	Commerce	Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
	Commerce	Ninilchik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
	Commerce	Ninilchik Senior Citizens, Inc. - Ninilchik Senior Center Improvements	24,800	0	0	0	24,800
	Commerce	North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
	NatRes	Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
Commerce	Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Trans	Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce	Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
EnvCon	Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Trans	Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Trans	Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGm	Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Trans	Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce	Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce	Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce	Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon	Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce	Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce	Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf	Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce	Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce	Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans	Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans	Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor	Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGm	Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

1 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
2 and Economic Development for payment as a grant under AS 37.05.316 to the Challenger
3 Learning Center of Alaska for facility planning.

4 (g) The unexpended and unobligated balance, not to exceed \$15,000, of the
5 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
6 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake
7 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
8 and Economic Development for payment as a grant under AS 37.05.315 to the Kenai
9 Peninsula Borough for Nikiski High School purchase of a printer and cutter with software.

10 (h) The unexpended and unobligated balance, not to exceed \$25,000, of the
11 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
12 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake
13 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
14 and Economic Development for payment as a grant under AS 37.05.316 to the Kasilof Coho
15 Cemetery Association for maintenance and repairs.

16 (i) The unexpended and unobligated balance, not to exceed \$100,000, of the
17 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
18 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake
19 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
20 and Economic Development for payment as a grant under AS 37.05.316 to the Kenai
21 Peninsula Fair Association for maintenance and upgrades.

22 (j) The unexpended and unobligated balance, after the appropriations made in (c) - (i)
23 of this section, not to exceed \$1,000,000, of the appropriation made in sec. 10, ch. 29, SLA
24 2008, page 79, lines 5 - 7 (Department of Transportation and Public Facilities, Tustumena
25 Lake, Crooked Creek and Johnson Lake Roads paving - \$7,000,000) is reappropriated to the
26 Department of Commerce, Community, and Economic Development for payment as a grant
27 under AS 37.05.315 to the Kenai Peninsula Borough for Central Peninsula General Hospital
28 radiation oncology center.

29 * Sec. 38. HOUSE DISTRICT 36. The unexpended and unobligated balance, estimated to
30 be \$10,000, of the appropriation made in sec. 10, ch. 43, SLA 2010, page 103, line 32,
31 through page 104, line 3 (Ouzinkie, alternative wind energy generation, phase I data

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-13**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT
OF \$1,000,000 FROM THE STATE OF ALASKA FOR HAZARD TREE REMOVAL**

1 **WHEREAS**, the borough requested funding to remove hazardous trees in the borough's 2012
2 legislative priorities; and

3 **WHEREAS**, Senate Bill 160, which appropriated funding to the Borough for the project, was
4 passed by the State Legislature and signed by the Governor on May 14, 2012; and

5 **WHEREAS**, the Alaska Department of Commerce, Community and Economic Development
6 ("DCCED") will provide a grant award in the amount of \$1,000,000 to the
7 Borough for the project;

8 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
9 **PENINSULA BOROUGH:**

10 **SECTION 1.** That the mayor is authorized to accept a grant from the Department of Commerce,
11 Community and Economic Development in the amount of \$1,000,000 for the
12 hazardous tree removal project and is authorized to execute a grant agreement and
13 any other documents deemed necessary to accept and expend the grant and to
14 fulfill the intents and purposes of this ordinance.

15 **SECTION 2.** That funds in the amount of \$1,000,000 are appropriated to
16 262.21320.13445.49999 - project account number.

1 **SECTION 3.** That due to the length and nature of this project, the appropriations established
2 through this ordinance shall not lapse at the end of any particular fiscal year.

3 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

4 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
5 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Planning Department

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
Brenda Ahlberg, Community & Fiscal Projects Manager *BA*

FROM: Max Best, Director of Planning *MB*

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19- 13, accepting and appropriating a grant in the amount of \$1,000,000 from the State of Alaska for the hazardous tree removal project

The borough submitted a request for legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget. Senate Bill 160 was passed by the State Legislature and signed by Governor Parnell on May 14, 2012, appropriating \$1,000,000 for the hazardous tree removal project.

As excerpted in the "2012 State Funding Priorities" binder page 3:

Funds will be used to implement a project aimed at the removal of hazard trees outside and adjacent to utility easements and rights-of way corridors. [...] The borough has collaborated with HEA to combine its utility infrastructure mapping with LIDAR vegetation mapping to determine where potential hazards exist adjacent to utility easements and right-of way corridors. These funds would allow: (1) the Borough to continue working with electric utility companies, as needed to identify the area where power lines and rights-of-way are susceptible to hazard trees; (2) to contact and enter into written authorization for removal of such hazard trees with the property owners; and (3) to administer contracts for mitigation efforts in a manner

The Alaska Department of Commerce, Community and Economic Development will provide the grant award with a five-year, project performance period ending June 30, 2017. Max Best, Director of Planning, shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN)
excerpt "Kenai Areawide (HD33-35) Only"

FINANCE DEPARTMENT	
ACCT # FUNDS VERIFIED	
Acct. No.	<u>262.21320.13445.49999</u>
Amount	<u>N/A</u>
By:	<u>pc</u>
Date:	<u>6/6/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
Commerce		Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
Commerce		Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
Commerce		Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
Commerce		Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
Commerce		Boys & Girls Club of the Kenai Peninsula - Kasilof After School Program	75,000	0	0	0	75,000
Commerce		Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
Commerce		Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
Commerce		Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
Commerce		Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
Commerce		Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
Trans		Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
Commerce		Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
Labor		Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
NatRes		Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
Commerce		Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
Trans		Greer Road Surfacing	150,000	0	0	0	150,000
Commerce		Halibut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
Trans		Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
Commerce		Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
Commerce		Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
Commerce		Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
Commerce		Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
Commerce		Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
Commerce		Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
Univ		Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
Commerce		Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
Commerce		Kachemak Shellfish Mariculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
Commerce		Kasilof Regional Historical Association - Community of Kasilof - Cabin Restoration	38,000	0	0	0	38,000
Trans		Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
Commerce		Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
Commerce		Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
EnvCon		Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
Correct		Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
M&VA	Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
Commerce	Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
Commerce	Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
Commerce	Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Classroom ITouch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
Commerce	Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
Commerce	Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
Commerce	Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
Commerce	Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
Commerce	Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
Commerce	Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
Commerce	Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
Commerce	Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
Commerce	Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
Commerce	Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
Commerce	Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
Commerce	Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
Commerce	Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
H&SS	Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
FishGm	Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
Commerce	Kenaitze Indian Tribe - Denaina Health and Wellness Center	15,000,000	0	0	0	15,000,000
Commerce	Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
NatRes	Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
Labor	Marine Simulator Software	39,000	0	0	0	39,000
Commerce	Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
Commerce	Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
Commerce	Ninilchik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
Commerce	Ninilchik Senior Citizens, Inc. - Ninilchik Senior Center Improvements	24,800	0	0	0	24,800
Commerce	North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
NatRes	Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
Commerce	Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Trans	Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce	Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
EnvCon	Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Trans	Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Trans	Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGm	Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Trans	Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce	Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce	Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce	Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon	Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce	Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce	Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf	Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce	Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce	Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans	Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans	Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor	Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGm	Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-14**

**AN ORDINANCE ACCEPTING AND APPROPRIATING \$8,050,000 FROM THE
STATE OF ALASKA ON BEHALF OF THE ROAD SERVICE AREA FOR CAPITAL
IMPROVEMENT PROJECTS**

1 **WHEREAS,** the Road Service Area (RSA) requested funding for road improvement projects in
2 the Borough’s 2012 legislative priorities; and

3 **WHEREAS,** Senate Bill 160, which appropriated funding to the Borough for road
4 improvements, was passed by the State Legislature and signed by the Governor
5 on May 14, 2012; and

6 **WHEREAS,** the Alaska Department of Commerce, Community and Economic Development
7 (“DCCED”) will provide two grant awards in the total amount of \$8,050,000 to
8 the Borough on behalf of the road service area for road improvement projects; and

9 **WHEREAS,** at its regular meeting on June 12, 2012, the RSA board considered RSA
10 Resolution 2012-06 and recommended _____;

11 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
12 **PENINSULA BOROUGH:**

13 **SECTION 1.** That the mayor is authorized to accept, on behalf of the Road Service Area, grants
14 from the Alaska Department of Commerce, Community and Economic
15 Development in the total amount of \$8,050,000 for road improvements, and is
16 authorized to execute grant agreements and any other documents deemed
17 necessary to accept and expend the grants and to fulfill the intents and purposes of
18 this ordinance.

1 **SECTION 2.** That grant funds are appropriated to the following accounts:

2 \$8,000,000 - 434.33950.13614.49999 for KPB Road Projects

3 \$50,000 - 434.33950.13224.49999 for Fox River Basargin Rd.

4 **SECTION 3.** That due to the length and nature of this project, the appropriations established
5 through this ordinance shall not lapse at the end of any particular fiscal year.

6 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

7 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
8 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Roads Service Area

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

MIKE NAVARRE
BOROUGH MAYOR

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *CChapman*
Brenda Ahlberg, Community & Fiscal Projects Manager *BA*

FROM: Doug Schoessler, Roads Director *DS*

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19-14, accepting and appropriating \$8,050,000 from the State of Alaska on behalf of the Road Service Area for Capital Improvement Projects

The Road Service Area (RSA) submitted a request for legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget. Senate Bill 160 was passed by the State Legislature and signed by Governor Parnell on May 14, 2012. Two appropriations were awarded for road service area projects: (1) \$8,000,000 for roads in need of improvements, and (2) \$50,000 for Basargin Road improvements located in the Fox River area, as listed in the "2012 State Funding Priorities" binder.

The RSA board will consider a motion recommending acceptance of the grants at its regular board meeting on June 12, 2012. The Alaska Department of Commerce, Community and Economic Development will provide the grant awards with a five-year project performance period ending June 30, 2017. Doug Schoessler, RSA Director, shall provide grant oversight and project completion.

Attachments: Alaska Act HCS CSSB 160(FIN)
excerpt "Kenai Areawide (HD33-35) Only,"

FINANCE DEPARTMENT	
ACCT # FUNDS VERIFIED	
Acct. No.	<u>434.33950.13614.49999</u> <u>434.33590.13224.49999</u>
Amount	<u>N/A</u>
By: <u>ae</u>	Date: <u>6/7/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	Commerce	Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
	Commerce	Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
	Commerce	Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
	Commerce	Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
	Commerce	Boys & Girls Club of the Kenai Peninsula - Kasilof After School Program	75,000	0	0	0	75,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
	Commerce	Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
	Commerce	Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
	Trans	Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
	Commerce	Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
	Labor	Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
	NatRes	Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
	Commerce	Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
	Trans	Greer Road Surfacing	150,000	0	0	0	150,000
	Commerce	Halibut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
	Trans	Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
	Commerce	Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
	Commerce	Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
	Commerce	Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
	Commerce	Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
	Commerce	Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
	Commerce	Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
	Univ	Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
	Commerce	Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
	Commerce	Kachemak Shellfish Mariculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
	Commerce	Kasilof Regional Historical Association - Community of Kasilof - Cabin Restoration	38,000	0	0	0	38,000
	Trans	Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
	Commerce	Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
	Commerce	Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
	EnvCon	Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
	Correct	Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
M&VA	Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
Commerce	Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
Commerce	Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
Commerce	Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Classroom ITouch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
Commerce	Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
Commerce	Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
Commerce	Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
Commerce	Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
Commerce	Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
Commerce	Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
Commerce	Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
Commerce	Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
Commerce	Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
Commerce	Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
Commerce	Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
Commerce	Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
Commerce	Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
H&SS	Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
FishGim	Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
Commerce	Kenaize Indian Tribe - Denatina Health and Wellness Center	15,000,000	0	0	0	15,000,000
Commerce	Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
NatRes	Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
Labor	Marine Simulator Software	39,000	0	0	0	39,000
Commerce	Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
Commerce	Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
Commerce	Niinichik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
Commerce	Niinichik Senior Citizens, Inc. - Niinichik Senior Center Improvements	24,800	0	0	0	24,800
Commerce	North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
NatRes	Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
Commerce	Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Trans	Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce	Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
EnvCon	Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Trans	Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Trans	Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGm	Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Trans	Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce	Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce	Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce	Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon	Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce	Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce	Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf	Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce	Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce	Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans	Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans	Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor	Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGm	Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:		103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

Introduced by: Mayor
Date: 06/19/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-16**

**AN ORDINANCE APPROVING THE ACQUISITION OF REAL PROPERTY ALONG
SALMON CREEK FOR FLOOD MITIGATION AND APPROPRIATING \$27,700 FROM
SEWARD BEAR CREEK FLOOD SERVICE AREA FOR THE ACQUISITION OF
FOUR PARCELS AND APPROVING A CONTRIBUTION FROM THE
CONSERVATION FUND FOR THE ACQUISITION OF FIVE ADDITIONAL PARCELS
ALONG SALMON CREEK**

1 **WHEREAS**, the Seward-Bear Creek Flood Service Area (SBCFSA) has identified nine parcels
2 totaling 150.44 acres of land under common ownership which are important to flood
3 mitigation; and

4 **WHEREAS**, at its October 3, 2011, meeting the SBCFSA board unanimously recommended the
5 purchase of property owned by James Stewart for flood mitigation purposes; and

6 **WHEREAS**, discussions with the Army Corp of Engineers unveiled that compensatory wetland
7 mitigation funds, known as in-lieu fees, may be available for this project through The
8 Conservation Fund; and

9 **WHEREAS**, The Conservation Fund, a non-profit corporation organized for scientific, charitable
10 and educational purposes, is willing to purchase and contribute to the Borough the
11 remaining 5 parcels, subject to the requirement that the 5 parcels are protected by
12 deed restriction for wetland habitat protection purposes; and

13 **WHEREAS**, at its June ____, 2012, meeting the SBCFSA board considered this ordinance and
14 recommended _____; and

1 **WHEREAS**, the Kenai Peninsula Borough Planning Commission at its regular scheduled meeting
2 of July 16, 2012, recommended _____;

3 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
4 **PENINSULA BOROUGH:**

5 **SECTION 1.** That the purchase and acceptance of the following described real property on
6 behalf of the Seward-Bear Creek Flood Service Area (SBCFSA) is in the best
7 interest of the Borough:

8 Lots 1 through 12, Block 1; Lots 2 through 5, Block 3; and Lots 12 through 19, Block
9 4 of The STEWART SUBDIVISION, according to the official plat thereof, filed
10 under Plat Number S-11, records of the Seward Recording District, Third Judicial
11 District, State of Alaska,

12 EXCEPTING THEREFROM that portion of Lot 5, Block 3 and those portions of
13 Lots 18 and 19, Block 4 acquired by the State of Alaska for Nash Road by
14 Declaration of Taking recorded January 25, 1971 in Book 50 at Page 186;

15 AND

16 That portion of the West One-half (W½) of the West One-half (W½) of Section 26,
17 Township 1 North, Range 1 West, Seward Meridian, records of the Seward
18 Recording District, Third Judicial District, State of Alaska, more particularly
19 described as follows:

20 All of that land lying in that certain 940 foot strip of land constituting the remainder
21 of the West One-half (W½) of the West One-half (W½) of said Section, lying west of
22 the Stewart Subdivision, Plat S-11, and lying North and West of the Alaska Railroad
23 Right- of-way, and which is East of the center line of Clear Creek or its projection
24 thereof into Salmon Creek;

1 EXCEPTING THEREFROM that portion conveyed to MARY ANN BALMAT, by
2 Warranty Deed recorded October 24, 1951 in Book 15 at Page 295;

3 FURTHER EXCEPTING THEREFROM the BOGARD SUBDIVISION, according
4 to Plat S-89, Seward Recording District, Third Judicial District, State of Alaska; and

5 FURTHER EXCEPTING THEREFROM Lot 29A and Tract L-1, FOLZ
6 SUBDIVISION, CONANT REPLAT, according to Plat 2003-5, Seward Recording
7 District, Third Judicial District, State of Alaska.

8 **SECTION 2.** That this acquisition is for the purpose of wetland preservation and flood mitigation.

9 **SECTION 3.** That the proposed classification of this land is government.

10 **SECTION 4.** That the terms and conditions substantially in the form of the Purchase Agreement
11 accompanying this ordinance are hereby approved.

12 **SECTION 5.** That \$27,700 is appropriated from SBCFSA fund balance 259.00000.00000.27910
13 into account 259.21212.00000.48610 for the purpose of this acquisition.

14 **SECTION 6.** The land acquired by Kenai Peninsula Borough on behalf of the SBCFSA is as
15 follows:

Parcel ID	Acres	Purchase Price	Funding Source
14412037	4.10	\$2,300	SBCFSA
14412038	3.00	\$1,900	SBCFSA
14412019	2.50	\$12,700	SBCFSA
14403014	53.00	\$10,200	SBCFSA
Est. Closing Cost	N/A	\$600	SBCFSA
TOTAL	62.6	\$27,700	

1 **SECTION 7.** The land being accepted from The Conservation Fund (TCF) is as follows:

Parcel ID	Acres	Donated Value	Funding Source
14411002	8.19	\$25,400	TCF
14411001	35.78	\$43,000	TCF
14412018	33.93	\$89,600	TCF
14412035	4.97	\$37,800	TCF
14412036	4.97	\$18,300	TCF
Est. Closing Cost	N/A	\$1,600	TCF
TOTAL	87.84	\$215,700	

2 **SECTION 8.** That the mayor is authorized to execute the purchase agreement substantially in the
3 form of the one accompanying this ordinance, and any and all documents necessary
4 to effectuate this ordinance and accept the land donated by The Conservation Fund.

5 **SECTION 9.** This ordinance shall take effect immediately upon enactment.

6 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS * DAY**
7 **OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Planning Department • Land Management Division
144 North Binkley Street • Soldotna, Alaska 99669-7520
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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Kenai Peninsula Borough Assembly Members

THRU: Mike Navarre, Mayor *M.N.*
Max Best, Planning Director *MB*
Marcus Mueller, Land Management Officer *M.M.*

FROM: Keith Snarey, Land Management Agent *KS*

DATE: July 20, 2012

SUBJECT: Proposed Amendment: Ordinance 2012-19-16 Approving the acquisition of real property for flood mitigation and appropriating \$27,700 from Seward Bear Creek Flood Service Area for the acquisition of four parcels and approving contributions from The Conservation Fund for the acquisition of five additional parcels

Ordinance 2012-19-16 requires modification as follows:

Amend the fifth Whereas by filling in the blank to read as follows:

WHEREAS, at its June 18, 2012, meeting the SBCFSA board considered this ordinance and recommended approval; and

Your consideration of these amendments is appreciated.

Encl.
SBCFSA meeting minutes

SEWARD/ BEAR CREEK FLOOD SERVICE AREA

Regular Board Meeting Minutes

June 18, 2012

Vice Chairman Stauffer asked for Mr. Mahalak's thought on this email.

Dan Mahalak stated the work is warranted. Looking at the stream gauges, Grouse Creek is about bank full right now with a relatively low runoff, which indicates there is a lot of sediment just downstream from the Old Mill subdivision and it could use some dredging.

I. PERMITS FOR REVIEW (8:35) None.

J. UNFINISHED BUSINESS (8:45)

1. Recommendation on Ordinance 2012-19- Approving The Acquisition of Four Parcels of Real Property Along Salmon Creek for Flood Mitigation and Appropriating \$27,700 From Seward Bear Creek Flood Service Area and Accepting A Contribution From The Conservation Fund of Five Parcels of Real Property Along Salmon Creek

Chairman Williamson called for a staff report on this item.

Stephanie Presley, Service Area Coordinator reported

- a. The memo on page 7 from Keith Snarey, with KPB Land Management provides explanation on this land acquisition project. In October, this board identified 18 parcels to acquire along Salmon Creek for flood mitigation and removal from potential development. A request was placed on the 2012 Capital Project Priorities list. Nine of those parcels were owned by the Stewart Family. The opportunity to partner with The Conservation Fund to use in-lieu fee monies from the US Army Corps of Engineers for compensatory mitigation was presented to the board. This project will use \$215,700 from The Conservation Fund to purchase five parcels, and will appropriate \$27,700 from the service area fund balance to purchase the other four parcels.
- b. KPB Land Management has completed the purchase agreement with the four property owners from the Stewart family. As shown on the map on page 26, the four parcels highlighted in yellow will have no restriction. The five parcels in black will have a deed restriction.
- c. This ordinance will be introduced to the Assembly tomorrow. The hearing will be August 7th.

Chairman Williamson called for a motion for board recommendation.

MOTION TO RECOMMEND APPROVAL OF THIS ORDINANCE: Morgan moved to recommend approval of this ordinance. White seconded.

Chairman Williamson called for discussion on this motion.

VOTE ON MOTION: Unanimous.



KENAI PENINSULA BOROUGH

PLANNING DEPARTMENT

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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Kenai Peninsula Borough Assembly Members

THRU: ^{P.O.} _{for} Mike Navarre, Borough Mayor

FROM: ^{MB} Max Best, Planning Director

DATE: July 19, 2012

SUBJECT: Ordinance 2012-19-16; Approving the acquisition of real property along Salmon Creek for flood mitigation and appropriating \$27,700 from Seward Bear Creek Flood Service Area for the acquisition of four parcels and approving contributions from The Conservation Fund for the acquisition of five additional parcels

The Planning Commission reviewed the subject Ordinance during their regularly scheduled July 16, 2012 meeting. A motion passed by unanimous consent to recommend approval of the ordinance.

In the ordinance, please make the following amendment to the last WHEREAS:

WHEREAS, the KPB Planning Commission at its regularly scheduled meeting of July 16, 2012, recommended approval by unanimous consent.

Attached are the unapproved minutes of the subject portion of the meeting.

AGENDA ITEM F. PUBLIC HEARINGS

2. Ordinance 2012-19-16; Approving the acquisition of real property along Salmon Creek for flood mitigation and appropriating \$27,700 from Seward Bear Creek Flood Service Area for the acquisition of four parcels and approving contributions from The Conservation Fund for the acquisition of five additional parcels

Memorandum reviewed by Marcus Mueller

PC Meeting: 7/16/12

The Seward Bear Creek Flood Service Area (SBCFSA) has identified nine parcels of land in common ownership to acquire for the purposes of flood mitigation. Land Management has negotiated a Purchase Agreement for these parcels at their assessed values.

The SBCFSA board at its October 3, 2011 meeting unanimously passed a motion recommending spending up to \$30,000 to purchase property along Salmon Creek. Subsequent discussions with the Army Corp of Engineers unveiled additional monies, known as in-lieu fee monies for wetland mitigation that is available through The Conservation Fund. The property owners were contacted and an offer was made at the assessed value for all nine properties for a total of \$241,000. The Conservation Fund, which is a non-profit organization, will contribute \$215,700 to purchase an additional five parcels with SBCFSA contributing \$27,700 towards this project. These parcels will have restrictions that ensure the protection of wetland habitat. The four parcels purchased with SBCFSA funds will have an unrestricted title.

The ordinance appropriates \$27,700 from the SBCFSA for this acquisition and approves the purchase of four parcels with SBCFSA funds and five parcels to be purchased with The Conservation Fund's in-lieu fee monies. Consideration of this ordinance is appreciated

END OF MEMORANDUM

Chairman Bryson opened the meeting for public comment. Seeing and hearing no one wishing to speak, Chairman Bryson closed the public comment period and opened discussion among the Commission.

MOTION: Commissioner Carluccio moved, seconded by Commissioner Ecklund to recommend approval of KPB Ordinance 2012-19-16; an ordinance approving the acquisition of real property along Salmon Creek for Flood Mitigation and appropriating \$27,700 from Seward Bear Creek Flood Service Area for the acquisition of four parcels and approving a contribution from the Conservation Fund for the acquisition of five additional parcels along Salmon Creek.

Commissioner Ecklund asked if there was a topography map available of the area. Mr. Mueller replied that he does not have a topography map available on hand but could produce one. He stated they have inspected the properties and found that those areas that are treed are subject to inundation. There is minimal potential for those properties being a building site. The restrictive deeds placed on those properties would prevent them from having any development use.

Commissioner Holsten asked what the total cost would be to the Borough taxpayers. She asked if the Borough would end up owning these properties. Mr. Mueller replied that the purchase agreement authorizes up to \$2,500 for closing costs however it should come in at about \$1,500. He stated that the Borough will own all the properties.

Commissioner Tauriainen asked if there were restrictive deeds on the properties now. Mr. Mueller replied that the properties purchased from The Conservation Fund will have deed language similar to the language used when working with the USDA and RCS in the Old Mill Subdivision buyout project. Commissioner Tauriainen asked if the restriction would be put on the properties as they are purchased. Mr. Mueller replied that was correct.

Commissioner Tauriainen asked about the property that appears to get inundated with flooding. He wanted to make sure they wouldn't be buying property that they don't need to buy. Mr. Mueller replied that all properties are subject to flooding. The flood data that they have shows coverage across all the parcels from previous

floods.

Commissioner Foster asked if all the property to the south of Nash Rd was in a flooded area. Mr. Mueller replied yes, everything that was not built up on developed pads was wet.

There being no further comments or questions, the commission proceeded to vote.

VOTE: The motion passed by unanimous consent.

BRYSON YES	CARLUCCIO YES	COLLINS YES	ECKLUND YES	FOSTER YES	GROSS YES	HOLSTEN YES
ISHAM YES	LOCKWOOD YES	MARTIN YES	RUFFNER YES	TAURIAINEN YES		12 YES

AGENDA ITEM F. PUBLIC HEARINGS

- 3. Resolution 2012-____ Authorizing the Lease of Real Property Located at 3800 Sterling Highway in the Diamond Ridge Area for a Temporary Kachemak Emergency Services Fire Station Facility

Memorandum reviewed by Marcus Mueller

PC Meeting: 7/16/12

Kachemak Emergency Service Area (KESA) has a need for housing fire apparatus until the proposed Diamond Ridge Fire Station is complete. Currently this is projected to be 16-18 months.

KESA has identified a suitable facility that can be leased on the Sterling Highway. KESA believes that this location will provide for proper emergency response in the western portion of the service area. The property contains a 2,400 square foot Quonset style garage facility with parking pad ingress/ egress. The building has been inspected by KESA personnel and determined to be readily suitable for fire station purposes. A one-year lease followed by a month to month until terminated has been negotiated with the owner of the property by KESA. The rental cost in the lease would be \$,1,500 per month.

The resolution would authorize the lease of certain real property from Daniel Stanislaw for fire station purposes on behalf of KESA. Consideration is appreciated.

END OF MEMORANDUM

Chairman Bryson opened the meeting for public comment. Seeing and hearing no one wishing to speak, Chairman Bryson closed the public comment period and opened discussion among the Commission.

MOTION: Commissioner Gross moved, seconded by Commissioner Carluccio to recommend approval of Resolution 2012-____; Authorizing the Lease of Real Property Located at 3800 Sterling Highway in the Diamond Ridge Area for a Temporary Kachemak Emergency Services Fire Station Facility

Commissioner Ecklund expressed concern regarding the site triangles on entrance to the highway. Mr. Mueller replied that the curve was looked at with the ingress and egress being on the inside bend of the Sterling Highway. The Fire Chief has spoken with DOT who has offered to install lighted flashing signs at this location to assist with the safety of ingress and egress. Commissioner Ecklund asked if the signs would be lighted and flashed only at a certain times or all the time. Mr. Mueller replied he was not sure but assumed that it would probably be similar to the sign that is posted in Seward near the Bear Creek Fire Station.

Commissioner Tauriainen asked if this falls in the regular rents of the area. Mr. Mueller replied that \$1,500 per month is what KES was currently paying their Ruth Way location. That location does not house all their apparatus so this provides an operational advantage to them at the same cost.

Commissioner Holsten asked if the rental cost includes utilities. Mr. Mueller replied that the rental cost would include snow removal and maintenance but utilities would be separately metered.



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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Kenai Peninsula Borough Assembly Members

THRU: Mike Navarre, Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
Max Best, Director of Planning *MB*
Marcus Mueller, Land Management Officer *MM*

FROM: *KS* Keith Snarey, Land Management Agent

DATE: June 7, 2012

SUBJECT: Ordinance 2012-19-16, Approving the acquisition of real property along Salmon Creek for flood mitigation and appropriating \$27,700 from Seward Bear Creek Flood Service Area for the acquisition of four parcels and approving contributions from The Conservation Fund for the acquisition of five additional parcels

The Seward Bear Creek Flood Service Area (SBCFSA) has identified nine parcels of land in common ownership to acquire for the purposes of flood mitigation. Land Management has negotiated a Purchase Agreement for these parcels at their assessed values.

The SBCFSA board at its October 3, 2011 meeting unanimously passed a motion recommending spending up to \$30,000 to purchase property along Salmon Creek. Subsequent discussions with the Army Corp of Engineers unveiled additional monies, known as in-lieu fee monies, that are available through The Conservation Fund. The Conservation Fund, which is a non-profit organization, will contribute \$215,700 to purchase an additional five parcels. These parcels will have restrictions that ensure the protection of wetland habitat. The four parcels purchased with SBCFSA funds will have an unrestricted title.

The attached ordinance appropriates \$27,700 from the SBCFSA for this acquisition and approves the purchase of four parcels with SBCFSA funds and five parcels to be purchased with The Conservation Fund's in-lieu fee monies. Your consideration of this ordinance is appreciated.

FINANCE DEPARTMENT FUNDS VERIFIED \$	
Acct. No.	<u>259.00000.00000.27910</u>
Amount	<u>\$ 27,700</u>
By:	<u><i>C Chapman</i></u> Date: <u>6/7/2012</u>

PURCHASE AGREEMENT

This Purchase Agreement ("Agreement") is effective on this _____ day of _____, 2012, by and between JAMES A. STEWART, whose address is PO BOX 124, San Ramon, CA 94583; MARGUERITE STEWART, Trustee of the 1985 Stewart Family Trust, whose address is 11821 Gothic Ave., Granada Hills, CA 91344; DIANNE A. PITTS, whose address is 21044 Four Wheel Drive, Chugiak, AK 99567-5670; and SUZANNE C. CRADY, who acquired title as SUZANNE C. CHAVEZ, whose address is PO BOX 1938, Orofino, ID 83544-1938, hereinafter collectively referred to as "SELLER", and the KENAI PENINSULA BOROUGH, an Alaska municipal corporation, whose address is 144 North Binkley Street, Soldotna, Alaska 99669, hereinafter referred to as "KPB".

WHEREAS, SELLER is the owner of certain real properties located in the Seward Recording District, Third Judicial District, State of Alaska, collectively referred to as the "Property", and more particularly described as follows:

Lots 1 through 12, Block 1; Lots 2 through 5, Block 3; and Lots 12 through 19, Block 4 of the STEWART SUBDIVISION, according to the official plat thereof, filed under Plat Number S-11, records of the Seward Recording District, Third Judicial District, State of Alaska,

EXCEPTING THEREFROM that portion of Lot 5, Block 3 and those portions of Lots 18 and 19, Block 4 acquired by the State of Alaska for Nash Road by Declaration of Taking recorded January 25, 1971 in Book 50 at Page 186;

AND

That portion of the West One-half ($W\frac{1}{2}$) of the West One-half ($W\frac{1}{2}$) of Section 26, Township 1 North, Range 1 West, Seward Meridian, records of the Seward Recording District, Third Judicial District, State of Alaska, more particularly described as follows:

All of that land lying in that certain 940 foot strip of land constituting the remainder of the West One-half ($W\frac{1}{2}$) of the West One-half ($W\frac{1}{2}$) of said Section, lying west of the Stewart Subdivision, Plat S-11, and lying North and West of the Alaska Railroad Right-of-way, and which is East of the center line of Clear Creek or its projection thereof into Salmon Creek;

EXCEPTING THEREFROM that portion conveyed to MARY ANN BALMAT, by Warranty Deed recorded October 24, 1951 in Book 15 at Page 295;

FURTHER EXCEPTING THEREFROM the BOGARD SUBDIVISION, according to Plat S-89, Seward Recording District, Third Judicial District, State of Alaska; and.

FURTHER EXCEPTING THEREFROM Lot 29A and Tract L-1, FOLZ SUBDIVISION, CONANT REPLAT, according to Plat 2003-5, Seward Recording District, Third Judicial District, State of Alaska;

as shown in Exhibit A as attached hereto and incorporated by reference herein.

WHEREAS, subject to Assembly authorization and appropriation of funds, KPB has offered to buy and SELLER is willing to sell the Property as evidenced by this Agreement;

NOW THEREFORE, in consideration of the promises herein contained, SELLER hereby agrees to sell to KPB and KPB hereby agrees to buy from SELLER the Property on the terms and conditions as set forth below:

1. PURCHASE PRICE

The purchase price of the Property is Two Hundred Forty One Thousand Two Hundred Dollars and NO cents (\$241,200.00). The purchase price shall be paid by KPB at time of closing. The purchase of the Property and appropriation for the purchase are subject to borough assembly approval.

2. TITLE

Title shall be delivered at time of closing by Warranty Deed, which shall be issued to KPB substantially in the form of exhibits B&C attached hereto and incorporated by reference herein. SELLER warrants and covenants that at the time of closing there shall be no liens or judgments recorded against SELLER in the same recording district in which the Property subject to this Agreement is situated. Title shall be clear of liens and encumbrances except title is subject to reservations, easements, rights-of-way, covenants, conditions and restrictions of record.

3. ESCROW AND CLOSING COSTS

In addition to the purchase price, KPB agrees to pay for one-half closing costs in connection with this Agreement, including without limitation all escrow fees, title insurance charges, recording fees and bank charges up to \$2,500. Property taxes will be prorated. All costs will be paid in full at the time of closing.

4. CLOSING

Unless otherwise agreed in writing, closing will occur within 90 days of execution of the Purchase Agreement. At closing, KPB will pay the balance of the purchase price. Both parties will execute all documents required to complete the Purchase Agreement and, if applicable, establish an escrow account.

5. POSSESSION

Possession shall be delivered to KPB at time of recording.

6. KENAI PENINSULA BOROUGH ASSEMBLY APPROVAL

Purchase of the Property by the Kenai Peninsula Borough is subject to authorization by the Kenai Peninsula Borough Assembly and appropriation of funds. If the Kenai Peninsula Borough Assembly fails to authorize the purchase of the subject land and appropriate funds, this Agreement shall be terminated without penalty.

7. HAZARDOUS MATERIAL

SELLER covenants, to the best of SELLER'S knowledge, that as of the date of this Agreement, except as specifically identified herein, the Property is free of all contamination from petroleum products or any hazardous substance or hazardous waste, as defined by applicable state or federal law, and there are no underground storage tanks or associated piping on the Property. SELLER agrees that no hazardous substances or wastes shall be located on or stored on the Property or any adjacent property by SELLER, owner or contractors, nor shall any such substance be owned, stored, used, or disposed of on the Property or any adjacent property by SELLER, its agents, employees, contractors, or invitee's prior to KPB'S ownership, possession, or control of the Property.

8. INSPECTION

SELLER hereby authorizes KPB its contractor or Agent to enter the Property for the purpose of conducting physical inspection of the Property which may include digging holes provided that the Property is returned to its original condition.

9. ENTIRE AGREEMENT

This Agreement and the documents referred to herein contain the entire agreement of the parties with respect to the subject matter hereof. Any changes, additions or deletions hereto must be made in writing and signed by both KPB and SELLER or their respective successors in interest. Provisions of this

Agreement, unless inapplicable on their face, shall be covenants constituting term and conditions of the sale and shall continue in full force and effect until the purchase price is paid in full or this Agreement is earlier terminated.

10. BREACH REMEDY

Prior to Closing of the sale, in the event that KPB or SELLER fails to make any payment required or fails to submit or execute any and all documents and papers necessary for closing and transfer of title within the time period specified in this Agreement, either SELLER or KPB may terminate this Agreement.

11. MISCELLANEOUS


- A. Time. Time is of the essence in performance of this Agreement.
- B. Cancellation. This Agreement, while in good standing, may be canceled in whole or in part, at any time, upon mutual written agreement by SELLER and the KPB mayor. This Agreement is subject to cancellation in whole or in part if improperly issued through error in procedure or with respect to material facts.
- C. Notice. Any notice or demand, which under the terms of this Agreement or under any statute must be given or made by the parties hereto, shall be in writing and be given or made by registered or certified mail, addressed to the their party at the address shown in this Agreement. However, either party may designate in writing such other address to which such notice of demand shall thereafter be so given, made or mailed. A notice given hereunder shall be deemed received when deposited in a U.S. general or branch post office by the addresser.
- D. Interpretation. This Agreement shall be deemed to have been jointly drafted by both parties. It shall be construed according to the fair intent of the language as a whole, not for or against any party. The interpretation and enforcement of this Agreement shall be governed by the laws of the State of Alaska. The titles of sections in this Agreement are not be to construed as limitations of definitions but are for identification purposes only.

This Agreement has been executed by the parties effective on the day and year first above written.

///

///

SELLER:


James A. Stewart

Dated: 5-10-12

NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
CONTRA COSTA COUNTY)

On 5/10/2012 2012, before me, B.M. PATEL, a notary public, personally appeared James A. Stewart, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal Above

Signature 
Signature of Notary Public

SELLER:

Marguerite Stewart
Marguerite Stewart as Trustee of the 1985
Stewart Family Trust

Dated: May 3 2012

NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss.
LOS ANGELES COUNTY)

PURCHASE AGREEMENT

On 05/03/ 2012, before me, Micah Holland, a notary public, personally appeared Marguerite Stewart, ~~Trustee of the 1985 Stewart Family Trust~~, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.


WITNESS my hand and official seal.



Place Notary Seal Above

Signature Micah Holland
Signature of Notary Public

SELLER:



Dianne A. Pitts

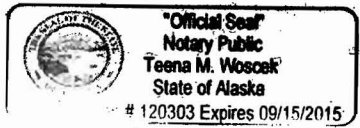
Dated: May 1, 2012


NOTARY ACKNOWLEDGMENT

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

THIS IS TO CERTIFY that before me, the undersigned Notary Public for Alaska, duly commissioned and sworn as such, personally appeared Dianne A. Pitts, to me known to be the individual named herein and who executed the foregoing instrument, and acknowledged to me that she signed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF I have hereunto set my hand and official seal this
1st day of May 2012.





Notary Public in and for the State of Alaska
My commission expires: 09/15/2015

SELLER:

Suzanne C. Crady

Suzanne C. Crady who acquired title as Suzanne C. Chavez

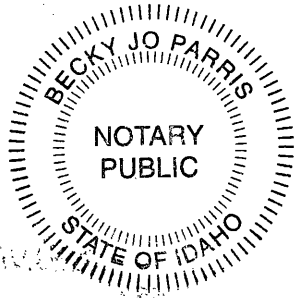
Dated: *May 2, 2012*

NOTARY ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
COUNTY OF CLEARWATER)

On this 2 day of May in the year 2012, before me, the undersigned Notary Public for Idaho, personally appeared Suzanne C. Crady, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as her free and voluntary act and deed for the uses and purposes therein mentioned.

IN WITNESS WHEREOF I have set my hand and affixed my official seal the day and year above first written.



Becky Jo Parris
Notary Public for the State of Idaho
My commission expires: 06/13/14

KENAI PENINSULA BOROUGH

Mike Navarre, Mayor

ATTEST:

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

Johni Blankenship,
Borough Clerk

Holly B. Montague,
Deputy Borough Attorney

NOTARY ACKNOWLEDGEMENT

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012, by Mike Navarre, Mayor of the Kenai Peninsula Borough, an Alaska municipal corporation, for and on behalf of the corporation.

Notary Public for the State of Alaska
My commission expires:_____

EXHIBIT A

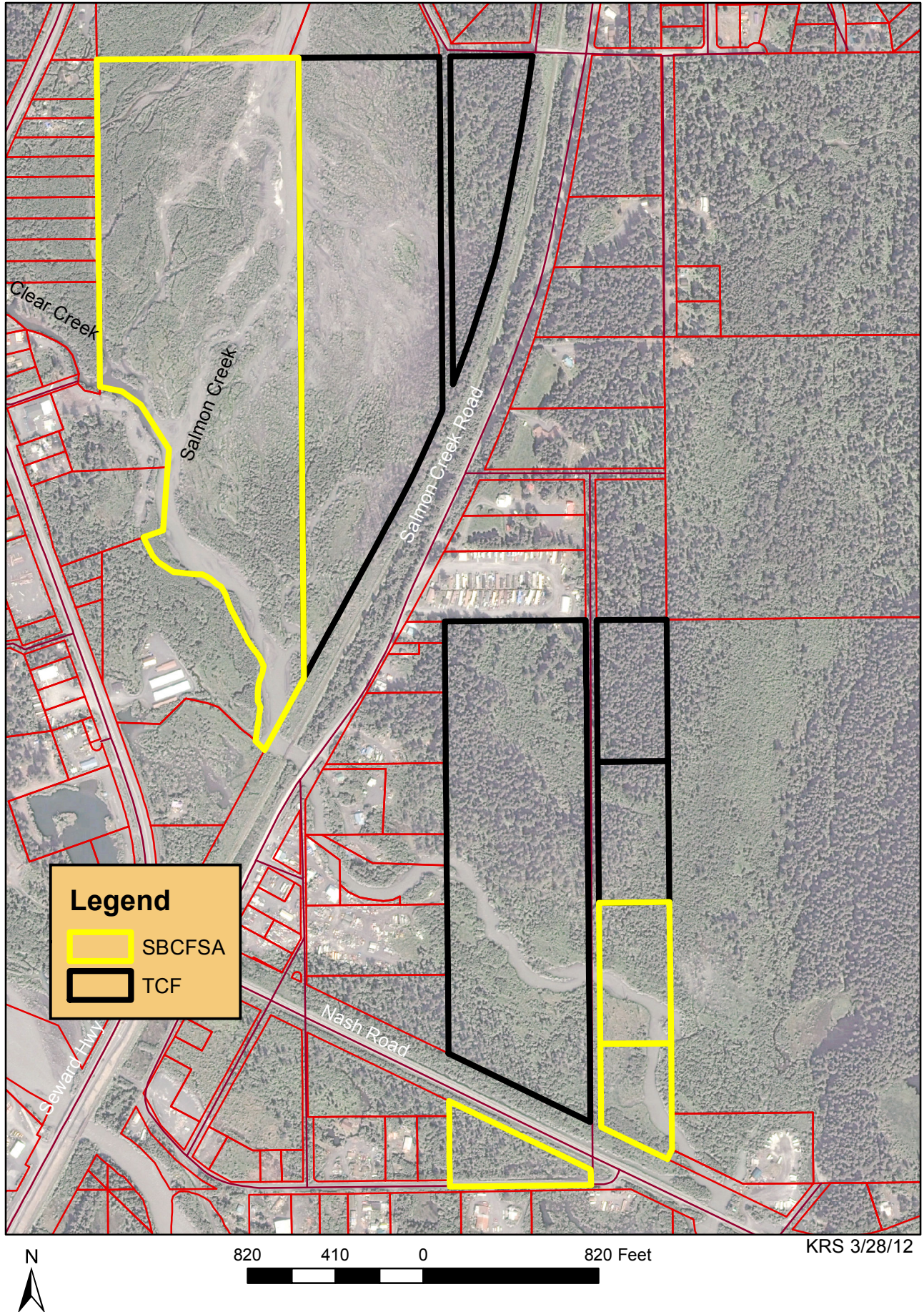


EXHIBIT B

LMD 10-46

WARRANTY DEED

The GRANTOR, JAMES A. STEWART, a single person, whose address is PO BOX 124, San Ramon, CA 94583; MARGUERITE STEWART, Trustee of the 1985 Stewart Family Trust, whose address is 11821 Gothic Ave., Grenada Hills, CA 91344; DIANNE A. PITTS, whose address is 21044 Four Wheel Dr., Chugiak, AK 99567-5670; and SUZANNE C. CHAVEZ, whose address is PO BOX 1938, Orofino, ID 83544-1938, ("GRANTOR") for ten dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, and pursuant to Assembly Ordinance 2012-___ conveys and warrants unto the GRANTEE, KENAI PENINSULA BOROUGH, ("KPB"), an Alaska municipal corporation, whose address is 144 North Binkley Street, Soldotna, Alaska 99669 the following described real Property:

That portion of the West one-half (W1/2) of the West one-half (W1/2) of Section 26, Township 1 North, Range 1 West, Seward Meridian, Records of the Seward Recording District, Third Judicial District, State of Alaska, more particularly described as follows:

All that land lying in the certain 940 foot strip of land constituting the remainder of the West One-half (W1/2) of the West One-half (1/2) of said Section, lying North of the Alaska Railroad Right of Way, lying East of Clear Creek and lying East of Salmon Creek where Clear Creek and Salmon Creek cojoin and become solely Salmon Creek;

EXCEPTING THEREFROM that portion within the boundaries of STEWART SUBDIVISION, Plat S-11;

FURTHER EXCEPTING THEREFROM that portion conveyed to MARY ANN BALMAT, by Warranty Deed Recorded October 25, 1951 in Book 15 at Page 295;

FURTHER EXCEPTING THEREFROM Lot 2, BOGARD SUBDIVISION, according to Plat S-89, Seward Recording District, Third Judicial District, State of Alaska; and

FURTHER EXCEPTING THEREFROM Lot 29A and Tract L-1, FOLZ SUBDIVISION, CONANT REPLAT, according to Plat 2003-5, Seward Recording District, Third Judicial District, State of Alaska.

Lots 4 and 5, Block 3 STEWART SUBDIVISION, according to the official plat thereof, filed under Plat Number S-11, Records of the Seward Recording District, Third Judicial District, State of Alaska,

Lying South of Nash Road Right-of-Way as described by the Declaration of Taking recorded January 25, 1971 in Book 50R at Page 186;

TOGETHER WITH all the improvements thereon, if any, and all rights of the Grantor to any and all hereditaments and appurtenances hereto, and

SUBJECT TO any taxes and assessments, exceptions, reservations, restrictions, rights of entry, conditions, covenants, easements, rights-of-way, encroachments either of record or ascertainable by physical inspection.

GRANTOR:

James A. Stewart

Dated: _____

NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of
_____, 2012, by James A. Stewart.

Notary Public for the State of California
My commission expires: _____

GRANTOR:

Marguerite Stewart as Trustee of the
Stewart Family Trust

Dated: _____

NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012, by Marguerite Stewart, Trustee of the Stewart Family Trust.

Notary Public for the State of California
My commission expires: _____

GRANTOR:

Dianne A. Pitts

Dated: _____

NOTARY ACKNOWLEDGMENT

STATE OF ALASKA)
) ss
THIRD JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012, by Dianne A. Pitts

Notary Public in and for Alaska
My commission expires: _____

GRANTOR:

Suzanne C. Chavez

Dated: _____

NOTARY ACKNOWLEDGMENT

STATE OF IDAHO)
) ss
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012, by Suzanne C. Chavez.

Notary Public for the State of Idaho
My commission expires: _____

ACCEPTANCE:

KENAI PENINSULA BOROUGH:

Mike Navarre, Mayor

ATTEST:

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

Johni Blankenship,
Borough Clerk

Holly B Montague,
Deputy Borough Attorney

NOTARY ACKNOWLEDGMENT

STATE OF ALASKA)
)ss.
THIRD JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012 by Mike Navarre, Mayor of the Kenai Peninsula Borough, an Alaska municipal corporation, for and on behalf of the corporation.

Notary Public in and for Alaska
My commission expires: _____

Please return to: Kenai Peninsula Borough
144 North Binkley Street
Soldotna, Alaska 99669

EXHIBIT C

LMD 10-46

WARRANTY DEED

The GRANTOR, JAMES A. STEWART, a single person, whose address is PO BOX 124, San Ramon, CA 94583; MARGUERITE STEWART, Trustee of the 1985 Stewart Family Trust, whose address is 11821 Gothic Ave., Grenada Hills, CA 91344; DIANNE A. PITTS, whose address is 21044 Four Wheel Dr., Chugiak, AK 99567-5670; and SUZANNE C. CHAVEZ, whose address is PO BOX 1938, Orofino, ID 83544-1938, ("GRANTOR") for ten dollars (\$10.00) and other good and valuable consideration, receipt of which is hereby acknowledged, and pursuant to Assembly Ordinance 2012-___ conveys and warrants unto the GRANTEE, KENAI PENINSULA BOROUGH, ("KPB"), an Alaska municipal corporation, whose address is 144 North Binkley Street, Soldotna, Alaska 99669 the following described real Property:

Lots 1 through 8, Block 1 STEWART SUBDIVISION, according to the official plat thereof, filed under Plat Number S-11, Records of the Seward Recording District, Third Judicial District, State of Alaska;

Lots 9 through 12, Block 1 STEWART SUBDIVISION, according to the official plat thereof, filed under Plat Number S-11, Records of the Seward Recording District, Third Judicial District, State of Alaska;

Lots 2 and 3, Block 3 STEWART SUBDIVISION, according to the official plat thereof, filed under Plat Number S-11, Records of the Seward Recording District, Third Judicial District, State of Alaska;

AND

Lots 12 through 19, Block 4 STEWART SUBDIVISION, according to the official plat thereof, filed under Plat Number S-11, Records of the Seward Recording District, Third Judicial District, State of Alaska,

Lying North of Nash Road Right-of-Way as described by the Declaration of Taking recorded January 25, 1971 in Book 50R at Page 186;

Hereinafter the "Property".

TOGETHER WITH all the improvements thereon, if any, and all rights of the Grantor to any and all hereditaments and appurtenances hereto, and

SUBJECT TO any taxes and assessments, exceptions, reservations, restrictions, rights of entry, conditions, covenants, easements, rights-of-way, encroachments either of record or ascertainable by physical inspection.

FURTHER SUBJECT TO the following deed restrictions:

GRANTEE declares the following restriction on its title which shall run with the land:

1. The conveyance is made for the purpose of protecting the Property in perpetuity as a wetland conservation area. The Property is intended to be protected in its natural condition for preservation of the surface resources, vegetative cover, habitat for fish and wildlife, and wetland, hydrologic and other water quality values of the Property.

2. The following listed activities are prohibited on the Property except as determined by the Grantee, its successors or assigns to be necessary for perpetuation of the intended use of the Property as a wetland conservation area.

(i) constructing or placing any buildings, structures or other fixtures on the land that are not necessary for protecting the Property as set forth in paragraph 1;

(ii) allowing any developmental uses of the Property, including extraction of any surface or subsurface resources for commercial purposes unless those uses are guaranteed by state and federal law;

(iii) removing, destroying or cutting trees, plants or vegetative cover unless done as a fish or wildlife enhancement project or flood mitigation project and provided it does not detract from the protection of this Property as a wetlands conservation area;

(iv) introducing fish, wildlife or plants that are not indigenous to the Kenai Peninsula, Alaska, including, but not limited to, the grazing of domestic animals;

(v) dumping, discharge or disposal of refuse, garbage, trash, including inoperative or abandoned vehicles, or any substances regulated under state or federal hazardous waste laws;

(vi) storage or warehousing of fuel, or radioactive, noxious, hazardous, toxic, or other waste materials and refuse.

3. Notwithstanding paragraphs 1 & 2 above, Grantee shall have the right to use, or contract for the use of the Property to access flooded or flood prone areas for the purpose of flood mitigation and response activities as required. This includes,

without limitation, moving gravel and other materials within the streambeds, provided there is no permanent stockpiling on the Property. Temporary stockpiling is only authorized during response to a flooding event, provided any stockpiled materials are removed from the Property as quickly as reasonably possible. Moving gravel within a braided stream bed that is part of the Property, where there is no vegetation, is authorized for flood mitigation and response activities.

GRANTOR:

James A. Stewart

Dated: _____

NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss
 COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012, by James A. Stewart.

Notary Public for the State of California
My commission expires: _____

GRANTOR:

Marguerite Stewart as Trustee of the
Stewart Family Trust

Dated: _____

NOTARY ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012, by Marguerite Stewart, Trustee of the Stewart Family Trust.

Notary Public for the State of California
My commission expires: _____

GRANTOR:

Dianne A. Pitts

Dated: _____

DRAFT

NOTARY ACKNOWLEDGMENT

STATE OF ALASKA)
) ss
THIRD JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012, by Dianne A. Pitts

Notary Public in and for Alaska
My commission expires: _____

GRANTOR:

Suzanne C. Chavez

Dated: _____

DRAFT

NOTARY ACKNOWLEDGMENT

STATE OF IDAHO)
) ss
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012, by Suzanne C. Chavez.

Notary Public for the State of Idaho
My commission expires: _____

ACCEPTANCE:

KENAI PENINSULA BOROUGH:

Mike Navarre, Mayor

ATTEST:

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

Johni Blankenship,
Borough Clerk

Holly B Montague,
Deputy Borough Attorney

NOTARY ACKNOWLEDGMENT

STATE OF ALASKA)
)ss.
THIRD JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this _____ day of _____, 2012 by Mike Navarre, Mayor of the Kenai Peninsula Borough, an Alaska municipal corporation, for and on behalf of the corporation.

Notary Public in and for Alaska
My commission expires: _____

Please return to: Kenai Peninsula Borough
 144 North Binkley Street
 Soldotna, Alaska 99669

THE CONSERVATION FUND

BRAD A. MEIKLEJOHN
ALASKA REPRESENTATIVE
2727 HILAND ROAD
EAGLE RIVER, ALASKA 99577
(907) 694-9060
BRADMEIKLEJOHN@AOL.COM

May 31, 2012

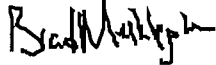
Keith Snarey
Land Management Agent
Kenai Peninsula Borough
144 North Binkley
Soldotna, Alaska 99669

RE: Commitment of Funds for Purchase of Lands in Seward

Dear Mr. Snarey,

This letter confirms the commitment of The Conservation Fund to provide \$215,700.00 to the Kenai Peninsula Borough for the purchase of lands at Salmon Creek in Seward, Alaska. These funds result from compensatory mitigation for impacts to wetlands and are to be used for the protection of high-value wetlands. The funds will be provided at closing to First American Title.

Sincerely,



Brad Meiklejohn
Alaska Representative



**Kenai Peninsula Borough
Seward/Bear Creek Flood Service Area**

302 Railway Ave, Suite 123, P.O. Box 1554

Seward, Alaska 99664

(907) 224-3340 (Fax) 224-5197

www.sewardbearcreekfloodservicearea.org

Memorandum

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor
Marcus Mueller, Land Management Officer

FROM: Bill Williamson, Chairman *Bill*

DATE: 24 May 2012

SUBJECT: Acquisition of Salmon Creek Parcels

At the October 3, 2011 regular board meeting for the Seward/Bear Creek Flood Service Area, a motion to purchase for \$30,000 property owned by James Stewart, et al. passed unanimously.

The Service Area submitted a request for the 2012 State Capital Improvement Projects for the acquisition of flood prone properties along Salmon Creek. This request included the nine parcels of land owned by James Stewart, et al. The Service Area was presented with an opportunity to partner with The Conservation Fund to acquire these properties with Section 404 Clean Water Act compensatory mitigation funds. This partnership will meet the Service Area goal of preventing future flood damage by prohibiting new development within the floodplain.

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122
MEETING MINUTES
3 October 2011**

A. CALL TO ORDER

The meeting was called to order at 7:00PM.

B. ROLL CALL

BOARD MEMBERS

Bill Williamson, Chairman
Bob White, Vice Chairman
Randy Stauffer
Matt Hall
John Eads

STAFF

Stephanie Presley
Service Area Coordinator

BOROUGH STAFF

Dan Mahalak, Water Resources Manager, KPB River Center

C. APPROVAL OF AGENDA

Chairman Bill Williamson called for approval of the agenda.

Vice Chairman Bob White moved to approve the agenda as written.

The motion was seconded and unanimously approved.

D. APPROVAL OF MINUTES

Meeting minutes from 9/26/11 not yet available.

E. REPORTS

• **Kenai Peninsula Borough**

Sue McClure, KPB Assembly Member reported Seward's Assistant City Manager has resigned. She does not know what the status of city involvement will be during the transition with city manager, assistant city manager and with the pending election. She has already talked to city council members about making one of the vacant board seats an "at large" seat to be filled by a resident of the city or the service area. She asked for a letter to the city council requesting one of the city seats be changed to an at large seat. She stated this was a good compromise. She stated she was happy the Borough came over to respond to the flooding and has heard reactions from residents complementing the borough with all the attention they have been paying to our area.

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

- **Dan Mahalak, Water Resources Manager, KPB River Center** stated he had nothing to report.

F. PUBLIC COMMENTS

Bob Valdatta stated his property out on Sawmill Creek upstream of Nash road flooded during the last rain. There was water in his house. A neighbor has removed gravel from upstream.

G. BOARD'S RESPONSE TO PUBLIC COMMENTS

Bill Williamson asked Dan Mahalak to go take a look to see what it will take to get a permit. No one should do anything until the current situation is done.

Randy Stauffer commented that the City of Seward should be kept as a permanent line item on the agenda under Reported to give a venue for the City to report. Added he agreed with Sue McClure's comment about creating an at large seat is a good compromise. He asked if the board needs to vote on creating a letter for Sue to take to the city council.

Bill Williamson stated the board has already taken action on this.

Mac Eads commented that we had just missed a flood. It was close, it was coming over the bank and running down the driveway. Thankfully the sun started to shine.

Matt Hall commented he was almost off the flood board, and was sad he got the call from Stephanie who promised cookies.

Bob White commented that Sawmill Creek was one of the pieces left out of the latest US Army Corps of Engineer's Planning Assistance to Stated Report. Mr. Valdatta is one of the dwellings at risk there. There is also a tipping point in Glacier Creek. It is important to keep maintenance in the upper reaches of Kwechak Creek to protect that area.

H. CORRESPONDENCE & PAYMENT REQUESTS

- **Borough Mayor Letter**
Stephanie Presley reported a letter from the Mayor was received the 26th.

Bill Williamson stated the letter was addressed to him. He has asked for a chance to speak to the mayor and the phone call has not been returned. As discussed last week, in an area out by Bear Creek, the water was messing with the tracks. The people where the water broke through behind their house called. There was a response from Bear Creek, and there was no immediate danger, but they did not see where the water

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

was going and where it was ending up at the lower end of the valley. Mr. Williamson went out to look and the water was underneath the rails on the railroad, so he called Mr. Dieckgraeff to put a 9 in to plug the hole, to braid the stream back to keep it from going down one channel. The neighbors had called Emergency Management and they had been told OEM would need up to five days before they could get a permit to come down to respond. Mr. Williamson made the judgment call to put the cat in. He did not call the River Center because he did not have time and had to get back to work. Two hours later, Mr. Bevington drove over and told him to get out of the creek, and they did. This is the consequence of not having a permit. The next page is an email John Mohorcich sent for the service area needs to do to make the calculations to get the right permit. The next page is a bill from Metco to do the work for \$1,275. He would like the board to approve payment, otherwise he will pay it himself.

- **Metco Payment**

Randy Stauffer asked if Mr. Williamson called Metco as a representative of the flood service board.

Bill Williamson answered yes, he felt he was representing the board, because he was called by citizens to take a look because no one in the borough was doing anything. If the board is concerned about the property owners, he has a management agreement with the property owners to maintain any work needed for the property at risk.

Bob White stated if the Borough was concerned or responsive to the board, other than saying five days. The work done by the Borough in Clear Creek took a lot of screaming and yelling to get work done when houses and businesses completely surrounded by water.. Because this happened late in the season, properties didn't lose money, but it has happened in the past. The Borough stonewalling or ignorance is frustrating and about time for it to be done with. Taking the action to save the Railroad, the Highway and Bear Creek Fire Department, and we get spanked for it. He doesn't agree with it.

Matt Hall commented it takes the Borough five days for them to get a permit, but we hop in the creek and it takes them two hours to get over here.

John Eads commented that a flood doesn't give a person time to get all those permits. We have to do the work when we can.

Bob White stated that we need cooperation from the Borough, we do not need them to fight with us.

Bob White called for a motion to pay the bill.

Randy Stauffer seconded the motion. He commented if the board votes to pay this bill, it might be appropriate to respond with a letter to the River Center, explaining

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

officially why these actions were taken and why it was necessary. The letters from the Mayor and the Floodplain Administrator saying we were in the creek without a permit are true, and if they are in fact doing their job, they have to write these letters, because if it comes down to the issue of does the borough enforce these rules, these letters indicate they do want to enforce the permits. They picked a time to enforce the permits that was inappropriate.

Bill Williamson responded that he was more than willing to accept a citation, admitted to taking this action, and the Borough representative was told why it was necessary at the time, but Mr. Mohorcich decided to go further with it.

Randy Stauffer stated that since we are responsible for tax payer money, we need to put on record why we needed to do the work.

Dan Mahalak reported we received an email from River Center staff and other regulatory agencies involved in the permitting asking for us to provide some basic pre and post information of the activities of the 21st to receive a permit for the work. The Kwechak Creek permit listed later on the agenda is being held up until this issue is resolved.

Bob White suggested sending a notification to all the people who are at risk due to the lack of the work being done up Kwechak Creek, saying the Borough is being obstructionist in preventing future flooding in the area, and give the phone numbers for people to call.

The motion was unanimously approved.

I. PERMITS FOR REVIEW

- **Kwechak Creek Project**

Dan Mahalak reported we filed for a permit last Friday to complete work in Kwechak Creek. This permit has been placed on AI status “additional information required”. Conditional information is required to show the pre-existing conditions the area was in before the work was completed. This permit is in “AI” because it encompasses the same area where the unauthorized work took place.

Randy Stauffer asked what information was requested on September 23rd by the River Center.

Dan Mahalak reported what information had been requested.

Randy Stauffer stated the board needs to explain what was done, and why it was done. The board should provide what information we have. If the River Center wants to hold up other permitting, then he agrees with Mr. White that it is obstructionism.

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

Bob White asked if the work done two weeks prior by the Office of Emergency Management aggravated this problem. They have some culpability as well if they did the work due to flawed engineering or advice.

Bill Williamson responded that due to the way the gravel was moved, it was unbalanced and made the river move to one side. The amount of money appropriated for the emergency response was not enough. After the emergency work, he wanted to have a meeting to appropriate money to continue the work downstream and finish the project, but there was no meeting. They weren't able to finish the job due to lack of funds, and the board was not able to meet and vote on finishing the project.

Randy Stauffer stated that all this needs to be put into our report.

Bill Williamson stated he will work with Dan to get this finished. The permit application on page 5 of the packet for the proposed area is to go back and repair the problem we have right now.

Randy Stauffer asked if the board had already approved this work two years ago, but because of permitting, we haven't been able to do it.

Dan Mahalak responded the board did approve work to be done in Kwechak, the work was done with a D9 pushing up both sides, and it hasn't been done again.

Bill Williamson added that the board did approve work up above the bridge, but this permit application is for work below the bridge.

Dan Mahalak stated that this project should not take more than two days.

Randy Stauffer asked what kind of funds are needed and if the board has funds available.

Stephanie Presley stated she does not have the financial report with her, but that we do have funds available and will check after the meeting.

Dan Mahalak stated it should take about \$10,000.

Bob White moved to fund the project for \$10,000 cap.

The motion was seconded and unanimously approved.

J. OLD BUSINESS

- **Stewart Properties**

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

Bill Williamson stated that last week a motion was on the table to purchase the 53 acre parcel for \$30,000.

Oliver Kunitake asked to see what the entire three parcels would cost.

Bob White responded that the information was on the sheet he gave Mr. Kunitake.

Bill Williamson asked for a motion to purchase the 53 acres, so if there is another problem in Clear Creek, the board can go in there and do the work that needs to be done.

Randy Stauffer moved to offer to purchase the 53 acres.

Matt Hall seconded the motion.

Randy Stauffer commented that the board is using local funds to purchase the property and the land is going to the Borough, and the land will be owned by all the citizens of the Borough, even though local citizens will pay for it. He asked what guarantees does the board have from the Borough to be able to utilize the land for flood mitigation projects or possibly to store materials. He asked what the board could do to ensure the land be used for the benefit of this community.

Bill Williamson stated the reason land is being bought is for flood mitigation. He added that somewhere in the language, maybe with Borough Land Management, or the assembly, there should be a written contract that this land should be put into a land bank and could not be sold again. He stated there may need to be a resolution and that tonight the board is voting to purchase the land, but the board should investigate language that will set it aside for flood mitigation.

Bob White stated the board may be able to use the same stipulations in the Old Mill buyout as far as what can be stored there, and what it can be used for. He added one flaw in that agreement is that the board cannot store materials on the land. He stated an agreement should be possible so the board can use the land for flood mitigation. He added there is a lot of gravel coming down Salmon Creek that will need to be moved out of the way.

Randy Stauffer asked if the board obtains this land, will the board have access to it.

Bill Williamson stated there are two lots owned by the Borough and there can be access to that property. The board would not need to come in from the other side.

Bob White commented there may need a bridge because there is a stream there.

Randy Stauffer asked if the board can get across there, not a political problem, but if there is a natural problem.

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

Bob White stated that a CAT could get through there.

Bill Williamson stated that there is access.

Oliver Kunitake's comments that the board could come in from his property.

Bill Williamson stated that the board could draw up a waiver or an agreement for access to get across his property.

Dan Mahalak shared LIDAR cross section data across two of the parcels. He stated part of the problem at the Clear Creek/Salmon Creek confluence is that the river is higher than the adjacent ground. He stated that to have any kind of effect, the board will need to purchase both properties.

Bob White asked if the other property was put on the wish list.

Bill Williamson stated that the board put this property and others downstream on the capital projects request for the Borough. He added that as the year goes on, the board may have funds available to purchase the other parcel. He stated one of the problems may be that the Office of Emergency Management is about out of money and it looks to them as if the board has a huge bank account. The Borough doesn't want to spend their money over here, and the service area has money and they think the board should be spending it.

Randy Stauffer commented he was surprised by Erik Mohrmann's statement they had used over 50% of Emergency Management funds on the two projects over here. It turned out to be less than \$25,000. He stated if that is all that has been appropriated for emergency response for a fiscal year, then the borough is in a heap of trouble considering wild fires. He continued it was an interesting statement, and he can understand that if Emergency Management has that little funds that he doesn't want to spend their money over here.

Bob White stated \$50,000 is typical and they live on the dependency of disaster declarations to take care of the real work.

Bill Williamson stated the motion on table is to purchase or not the 53 acres.

The motion was unanimously approved.

- **Capital Projects Request**

Stephanie Presley reported drafts of the two capital projects were in the packet. The first is the bed load removal that has been requested the last several years. The second is for purchase of 22 properties to be along Salmon Creek for flood mitigation.

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

Bob White stated there is one more property in Old Mill, not on the buyout list, due west of Judy Rowe's property. If the board would like to do maintenance out there and haul material, it could be stored there. He continued the property is currently for sale, and someone cleared it and was going to build there. It would be big enough to store materials, and it could be used to put scrapers in there. He stated the board can't leave materials on any of the properties already bought out there.

Randy Stauffer commented that both projects are about \$1,000,000. He asked if the board was going to request one project around \$400,000, so there was some option other than \$1,000,000.

Stephanie Presley reported the assessed value of the 22 properties on the screen add up to \$1,200,000, and with the funds the board has been setting aside to match a large project, the project would come up to \$1,000,000 plus those funds.

Bill Williamson commented we should cut the properties in half and put in for the other half next year.

Bob White asked why the three parcels in a row on the south side of Nash Road were included, and if the board was going to try to let water go under Nash Road.

Bill Williamson stated the board was looking there to get some relief underneath the highway. He asked if there is money available for culverts.

Dan Mahalak reported he had been told that if the board could ascertain property on the south side of Nash Road the board may be able to obtain matching funds for culverts to go through Nash Road.

Bob White commented the impact could be pretty huge because Old Nash is lower than the new Nash. He stated he can see a long fight with those property owners, not to mention the liability if they flooded. He added the two properties on the south side of the road, the hook at the curve of the system, are the only parcels that the board could have an effect. He suggested an additional hundred foot span where the bridge currently exists.

Randy Stauffer stated the board was talking about details, but for the purpose of the capital projects, there are a number of properties to buy to make sure people don't develop those. He stated he was not making comments on Mr. White's comments, but for the purpose of the capital projects, the board may have one of lesser amount.

Dan Mahalak asked if he should send some maps to the board to prioritize properties.

Stephanie Presley stated these requests were due before next meeting.

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

Bill Williamson commented the board may put in for \$500,000 and take the numbers of properties down. He continued the idea was to start and work down from the confluence of Salmon and Clear Creek and start working down to Resurrection River. Put in for \$500,000 to get it out of the floodplain.

Bob White added to get the properties out of potential development.

Randy Stauffer stated the board should cut this back to \$500,000 or \$600,000 and pick the properties and decide what are the priorities.

Bill Williamson asked Dan Mahalak if he could do this.

Dan Mahalak clarified that he should start at the Stewart Properties and work south until it totaled about \$500,000 of assessed values.

- **Seward PAS Report/ USACE Meeting**

Bill Williamson asked Mr. Mahalak when the USACE meeting would be.

Dan Mahalak reported he had talked to them today, and they are in receipt of verbal comments from the last meeting, combined with the PAS study team members and let them know we need to schedule a meeting. He added he will send the meeting time out via email and would request some board members attend. He stated verbatim from the Corps that if the board wants the Corps to implement any construction projects, the service area will need to conduct another study. The meeting can be scheduled around everyone's schedule and will be held in the service area office.

Bill Williamson stated the some board members will need to attend that meeting.

K. NEW BUSINESS

There was none at this time.

L. INFORMATIONAL ITEMS AND REPORTED (No action required)

- **Coordinator out of office**
Stephanie Presley reported she will attend the Kenai Watershed Symposium.

M. PUBLIC COMMENT

Bob Valdetta commented he doesn't remember when anyone got onto the city about the flood from Ben's Store, where the Y is, from there on to the beach, there's supposed to be someone doing work there every year and no one has ever put pressure on them. He asked where the culverts sitting on Blaine's property are going.

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

Dan Mahalak reported they are replacing the culverts currently under Salmon Creek Road.

Bob Valdetta asked if they put those in if Mac's would be doubly flooded.

Bob White responded the ditch will get inundated with water, but no worse than it already does. He stated the problem is if that passage is not there, then it all has to go underneath the bridge, then it over banks at Ava's. By giving it more passage, what will happen in a high water event is the railroad and Salmon Creek Road will become a channel to those culvert for that water to get out. He explained what the board is trying to accomplish with that is to get passage down lower and then get focus on passage either by depending the channel under the bridge or putting more passage underneath. He further explained the purpose for buying the properties adjacent to Salmon Creek at Nash Road so there can be more passage through the road. The road is a dam.

Bob Valdatta stated he could give written access across his property.

Bill Williamson stated the service area has a wavier that Mr. Valdatta could sign.

Oliver Kunitake commented that he would want to know what are the conditions the board would want for transaction in the future. He added if the board can get a basic easement, it would be a miracle, but if it can be done, so be it, and maybe the board has a bit more clout.

Bob Reisner asked if the board puts in larger culvert on Salmon Creek, what kind of pressure it would that put on Glen's property on the downstream bank

Dan Mahalak stated the conveyance calculation requires that you have to not raise the surface water elevation one foot or less than a one foot rise.

Bill Williamson added that there is only so much water that can come through the railroad culverts.

Dan Mahalak stated the purpose is to lower the surface water elevation of any given flood. The only way to truly reap the reward would be to put holes through Nash Road, under twenty foot, otherwise have to go through DOT, that hasn't happened yet because of those individual property owners on the downstream side. Trying to find a project that fulfills the mission of flood planning, protection and mitigation services on a tax levy fair use of watershed wide benefit, that is the number one project that the board could for the service area. We also have a document from 1995 discussing reducing the backwater effects due to infrastructure. In that report, they mentioned the levee road being built and discussed the three railroad bridges increases and some other issues that have all been accomplished. So this is the last piece of the puzzle that hasn't happened yet and the service area is doing it on their own.

**SEWARD / BEAR CREEK FLOOD SERVICE AREA
REGULAR BOARD MEETING
SEAVIEW PLAZA BUILDING, SUITE 122**

N. BOARD COMMENT

Bob White commented on Mr. Valdetta's statement and said that the service area had repeatedly brought up the issue of failure of the Borough and the City to maintain the 1998 dredging which they signed in writing and have not funded since. The specific area is not very far below the bridge. The board has mentioned it to DOT and someone could bring it to the attention of Council, but the Borough assembly needs to be aware of the contract they signed also.

Randy Stauffer wished to thank Ms. McClure for moving forward on a solution for the lack of board members. He commented on permitting issues with the River Center, obviously we have to play by the rules and obviously have to protect property in this area, because that is what the people expect the board to do.

John Eads had no comment.

Matt Hall stated if anyone writes him in on the ballot during the election, he is going to hunt them down.

Bill Williamson asked Sue McClure about ordinance 2011-19 to do with coastal management, but he thought coastal management was dissolved by the Governor.

Sue McClure responded she would follow up on it next meeting, but she thought it was an existing modeling project, and was not a lot of money that carried over because it had not been expended.

O. ADJOURNMENT

Bob White moved that the meeting be adjourned.

The motion was seconded and unanimously approved.

MEETING ADJOURNED at 8:15 PM.

**NEXT MEETING WILL BE MONDAY, OCTOBER 17, 2011 AT THE
SEAVIEW PLAZA BUILDING, SUITE 122 AT 7:00 PM.**

Stephanie Presley
Secretary

Minutes Approved: 10/17/11
Date of Approval

Introduced by: Smalley
Date: 07/03/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-27**

**AN ORDINANCE ENACTING KPB 5.12.101 TO CLASSIFY AND EXEMPT FROM
REAL PROPERTY TAXATION RESIDENTIAL RENEWABLE ENERGY SYSTEMS
USED TO DEVELOP MEANS OF ENERGY PRODUCTION USING ENERGY
SOURCES OTHER THAN FOSSIL OR NUCLEAR FUELS**

1 **WHEREAS**, on June 16, 2010, Alaska Senate Bill 220 was enacted and provided in part for an
2 optional municipal real property tax exemption for residential renewable energy
3 systems; and

4 **WHEREAS**, AS 29.45.050(b)(1)(E) now provides that a municipality may by ordinance
5 classify and exempt from taxation a residential renewable energy system that is
6 used to develop means of energy production using energy sources other than
7 fossil or nuclear fuel, including windmills and water and solar energy devices
8 located in a municipality; and

9 **WHEREAS**, exempting residential renewable energy systems from real property taxation may
10 encourage the use and development of such systems which may reduce
11 consumption of fossil fuels and also reduce the emission of carbon dioxide and
12 pollutants;

13 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
14 **PENINSULA BOROUGH:**

15 **SECTION 1.** That KPB 5.12.101 is hereby enacted as follows:

1 **5.12.101. Real property tax—Exemptions—Residential renewable energy**
2 **systems.**

3 A. Residential renewable energy systems that are used to develop means of
4 energy production using energy sources other than fossil or nuclear fuel,
5 including, but not limited to windmills and water and solar energy devices
6 located in the borough are exempt from taxation under this chapter.

7 B. No exemption under this section may be granted except upon written
8 application on a form prescribed by the assessor. The applicant/owner
9 must file the application no later than January 15 of the tax year for which
10 the exemption is sought.

11 C. The assessor may require such information as is reasonably necessary to
12 determine the type and/or nature of the renewable energy system, and the
13 improvements or components that make up that system. The exemption in
14 this section will not be approved unless the required information is
15 provided to the assessor.

16 D. Definitions.

17 1. For purposes of this section “*renewable energy*” means energy
18 which comes from natural resources such as sunlight, wind, rain,
19 tides, geothermal heat, or other natural movements and
20 mechanisms of the environment, or other sources that are
21 renewable and naturally replenished in a short amount of time.
22 Renewable energy does not include energy derived from fossil
23 fuels.

- 1 2. For purposes of this section “*renewable energy system*” means any
2 residential real property improvement that produces renewable
3 energy on site to provide all or a portion of the electricity, heating,
4 cooling or other energy needs of the property.
- 5 3. For purposes of this section “*fossil fuel*” means a carbon or
6 hydrocarbon source such as coal, petroleum, or natural gas, derived
7 from living matter of a previous geologic time and used for fuel.
- 8 4. Notwithstanding any other provision of this section, “*renewable*
9 *energy*” and “*renewable energy systems*” specifically do not
10 include any heating or other energy producing system utilizing
11 wood as a fuel source.

12 **SECTION 4.** That this ordinance takes effect immediately upon its enactment.

13 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
14 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:
No:
Absent:

KENAI PENINSULA BOROUGH

Kenai Peninsula Borough Assembly

144 North Binkley Street
Soldotna, AK 99669
Phone 907-714-2160
Fax 907-714-2388

Gary Knopp, Assembly President
Charlie Pierce, Vice President

MEMORANDUM

TO: Gary Knopp, Assembly President
Kenai Peninsula Borough Assembly Members

FROM: Hal Smalley, Assembly Member *JB for H.S.*

DATE: July 3, 2012

RE: Ordinance 2012-27, enacting KPB 5.12.101 to classify and exempt from real property taxation residential renewable energy systems used to develop means of energy production using energy sources other than fossil or nuclear fuels

This ordinance exempts residential renewable energy systems from real property taxation for the purpose of encouraging the use of such systems and thereby reducing pollutant emissions and the consumption of non-renewable resources. In 2010 Senate Bill 220 was enacted which amended AS 29.45.050 to provide that a municipality may by ordinance classify and exempt from taxation residential renewable energy systems. The most common exempted systems would likely be windmills, solar panels or small hydroelectric projects. As state statute does not define some of the key terms in the ordinance such as "renewable energy" or "fossil fuel" the legal department drafted a definitions section based on outside sources including other governmental and internet resources.

Specifically excluded from the exemption are energy systems that utilize fossil, nuclear or wood fuels. The exemption is further limited to energy systems that are for residential use and on site.

Introduced by: McClure
Date: 07/03/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-28**

**AN ORDINANCE AMENDING KPB 16.50.030 TO PROVIDE THAT ALL SEATS OF
THE SEWARD-BEAR CREEK FLOOD SERVICE AREA BOARD SHALL BE FILLED
BY RESIDENTS OF THE SERVICE AREA AND ELIMINATING THE
REQUIREMENT THAT FOUR OF THE SEATS BE RESIDENTS OF THE CITY OF
SEWARD AND THREE BE RESIDENTS OF THE REST OF THE SERVICE AREA**

1 **WHEREAS**, the Seward-Bear Creek Flood Service Area (“SBCFSA”) was established in
2 Ordinance 2003-30 and approved by the service area voters in the October 2003
3 regular election; and

4 **WHEREAS**, as enacted the code provides for four of the seven board members to be residents
5 of the City of Seward and three to be residents of the area outside the city; and

6 **WHEREAS**, the SBCFSA board has experienced difficulties in filling all of the seats
7 particularly those seats from City of Seward residents; and

8 **WHEREAS**, the service area includes the city and surrounding area and the service area board
9 is required to represent the interests of the entire service area; and

10 **WHEREAS**, the best interests of the borough and service area support converting this to an
11 area wide board and eliminating the two election districts in order to expand the
12 pool of eligible board members; and

13 **WHEREAS**, at its meeting of June 18, 2012, the SBCFSA board approved recommending a
14 service area wide board by a vote of 4 - 1; and

1 **WHEREAS**, the Seward City Council at its meeting of _____ recommended.
2 _____;

3 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
4 **PENINSULA BOROUGH:**

5 **SECTION 1.** That KPB 16.50.030 is amended as follows:

6 **16.50.030. Board of directors.**

7 There is established a board of directors for oversight of the operations of the
8 Seward-Bear Creek Flood Service Area composed of seven members who shall
9 be elected by the qualified voters of the service area in the manner provided in the
10 borough election code and KPB 16.04.065 as now enacted or may be hereinafter
11 amended. Board seats to be filled at the first election of board members shall be
12 staggered as follows: Seats A and D for one year; seats B and E for two years; and
13 seats C, F, and G for three years. [SEATS A, B, C, AND F SHALL BE FILLED BY
14 RESIDENTS OF THE CITY OF SEWARD, AND SEATS D, E, AND G SHALL BE FILLED BY
15 RESIDENTS OF THE AREA OUTSIDE THE CITY LIMITS OF THE CITY OF SEWARD AND
16 INSIDE THE SERVICE AREA BOUNDARIES.] Notwithstanding provisions of KPB
17 16.04.060, the first board shall be appointed by the mayor and confirmed by the
18 assembly for one-year terms.

19 **SECTION 2.** That this ordinance takes effect immediately upon its enactment.

1 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
2 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:

KENAI PENINSULA BOROUGH

Kenai Peninsula Borough Assembly

144 North Binkley Street
Soldotna, AK 99669
Phone 907-714-2160
Fax 907-714-2388

Gary Knopp, Assembly President
Charlie Pierce, Vice President

MEMORANDUM

TO: Gary Knopp, Assembly President
Kenai Peninsula Borough Assembly Members

FROM: Sue McClure, Assembly Member *B. for S.M.*

DATE: July 3, 2012

RE: Ordinance 2012-28, amending KPB 16.50.030 to provide that all seats of the Seward-Bear Creek Flood Service Area Board shall be areawide seats

The Seward-Bear Creek Flood Service Area Board ("SBCFSAB") includes seven seats, of which four must be city residents and three must be elected from the residents of the area outside the city of Seward but within the service area boundary. These requirements were intended to ensure both areas were represented on the board. However, two of the four city seats have been vacant since the October 2011 election and the majority of previous board vacancies were for the city seats. Having two vacancies on a seven member board creates a challenge as four members of the board must vote to approve any item and frequently not all five seated members are able to attend board meetings. Additionally, the service area board members are intended to represent the interests of the entire service area, not just the city or the area outside of the city. Converting this board into a board that is elected areawide would best serve the interests of the borough by expanding the available pool of candidates for all seven seats. Your favorable consideration of this ordinance would be appreciated.

**CITY OF SEWARD, ALASKA
RESOLUTION 2012-052**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEWARD, ALASKA, SUPPORTING KENAI PENINSULA BOROUGH ORDINANCE 2012-28, AMENDING BOROUGH CODE TO PROVIDE THAT ALL SEATS OF THE SEWARD-BEAR CREEK FLOOD SERVICE AREA BOARD SHALL BE FILLED BY RESIDENTS OF THE SERVICE AREA AND ELIMINATING THE REQUIREMENT THAT FOUR OF THE SEATS BE RESIDENTS OF THE CITY OF SEWARD AND THREE BE RESIDENTS OF THE REST OF THE SERVICE AREA

WHEREAS, the Seward-Bear Creek Flood Service Area (“SBCFSA”) was established by Kenai Peninsula Borough Ordinance 2003-30 and approved by the service area voters in the October 2003 regular borough election; and

WHEREAS, as enacted the code provides for four of the seven board members to be residents of the City of Seward and three to be residents of the area outside the city but within the service area; and

WHEREAS, the SBCFSA board has experienced difficulties in filling all of the seats particularly those seats from City of Seward residents; and

WHEREAS, the service area includes the city and surrounding area and the service area board is required to represent the interests of the entire service area; and

WHEREAS, the Kenai Peninsula Assembly is considering Ordinance 2012-28 which would convert the SBCFSA board to an area-wide board and eliminate the two election districts in order to expand the pool of eligible board members; and

WHEREAS, Assembly Member Sue McClure, sponsor of Ordinance 2012-28, has asked the City Council to support this Ordinance; and

WHEREAS, at the July 9, 2012 City Council Meeting direction was given by the council to the City Clerk to bring forward a resolution of support for consideration; and

WHEREAS, the SBCFSA board approved recommending a service area wide board by a vote of 4-1 at its meeting on June 18, 2012.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEWARD, ALASKA, that:

**CITY OF SEWARD, ALASKA
RESOLUTION 2012-052**

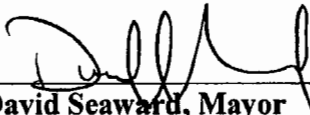
Section 1. The City Council hereby supports Kenai Peninsula Borough Ordinance 2012-28, amending borough code to provide that all seats of the Seward Bear Creek Flood Service Area Board shall be filled by residents of the service area and eliminating the requirement that four of the seats be residents of the City of Seward and three be residents of the rest of the service area.

Section 2. A copy of this resolution will be sent to the Kenai Peninsula Borough Assembly.

Section 3. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED by the City Council of the City of Seward, Alaska, this 23rd day of July, 2012.

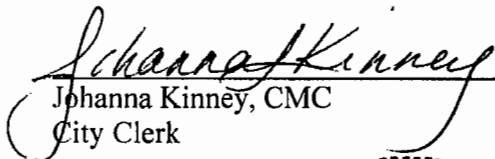
THE CITY OF SEWARD, ALASKA



David Seaward, Mayor

AYES: Bardarson, Keil, Shafer, Casagrande, Seaward
NOES: None
ABSENT: Terry, Valdatta
ABSTAIN: None

ATTEST:


Johanna Kinney, CMC
City Clerk

(City Seal)



Introduced by: Mayor
Date: 07/03/12
Hearing: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-29**

**AN ORDINANCE AMENDING KP.B 3.04.115 DELETING THE REQUIREMENT THAT
ALL ADMINISTRATIVE POSITION VACANCIES BE ADVERTISED FOR TWO
WEEKS**

1 **WHEREAS**, KP.B 3.04.115(C) requires the mayor's office to advertise for person to fill
2 vacancies in administrative positions other than the chief of staff and the special
3 assistant to the mayor for a minimum of two weeks; and

4 **WHEREAS**, administrative positions include full-time paid staff who are department heads,
5 administrative assistants to the mayor, and other administrative, professional,
6 sensitive or confidential positions not in the classified or legislative service; and

7 **WHEREAS**, requiring the mayor to advertise for two weeks prior to hiring an administrative
8 employee may delay the hiring process; and

9 **WHEREAS**, repealing this provision does not preclude advertising, but gives the mayor more
10 flexibility; and

11 **WHEREAS**, KP.B 2.20.030 requires the assembly to review and confirm appointments to
12 executive offices which provides an opportunity for the assembly to ensure
13 directors are qualified;

14 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
15 **PENINSULA BOROUGH:**

1 **SECTION 1.** That KPB 3.04.115 is hereby amended as follows:

2 **3.04.115 – Administrative positions of employment – Job descriptions and**
3 **advertising.**

4 A. The assembly shall authorize, either through the borough's approved
5 annual budget, or by resolution, all positions of employment in the
6 administrative service. The mayor or any administrative officer designated
7 by the mayor shall make each appointment in the administrative service
8 from among the top candidates who have qualified for that appointment
9 and who have met minimum qualifications. A list of all approved
10 administrative positions shall be maintained in the borough office of
11 human resources including the job description for each such position.
12 Prior to inclusion in that list, the borough assembly shall first approve by
13 resolution the minimum qualifications for each such position. This
14 requirement does not apply to the chief of staff and the special assistant to
15 the mayor.

16 B. The job descriptions and the qualifications for all administrative positions
17 must be approved by the assembly by resolution.

18 [C. WHEN A VACANCY OCCURS OR IS EXPECTED TO OCCUR IN AN
19 ADMINISTRATIVE POSITION, THE MAYOR’S OFFICE SHALL ADVERTISE FOR
20 PERSONS TO FILL THE POSITION FOR A MINIMUM PERIOD OF TWO WEEKS IN
21 ANY APPROPRIATE MEDIUM GENERALLY ACCESSIBLE TO THE RESIDENTS OF
22 THE KENAI PENINSULA BOROUGH, ON THE BOROUGH WEBSITE, AND
23 THROUGH ANY AND ALL OTHER MEANS REASONABLY DEEMED BY THE
24 MAYOR TO SOLICIT QUALIFIED APPLICANTS.]

1 **SECTION 2.** That this ordinance takes effect immediately upon its enactment.

2 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
3 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520
Toll-free within the Borough: 1-800-478-4441
PHONE: (907) 262-4441 • **FAX:** (907) 262-1892
www.borough.kenai.ak.us

**MIKE NAVARRE
BOROUGH MAYOR**

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

FROM: Mike Navarre, Mayor *MP*

DATE: June 21, 2012

SUBJECT: Ordinance 2012-29, amending KPB 3.04.115 deleting the requirement that all administrative position vacancies be advertised for two weeks

It has recently come to my attention that the borough code was changed in 2009 to require that vacancies in administrative positions be advertised for a minimum of two weeks in the borough. Administrative positions include directors, managerial staff and other non-union administrative, professional, sensitive or confidential positions. These positions work directly or through their director with the mayor's office. At times the mayor may decide it is most appropriate to hire from within the work force given the knowledge and qualifications of available personnel, or to hire other known qualified personnel. Deleting this advertising requirement does not preclude the mayor from advertising; it provides more flexibility for the mayor to promptly fill vacancies. I respectfully request that the assembly repeal this provision.

Introduced by: McClure
Date: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
RESOLUTION 2012-058**

**A RESOLUTION EXPRESSING SUPPORT FOR THE KENAI MOUNTAIN-
TURNAGAIN ARM NATIONAL HERITAGE AREA'S ALASKAN-BASED
CURRICULUM PROJECT**

- 1 **WHEREAS,** America's 49th state is now home to one of 49 National Heritage Areas; and
- 2 **WHEREAS,** the Kenai Mountains-Turnagain Arm National Heritage Area was established in
3 2009 to recognize, preserve, and interpret historic scenic, recreational resources
4 and cultural landscapes of the Kenai-Turnagain Arm area; and
- 5 **WHEREAS,** the Kenai Mountains-Turnagain Arm National Heritage Area encompasses a
6 region that includes the Eastern District of the Kenai Peninsula Borough, running
7 north-south from Bird/Indian to Seward; and
- 8 **WHEREAS,** one requirement of Alaska educators is to teach Alaskan Studies to high school
9 students; and
- 10 **WHEREAS,** the Kenai Mountain-Turnagain Arm National Heritage Area is developing a
11 curriculum designed to aid teachers in the instruction of students in the rich
12 cultural history, geography, and geology of this region; and
- 13 **WHEREAS,** this curriculum will be written to meet the Alaska Department of Education and
14 Kenai Peninsula Borough educational standards; and
- 15 **WHEREAS,** the curriculum will be a resource for all students of Alaska, but will have a special
16 significance for students of the Kenai Peninsula;

1 **NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI**
2 **PENINSULA BOROUGH:**

3 **SECTION 1.** The Kenai Peninsula Borough Assembly expresses support for the Kenai
4 Mountains-Turnagain Arm National Heritage Area's development of an Alaska-
5 based curriculum with emphasis on the Kenai Peninsula.

6 **SECTION 2.** That this resolution becomes effective immediately upon its adoption.

7 **ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH**
8 **DAY OF AUGUST, 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent

Introduced by: Knopp at the Request of the
Borough Clerk
Date: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
RESOLUTION 2012-059**

**A RESOLUTION DESIGNATING PORT LIONS PRECINCT AS AN ABSENTEE
BY-MAIL PRECINCT AS PROVIDED FOR IN KPB 4.50.015**

1 **WHEREAS**, KPB 4.015.15 provides that those precincts which had less than 200 voters voting
2 at the last regular municipal election may be designated as absentee by-mail
3 precinct by resolution of the assembly; and

4 **WHEREAS**, a portion of the newly created Port Lions precinct lies within the boundaries of the
5 Kenai Peninsula Borough (KPB); and

6 **WHEREAS**, according to the 2010 census and the State of Alaska, the portion of the precinct
7 within the KPB has no residents and no registered voters; and

8 **WHEREAS**, designating that portion of the precinct as absentee by-mail will assist the borough
9 with administering elections in that precinct if any registered voters are identified
10 in the future;

11 **NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI**
12 **PENINSULA BOROUGH:**

13 **SECTION 1.** In accordance with KPB 4.50.015, the Port Lions precinct is designated absentee
14 by-mail precinct.

15 **SECTION 2.** The resolution shall take effect immediately upon its preclearance by the
16 Department of Justice and approval by the borough assembly.

1 **ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH**
2 **DAY OF AUGUST, 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:

Introduced by:
Date:
Action:
Vote:

Mayor
08/07/12

**KENAI PENINSULA BOROUGH
RESOLUTION 2012-060**

**A RESOLUTION APPROVING THE PURCHASE OF A NEW TELEPHONE SYSTEM
FOR SOUTH PENINSULA HOSPITAL**

1 **WHEREAS**, the South Kenai Peninsula Hospital Service Area FY2013 capital budget included
2 \$300,000 for replacement of the current telephone system which is more than 15
3 years old and unreliable; and

4 **WHEREAS**, South Peninsula Hospital, Inc. (SPHI) sent a detailed request for proposals (RFP)
5 to four major telephone system manufacturers and selected a Cisco telephone
6 system; and

7 **WHEREAS**, the estimated cost of this project is \$298,700 which includes converting the
8 outbuildings including Home Health and Homer Medical Center, ACS and Mitel
9 services, cabling needs for aged areas of the hospital, server room capacity
10 expansion, additional handsets, and freight and labor; and

11 **WHEREAS**, per section 12(b)(iv) of the sublease and operating agreement, all capital
12 improvement projects costing \$250,000 or more must be separately approved by
13 the borough assembly; and

14 **WHEREAS**, the SPHI board of directors at its June 27, 2012 meeting approved the purchase of
15 the telephone system; and

16 **WHEREAS**, the South Kenai Peninsula Hospital Service Area board at its July 12, 2012
17 meeting approved the purchase of the telephone system;

1 **NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI**
2 **PENINSULA BOROUGH:**

3 **SECTION 1.** That South Peninsula Hospital, Inc. is authorized to purchase and install the
4 above-described new telephone system.

5 **SECTION 2.** That this resolution takes effect immediately upon its adoption.

6 **ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH**
7 **DAY OF AUGUST, 2012.**

Gary Knopp, Assembly President

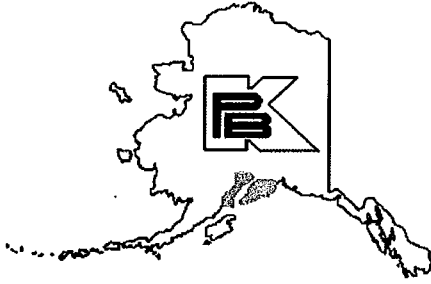
ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520

Toll-free within the Borough: 1-800-478-4441

PHONE: (907) 262-4441 • FAX: (907) 262-1892

www.borough.kenai.ak.us

MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Craig Chapman, Director of Finance *C Chapman*
Mark Fowler, Purchasing and Contracting Director *M Fowler*

DATE: July 19, 2012

SUBJECT: Resolution 2012-060, authorizing South Peninsula Hospital, Inc. to purchase a new telephone system

The telephone system at South Peninsula Hospital is more than 15 years old and in need of replacement. The South Kenai Peninsula Hospital Service Area FY2013 capital budget included \$300,000 for replacement of the telephone system. The project would include converting the outbuildings including Home Health and Homer Medical Center, ACS and Mitel services, cabling needs for aged areas of the hospital, server room capacity expansion, additional handsets, and freight and labor.

South Peninsula Hospital, Inc. (SPHI) sent a detailed request for proposals (RFP) to four major telephone system manufacturers and selected a Cisco system. The estimated cost of the project is \$298,700. Section 12(b)(iv) of the sublease and operating agreement requires all capital improvement projects costing \$250,000 or more to be separately approved by the borough assembly.

The SPHI board approved the purchase of the telephone system at its June 27, 2012, meeting. The South Kenai Peninsula Hospital Service Area board at its July 12, 2012, meeting approved the purchase of the telephone system.

FINANCE DEPARTMENT FUNDS VERIFIED	
Acct. No.	<u>491.81210.13SHB.48210</u>
Amount	<u>\$300,000</u>
By:	<u><i>pc</i></u> Date: <u>7/19/12</u>

Introduced by:
Date:
Action:
Vote:

Mayor
08/07/12

**KENAI PENINSULA BOROUGH
RESOLUTION 2012-061**

**A RESOLUTION APPROVING A FIVE-YEAR OPERATING LEASE OF A SYSMEX
HEMATOLOGY ANALYZER FOR SOUTH PENINSULA HOSPITAL**

1 **WHEREAS**, the South Peninsula Hospital's (SPH or hospital) current hematology analyzer is
2 over seven years old and is in need of replacement; and

3 **WHEREAS**, South Peninsula Hospital, Inc. (SPHI) evaluated three brands of analyzers and
4 Sysmex stood out as the analyzer most capable of meeting the hospital's needs;
5 and

6 **WHEREAS**, SPHI is proposing to enter into a five-year operating lease with Sysmex for a new
7 hematology analyzer, with monthly payments of approximately \$2,409 which are
8 included in the hospital's operating budget for FY2013; and

9 **WHEREAS**, section 13(e) of the sublease and operating agreement requires that SPHI receive
10 authorization from the borough assembly prior to entering into any lease in excess
11 of \$100,000; and

12 **WHEREAS**, the SPHI board of directors at its June 27, 2012, meeting approved a lease
13 agreement for a Sysmex hematology analyzer; and

14 **WHEREAS**, the South Kenai Peninsula Hospital Service Area board at its July 12, 2012,
15 meeting recommended approval of the hematology analyzer lease agreement;

16 **NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI**
17 **PENINSULA BOROUGH:**

1 **SECTION 1.** That South Peninsula Hospital, Inc. is authorized to enter into a five-year
2 operating lease for a Sysmex hematology analyzer with monthly payments of
3 approximately \$2,409.

4 **SECTION 2.** That this resolution takes effect immediately upon its adoption.

5 **ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH**
6 **DAY OF AUGUST, 2012.**

Gary Knopp, Assembly President

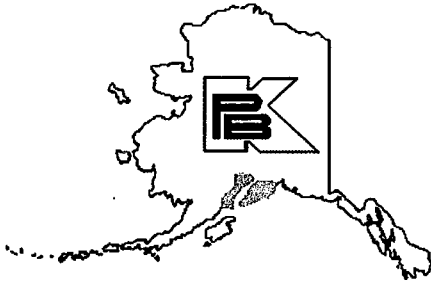
ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MP*

FROM: Craig Chapman, Director of Finance *C Chapman*

COPY: Robert Letson, SPHI CEO

DATE: July 19, 2012

SUBJECT: Resolution 2012-061, authorizing South Peninsula Hospital to enter into an operating lease for a hematology analyzer

The South Peninsula Hospital's (SPH or hospital) current hematology analyzer is over seven years old, has had 13 service calls over the past year and is in need of replacement. South Peninsula Hospital Inc. (SPHI) evaluated three brands of analyzers and Sysmex stood out as the analyzer most capable of meeting the hospital's needs. SPHI is proposing to enter into a five-year operating lease with Sysmex for a new hematology analyzer.

The Sysmex proposal is for a five-year operating lease with monthly payments of approximately \$2,409 totaling \$144,557 over the life of the lease. The lease payment would include the equipment and maintenance fees and is included in the hospital's operating budget for FY2013.

Paragraph 13(e) of the Sublease and Operating Agreement requires that SPHI receive authorization from the borough assembly prior to entering into any lease in excess of \$100,000.

The SPHI board approved the operating lease at its June 27, 2012, meeting. The South Kenai Peninsula Hospital Service Area (SKPHSA) board at its July 12, 2012, meeting also approved this lease. The SPHI and SKPHSA boards are requesting the assembly approve this resolution.

Introduced by: Mayor
Date: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
RESOLUTION 2012-062**

**A RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE 2012 ALASKA LAND
MOBILE RADIO COMMUNICATION SYSTEM MEMBERSHIP AGREEMENT**

1 **WHEREAS**, the Alaska Land Mobile Radio Communications System (“ALMR”) is a state-
2 wide effort to develop and implement a communications system capable of
3 providing interoperable wireless voice systems for first responders, mutual aid
4 and emergency and medical response personnel; and

5 **WHEREAS**, the ALMR membership agreement submitted for the Mayor’s signature is for the
6 period of July 1, 2012 through June 30, 2013, and would provide the Kenai
7 Peninsula Borough with access to the project 25 compliant system, multiple
8 system redundancies with backup power, emergency alert availability, system
9 security, radio interoperability, system management, and numerous other benefits
10 as described in the membership agreement; and

11 **WHEREAS**, pursuant to prior membership in ALMR, the Kenai Peninsula Borough has
12 purchased and placed into operation numerous ALMR mobile radio
13 communication devices and must be a member of ALMR to use this equipment;
14 and

15 **WHEREAS**, the membership agreement provides for the individual member agencies to
16 request and obtain sufficient funds to cover the members’ annual cost share;
17 however, no cost share has been determined or proposed at this time; and

18 **WHEREAS**, pursuant to Paragraph XI.A, nothing in the membership agreement binds the
19 Kenai Peninsula Borough to expend in any fiscal year any sum in excess of
20 available appropriations; and

1 **WHEREAS,** the Kenai Peninsula Borough has previously participated as a member in ALMR,
2 and the best interests of the borough would be served by renewing its membership
3 for the current fiscal year;

4 **NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI**
5 **PENINSULA BOROUGH:**

6 **SECTION 1.** That the Kenai Peninsula Borough Mayor is authorized to execute the
7 accompanying ALMR communications system membership agreement for the
8 2013 fiscal year.

9 **SECTION 2.** That this resolution takes effect immediately upon its adoption.

10 **ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH**
11 **DAY OF AUGUST, 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



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**MIKE NAVARRE
BOROUGH MAYOR**

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Scott Walden, Acting Emergency Management Director *SW*

DATE: July 26, 2012

SUBJECT: Resolution 2012-062, authorizing the Borough Mayor to execute the fiscal year 2013 Alaska Land Mobile Radio Communications System Membership Agreement

Pursuant to resolution 2010-094 the mayor executed an agreement in December 2010 in which the borough became a member of the Alaska Land Mobile Radio (ALMR) Communications System. That membership was extended by one year in June 2011. The state has requested that the Kenai Peninsula Borough continue to participate as a member of ALMR for fiscal year 2013. The deadline for signing this membership agreement was June 30, 2012. Mayor Navarre confirmed the borough's interest to renew its membership subject to ratification by the borough assembly. As described in the resolution, membership in the ALMR Communications System provides its members with a state of the art, P-25 compliant, digital, trunked, wide area communications system with real-time, secure, interoperable communication capabilities during day-to-day and emergency operations. The Kenai Peninsula Borough has purchased ALMR compatible communications equipment for its emergency response providers and must be a member to use ALMR. Your approval of this resolution would be appreciated.



Access to the Alaska Land Mobile Radio (ALMR) Communications System provided through this Membership Agreement, and any amendment(s) thereto, is conditioned upon the approval of the terms and conditions of access as outlined in (the) ALMR Communications System Cooperative Agreement and approval by the Executive Council.

This Membership Agreement is for the period of July 1, 2012 to June 30, 2013, and entered into by and between (the Member aka User) Kenai Peninsula Borough whose address is 144 N. Binkley Street, and the Alaska Land Mobile Radio (ALMR) Executive Council, whose designated representative is the ALMR Operations Management Office, 5900 E. Tudor Road, Anchorage, AK 99507-1245.

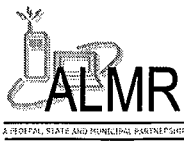
I. PURPOSE

ALMR is a multi-site dedicated public safety wireless communications system providing all-weather mobile coverage to its Member agencies. Member agency benefits and services include, but are not limited to, a Project 25 compliant system, multiple system redundancies with backup power, a wide range of talkgroups, auto affiliation and de-affiliation, electronic identification on all transmissions, microwave system connectivity, encryption availability, emergency alert availability, private calling availability, system security, radio interoperability, system management, assistance to User agencies for radio code plug development and subscriber unit familiarization, operations management support including, but not limited to those products and services listed in the Operations Management Office (OMO) and System Management Office (SMO) Customer Support Plans.

Every effort will be made to keep the ALMR System operational 24/7. However, both the Member agency and ALMR acknowledge that there may be situations where planned and unplanned System outages may occur. ALMR will make every effort to avoid service disruptions, will promptly notify Member agencies of disruptions, and will make every effort to respond and restore interrupted service in a timely manner. However, acknowledging that service disruptions are likely, ALMR System infrastructure owners will not be liable for any resulting impact from such disruptions.

II. DEFINITIONS

- A. Abuse of User Privileges:** repeated violation of System guidelines, procedures, protocols, or violation of the Membership Agreement may result in termination of the Membership Agreement subject to the review and direction of the Executive Council. A decision by the Executive Council is final and non-appealable.
- B. Alaska Land Mobile Radio (ALMR) Communications System:** the ALMR Communications System, which uses but is separate from the State of Alaska Telecommunications System (SATS), as established in the Cooperative Agreement.
- C. Alaska Municipal League:** a voluntary non-profit organization in Alaska that represents Member local governments.
- D. AST – Alaska State Troopers.**
- E. Cooperative Agreement:** the instrument that establishes ALMR and sets out the terms and conditions by which the system will be governed, managed, operated and modified by the Parties signing the Agreement.
- F. Department of Administration (DOA):** a State of Alaska (SOA) department that maintains the SOA Telecommunication System (SATS) and provides information technology (IT) and communications technical support to state agencies.
- G. Department of Defense – Alaska:** Alaskan Command, US Air Force and US Army component services operating under United States Pacific Command.
- H. Emergency Alarm –** a Project 25 feature, when enabled, allows a Member to transmit an emergency alarm to their dispatch center.
- I. Executive Council:** the ALMR Executive Council which is made up of Members and associate Members from the State of Alaska representing state agencies, the Alaska Municipal League, the



Alaska Federal Executive Association, the Department of Defense – Alaska, and the Municipality of Anchorage.

- J.** Alaska Federal Executive Association (AFEA): the organization that represents federal government entities, agencies and organizations, other than the Department of Defense, that will operate on the shared ALMR system infrastructure.
- K.** Gateway - a device that allows a disparate radio to communicate real time, overcoming spectrum, formatting, and other technical challenges. ALMR utilizes MotoBridge™ gateways.
- L.** Information Assurance (IA): protects and defends information and information systems by ensuring their availability, integrity, authentication, confidentiality, and non-repudiation. This includes providing for restoration of information systems by incorporating protection, detection, and reaction capabilities.
- M.** Membership Agreement: the agreement entered into between the ALMR Operations Management Office, as the designated agent for the Executive Council, and a user agency, which sets forth the terms and conditions under which the System provides services to a user agency and the user agency's responsibilities while operating the System.
- N.** Municipality of Anchorage (MOA): The MOA covers 1,951 square miles with a population of approximately 278,000. The MOA stretches from Portage, at the southern border, to the Knik River at the northern border, and encompasses the communities of Girdwood, Indian, Anchorage, Eagle River, Chugiak/Birchwood, and the native village of Eklutna.
- O.** Non-Proprietary Talkgroup – a talkgroup assigned during a multi-agency operation, such as a central dispatch. A non-proprietary talkgroup is not Member-exclusive and is cooperatively shared by participating Members.
- P.** Operations Manager: the Operations Manager represents the User Council interests and makes decisions on issues related to the day-to-day operation of the System and any urgent or emergency System operational or repair decisions. In coordination with the User Council, the Operations Manager establishes policies, procedures, contracts, organizations, and agreements that provide the service levels as defined in the Service Level Agreement.
- Q.** Operations Management Office (OMO): develops recommendations for policies, procedures, and guidelines; identifies technologies and standards; and coordinates intergovernmental resources to facilitate communications interoperability with emphasis on improving public safety and emergency response communications.
- R.** Party/Parties: one or more Parties who have signed the Agreement (Cooperative Agreement). The Parties to the agreement are: Department of Defense - Alaska, Alaska Federal Executive Association, and the State of Alaska Department of Administration's commissioner or commissioner's designee, respectively or collectively.
- S.** P25 Standards: the P25 suite of standards involves digital Land Mobile Radio (LMR) services for local, state and national (federal) public safety organizations and agencies. P25 is applicable to land mobile radio (LMR) equipment authorized or licensed, in the U.S., under the National Telecommunications and Information Administration (NTIA) or Federal Communications Commission (FCC) rules and regulations.
- T.** Partitioned System Management – the responsibility residing in an agency as the ALMR system manager/operator on behalf of that entity alone to perform systems management as defined in separate memorandums of agreement.
- U.** Proprietary Talkgroup – an exclusive talkgroup assigned to a single, specific agency.
- V.** Radio – either a Project 25 compliant control station, console, mobile or portable radio, which has a unique identification number and is assigned to the ALMR.
- W.** Radio Programming – fleetmapping, template programming and reprogramming, and assignment of talkgroups within ALMR.
- X.** State of Alaska (SOA): the primary maintainer of the SATS (the State's microwave system), and shared owner of the System.
- Y.** State of Alaska Telecommunications Systems (SATS): The State of Alaska statewide telecommunications system microwave network.



- Z.** Super System Management – the responsibility residing with the Operations Manager/System Manager on behalf of all ALMR Members that include, but are not limited to:
 - 1. Assign radio use priorities;
 - 2. Assign radio identification numbers;
 - 3. Manage talkgroups to assure appropriate use of ALMR;
 - 4. Set standards for the selection and supervision of ALMR personnel;
 - 5. Enforce guidelines, procedures, and protocols governing the operation of radios on ALMR;
 - 6. Generate and use statistical data and reports concerning Member agency talkgroups, call duration, call types, busy signals, and other data analyses and reports; and
 - 7. Enforce termination of the Membership Agreement when a Member agency's conduct or action(s) cause systemic and/or continuous ALMR operation problems.
- AA.** System Management Office: the team of specialists responsible for management of operations of the System.
- BB.** Talk group: a unique group of radio Users that can communicate with each other. (NOTE: Talkgroups differ from regular and conventional radio channels in which they are not restricted to a certain radio frequency and may use up to 21 separate frequencies that are assigned by a controller on a control channel.)
- CC.** Template – the software programmed in a radio which controls the radio functions and communication capabilities.
- DD.** User/Member: an agency, person, group, organization or other entity which has an existing written Membership Agreement, with one of the Parties to the Cooperative Agreement, to operate on ALMR. The terms User and Member are synonymous and interchangeable.
- EE.** User Council: the User Council is responsible for recommending all operational and maintenance decisions affecting the System. Under the direction and supervision of the Executive Council, the User Council has the responsibility for management oversight and operation of the System. The User Council oversees the development of System operations plans, procedures and policies under the direction and guidance of the Executive Council.

III. ALMR COMMUNICATIONS SERVICES

Services provided are listed in the Operations Management Office and System Management Office Customer Support Plans at <http://www.alaskalandmobileradio.org>.

IV. GENERAL PROVISIONS

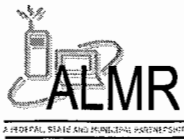
- A.** ALMR Mobile Radio Coverage – ALMR provides mobile radio communication coverage to the Member subject to the Member's compliance with recommended optimal performance standards for equipment, antenna installation, and maintenance. If the Member agency detects possible ALMR network infrastructure malfunctions or radio communication coverage loss, the Member should first contact its equipment service or maintenance provider for an evaluation of the problem. If the service provider determines the problem is not an equipment installation or maintenance problem, the Member should promptly notify the Help Desk. The Help Desk will promptly investigate and take appropriate corrective action to alleviate the coverage loss or network infrastructure malfunction, and report the corrective action to the Member agency. Coverage is not guaranteed and will vary from location to location. The Member agency is encouraged to conduct its own radio communications coverage test to determine the expected coverage level in its geographic jurisdiction.
- B.** Private Calling Availability – an agency may choose to avail itself of Private Calling. Private calling permits properly programmed mobile and portable radios in a talkgroup to enter into one-on-one conversations. Only the initiating and target radio(s) are able to communicate with each other. Private calling can tie-up ALMR System resources. Consequently, a determination of the need and potential impact on the system will be made by the System Management Office when such a request is received from Member agencies.



- C.** Electronic and Infrastructure Maintenance - ALMR provides complete monitoring, inspection, and maintenance programs for all ALMR radio sites and system infrastructure in operation at those sites regardless of infrastructure ownership through contracts and memorandums of agreement. ALMR staff and its certified vendors and partners provide proactive system repair and maintenance, extending the life and performance of ALMR for the direct benefit of all Members.
- D.** System Redundancy and Security - ALMR provides a system redundancy called fault tolerance. With fault tolerance, a single point of failure will generally not result in negative system wide performance. Many redundant and backup systems within ALMR are designed to eliminate complete system failure. Several levels of survivability are available. In the case of a catastrophic event, the rest of the System will continue to function in a site-trunking communication manner.
- E.** Performance Standards and Monitoring – ALMR utilizes automated performance standards and automated diagnostics, which are monitored 24 hours a day, every day. System management is maintained at the System Management Office and zone controllers on a daily basis. ALMR staff adhere to stringent quality standards of installation and maintenance through scheduled automated testing of all sites, monitoring of Member satisfaction on a regular basis, tracking of Member problems and service requests, monitoring of scheduled and unscheduled system downtime, oversight of system traffic performance, drive testing within system, collection and analysis of empirical data, and planned system upgrades and enhancements.
- F.** Upgrades and Enhancements – upgrades are changes made to ALMR infrastructure to assure compliance or to improve upon previously existing features and operations of ALMR. Some upgrades may be provided to all Member agencies at no additional charge. Enhancements are modifications made to ALMR services or systems that add functions or features not originally part of ALMR or the services requested by the Member agencies. Such enhancements made to the infrastructure may also require an upgrade or replacement of user subscriber assets. To access such enhancements and features, it is solely the responsibility of the user to upgrade their subscriber assets. Enhancements may necessitate an adjustment in all Member agencies fees.
- G.** Gateway Use - Use of gateway(s) is available to all ALMR Members on the system. Specific protocols, policies, procedures and talkgroup agreements for agencies are required and can be developed and coordinated through the Operations Management and System Management Offices.
- H.** Information Assurance – as provided through the Department of Defense Information Assurance Certification and Accreditation Process.
- I.** OMO Standards Measurement and Trends – as provided by the Operations Management Office Customer Support Plan and the Service Level Agreement.
- J.** Quality Assurance Evaluation – quality assurance evaluations as evaluated against the standards in the contract statement of work.
- K.** Service Level Agreement – outlines the operations and maintenance services as required by the User Council membership for the sustainment and operations of the ALMR infrastructure. The performance metrics contained in the SLA describes the maintenance standards for the ALMR system infrastructure. ALMR cost share services are also outlined in the SLA.

V. MEMBERSHIP OBLIGATIONS

- A.** Activation and Member Fees – Not later than June 30 each year, the Parties (signatories) to the Cooperative Agreement will determine the cost share of individual Members. Each Party (signatory) to the Cooperative Agreement will be responsible for communicating the costs associated with the cost shares billed to the Member agencies.
- B.** Funding Obligation – Individual Member agencies operating on the System are responsible for requesting and obtaining sufficient funds to cover that Member's annual cost share.
- C.** Member Radio Equipment – Member agencies may only use ALMR-approved radio equipment. Member agencies are responsible for acquiring their own equipment. A list of acceptable radio equipment is available on the ALMR website or from the System Management Office. This list will be updated from time to time.



- D. Radio Maintenance and Repair – Each Member agency is responsible for proper maintenance and repair of its radio subscriber equipment. This assures that the member agency's radios are in optimal operating order and will not have an adverse impact on other Members' use of ALMR.
- E. No Personal Business – No personal business may be conducted on ALMR by the Member, its employees, or authorized agents, including volunteers and the Member agency's service provider.
- F. Compliance with Federal, State and Local Laws – Member agencies will comply with all current and future Federal, State and local laws, rules, and regulations, as they relate to consolidated public safety dispatching.
- G. Compliance with Guidelines, Procedures, and Protocols – The Member agencies will comply with all guidelines, policies, procedures, and protocols governing the operation and use of the ALMR System as established by the User Council, approved by the Executive Council, and enacted by the Operations Management or System Management Offices. Member agencies will comply with all directives of the Executive Council, including but not limited to those listed in this Membership Agreement. Copies of policies and procedures are available to the Member agencies through the Operations Management Office or at <http://www.alaskalandmobileradio.org>.
- H. Member Agency POC - Each Member agency will identify a central point of contact (POC) to serve as its liaison to the ALMR System Management Office. The POC will be responsible for authorization of template modifications, coordination of new radios onto ALMR, providing fleetmapping data for record keeping purposes, providing after hour emergency telephone numbers, and attending meetings necessary for the safe and efficient operation of ALMR.
- I. Security - All management console or dispatch console operators shall complete the required ALMR IA Training prior to obtaining ALMR System user credentials. All System users shall comply with the ALMR IA Policies. No agency shall allow the connection of unauthorized components to the system or to any port on the system. Agencies shall ensure no non-standard, unapproved applications are loaded on ALMR computers, servers, or routers. Agencies shall ensure no unauthorized personnel are allowed access to system management components (e.g. management consoles). Member agencies shall ensure encryption is used whenever appropriate. Agencies shall comply will all Information Assurance controls, policies, procedures, and processes.
- J. Corrective Action – In order to protect the integrity, security, safety, and efficient operation of ALMR for all its Member agencies, Member agencies will take appropriate corrective action against any of its employees who violate ALMR guidelines, procedures, or protocols including those set out in this Membership Agreement.
- K. System Management – Member agencies will comply with System Management direction in order to assure the safe and efficient operation of ALMR for all Members.
- L. Trained Personnel - Member agencies will not permit any employee or other personnel, including volunteers, to use ALMR until such individual(s) have received radio user training.

VI. DISPUTE RESOLUTION

If any issue of ALMR non-performance arises under this Membership Agreement, the parties to the Cooperative Agreement agree to resolve the issue at the lowest management level of each party. In the event the issue remains unresolved, the parties agree to immediately escalate the issue to upper-level management for their consideration. They will consider the details of the nonperformance issue, assess whether there have been past issues of non-performance, determine how long the non-performance has been continuing, determine the seriousness of the non-performance, and negotiate, in good faith, a mutually agreeable solution. In the event all parties cannot agree on a solution, the non-performance issue shall be directed to the Executive Council who will consult with and seek advice from the User Council on resolution of the non-performance issue. A decision by the Executive Council is final and non-appealable.

VII. GOVERNANCE



- A.** Executive Council - The Executive Council provides direction for the administration and operation of ALMR. The Executive Council is charged with responsibility to review and approve recommendations regarding future ALMR System features and enhancements, review and advise on customer service complaints, non-performance issues and potential Member agency termination because of abuse of user privileges. The Executive Council takes advice from the User Council and other committees, working groups, and advisory panels set up by the Executive Council to assist them in making determinations on policy and direction.
- B.** User Council – The User Council establishes policies and procedures regarding the operation of ALMR. The User Council is responsible for all operational and maintenance decisions affecting the System. Under the direction and supervision of the Executive Council, the User Council has the responsibility for management oversight and operations of the System. The User Council, through the OMO, oversees the development of System operations plans, procedures and policies under the direction and guidance of the Executive Council. (Members of the Executive Council and User Council are listed at www.alaskalandmobileradio.org.)

VIII. DURATION, CANCELLATION, & TERMINATION OF MEMBERSHIP

Agency membership on ALMR will remain in effect until canceled or terminated by the member agency upon 30 days written notice. The Membership Agreement, between the Member agency and the Executive Council, may be terminated for violation(s) of the terms and conditions of the Cooperative Agreement (inclusive of its appendices) upon 30 days written notice to the Member agency. Termination for cause, or departure at the request of the agency, does not relieve the Member agency of their financial obligations for the inclusive term of the membership (as specified on page one). Termination is subject to review and approval by the Executive Council.

IX. TERMINATION ASSISTANCE

If this Membership Agreement is canceled or terminated for any reason, ALMR will provide all reasonable assistance requested by the Member agency to allow for the orderly transfer of services.

X. MISCELLANEOUS

- A.** Waiver – the failure of a signatory to insist upon strict adherence to any term of this Membership Agreement shall not be considered a waiver or deprive the signatory of the right thereafter to insist upon the strict adherence to that term of the Membership Agreement.
- B.** Modification – this Membership Agreement may not be modified, amended, extended, or augmented, except by written amendment signed by both the signatories to the Membership Agreement and approved by the Executive Council.
- C.** Governing Law – this Membership Agreement shall be governed by, and construed in accordance with the laws of the State of Alaska, and any and all applicable federal laws.
- D.** Headings – the headings given to the sections and paragraphs of this Membership Agreement are inserted only for convenience and are in no way to be construed as part of this Membership Agreement, or as a limitation of the scope of the particular sections or paragraphs to which the heading refers.
- E.** Independent Contractor Relationship – the relationship between ALMR and Member agencies is that of an independent contractor and client. No agent, employee, or servant of ALMR shall be deemed to be an employee, agent, or servant of the Member agencies. Member agencies will be solely and entirely responsible for its acts and the acts of its agents, employees, servants, subcontractors, and volunteers during the performance of this Membership Agreement.

XI. SPECIAL PROVISIONS



- A. Funding Obligation** – Per the Cooperative Agreement, Article 2, Section 11, and Article 9, Section 7, and as further noted in Article 11, Section 6, nothing contained in this Membership Agreement shall be construed as binding the Member agency to expend in any one fiscal year any sum in excess of available appropriations made by Congress, the Alaska Legislature, a city council, a borough assembly, or a board of directors for the purposes of this Membership Agreement for that fiscal year, or to be obligated to make an expenditure of money in excess of such appropriations.
- B. Liability** –the signatories to this Membership Agreement verify their represented agencies accept responsibility for any property damage, injury or death, caused by the acts or omissions of their respective employees acting within the scope of their employment under this Membership Agreement to the fullest extent permitted by law. Signatories shall not be held personally liable for financial or any other obligations, clauses, or responsibilities regarding this system or its affects.

XII. NOTICES

All notices given under this Membership Agreement, except for emergency service requests, will be made in writing. All notices will be sent to the Member agencies as follows: (fill in all gray fields, as applicable)

Agency Name KPB/Office of Emergency Management
 POC Name Scott Walden
 Address 1 253 Wilson Lane
 Address 2
 City Soldotna
 Zip code 99669
 Phone 907-262-4910
 Cell 907-394-2417
 Fax: 907-714-2395
 Attention
 E-mail swalden@borough.kenai.ak.us

Address changes will be effective seven (7) days after notice of such change is given. This Membership Agreement shall become effective as of the date of the last signature.

AUTHORIZED MEMBER SIGNATORY:

AUTHORIZED PARTY SIGNATORY:

Agency Name Kenai Peninsula Borough
 Representative Name Mr. Mike Navarre
 Representative Title Borough Mayor
 Signature _____
 Date _____

Entity Name _____ .
 Representative Name _____ .
 Representative Title _____ .
 Signature _____
 Date _____



Execution of this Membership Agreement may only be made by a duly authorized representative of the Member agency/local unit of government.

Alaska Land Mobile Radio
Attention: Operations Management Office
5900 East Tudor Road, Suite 121
Anchorage, Alaska 99507-1245

Approval

Del Smith
Operations Manager

Signature

Date

Introduced by: Mayor
Date: 08/07/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
RESOLUTION 2012-063**

**A RESOLUTION APPROVING THE PETITION APPLICATION FOR THE
FORMATION OF THE ANCHOR VIEW ESTATES UTILITY SPECIAL ASSESSMENT
DISTRICT FOR CONSTRUCTION OF A NATURAL GAS MAIN LINE**

1 **WHEREAS**, in 1991 the voters of the Kenai Peninsula Borough adopted a nonareawide power to
2 form special assessment districts for utility lines; and

3 **WHEREAS**, natural gas provides a safe, economical heating alternative and has been shown to
4 increase the value and marketability of parcels; and

5 **WHEREAS**, an application has been received requesting the establishment of a utility special
6 assessment district (USAD) for financing the construction of an extension of Enstar's
7 natural gas main line to a district in the area of Anchor Point west of the Sterling
8 Highway and north of the Anchor River Air Park; and

9 **WHEREAS**, one parcel within the proposed USAD, Lot 4 LIADA SPIT; VISTA REPLAT, per
10 parcel survey HRD 2003-10, cannot reasonably benefit from the proposed
11 improvement because the physical characteristics of the property make it
12 unreasonable to develop or improve as the lot is narrow and the topography is
13 primarily a gully, additionally the lot is reserved for ingress and egress and cannot be
14 improved with permanent structures per the plat restrictions; and

15 **WHEREAS**, at least 60 days prior to the hearing date of this resolution, the Kenai Peninsula
16 Borough Clerks Office has notified the proposed benefited parcel owners by certified
17 mail, return receipt requested, describing the special assessment district and proposed
18 improvement, providing a map of the proposed improvement, the date of the public

1 hearing, and informing the recipients that no subdivision, reversion of acreage, or lot
2 line adjustment will be recognized for USAD assessment purposes after assembly
3 approval of the petition application; and

4 **WHEREAS,** the map showing the proposed boundary has been reviewed by the assessor and the
5 mayor as required by KPB 5.35.030 and found to be proper and appropriate for this
6 project; and

7 **WHEREAS** the petition sponsor has provided the assessing department with written notice of
8 intent to proceed with assembly review of the petition application; and

9 **WHEREAS,** Enstar has submitted a letter of approval for the proposed natural gas main line
10 extension; and

11 **WHEREAS,** there are no other special assessment liens against any of the parcels in the proposed
12 district; and

13 **WHEREAS,** this resolution, with its attached exhibits, which are incorporated by reference as if
14 fully set forth herein, sets out the description of the proposed improvements, the total
15 estimated cost of constructing the improvement, a map showing the boundary, the
16 name of each record owner within the proposed district, the tax parcel number of
17 each parcel, the assessed valuation of each parcel, an estimate of the amount to be
18 assessed to each parcel, the status of tax payment of each parcel, whether there are
19 special assessment liens against any of the parcels, a description of any parcel that
20 exceeds the assessment to value ratios set forth in KPB 5.35.070(D), the method of
21 proposed financing, and the total number of parcels to be assessed;

22 **NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI**
23 **PENINSULA BOROUGH:**

1 **SECTION 1.** That the petition application for the proposed Anchor View Estates Utility Special
2 Assessment District is hereby approved, excluding Lot 4 LIADA SPIT; VISTA
3 REPLAT, per parcel survey HRD 2003-10 because it cannot reasonably benefit
4 from the improvement, and the petitioner may file a petition with the assembly
5 through the Borough Clerk.

6 **SECTION 2.** That this resolution is supported by the information in the following attached
7 exhibits which are incorporated by reference as if fully set forth herein:

- 8 1) USAD information sheet describing the proposed improvement, including the
9 total estimated project cost of \$162,444.80 which is Enstar's estimated cost of
10 \$153,015.00 plus the borough's cost of \$9,429.97; and the estimated cost per
11 parcel of \$3,315.20;
- 12 2) a map of the boundaries of the proposed USAD district and boundaries;
- 13 3) Enstar's commitment letter to construct the gas line, dated May 25, 2012 and
14 emails dated July 24, 2012 and July 26, 2012, stating that \$153,015.00 is
15 Enstar's total estimated cost of the improvement;
- 16 4) petition signature page;
- 17 5) Spreadsheet listing the name of the record owner of each parcel in the
18 proposed district, the tax parcel number, the assessed valuation, an estimate of
19 the amount to be assessed to each parcel, the status of tax payments of each
20 parcel, whether there are other special assessment liens against any of the
21 parcels, a description of any parcels that exceed the assessment-to-value ratio
22 set forth in KPB 5.35.070(D), and total number of parcels to be assessed; and

1 6) Memo from the finance director stating the method of financing, interest rate
2 to be paid, and setting forth the number and frequency of payments.

3 **SECTION 3.** That all parcels within the proposed USAD are benefited by the improvement as
4 defined in KPB 5.35.105(B).

5 **SECTION 4.** That this resolution shall take effect immediately upon its adoption.

6 **ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH**
7 **DAY OF AUGUST, 2012.**

Gary Knopp, Assembly President

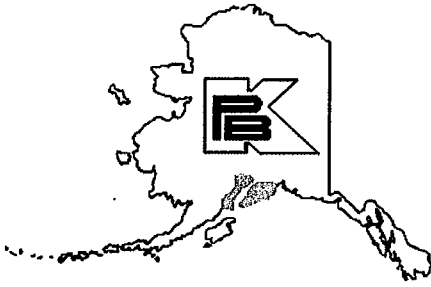
ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520
Toll-free within the Borough: 1-800-478-4441
PHONE: (907) 262-4441 • **FAX:** (907) 262-1892
www.borough.kenai.ak.us

MIKE NAVARRE
BOROUGH MAYOR

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Borough Mayor *MN*
Tom Anderson, Director of Assessing *Marie Payfer for Tom Anderson*

FROM: Marie Payfer, Special Assessment Coordinator *MP*

DATE: July 26, 2012

SUBJECT: Resolution 2012-063, Anchor View Estates USAD – Resolution Approving the Petition Application

An application has been received for the purpose of forming a Utility Special Assessment District (USAD) in the Anchor Point area, along Augusta Lane and Illiamna Court which are west of the Sterling Highway and north of the Anchor River Air Park (Anchor View Estates USAD, hereinafter “USAD”). The project would benefit 49 parcels. It is recommended that one parcel be removed from the USAD as it cannot reasonably be developed to take advantage of the availability of the proposed gas line.

The project cost for the 2012 construction season is estimated at \$162,444.80. The proposed method of cost allocation is by equal assessment to each of the 49 benefited parcels. The per-parcel cost is estimated to be \$3,315.20. If the project is approved by September 18, 2012, the project will likely be constructed this year. If approved later in 2012, the project will likely be completed in 2013.

As required by KP.B 5.35.070(D) no lien for this project may exceed 21 percent of the fair market value of the property after giving effect to the estimated benefit from the improvement. Within this proposed district there are no lots that exceed the 21 percent limitation. KP.B 5.35.070(E) states a special assessment district may not be approved where properties which will bear more than 10 percent of the estimated costs of the improvement are delinquent in payment of borough property taxes from the immediately preceding tax year. For this project, the immediately preceding tax year is 2011. As of July 26, 2012, four lots within the proposed district, or 8.16 percent are delinquent in payment of the 2011 property taxes.

The following list of exhibits to the resolution support and are incorporated by reference in the resolution approving the petition application:

- A. USAD information sheet describing the proposed improvement;
- B. A map of the boundaries of the proposed USAD district and boundaries;
- C. Enstar's commitment letter to construct the gas line, dated May 25, 2012, and emails dated July 24, 2012 and July 26, 2012;
- D. Petition signature page;
- E. Spreadsheet listing the name of the record owner of each parcel in the proposed district, the tax parcel number, the assessed valuation, an estimate of the amount to be assessed to each parcel, the status of tax payments of each parcel, whether there are other special assessment liens against any of the parcels, a description of any parcels that exceed the assessment-to-value ratio set forth in KPB 5.35.070(D), and total number of parcels to be assessed; and
- F. Memo from the finance director stating the method of financing, interest rate to be paid, and setting forth the number and frequency of payments.

Your consideration is appreciated.

UTILITY SPECIAL ASSESSMENT DISTRICT INFORMATION SHEET

ANCHOR VIEW ESTATES USAD

This petition proposes a utility special assessment district (USAD) be formed for the purpose of providing natural gas to the area in Anchor Point, Augusta Lane and Illiamna Court, West of the Sterling Highway and North of the Anchor River Air Park. A map showing the parcels to be assessed is attached.

The project proposes to lay approximately 6,180 feet of 2-inch gas line. The proposed method of cost allocation is by equal assessment to each of the 49 benefited parcels. Enstar's 2012 construction estimated project cost is \$162,444.80 (Enstar's 2012 cost of \$153,015.00 plus the Kenai Peninsula Borough's cost of \$9,429.80). The 2012 allocated cost per parcel is estimated at \$3,315.20. Enstar will honor the 2012 estimated price if the project is approved by the borough in 2012, though the project may not be completed in 2012 if not approved by the borough assembly by September 18, 2012.

This estimated assessment will only cover the costs for Enstar to install the gas main line. There may be additional costs for property owners to connect to the main line. Property owners should contact Enstar to find out the amount of any additional costs to connect to the main line. These connection costs are not included in the assessment.

This cost will be assessed in the form of a lien on the benefited parcel. It will be payable over a ten (10) year period. At your option, it may be paid at any time prior to the ten (10) year period. Failure to pay the assessment will be cause for foreclosure proceedings. Interest will be added to any assessments not paid within 30 days of the assessment. The rate of interest will be equal to the prime rate at the date of assessment plus 2%.

No subdivision, reversion of acreage, or lot line adjustment will be recognized for USAD assessment purposes after assembly approval of the petition application.

This petition proposes to assess 100% of the benefited parcels. In order to qualify, the petition must have more than 70% of the property owners within the proposed district approving the project. Approval is signified by properly signing the petition signature page. Failure to secure approval of more than 70% of the parcel owners within the proposed district will cause the petition to fail.

All signatures must be dated and the petition must be filed with the office of the Borough Clerk within thirty (30) days of the date of the first signature in order to be included in the calculation of the required percentages.

No property owner may withdraw his/her approval of the improvement for a period of six (6) months after the filing of this petition. (This shall not preclude the owner(s) from filing an objection as provided in KPB 5.35.110(D)).

A non refundable filing fee of \$1,000 must be paid at the time of submission of this petition. (This filing fee is for the whole project, not a per parcel fee.)

This petition consists of the following documents: 1) this information sheet; 2) a map of the geographic area encompassing the benefited parcels; 3) Enstar's commitment letter to construct the gas line, dated May 25, 2012; 4) the Notice to Petition Signers/Petition Signature Page; 5) a list of the benefited parcels in the proposed USAD detailing each respective parcel's tax identification number, legal description, estimated charge for the benefit, assessed value, and the name(s) and addresses of the parcel owners and tax delinquencies; and 6) memo from Finance Director stating method of financing, interest rate to be paid and setting forth the number and frequency of payments.

Only the page requiring your signature(s) needs to be returned.

Questions regarding this petition may be referred to:



Petition Organizer(s):

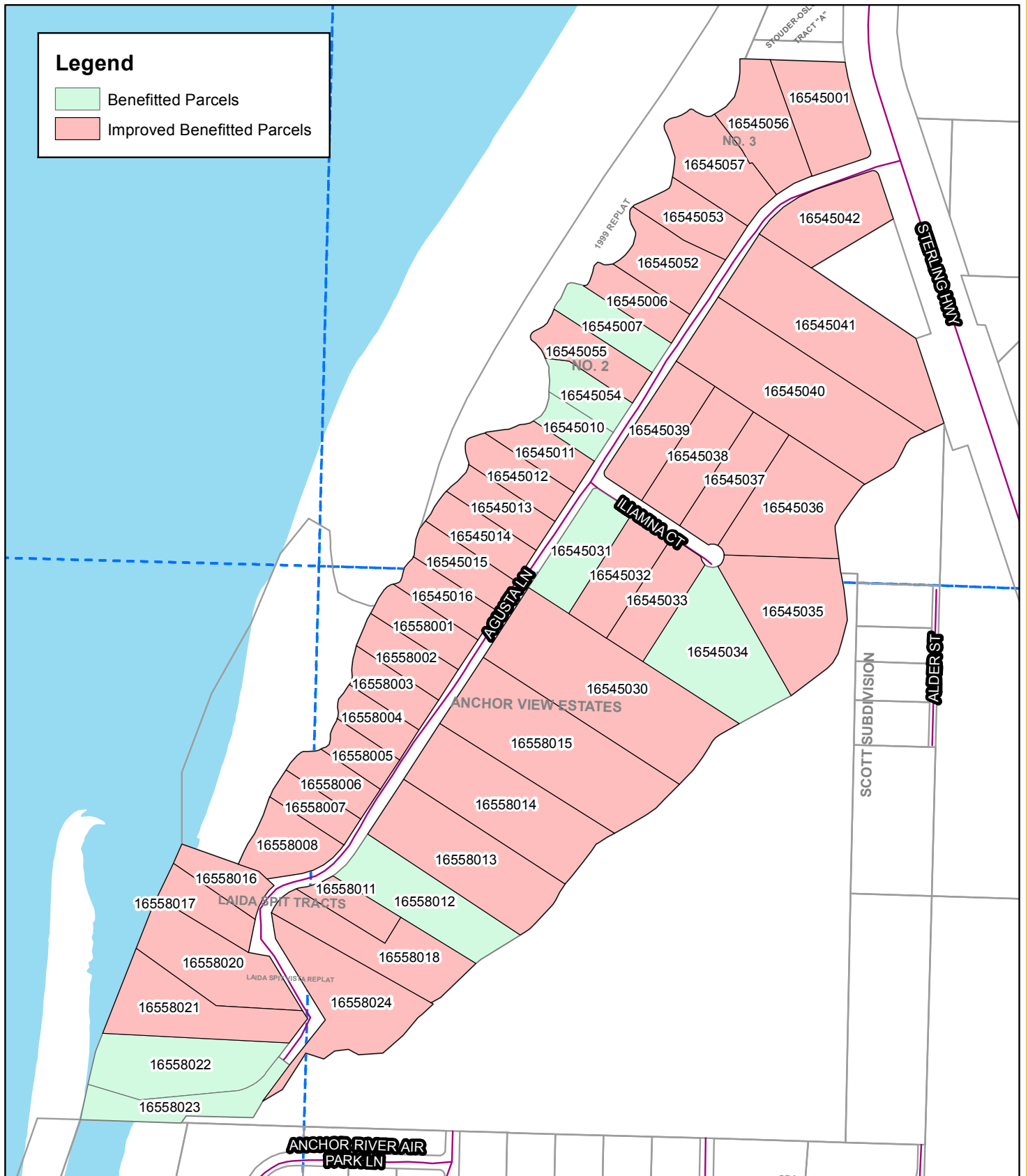
Emmitt Trimble – 907-299-1459

Or

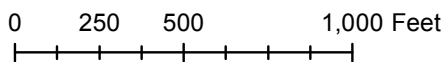
Marie Payfer, Special Assessment Coordinator (907) 714-2230 or 1-800-478-4441 within the Borough

Legend

-  Benefitted Parcels
-  Improved Benefitted Parcels



The information depicted hereon is for a graphical representation only of best available sources. The Kenai Peninsula Borough assumes no responsibility for any errors on this map.



Date: 3/23/2012

Anchor View Estates USAD



3000 Spenard Road
P.O. Box 190288
Anchorage, AK 99519-0288
www.enstarnaturalgas.com

May 25, 2012

Ms. Marie Payser, USAD Coordinator
Kenai Peninsula Borough
148 N. Binkley
Soldotna, Alaska 99669

RE: *Anchor View Estates Utility Special Assessment District*

Dear Ms. Payser:

The Anchor View Estates engineering has been completed. The project design requires 6180 feet of 2-inch pipe. ENSTAR's 2012 construction rate for 2-inch pipe is \$17.64 per foot. The project will also require a 610 foot horizontal bore under a drainage area, extensive brushing, as well as, a SWPPP at a total cost of \$44,000.00. Therefore, ENSTAR's total estimated cost for pipe installation in 2012, would be \$153,015.00.

This is a non-refundable project and a Contribution in Aid Agreement will be used for this project.

In the event the Anchor View Estates Utility Special Assessment District is approved by the Kenai Peninsula Borough on or before September 15, 2012, ENSTAR will construct the project in 2012. If the project is delayed and is constructed in 2013, the rate will increase to \$20.83 per foot for an additional charge of \$19,714.00.

Please do not hesitate to call should you need any assistance or have any questions.

Respectfully,

A handwritten signature in black ink, appearing to read "C. Pierce".

Charlie Pierce
Southern Division Manager

RECEIVED

MAY 25 2012

KPB ASSESSING DEPT.

Anchorage: 907-277-5551 • Kenai Peninsula Office: 907-262-9334 • Mat-Su Office: 907-376-7979

All Our Energy Goes Into Our Customers

NOTICE TO PETITION SIGNERS/PETITION SIGNATURE PAGE

1. Signatures must be in ink.
2. For lots with joint ownership, each owner of record must sign and date the petition. If the joint owner is deceased, please provide a copy of the death certificate.
3. Your signature(s) represent(s) a vote for each parcel listed. You must sign and date your approval for each parcel listed. No property owner may withdraw his/her approval of the proposed improvement for a period of six (6) months after the date of the filing of petition. This does not preclude a property owner from filing a written objection as provided in KPB 5.35.110(D) within the time provided by ordinance or regulation.
4. This petition consists of the: 1) petition information sheet(s); 2) a map of the geographic area encompassing the benefited parcels; 3) ENSTAR's commitment letter to construct the gas main line, dated May 25, 2012; 4) this Notice to Petition Signers/Petition Signature Page; 5) a list of the benefited parcels in the proposed USAD detailing each respective parcel's tax identification number, legal description, estimated charge for the benefit, assessed value, and the name(s) and addresses of the parcel owners and tax delinquencies; and 6) memo from Finance Director stating method of financing, interest rate to be paid and setting forth the number and frequency of payments.

THE OWNERS BY THEIR SIGNATURES ACKNOWLEDGE THAT THEY HAVE HAD THE OPPORTUNITY TO READ THE DOCUMENTS COMPRISING THE PETITION LISTED IN #4 ABOVE AND APPROVE THE PROPOSED UTILITY SPECIAL ASSESSMENT DISTRICT.

OWNER(S) OF RECORD

PARCEL NO.:
ASSESSED VALUE:

Signature: _____ Date _____

Signature: _____ Date _____

Anchor View Estates USAD Estimated Assessment Roll

Estimated Costs	
Enstar Construction	153,015.00
KPB Overhead	9,429.80
Total Estimated Cost	162,444.80
Number of Parcels	49
Estimated Cost per parcel	3,315.20

PARCEL ID	LEGAL	2012 TOTAL ASSESSED VALUE	ESTIMATED ASSESSMENT	OWNER	ADDRESS	CITY/STATE/ZIP	DELINQ? Y=YES
16545001	T 4S R 15W SEC 35 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 24 BLK 1	71,400.00	3,315.20	WALDROP HARLEY D	7822 S CHENEY SPOKANE RI	SPOKANE, WA 99224	Y
16545006	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 19 BLK 1	41,400.00	3,315.20	LEEDY ROBERT R & MARYANN S	27417 VANTAGE AVE	EAGLE RIVER, AK 99577	
16545007	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 18 BLK 1	42,500.00	3,315.20	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16545010	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 15 BLK 1	30,500.00	3,315.20	SCHROEDER STEPHEN C DECLARATION OF TRUST	PO BOX 220363	ANCHORAGE, AK 99522	
16545011	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 14 BLK 1	144,400.00	3,315.20	MASUDA DONALD	2214 21ST ST	SACRAMENTO, CA 95818	
16545012	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 13 BLK 1	302,100.00	3,315.20	KACHER KATHY L	PO BOX 664	ANCHOR POINT, AK 99556	
16545013	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 12 BLK 1	42,000.00	3,315.20	TOMS KATHY L	PO BOX 664	ANCHOR POINT, AK 99556	
16545014	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 11 BLK 1	53,100.00	3,315.20	KIMBRELL DAVID ARTHUR	PO BOX 774	ANCHOR POINT, AK 99556	
16545015	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 10 BLK 1	42,200.00	3,315.20	KIMBRELL DAVID ARTHUR	PO BOX 774	ANCHOR POINT, AK 99556	
16545016	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 9 BLK 1	96,600.00	3,315.20	BAGLEY GARY D & GERALDINE A REVOCABLE TRUST	103 RED SHALE CT	FOLSOM, CA 95630	
16545030	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 7 BLK 2	61,400.00	3,315.20	MOE DOUGLAS E & KIEL D & INGA M & BARRETT R	PO BOX 1217	HOMER, AK 99603	Y
16545031	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 7 BLK 2	39,500.00	3,315.20	MURRAY LYNN P	PO BOX 674	ANCHOR POINT, AK 99556	
16545032	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 8 BLK 2	100,500.00	3,315.20	MURRAY L P	PO BOX 674	ANCHOR POINT, AK 99556	

PARCEL ID	LEGAL	2012 TOTAL ASSESSED VALUE	ESTIMATED ASSESSMENT	OWNER	ADDRESS	CITY/STATE/ZIP	DELINQ? Y=YES (4)
16545033	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 9 BLK 2	40,900.00	3,315.20	MURRAY LYNN P	PO BOX 674	ANCHOR POINT, AK 99556	
16545034	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 10 BLK 2	55,800.00	3,315.20	WELLS FARGO BANK OF AK CUSTODIAN	PO BOX 196127	ANCHORAGE, AK 99519	Y
16545035	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 11 BLK 2	149,700.00	3,315.20	VORASICKY JARDO	PO BOX 538	ANCHOR POINT, AK 99556	Y
16545036	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 15 BLK 2	98,900.00	3,315.20	MURRAY GREGORY E & SALLY M	PO BOX 58	ANCHOR POINT, AK 99556	
16545037	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 14 BLK 2	49,000.00	3,315.20	JEFFERY STEVE	107 N 6TH ST	SPRING LAKE, NC 28390	
16545038	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 13 BLK 2	143,600.00	3,315.20	HOFFMAN JASON	PO BOX 1281	ANCHOR POINT, AK 99556	
16545039	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 12 BLK 2	165,700.00	3,315.20	CANFIELD ROBERT G	PO BOX 732	ANCHOR POINT, AK 99556	
16545040	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 16 BLK 2	144,200.00	3,315.20	DEFRANCISCO KENNETH P	PO BOX 403	ANCHOR POINT, AK 99556	
16545041	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 17 BLK 2	33,600.00	3,315.20	YOUNGMAN MARGIE & YOUNGMAN GEORGE & RICHTER FRANCIS	PO BOX 389	ANCHOR POINT, AK 99556	
16545042	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 18 BLK 2	360,300.00	3,315.20	ANCHOR POINT CHURCH OF THE NAZARENE	PO BOX 309	ANCHOR POINT, AK 99556	
16545052	0990083 ANCHOR VIEW ESTATES 1999 REPLAT LOT 20-A BLK 1	58,900.00	3,315.20	MEYERS LEONE R	PO BOX 141	ANCHOR POINT, AK 99556	
16545053	0990083 ANCHOR VIEW ESTATES 1999 REPLAT LOT 21-A BLK 1	214,700.00	3,315.20	MEYERS LEONE R	PO BOX 141	ANCHOR POINT, AK 99556	
16545054	2007130 ANCHOR VIEW ESTATES NO 2 LOT 16-A BLOCK 1	38,800.00	3,315.20	JACOBSON TODD C	3001 BETTLES BAY LOOP	ANCHORAGE, AK 99515	
16545055	2007130 ANCHOR VIEW ESTATES NO 2 LOT 17-A BLOCK 1	181,700.00	3,315.20	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16545056	2007137 ANCHOR VIEW ESTATES NO 3 LOT 23-A BLOCK 1	476,400.00	3,315.20	MICKE GERALD R	PO BOX 11026	TERRA BELLA, CA 93270	
16545057	2007137 ANCHOR VIEW ESTATES NO 3 LOT 22-A BLOCK 1	71,200.00	3,315.20	MONROE THOMAS E	PO BOX 220530	ANCHORAGE, AK 99522	
16558001	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 8 BLK 1	320,200.00	3,315.20	TAVERA RONALD G & MARYLOU REVOCABLE TRUST	PO BOX 618	ANCHOR POINT, AK 99556	
16558002	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 7 BLK 1	148,200.00	3,315.20	TAVERA RONALD G & MARYLOU REVOCABLE TRUST	PO BOX 618	ANCHOR POINT, AK 99556	

PARCEL ID	LEGAL	2012 TOTAL ASSESSED VALUE	ESTIMATED ASSESSMENT	OWNER	ADDRESS	CITY/STATE/ZIP	DELINQ? Y=YES
16558003	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 6 BLK 1	173,100.00	3,315.20	MORRIS GARY LEO	PO BOX 556	ANCHOR POINT, AK 99556	
16558004	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 5 BLK 1	40,500.00	3,315.20	HULSE MAX G & MARY ESTHER	8344 MARY ESTHER DR	EAGLE RIVER, AK 99577	
16558005	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 4 BLK 1	120,500.00	3,315.20	FRENCH DUANE J REVOCABLE TRUST	2129 19TH ST NW	ROCHESTER, MN 55901	
16558006	T 4S R 15W SEC 33 & 34 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 3 BLOCK 1	392,400.00	3,315.20	FERRELL JOHN G	PO BOX 324	ANCHOR POINT, AK 99556	
16558007	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 2 BLK 1	38,600.00	3,315.20	SPRINGER GEORGE W	PO BOX 606	ANCHOR POINT, AK 99556	
16558008	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 1 BLK 1	188,300.00	3,315.20	PETERSON DOUGLAS E	PO BOX 750	ANCHOR POINT, AK 99556	
16558011	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780127 LAIDA SPIT TRACTS SUB TRACT B	143,300.00	3,315.20	DOWNES TRUST	11550 E CAMINO AURELIA	VAIL, AZ 85641	
16558012	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 2 BLK 2	35,500.00	3,315.20	RABURN LARRY A & SUE L	1910 REBEL RIDGE DR	ANCHORAGE, AK 99504	
16558013	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 3 BLK 2	116,500.00	3,315.20	RABURN LARRY A & SUE L	1910 REBEL RIDGE DR	ANCHORAGE, AK 99504	
16558014	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 4 BLK 2	63,700.00	3,315.20	MORRIS GARY L	PO BOX 556	ANCHOR POINT, AK 99556	
16558015	T 4S R 15W SEC 27 SEWARD MERIDIAN HM 0760057 ANCHOR VIEW ESTATES SUB LOT 5 BLK 2	145,600.00	3,315.20	TAVERA RONALD G & MARYLOU REVOCABLE TRUST	PO BOX 618	ANCHOR POINT, AK 99556	
16558016	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0830129 LAIDA SPIT TRACT TOO SUB LOT C-1	63,600.00	3,315.20	STEVENS JOHN W & LINDA M	PO BOX 330	ANCHOR POINT, AK 99556	
16558017	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0830129 LAIDA SPIT TRACTS TOO SUB LOT C-2	149,500.00	3,315.20	JAYNES VICKY J & HOLT MARCIA	2691 NATALIE AVE	NORTH POLE, AK 99705	
16558018	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0980085 LAIDA SPIT TRACT A REPLAT TRACT A1	36,000.00	3,315.20	JENKINS VINCENT NEIL	1051 E NORTHSTAR CIR	WASILLA, AK 99654	
16558020	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 2003010 LAIDA SPIT VISTA REPLAT LOT 1	265,800.00	3,315.20	BLAINE RUSSELL A & VICKI L	PO BOX 316	ANCHOR POINT, AK 99556	
16558021	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 2003010 LAIDA SPIT VISTA REPLAT LOT 2	88,700.00	3,315.20	WERTZ CHRISTOPHER	PO BOX 283	ANCHOR POINT, AK 99556	
16558022	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 2003010 LAIDA SPIT VISTA REPLAT LOT 3	61,400.00	3,315.20	BLAINE RUSSELL A & VICKI L	PO BOX 316	ANCHOR POINT, AK 99556	
16558024	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 2003010 LAIDA SPIT VISTA REPLAT LOT 5	40,100.00	3,315.20	BLAINE RUSSELL A & VICKI L	PO BOX 316	ANCHOR POINT, AK 99556	
49	#Parcels	5,982,500.00	162,444.80				

2012 TOTAL ASSESSED VALUE ESTIMATED ASSESSMENT OWNER ADDRESS CITY/STATE/ZIP DELINQ? Y=YES (4)

Parcel identified below is excluded from the district as this parcel cannot reasonably benefit from the proposed improvement because the physical characteristics of the property make it unreasonable to develop or improve as the lot is narrow and the topography is primarily a gully, additionally the lot is reserved for ingress and egress and cannot be improved with permanent structures per the plat restrictions, per Plat Survey, HRD 2003-10.

PARCEL_ID	LEGAL	2012 TOTAL ASSESSED VALUE	ESTIMATED ASSESSMENT	OWNER	ADDRESS	CITY/STATE/ZIP	DELINQ? Y=YES (4)
16558023	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 2003010 LAIDA SPIT VISTA REPLAT LOT 4	0.00	0.00	BLAINE RUSSELL A & VICKI L	PO BOX 316	ANCHOR POINT, AK 99556	



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520

Toll-free within the Borough: 1-800-478-4441

PHONE: (907) 262-4441 • **FAX:** (907) 262-1892

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MIKE NAVARRE
BOROUGH MAYOR

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre
Kenai Peninsula Borough Mayor

FROM: Craig Chapman, Finance Director *C Chapman*

DATE: July 23, 2012

SUBJECT: Anchor View Estates Utility Special Assessment District ("USAD") Financing

The Borough plans to provide the funds necessary to finance the Anchor View Estates USAD from internal sources. KPB 5.10.040 allows the investment of borough monies in special assessment districts that are authorized under KPB 5.35. The total of such investments is limited to not more than \$2,000,000 at the end of any fiscal year. As of May 31, 2012, the borough has \$1,176,254 invested in special assessment districts. If approved, the \$182,229 projected for the Anchor View Estates USAD will increase the total special assessment district investment to approximately \$1,358,483.

The owners of property located within the RIAD will be required to make principal and interest payments each year for a ten-year period to retire the indebtedness to the borough. The rate of interest will be equal to the prime rate (currently 3.25%) plus 2% or 5.25%. Property owners can avoid or reduce the interest charge by making accelerated payments on the principal. Penalties will not be imposed for accelerated payments. The assessment constitutes a lien on each parcel within the district.

Bloom, Scott

Subject: FW: Enstar Letter Anchor Point

From: John Sims [mailto:John.Sims@enstarnaturalgas.com]
Sent: Tuesday, July 24, 2012 10:30 PM
To: Bloom, Scott; Navarre, Mike
Cc: Dave Bredin; Charlie Pierce
Subject: RE: Enstar Letter Anchor Point

Mayor Navarre,

My apologies for the delayed response to your letter regarding the Anchor View Estate USAD on July 9, 2012. ENSTAR has no issue extending the deadline to September 18, 2012 with the goal to construct the project in 2012. Additionally, if for some reason the deadline is exhausted beyond that date, ENSTAR will honor the 2012 construction rate for 2-inch pipe of \$17.64 per foot for the Anchor View Estates USAD for construction in 2013.

Feel free to contact me if you have any other additional questions.

John Sims
Director, Business Development
Office: (907) 334-7625
Cell: (907) 748-2022
Fax: (907) 334-7671

Bloom, Scott

From: John Sims [John.Sims@enstarnaturalgas.com]
Sent: Thursday, July 26, 2012 9:23 AM
To: Bloom, Scott; Navarre, Mike
Cc: Dave Bredin; Charlie Pierce
Subject: RE: Enstar Letter Anchor Point

Mr. Bloom,

If approval for the USAD is delayed to September 18, ENSTAR will still be able to complete the project in 2012 with current rates. If the approval is formalized after that date, construction may be delayed until 2013, but ENSTAR will still honor the 2012 rate of \$17.64 per foot.

Thanks,

John Sims
Director, Business Development
Office: (907) 334-7625
Cell: (907) 748-2022
Fax: (907) 334-7671

From: Bloom, Scott [mailto:SBloom@borough.kenai.ak.us]
Sent: Thursday, July 26, 2012 9:09 AM
To: John Sims; Navarre, Mike
Cc: Dave Bredin; Charlie Pierce
Subject: RE: Enstar Letter Anchor Point

Mr. Sims,

Thank you for your response and willingness to extend the deadline for the construction costs. I just want to make sure I understand exactly what is being offered so there is no confusion or disappointment later. It is your second sentence in the email below that I am not positive how to interpret. If there is a delay on our end and we do not approve the USAD by September 18, 2012 would the 2012 rate still apply if it was approved the following month, or anytime thereafter as long as the Borough approves the project prior to the construction season next spring? Or are you stating that as long as we get assembly approval by September 18, 2012, ENSTAR will honor the 2012 pricing even if construction can't be completed or begun in 2012, but if it is approved after September 18, 2012 then the 2013 pricing will apply?

I appreciate your clarification.

Scott Bloom
Assistant Borough Attorney
(907) 714-2120

This message is private or subject to the Attorney-Client privilege. If you are not the person for whom this message is intended, please delete it and notify me immediately, and please do not copy or send this message to anyone else. Thank you.

From: John Sims [mailto:John.Sims@enstarnaturalgas.com]
Sent: Tuesday, July 24, 2012 10:30 PM

To: Bloom, Scott; Navarre, Mike
Cc: Dave Bredin; Charlie Pierce
Subject: RE: Enstar Letter Anchor Point

Mayor Navarre,

My apologies for the delayed response to your letter regarding the Anchor View Estate USAD on July 9, 2012. ENSTAR has no issue extending the deadline to September 18, 2012 with the goal to construct the project in 2012. Additionally, if for some reason the deadline is exhausted beyond that date, ENSTAR will honor the 2012 construction rate for 2-inch pipe of \$17.64 per foot for the Anchor View Estates USAD for construction in 2013.

Feel free to contact me if you have any other additional questions.

John Sims
Director, Business Development
Office: (907) 334-7625
Cell: (907) 748-2022
Fax: (907) 334-7671

From: Dave Bredin
Sent: Tuesday, July 24, 2012 2:12 PM
To: John Sims
Cc: Bloom, Scott (SBloom@borough.kenai.ak.us)
Subject: FW: Enstar Letter Anchor Point

John – see Scott's e-mail below. Can you give Scott a quick response approving the extension and follow up with a more formal letter if necessary? I think the extension is in the best interest of all involved. I want to do this project this year. We'll be busy in Homer next year.

Dave

From: Bloom, Scott [<mailto:SBloom@borough.kenai.ak.us>]
Sent: Tuesday, July 24, 2012 2:01 PM
To: Dave Bredin
Cc: Ostrander, Paul; Navarre, Mike
Subject: FW: Enstar Letter Anchor Point

Hi Dave,

Attached is the letter we spoke briefly about with regards to the Anchor View USAD. The Borough has not received any response and I am preparing a resolution which I must have finalized by Thursday, July 26. The three day extension could be critical. I am hoping you might be able to help us get a response before then. While I can always amend the resolution prior to the next assembly meeting, August 7, it would be cleaner if I didn't have to.

Thank you for your help.

Scott Bloom
Assistant Borough Attorney
(907) 714-2120

This message is private or subject to the Attorney-Client privilege. If you are not the person for whom this message is intended, please delete it and notify me immediately, and please do not copy or send this message to anyone else. Thank you.

From: Bohn, Jessica
Sent: Tuesday, July 24, 2012 1:46 PM
To: Bloom, Scott
Cc: Navarre, Mike; Ostrander, Paul
Subject: Enstar Letter Anchor Point

Attached is the letter from July 9 requesting deadline extension from Enstar regarding the Anchor Point USAD.
Jessica

From: Ostrander, Paul
Sent: Tuesday, July 24, 2012 12:27 PM
To: Bohn, Jessica
Subject:

Can you please send a signed copy of the letter that the Mayor sent to Enstar requesting the waiver to Scott Bloom. Also copy the Mayor and I.

Thanks,

Paul Ostrander
Chief of Staff
Kenai Peninsula Borough



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520

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PHONE: (907) 262-4441 • **FAX:** (907) 262-1892

www.borough.kenai.ak.us

DAVID R. CAREY
BOROUGH MAYOR

July 9, 2012

John Sims
Director of Marketing
ENSTAR Natural Gas Company
3000 Spenard Road
P.O. Box 190288
Anchorage, AK 99519-0288

RE: Anchor View Estate Utility Special Assessment District

Dear Mr. Sims:

I am in receipt of a letter dated May 25, 2012 from Charlie Pierce, the Southern Division Manager for ENSTAR. In that letter, Mr. Pierce states that in the event the Anchor View Estates Utility Special Assessment District (USAD) is approved by the Kenai Peninsula Borough on or before September 15, 2012, ENSTAR will construct the project in 2012.

The formation of a Kenai Peninsula Borough USAD is an arduous and lengthy process. The earliest the Anchor View Estates USAD could be completed and ready for approval by the Kenai Peninsula Borough Assembly is at their meeting of September 18, 2012. That is three days after Mr. Pierce's deadline.

I am respectfully requesting that ENSTAR extend the September 15 deadline until September 18, 2012 and construct the project in 2012. Alternatively, if approval of the Anchor View Estates USAD is achieved on September 18, 2012 but construction in 2012 is not possible, I would respectfully request that ENSTAR honor the 2012 construction rate for 2-inch pipe of \$17.64 per foot for construction in 2013.

Thank you for your time and considering my request.

Sincerely,

Mike Navarre
Mayor

Introduced by:
Date:
Action:
Vote:

Mayor
08/07/12

**KENAI PENINSULA BOROUGH
RESOLUTION 2012-064**

**A RESOLUTION AUTHORIZING THE KENAI PENINSULA BOROUGH TO
PARTICIPATE IN THE AMLJIA LOSS CONTROL INCENTIVE PROGRAM**

1 **WHEREAS**, the Kenai Peninsula Borough (“Borough”) and Kenai Peninsula Borough School
2 District (“School District”) are joint members of the Alaska Municipal League
3 Joint Insurance Association (hereinafter “AMLJIA”); and

4 **WHEREAS**, the AMLJIA provides comprehensive risk management assistance and workers’
5 compensation, liability and property coverage for the Borough and School
6 District; and

7 **WHEREAS**, the AMLJIA developed the Loss Control Incentive Program to help reduce
8 member losses individually and pool wide; and

9 **WHEREAS**, the AMLJIA will provide all written program materials necessary, and offer
10 assistance to participants; and

11 **WHEREAS**, pool members that participate in the Loss Control Incentive Program and
12 complete the required activities, will have the opportunity to earn a discount on
13 their contribution; and

14 **WHEREAS**, the Borough and School District strive to provide a safe environment for their
15 students, employees, residents, and the visiting public; and

16 **WHEREAS**, the Loss Control Incentive Program will enhance such an environment;

1 **NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI**
2 **PENINSULA BOROUGH:**

3 **SECTION 1.** The Kenai Peninsula Borough is authorized to participate in the AMLJIA Loss
4 Control Incentive Program for the 2012-2013 policy year.

5 **SECTION 2.** That this resolution takes effect immediately upon its adoption.

6 **ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH**
7 **DAY OF AUGUST, 2012.**

Gary Knopp, Assembly President

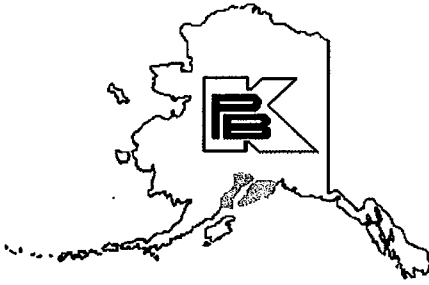
ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520
Toll-free within the Borough: 1-800-478-4441
PHONE: (907) 262-4441 • **FAX:** (907) 262-1892
www.borough.kenai.ak.us

MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*
Risk Management Committee *cc SA*

FROM: Julie Cisco, Risk Manager *cc for Julie Cisco*

DATE: July 26, 2012

SUBJECT: Resolution 2012-064, authorizing the Kenai Peninsula Borough to participate in the AML/JIA Loss Control Incentive Program

The Alaska Municipal League Joint Insurance Association (AML/JIA) introduced the Loss Control Incentive Program, an activity-based safety program, in fiscal year 2006. This program is designed to reduce losses by helping AML/JIA pool members target their loss control efforts at reducing the high frequency losses and high severity losses typically experienced. Members participating in the program may earn up to a five percent credit based on their annual contribution with the savings applied against the following years contribution to the AML/JIA pool.

The AML/JIA provides the materials necessary to implement and maintain an active safety committee in which participants are asked to perform certain activities and provide documentation of those activities to be eligible for the premium discount. The program involves implementing safety plans targeted at preventing injuries and reducing losses and a roster documenting annual employee training on those safety plans. As a result of this program members have earned contribution credits totaling nearly \$800,000 to date. There is no additional fee for participating in this program. The program does require support of the governing body for participating in the program.

Your approval of the resolution is respectfully requested.

Introduced by:
Date:
Action:
Vote:

Mayor
08/07/12

**KENAI PENINSULA BOROUGH
RESOLUTION 2012-065**

**A RESOLUTION AUTHORIZING THE LEASE OF REAL PROPERTY LOCATED AT
3800 STERLING HIGHWAY FOR A TEMPORARY KACHEMAK EMERGENCY
SERVICE AREA FIRE STATION FACILITY**

1 **WHEREAS**, Kachemak Emergency Service Area (KESA), currently provides emergency response
2 to the Diamond Ridge area near Homer; and

3 **WHEREAS**, KESA is working toward developing a new fire station on Diamond Ridge; and

4 **WHEREAS**, KESA requires garage space to house apparatus to support emergency response
5 services to the Diamond Ridge area; and

6 **WHEREAS**, KESA has identified real property, which includes a 2,400 square foot Quonset style
7 garage space with parking pad ingress/egress, available for lease that could serve as
8 an interim fire station allowing KESA to provide services into the Diamond Ridge
9 area; and

10 **WHEREAS**, KESA has sufficient funds budgeted in FY13 to pay rents through June 30, 2013 in
11 Account No. 212.51810.43810 Rents and Operating Leases; and

12 **WHEREAS**, at its meeting of July 12, 2012, the Kachemak Emergency Service Area Board
13 recommended approval; and

14 **WHEREAS**, the KPB Planning Commission at its regularly scheduled meeting of July 16, 2012
15 recommended approval;

1 **NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI**
2 **PENINSULA BOROUGH:**

3 **SECTION 1.** That the mayor is authorized to enter into a lease of real property with Daniel and
4 Kasandra Stanislaw, more particularly described as follows:

5 A 2,400 square feet Quonset style garage space with parking pad, ingress/ egress
6 located at 3800 Sterling Highway, Homer Alaska.

7 Situated on SEWARD MERIDIAN W1/2 NE1/4 SW1/4 NW1/4 Section 15 T 6S
8 R 14W, Homer Recording District, Third Judicial District, State of Alaska.

9 **SECTION 2.** The purpose of the acquisition is for a temporary fire station facility to be operated by
10 Kachemak Emergency Service Area to serve the Diamond Ridge area until such time
11 as a permanent fire station is completed.

12 **SECTION 3.** The initial term of the lease shall be for one year commencing August 8, 2012 and
13 shall continue month to month thereafter until terminated by 90-days written notice.
14 Lease payments shall be \$1,500.00 per month for the duration of the lease. The terms
15 and conditions of the lease shall be in accordance with those of the accompanying
16 lease agreement and the terms and conditions of this resolution.

17 **SECTION 4.** That pursuant to KPB 17.10.080 (C), no land classification is proposed for this rental
18 property.

19 **SECTION 5.** That expenditures for the lease will be charged to account number 212.51810.43810.

20 **SECTION 6.** That the mayor is authorized to execute all documents for a lease agreement
21 substantially similar to the lease agreement submitted with this resolution, and to
22 make all agreements deemed necessary in accordance with this resolution.

1 **SECTION 7.** That this resolution takes effect immediately upon its adoption.

2 **ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS 7TH**
3 **DAY OF AUGUST, 2012.**

Gary Knopp, Assembly President

ATTEST:

Johi Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Planning Department • Land Management Division
144 North Binkley Street • Soldotna, Alaska 99669-7520
PHONE: (907) 714-2200 • **FAX:** (907) 714-2378
Toll-free within the Borough: 1-800-478-4441, Ext. 2200
www.borough.kenai.ak.us

MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Kenai Peninsula Borough Assembly Members

THRU: Mike Navarre, Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
Max Best, Director of Planning *max for KB*

FROM: Marcus A. Mueller, Land Management Officer *MAM*

CC: Bob Cicciarella, Chief, Kachemak Emergency Service Area

DATE: July 26, 2012

SUBJECT: Resolution 2012-065 Authorizing the Lease of Real Property Located at 3800 Sterling Highway in the Diamond Ridge Area for a Temporary Kachemak Emergency Services Fire Station Facility

Kachemak Emergency Service Area (KESA) has a need for housing fire apparatus until the proposed Diamond Ridge Fire Station is complete. Currently this is projected to be in 16-18 months.

KESA has identified a suitable facility that can be leased on the Sterling Highway. KESA believes that this location will provide for proper emergency response in the western portion of the service area. The property contains a 2,400 square foot Quonset style garage facility with parking pad ingress/ egress. The building has been inspected by KESA personnel and determined to be readily suitable for fire station purposes. A one-year lease followed by a month to month continuation until terminated has been negotiated with the owner of the property by KESA.

The attached resolution would authorize the lease of certain real property from Daniel and Kasandra Stanislav for fire station purposes on behalf of KESA. Your consideration is appreciated.

FINANCE DEPARTMENT FUNDS VERIFIED	
Acct. No.	<u>212.51810.43810</u>
Amount	<u>\$ 16,500.⁰⁰ Contingent upon budget revision</u>
By:	<u>C Chapman</u> Date: _____

LEASE AGREEMENT

This Lease agreement, made this _____ day of _____, 2012, by and between Daniel and Kasandra Stanislaw (LESSOR) and the KENAI PENINSULA BOROUGH (KPB);

WITNESSETH:

1. **Premises.** LESSOR, for and in consideration of the rents, covenants, and conditions hereinafter specified to be paid by KPB, does hereby lease to KPB the real property, described as follows:

A 2,400 square feet Quonset style garage space with parking pad, ingress/ egress located at 3800 Sterling Highway, Homer Alaska.

Situated on T 6S R 14W SEC 15 SEWARD MERIDIAN W1/2 NE1/4 SW1/4 NW1/4, Homer Recording District, Third Judicial District, State of Alaska.

For fire station purposes including but not limited to fire station operations, equipment storage and maintenance, and training.
2. **Rent.** In consideration of the Lease of the premises by LESSOR, KPB covenants to pay to the LESSOR as rental for the premises described in paragraph 1 above, the sum of \$1,500.00 per month. Rent is due on the 8th of each month. Rent shall remain the same for the life of the lease and any renewal provided thereby.
3. **Term.** The initial lease term is 12 months commencing August 8, 2012. The lease term shall continue month to month thereafter until terminated by 90-days written notice. This term is subject to the appropriation and availability of funds.
4. **Lease.**
 - A. **Utilities.** Heating fuel, phone and electric utilities shall be paid by KPB for the duration of this lease. All other utilities are included in the Lease rent.
 - B. **Termination.** After the initial term, any extended term may be terminated by either party by giving written notice of termination no less than 90-days in advance.
5. **Covenants of KPB.** The KPB hereby covenants and agrees:
 - A. **To pay rent:** KPB will pay the said rent specified at the times and in the manner set out in paragraph 2 herein, except only in the case of fire or other casualty as herein provided.

- B. Not to assign. KPB shall not assign, sublet or part with the possession of all or any part of the leased premises without the prior written consent of the LESSOR. LESSOR shall not unreasonably withhold such consent.
 - C. To permit LESSOR to enter. LESSOR will be permitted supervised access to premises at reasonable times for inspection, maintenance, or repair upon 24 hours notice, provided that notice is not required in the event of an emergency.
 - D. To yield up premises. At the expiration of the term of this Lease agreement, KPB will peaceably yield up to the LESSOR the premises, in good repair in all respects, reasonable use and wear and damage by fire and other casualties excepted.
 - E. Alterations. KPB may not alter the premises without first obtaining prior approval of LESSOR.
6. **LESSOR'S Warranties.** The LESSOR covenants, guarantees and provides the following express warranties:
- A. No existing restrictions interfere with the KPB'S permitted and intended use of the leased property;
 - B. Adequate ingress and egress to the leased property;
 - C. LESSOR has sufficient interest in the property to grant tenant this leasehold;
 - D. KPB shall have quiet enjoyment of the premises;
 - E. The property is fit for its intended use;
 - F. Any use, treatment, storage, or transportation of hazardous substances has been in compliance with all applicable federal, state and local laws. No hazardous substances have been released, discharged, spilled, leaked, disposed of, or omitted on, in, or under the premises. The premises are free of hazardous substance; and
 - G. LESSOR shall be responsible for maintaining the premises in good repair at all times.
 - H. Snow Removal. LESSOR shall be responsible for all snow removal from the premises.
 - I. Grounds Maintenance. LESSOR shall be responsible for routine grounds maintenance such as lawn mowing and watering.

7. **Default by LESSOR/KPB.** Should either KPB or LESSOR default in the performance of the obligations of any covenants of this Lease agreement and fail to fully remedy such default within 30 days after written notice by the nondefaulting party, then the Lease agreement may be terminated by written notice to the defaulting party. All rent hereunder shall abate during the period of any such default. Upon termination of this Lease agreement, LESSOR shall refund to KPB any unearned advance rent paid by KPB.
8. **Subject to Annual Appropriation.** Unless the Kenai Peninsula Borough Assembly by resolution provides otherwise, this lease shall automatically terminate without penalty on June 30 of any year during which the Kenai Peninsula Borough assembly fails to appropriate funds sufficient to make the lease payments on the leased property for the following fiscal year.
9. **Liability and Insurance.** Each party shall be responsible and liable for its own acts and omissions under this Lease agreement and shall carry insurance adequate to protect its interest.

Lessor at its sole cost and expense agrees to keep the building, land and improvements, including the leased premises, insured against damage or loss by fire or other casualty insurable under standard fire and extended coverage insurance in an amount equal to the full current replacement cost of said building.

Lessee assumes the risk of damage to their equipment, machinery, supplies or other personal property on the leased premises or used in connection with Lessee's business or as to which Lessee retains the right of removal from the leased premises.

Lessee will also maintain General Liability insurance insuring Lessee's activities in or about the leased premises against loss, damage or liability for personal injury or death of any person or loss or damage to property occurring in, upon or about the leased premises in the amount of not less than One Million Dollars (\$1,000,000) per claim or occurrence. Lessor shall be named as an additional insured on such policy.

Lessee will maintain insurance coverage for equipment, machinery goods, supplies or other personal property on the leased premises or used in connection with Lessee's business.

10. **Permits, Laws, and Taxes.** LESSOR shall acquire and maintain in good standing all permits, licenses, and other entitlements necessary to the performance under this Lease agreement. All actions taken by the LESSOR under this agreement shall comply with all applicable statutes, ordinances, rules and regulations. LESSOR shall pay all taxes that may be due and owing to a federal, state, or local taxing entity.
11. **No Waiver.** No assent, expressed or implied, by either party to any breach of either party's covenants shall be deemed to be a waiver of any succeeding breach of the same covenants, nor shall any forbearance by a party to seek a remedy for any breach be deemed a waiver by that party of its rights or remedies with respect to such breach.

12. **Integration.** This document contains the entire lease agreement of the parties hereto and supersedes any prior or contemporaneous verbal or written agreements or statements.
13. **Modification.** The parties may mutually agree to modify the terms of this agreement. Any modifications shall be in writing executed by both parties.
14. **Interpretation and Enforcement.** This agreement has been drafted following negotiations between the parties. It shall be construed according to the fair intent of the language as a whole, not for or against any party. The interpretation and enforcement of this agreement shall be governed by the laws of the State of Alaska. The titles of sections in this agreement are not to be construed as limitations or definitions but are for identification purposes only.
15. **Severability.** If any section or clause of this agreement is held invalid by a court of competent jurisdiction, or is otherwise invalid under the law, the remainder of this agreement shall remain in full force and effect.
16. **Notice.** Whenever notice is required hereunder, it shall be addressed as follows until written notice of change of address is given to the other party:

LESSOR:
 Daniel & Kasandra Stanislaw
 P.O. Box 251
 Homer, AK 99603

LESSEE/KPB:
 Kenai Peninsula Borough
 Attn: Planning Director
 144 N. Binkley Street
 Soldotna, AK 99669

LESSOR

KENAI PENINSULA BOROUGH

 Daniel Stanislaw

 Mike Navarre

Date: _____

Mayor
 Date: _____

LESSOR

 Kasandra Stanislaw

Date: _____

ATTEST:

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

Johni Blankenship, Borough Clerk

Holly B. Montague
Deputy Borough Attorney

NOTARY ACKNOWLEDGMENTS

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this ___ day of _____ 2012,
by Mike Navarre, Mayor of the Kenai Peninsula Borough, an Alaska municipal corporation, for
and on behalf of the corporation.

Notary Public in and for Alaska
My commission expires: _____

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

The foregoing instrument was acknowledged before me this ___ day of _____ 2012,
by Daniel Stanislav.

Notary Public in and for Alaska
My commission expires: _____

STATE OF ALASKA)
) ss.
THIRD JUDICIAL DISTRICT)

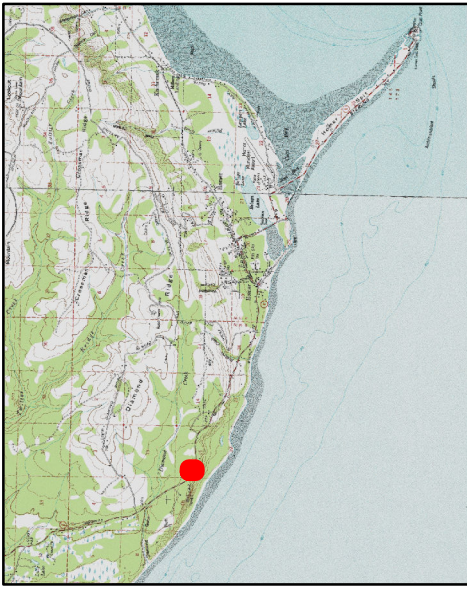
The foregoing instrument was acknowledged before me this ___ day of _____ 2012,
by Kasandra Stanislav.

Notary Public in and for Alaska
My commission expires: _____

Proposed KESA Temporary Facility
173-160-38



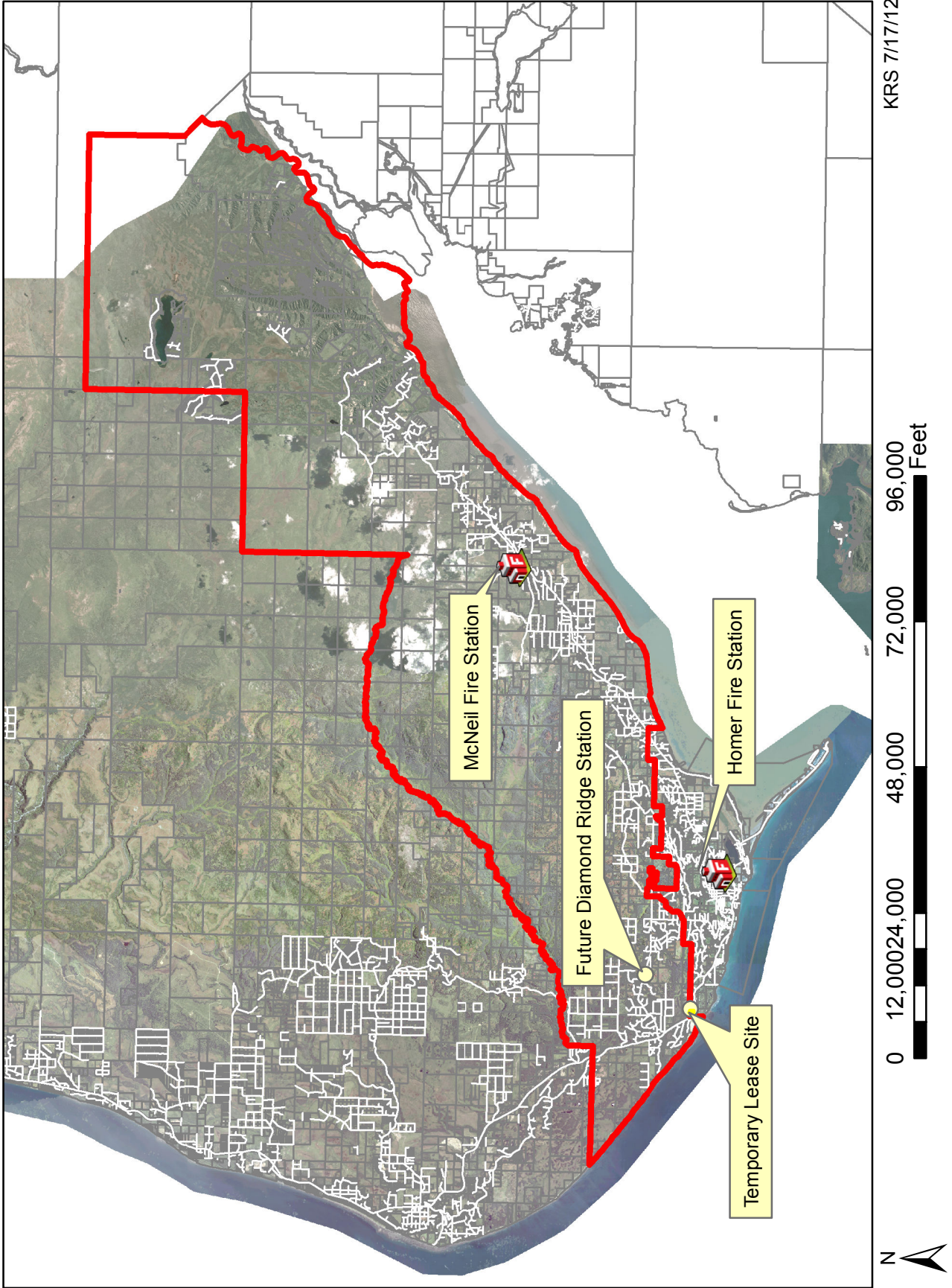
Vicinity Map



Quonset Garage



KESA Service Area Boundary Map



Commissioner Holsten asked what the total cost would be to the Borough taxpayers. She asked if the Borough would end up owning these properties. Mr. Mueller replied that the purchase agreement authorizes up to \$2,500 for closing costs however it should come in at about \$1,500. He stated that the Borough will own all the properties.

Commissioner Tauriainen asked if there were restrictive deeds on the properties now. Mr. Mueller replied that the properties purchased from The Conservation Fund will have deed language similar to the language used when working with the USDA and RCS in the Old Mill Subdivision buyout project. Commissioner Tauriainen asked if it the restriction would be put on the properties as they are purchased. Mr. Mueller replied that was correct.

Commissioner Tauriainen asked about the property that appears to get inundated with flooding. He wanted to make sure they wouldn't be buying property that they don't need to buy. Mr. Mueller replied that all properties are subject to flooding. The flood data that they have shows coverage across all the parcels from previous floods.

Commissioner Foster asked if all the property to the south of Nash Rd was in a flooded area. Mr. Mueller replied yes, everything that was not built up on developed pads was wet.

There being no further comments or questions, the commission proceeded to vote.

VOTE: The motion passed by unanimous consent.

BRYSON YES	CARLUCCIO YES	COLLINS YES	ECKLUND YES	FOSTER YES	GROSS YES	HOLSTEN YES
ISHAM YES	LOCKWOOD YES	MARTIN YES	RUFFNER YES	TAURIAINEN YES		12 YES

AGENDA ITEM F. PUBLIC HEARINGS

- Resolution 2012-____ Authorizing the Lease of Real Property Located at 3800 Sterling Highway in the Diamond Ridge Area for a Temporary Kachemak Emergency Services Fire Station Facility

Memorandum reviewed by Marcus Mueller

PC Meeting: 7/16/12

Kachemak Emergency Service Area (KESA) has a need for housing fire apparatus until the proposed Diamond Ridge Fire Station is complete. Currently this is projected to be 16-18 months.

KESA has identified a suitable facility that can be leased on the Sterling Highway. KESA believes that this location will provide for proper emergency response in the western portion of the service area. The property contains a 2,400 square foot Quonset style garage facility with parking pad ingress/ egress. The building has been inspected by KESA personnel and determined to be readily suitable for fire station purposes. A one-year lease followed by a month to month until terminated has been negotiated with the owner of the property by KESA. The rental cost in the lease would be \$,1,500 per month.

The resolution would authorize the lease of certain real property from Daniel Stanislaw for fire station purposes on behalf of KESA. Consideration is appreciated.

END OF MEMORANDUM

Chairman Bryson opened the meeting for public comment. Seeing and hearing no one wishing to speak, Chairman Bryson closed the public comment period and opened discussion among the Commission.

MOTION: Commissioner Gross moved, seconded by Commissioner Carluccio to recommend approval of Resolution 2012-____; Authorizing the Lease of Real Property Located at 3800 Sterling Highway in the Diamond Ridge Area for a Temporary Kachemak Emergency Services Fire Station Facility

Commissioner Ecklund expressed concern regarding the site triangles on entrance to the highway. Mr. Mueller replied that the curve was looked at with the ingress and egress being on the inside bend of the Sterling Highway. The Fire Chief spoke with DOT who has offered to install lighted flashing signs at this location to assist with the safety of ingress and egress. Commissioner Ecklund asked if the signs would be lighted and flashed only at certain times or all the time. Mr. Mueller replied he was not sure but assumed that it would probably be similar to the sign that is posted in Seward near the Bear Creek Fire Station.

Commissioner Tauriainen asked if this falls in the regular rents of the area. Mr. Mueller replied that \$1,500 per month is what KES was currently paying at the Ruth Way location. He stated that the current location does not house all their apparatus so this provides an operational advantage to them at the same cost.

Commissioner Holsten asked if the rental cost includes utilities. Mr. Mueller replied that the rental cost would include snow removal and maintenance but utilities would be separately metered.

There being no further comments or questions, the commission proceeded to vote.

VOTE: The motion passed by unanimous consent.

BRYSON YES	CARLUCCIO YES	COLLINS YES	ECKLUND YES	FOSTER YES	GROSS YES	HOLSTEN YES
ISHAM YES	LOCKWOOD YES	MARTIN YES	RUFFNER YES	TAURIAINEN YES		12 YES

AGENDA ITEM F. PUBLIC HEARING

- Resolution 2012-34; Application for a Conditional Land Use Permit for a 12.8 acre material site located on the West Side of Cook Inlet in the Drift River area on KPB Tax Parcel ID#: 221-110-22; T 6N R 17W SEC 1-12 SEWARD MERIDIAN AN SECS 1 THRU 12 LYING NORTH OF SOUTHERLY MEANDER LINE OF DRIFT RIVER

Staff Report given by Max Best

PC MEETING: July 16, 2012

APPLICANT Curtis Pennington, Superintendent
Cook Inlet Pipeline Company

OWNER: State of Alaska, DNR
550 W. 7th Ave., Ste. 650
Anchorage, AK 99501

LOCATION: KPB Tax Parcel ID#: 221-110-22, 4250 acres, Area proposed for material site: 12.8 acres
T 6N R 17W SEC 1-12 SEWARD MERIDIAN AN SECS 1 THRU 12 LYING NORTH OF
SOUTHERLY MEANDER LINE OF DRIFT RIVER – **“Material Site A”**

BACKGROUND INFORMATION: The applicant wishes to obtain a permit for gravel and riprap extraction on approximately 12.8 acres of the subject parcel. As stated in the transmittal letter accompanying the application, the material is to be used to install new berms and increase the height of the existing flood protection dikes surrounding the storage tanks at the Drift River Terminal. The Alaska Department of Environmental Conservation has set a September 30, 2012 deadline for the dike and berm construction in order to maintain tank farm operations. A copy of the application, including a detailed project description addressing operations, fuel storage, spill control and reclamation is included as **Attachment A**. A Hilcorp project open house announcement, project informational flyer, and open house sign-in sheets are included as **Attachment B**. The proposed material site is intended to be operated as part of a larger project for which the Planning Commission approved two conditional land use permits at the June 25, 2012 meeting. An aerial map is included as **Attachment C**. Area land use and ownership maps are included as **Attachments D and E**.

The subject material site encompasses two existing rock flumes at the base of a cliff face, and material



KACHEMAK EMERGENCY SERVICES

53048 Ashwood Ave • Homer, Alaska 99603
PHONE: (907) 235-9811 • FAX: (907) 235-8034
www.kachemakemergency.org • KES@Borough.Kenai.AK.US

ROBERT W. CICCARELLA
CHIEF

MEMORANDUM

TO: Mayor Navarre

FROM: Robert Ciccarella, Chief KESA *RWC*

CC: Paul Ostrander, Chief of Staff
Colette Thomson, Borough Attorney
Marcus Mueller, KPB Land Management
Julie Cisco, KPB Risk Manager

DATE: June 29, 2012

SUBJECT: KESA Proposed Lease Property

In negotiations with the City of Homer in the summer of 2008, a plan was agreed to for KESA to systematically take over full Service Area operations in a four step process spread over a period of two years beginning July 1, 2009. That time-frame was accelerated when in April of 2009 KESA was given a directive from the Borough Administration to end its contract with the City of Homer in full as of July 1, 2009 and take over operations of the entire Service Area. In order to do so KESA needed to find a facility on the west side before that date. The building on Ruth Way was considered the only alternative at the time as the administration wanted minimum housing for an ambulance and an engine.

Toady KESA has a lease in place for that building leased from a combined HVFD and KESA Volunteer which has just enough space for an ambulance and a small footprint engine. Originally a fast-attack squad was in place but was upgraded for capability reasons to an engine on loan from CES carrying 1000 gallons of water and all the extrication tools for response to both fires and rescue with entrapment. This apparatus is a very tight fit. In the warmer months a brush truck is stored outside as there is no room available inside.

KESA has been under ISO probation to maintain an 8B rating as we meet the requirements on the East side but do not meet the requirements on the west side due to the lack of a rolling water supply. ISO requires 4000 gallons of rolling water for an 8B rating and that requirement is met by a department having the capability to flow 200 gallons of water per minute uninterrupted for 20 minutes. ISO has allowed KESA to maintain an 8B rating with the understanding we have a 2000 gallon tanker/pumper on order and were working towards construction of a new facility on Diamond Ridge Road.

After a request for consideration from the Mayor, the KESA Board voted on March 16, 2012, to postpone the construction of the Diamond Ridge Fire Station with the caveat that we lease additional space or space large enough to meet all KESA's needs which are: an effective response to all emergencies, meet the ISO requirement and free-up space to accommodate the incoming tanker/pumper. Response to Anchor Point for automatic and mutual aid was also taken into consideration. *(Note: please reference KESA Board Meeting Minutes March 16, 2012.)*

Once an appropriate facility can be determined and the new tanker/pumper apparatus arrives we will relocate our 4000 gallon tanker and our Class A Pumper to the West side along with one of our squads. Having the space available to house the squad we can now put the extrication tools back on it, use it as a crash response vehicle and eliminate the double duty for the Class A Pumper.

In looking to accomplish this, KESA Board members, volunteers, and I contacted potential property owners in the Diamond Ridge and Sterling Highway area who may have had a large enough facility to accommodate us. Included in our contacts were:

Ken Halpin	South end of North Fork Rd	Could not give up space
Alan Engebretsen	South end of North Fork Rd	Could not give up space
Cap Schaefer/Tom Clark	Dibble Creek off of Sterling Hwy	High cost/only two trucks
Joe Super	Eagle View (Inside City Limits) Off West Hill	High cost/ Only 1 truck/ shared space/no heating
Shane Campbell	Sterling Hwy	Could not give up space
Danny Stanislaw	Sterling Hwy (Just inside City Limits)	Space for all apparatus

We had established a coverage plan out of the Ruth Way Station for the West side and having a location in close proximity to that of Ruth Way will allow us to keep that response plan in place. The housing of all apparatus in the same location will provide a more efficient, less confusing response and eliminating the radio coordination of responding personnel to one station instead of multiple locations.

Daniel Stanislaw the property owner of 3800 Sterling Highway and a volunteer with KESA had planned improvements to the facility in order to eventually lease the building to boat owners. He had planned to install an overhead automatic door, a man door, insulation, heat, electricity, water and lighting for his future needs. He also will be installing a phone line. Currently the garage door, the man door are installed and the insulation is being installed the weekend of June 30, 2012. KESA will provide a combination lock with a dead bolt for the man-door for security and additional garage door openers. The owner also has plans to improve the level of gravel in the front of the building. All work is currently scheduled to be completed by the middle of July.

KESA discussed an intention to lease with the pending functionality of the facility and approval of the Borough.

The cost of the lease was verbally discussed with the property owner at an estimated \$2,000.00 per month plus utilities. A separate meter and fuel tank will be installed on the building to simplify accounting.

This realignment of equipment establishes an immediate full response for the West side of the Service Area for fire, medical and rescue emergencies with a tanker, an engine, squad, medic unit and brush truck. This will also allow us to meet the ISO requirement for an 8B rating for the first time in the Service Area's history on both sides of the Service Area within 5 miles of a station and make room for the tanker/pumper at Station 1 and continue the full response to all emergencies on the East side.

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-17**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT
OF \$750,000 FROM THE STATE OF ALASKA ON BEHALF OF THE NORTH
PENINSULA RECREATION SERVICE AREA FOR THE COMMUNITY
RECREATION CENTER ROOF AND EXTERIOR REPLACEMENT PROJECT**

1 **WHEREAS**, the North Peninsula Recreation Service Area (NPRSA) requested funding for
2 major repairs of the Nikiski Community Recreation Center in the borough's 2012
3 legislative priorities; and

4 **WHEREAS**, Senate Bill 160, which appropriated funding to the borough for the project, was
5 passed by the State Legislature and signed by the Governor on May 14, 2012; and

6 **WHEREAS**, the State of Alaska Department of Commerce, Community and Economic
7 Development will provide a grant award in the amount of \$750,000 to the
8 borough on behalf of the NPRSA for the project; and

9 **WHEREAS**, at its regular meeting on June 25, 2012, the NPRSA board passed Resolution
10 2012-02 recommending grant acceptance;

11 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
12 **PENINSULA BOROUGH:**

13 **SECTION 1.** That the mayor is authorized to accept, on behalf of the North Peninsula
14 Recreation Service Area, a grant from the State of Alaska Department of
15 Commerce, Community and Economic Development in the amount of \$750,000
16 for the Community Recreation Center Roof and Exterior Replacement project,
17 and is authorized to execute a grant agreement and any other documents deemed

1 necessary to accept and expend the grant and to fulfill the intents and purposes of
2 this ordinance.

3 **SECTION 2.** That funds in the amount of \$750,000 are appropriated to 459.61110.13011.49999
4 - project account number.

5 **SECTION 3.** That due to the length and nature of this project, the appropriations established
6 through this ordinance shall not lapse at the end of any particular fiscal year.

7 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

8 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
9 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

North Peninsula Recreation Service Area

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
Brenda Ahlberg, Community & Fiscal Projects Manager

FROM: Rachel Parra, NPRSA Director *RP*

DATE: July 23, 2012

SUBJECT: Ordinance 2012-19- 17, accepting and appropriating a grant in the amount of \$750,000 from the State of Alaska on behalf of the NPRSA Community Recreation Center Roof and Exterior Replacement project

MIKE NAVARRE
BOROUGH MAYOR

The borough submitted a request for legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget. Senate Bill 160 was passed by the State Legislature and signed by Governor Parnell on May 14, 2012, appropriating \$750,000 for the NPRSA Community Recreation Center Roof and Exterior Replacement project.

The borough's "State Funding Priorities 2012" binder at page 33 identifies the project as follows:

The building is more than 40-years old and requires several upgrades. The roof is in need of replacement. Maintenance dollars have been exhausted in trying to repair or patch the existing roof, but to no avail. Water damage is occurring, and patching is no longer an option. Roof replacement is key to protecting the North Peninsula Recreation Service Area's investments and infrastructure. The exterior/siding of the building is in need of replacement. The existing siding is falling apart and deteriorating to the point where it is no longer an attractive facility. . . . This project aligns with the North Peninsula Recreation Service Area's goals in moving toward more efficiency and energy conscious efforts. Much of the heat loss in this facility occurs through the walls and ceiling. Replacement of both the roof and exterior will assist in a significant amount of energy conservation.

At its regular board meeting on June 25, 2012, the service area board passed Resolution 2012-02 recommending acceptance of the grant. The State of Alaska Department of Commerce, Community and Economic Development will provide the grant award with a five-year project performance period ending June 30, 2017. Rachel Parra, NPRSA Director, shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN)
excerpt [Sec. 37. HOUSE DISTRICTS 33-35. (d)]

FINANCE DEPARTMENT ACCOUNT VERIFIED	
Acct. No.	<u>459.61110.13011.49999</u>
Amount	<u>N/A</u>
By:	<u>pc</u>
Date:	<u>7/19/12</u>

1 the fiscal year ending June 30, 2013.

2 (b) Section 50(a), ch. 43, SLA 2010, is amended to read:

3 (a) The unexpended and unobligated balance, not to exceed \$99,500, of the
4 appropriation made in sec. 1, ch. 82, SLA 2006, page 4, lines 12 - 15 (Agrium U.S.,
5 Inc., Phase II development of the Kenai coal gasification project - \$5,000,000) is
6 reappropriated to the Department of Commerce, Community, and Economic
7 Development for payment as a grant under AS 37.05.316 to the Kenai Peninsula
8 Economic Development District for Cook Inlet facility assessment and
9 recommendations [TIDAL POWER ANALYSIS].

10 (c) The unexpended and unobligated balance, not to exceed \$110,000, of the
11 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
12 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake
13 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
14 and Economic Development for payment as a grant under AS 37.05.315 to the City of
15 Seldovia for manufacturing plant construction.

16 (d) The unexpended and unobligated balance, not to exceed \$750,000, of the
17 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
18 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake
19 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
20 and Economic Development for payment as a grant under AS 37.05.315 to the Kenai
21 Peninsula Borough, North Peninsula Recreation Service Area, for replacement of the
22 Community Recreation Center roof and exterior.

23 (e) The unexpended and unobligated balance, not to exceed \$500,000, of the
24 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
25 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake
26 Roads paving - \$7,000,000) is reappropriated to the Department of Commerce, Community,
27 and Economic Development for payment as a grant under AS 37.05.316 to the Alaska SeaLife
28 Center for major maintenance and repairs.

29 (f) The unexpended and unobligated balance, not to exceed \$200,000, of the
30 appropriation made in sec. 10, ch. 29, SLA 2008, page 79, lines 5 - 7 (Department of
31 Transportation and Public Facilities, Tustumena Lake, Crooked Creek and Johnson Lake

**NORTH PENINSULA RECREATION SERVICE AREA
RESOLUTION 2012-02**

**A RESOLUTION RECOMMENDING ACCEPTANCE OF A STATE OF ALASKA
LEGISLATIVE GRANT IN THE AMOUNT OF \$750,000 FOR THE NORTH PENINSULA
RECREATION SERVICE AREA (NPRSA)—NIKISKI COMMUNITY RECREATION
CENTER ROOF AND EXTERIOR REPLACEMENT PROJECT**

WHEREAS, Senate Bill 160, which appropriated funding to the borough for the Nikiski Community Recreation Center Roof and Exterior Replacement Project, was passed by the State Legislature and signed by the Governor on May 14, 2012; and

WHEREAS, notice has been received from the Alaska Department of Commerce, Community and Economic Development that a legislative grant has been awarded to the Borough in the amount of \$750,000 for the roof and exterior replacement project; and

WHEREAS, the five-year grant performance period ends June 30, 2017.

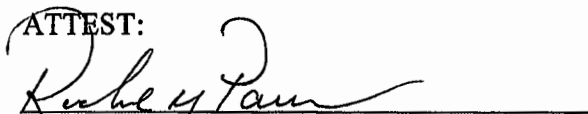
NOW, THEREFORE, BE IT RESOLVED BY THE NORTH PENINSULA RECREATION SERVICE AREA BOARD OF DIRECTORS:

SECTION 1. That the North Peninsula Recreation Service Area Board recommends the Mayor to accept the grant from the Alaska Department of Commerce, Community and Economic Development in the amount of \$750,000 for the Nikiski Community Recreation Center Roof and Exterior Replacement Project.

SECTION 2. A copy of this resolution shall be forwarded to the mayor.

RESOLVED BY THE NORTH PENINSULA RECREATION SERVICE AREA BOARD OF DIRECTORS THIS 25th DAY OF JUNE 2012.


Paul Lorenzo, NPRSA Chairperson

ATTEST:

Rachel M. Parra, NPRSA Recreation Director

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-18**

**AN ORDINANCE APPROPRIATING \$250,000 IN KENAI HEALTH CENTER MAJOR
MAINTENANCE FUNDS FOR REPAIRS NEEDED AT THE KENAI HEALTH
CENTER**

1 **WHEREAS**, the Kenai Health Center was constructed as a joint project between the Kenai
2 Peninsula Borough and the State of Alaska utilizing local and grant funds and is
3 approximately ten years old; and

4 **WHEREAS**, as part of the grant acceptance requirement, the borough and state signed a shared
5 services agreement which required that funds be set aside every year for the
6 purpose of funding major repairs; and

7 **WHEREAS**, as of May 31, 2012, \$526,138 has been set aside for these repairs; and

8 **WHEREAS**, recently representatives from the borough capital projects department, the Central
9 Peninsula Hospital's maintenance department and the State of Alaska Department
10 of Health and Social Services conducted a walkthrough of the facility and
11 determined that a number of major repairs are needed; and

12 **WHEREAS**, the state has authorized that up to \$250,000 may be spent from the Kenai Health
13 Center Major Maintenance Fund for these repairs; and

14 **WHEREAS**, the CPGH, Inc. Board of Directors at its _____ meeting approved the use of
15 \$250,000 from the Kenai Health Center Major Maintenance Fund for repairs to
16 this facility subject to approval by the borough assembly after consideration by
17 the Central Kenai Peninsula Hospital Service Area board; and

1 **WHEREAS**, the Central Kenai Peninsula Hospital Service Area board at its _____
2 meeting recommended _____;

3 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
4 **PENINSULA BOROUGH:**

5 **SECTION 1.** That \$250,000 is appropriated from the Kenai Health Center Major Maintenance
6 Fund to account no. 490.81110.13KHC.49999 for major repairs at the Kenai
7 Health Center.

8 **SECTION 2.** That this ordinance takes effect immediately upon its enactment.

9 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
10 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520
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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Craig Chapman, Director of Finance *C Chapman*
Kevin Lyon, Capital Projects Director *KL*

DATE: July 23, 2012

SUBJECT: Ordinance 2012-19-18, appropriating \$250,000 from the Kenai Health Center Major Maintenance Fund for repairs to the Kenai Health Center

The Kenai Health Center was constructed using \$989,500 from the Central Peninsula Hospital Plant Expansion and Replacement Fund and \$1,700,000 in grant funds from the State of Alaska. As part of the grant acceptance requirement, the borough and the state signed a shared services agreement which required that funds be set aside every year for the purpose of funding major repairs. As of May 31, 2012, \$526,138 has been set aside for these repairs.

The borough's capital projects department, the Central Peninsula Hospital's maintenance department and the State of Alaska Department of Health and Social Services recently did a walkthrough of the facility and determined that a number of major repairs are needed. The State has authorized that up to \$250,000 may be spent from the Kenai Health Center Major Maintenance Fund for these repairs. This ordinance would appropriate \$250,000 for that purpose.

FINANCE DEPARTMENT FUNDS VERIFIED	
Acct. No. <u>490.27910 FB</u>	
Amount <u>\$250,000</u>	
By: <u><i>pc</i></u>	Date: <u>7/19/12</u>

Introduced by: Mayor
Date: 08/07/12
Shortened Hearing: 08/21/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-19**

**AN ORDINANCE APPROPRIATING \$8,000 FOR THE NIKISKI FIRE SERVICE AREA
STATION #1 BUNKROOM REMODEL PROJECT AND AUTHORIZING THE
PROJECT TO START IN FY2012**

1 **WHEREAS**, the FY2013 capital budget for the Nikiski Fire Service Area (NFSA) includes
2 \$80,000 for upgrading and remodeling the common bunkroom located on the
3 second floor of station #1 and these funds were appropriated effective July 1,
4 2012; and

5 **WHEREAS**, NFSA thought it could use unspent funds from its FY2012 operating budget to
6 pay for the design work and submitted a purchase order (P.O.) in the amount of
7 \$7,770 on June 4, 2012; and

8 **WHEREAS**, at the time this P.O. was issued, the assembly had not approved the station #1
9 bunkhouse remodel capital project; and

10 **WHEREAS**, all capital project costs should be accounted for in a NFSA capital project fund;
11 and

12 **WHEREAS**, since this project was not approved by the assembly at the time the P.O. was
13 issued and funds had not been appropriated, assembly action is needed to
14 authorize the project and appropriate funds for the cost that were incurred prior to
15 July 1, 2012;

16 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
17 **PENINSULA BOROUGH:**

1 **SECTION 1.** That \$8,000 is appropriated from the NFSA Capital Project Fund, fund balance to
2 account 441.51110.13416.49125 for costs incurred for the bunkroom remodel
3 project at station #1 in FY2012.

4 **SECTION 2.** That the bunkroom remodel project at Nikiski Fire Station #1 is authorized to
5 begin in FY2012.

6 **SECTION 3.** That this ordinance takes effect retroactively on June 1, 2012.

7 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
8 **DAY OF * 2012.**

Gary Knopp, Assembly President

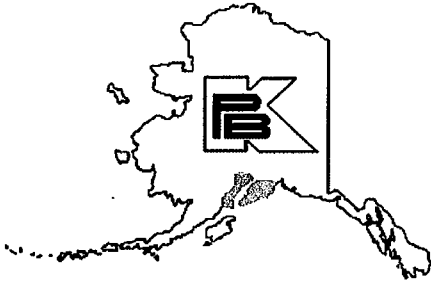
ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Craig Chapman, Director of Finance *C Chapman*
James Baisden, NFSA Fire Chief *JCB*

DATE: July 26, 2012

SUBJECT: Ordinance 2012-19-19, appropriating \$8,000 from the Nikiski Fire Service Area Capital Project Fund for the Station #1 bunkroom remodel project (Architectural plans)

The FY2013 capital budget for the Nikiski Fire Service Area (NFSA) included \$80,000 for upgrading and remodeling the common bunkroom located on the second floor of station #1. These funds were appropriated effective July 1, 2012.

NFSA thought it could use unspent funds from its FY2012 operating budget to pay for the design work and submitted a purchase order (P.O.) in the amount of \$7,770 on June 4, 2012, and requested the work to be completed by June 30, 2012.

The bunkroom remodel project is considered a capital project, therefore all costs should be accounted for in the NFSA Capital Project Fund. In addition, at the time this P.O. was issued, the assembly had not approved the project or appropriated funds for the project.

Since this project was not approved by the assembly at the time the P.O. was issued and funds had not been appropriated in the NFSA Capital Project Fund in FY2012, assembly action is needed to authorize the project and appropriate funds for the cost that was incurred prior to July 1, 2012.

Shortened hearing is requested for this ordinance as the funding is for FY2012 expenditures.

FINANCE DEPARTMENT FUNDS VERIFIED	
Acct. No.	<u>441.27910 FB</u>
Amount	<u>\$8,000</u>
By:	<u>pc</u> Date: <u>7/24/12</u>

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-20**

AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT OF \$3,976,000 FROM THE STATE OF ALASKA ON BEHALF OF THE BEAR CREEK FIRE SERVICE AREA FOR THE MULTI-USE FACILITY CONSTRUCTION PROJECT

1 **WHEREAS**, the Bear Creek Fire Service Area (BCFSA) requested funding for the construction
2 of a multi-use facility in the borough’s 2012 legislative priorities; and

3 **WHEREAS**, Senate Bill 160, which appropriated funding to the borough for the facility, was
4 passed by the State Legislature and signed by the Governor on May 14, 2012; and

5 **WHEREAS**, the State of Alaska Department of Commerce, Community and Economic
6 Development (“DCCED”) will provide a grant award in the amount of \$3,976,000
7 to the borough on behalf of the BCFSA for the project; and

8 **WHEREAS**, at its regular meeting on June 12, 2012, the BCFSA board passed a motion
9 recommending grant acceptance;

10 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
11 **PENINSULA BOROUGH:**

12 **SECTION 1.** That the mayor is authorized to accept, on behalf of the Bear Creek Fire Service
13 Area, a grant from the State of Alaska Department of Commerce, Community and
14 Economic Development in the amount of \$3,976,000 for the multi-use facility
15 construction project, and is authorized to execute a grant agreement and any other
16 documents deemed necessary to accept and expend the grant and to fulfill the
17 intents and purposes of this ordinance.

1 **SECTION 2.** That funds in the amount of \$3,976,000 are appropriated to
2 442.51210.13566.49999 - project account number.

3 **SECTION 3.** That due to the length and nature of this project, the appropriations established
4 through this ordinance shall not lapse at the end of any particular fiscal year.

5 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

6 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
7 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johi Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Bear Creek Fire Service Area

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*
Brenda Ahlberg, Community & Fiscal Projects Manager *B Ahlberg*

FROM: Mark Beals, BCFSA Chief *Mark Beals*

DATE: July 26, 2012

SUBJECT: Ordinance 2012-19-20, accepting and appropriating a grant in the amount of \$3,976,000 from the State of Alaska on behalf of the Bear Creek Fire Service Area for the multi-use facility construction project

The borough submitted a request for legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget. Senate Bill 160 was passed by the State Legislature and signed by Governor Parnell on May 14, 2012, appropriating \$3,976,000 for the Bear Creek Fire Service Area multi-use facility construction project.

The borough's "State funding priorities 2012" binder at page 17 describes the project as follows:
The replacement facility will provide an area for growth of public education services in addition to providing a venue for the multitude of organizations in the area that request meeting space and activity centers. Bear Creek Volunteer Fire Department provides services that include fire prevention education, fire suppression and fire protection. Vehicle extrication, basic life support, search and rescue, and swift water rescue.

Current construction plans are at 95 percent. The service area, working with the administration and various departments, continues to evaluate and peruse an alternative site location before final plan review and construction plans are taken to 100 percent. It is proposed that the project be put out for bid in January 2013 with construction to start in spring 2013 and completion the following year.

The service area board passed a motion recommending acceptance of the grant at its regular board meeting held June 12, 2012. The State of Alaska Department of Commerce, Community and Economic Development will provide the grant award with a five-year, project performance period ending June 30, 2017. Mark Beals, BCFSA Chief, shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN)
excerpt "Kenai Areawide (HD33-35) Only"

FINANCE DEPARTMENT ACCOUNT VERIFIED	
Acct. No.	<u>442.51210.13566.49999</u>
Amount	<u>N/A</u>
By:	<u>pc</u> Date: <u>7/24/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
Commerce	Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
Commerce	Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
Commerce	Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
Commerce	Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
Commerce	Boys & Girls Club of the Kenai Peninsula - Kaslof After School Program	75,000	0	0	0	75,000
Commerce	Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
Commerce	Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
Commerce	Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
Commerce	Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
Commerce	Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
Trans	Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
Commerce	Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
Labor	Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
NatRes	Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
Commerce	Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
Trans	Greer Road Surfacing	150,000	0	0	0	150,000
Commerce	Halibut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
Trans	Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
Commerce	Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
Commerce	Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
Commerce	Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
Commerce	Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
Commerce	Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
Commerce	Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
Univ	Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
Commerce	Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
Commerce	Kachemak Shellfish Mariculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
Commerce	Kaslof Regional Historical Association - Community of Kaslof - Cabin Restoration	38,000	0	0	0	38,000
Trans	Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
Commerce	Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
Commerce	Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
EnvCon	Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
Correct	Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
M&VA	Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
Commerce	Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
Commerce	Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
Commerce	Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Classroom iTouch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
Commerce	Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
Commerce	Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
Commerce	Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
Commerce	Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
Commerce	Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
Commerce	Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
Commerce	Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
Commerce	Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
Commerce	Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
Commerce	Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
Commerce	Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
Commerce	Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
Commerce	Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
H&SS	Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
FishGm	Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
Commerce	Kenaitze Indian Tribe - Denaina Health and Wellness Center	15,000,000	0	0	0	15,000,000
Commerce	Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
NatRes	Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
Labor	Maine Simulator Software	39,000	0	0	0	39,000
Commerce	Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
Commerce	Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
Commerce	Ninilchik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
Commerce	Ninilchik Senior Citizens, Inc. - Ninilchik Senior Center Improvements	24,800	0	0	0	24,800
Commerce	North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
NatRes	Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
Commerce		Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Trans		Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce		Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
EnvCon		Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Trans		Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Trans		Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGm		Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Trans		Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce		Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce		Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce		Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon		Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce		Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce		Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf		Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce		Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce		Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans		Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans		Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor		Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGm		Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-21**

**AN ORDINANCE ACCEPTING AND APPROPRIATING A GRANT IN THE AMOUNT
OF \$100,000 FROM THE STATE OF ALASKA ON BEHALF OF THE KACHEMAK
EMERGENCY SERVICE AREA FOR THE DIAMOND RIDGE COMMUNITY
CENTER AND TRAINING FACILITY**

1 **WHEREAS**, the Kachemak Emergency Service Area (KESA) requested funding for the
2 construction of the Diamond Ridge Community Center and Training Facility in
3 the borough's 2012 legislative priorities; and

4 **WHEREAS**, Senate Bill 160, which appropriated funding to the borough for the facility, was
5 passed by the State Legislature and signed by the Governor on May 14, 2012; and

6 **WHEREAS**, the Alaska Department of Commerce, Community and Economic Development
7 will provide a grant award in the amount of \$100,000 to the borough on behalf of
8 the KESA for the project; and

9 **WHEREAS**, at its regular meeting on June 21, 2012, the Service Area Board of Directors
10 passed a motion recommending grant acceptance;

11 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
12 **PENINSULA BOROUGH:**

13 **SECTION 1.** That the mayor is authorized to accept, on behalf of the Kachemak Emergency
14 Service Area, a grant from the State of Alaska Department of Commerce,
15 Community and Economic Development in the amount of \$100,000 for the
16 Diamond Ridge Community Center and Training Facility, and is authorized to

1 execute a grant agreement and any other documents deemed necessary to accept
2 and expend the grant and to fulfill the intents and purposes of this ordinance.

3 **SECTION 2.** That funds in the amount of \$100,000 are appropriated to 446.51810.12379.49999
4 - project account number.

5 **SECTION 3.** That due to the length and nature of this project, the appropriations established
6 through this ordinance shall not lapse at the end of any particular fiscal year.

7 **SECTION 4.** This ordinance shall become effective immediately upon its enactment.

8 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
9 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH
Kachemak Emergency Service Area

MEMORANDUM

TO: Gary Knopp, Assembly President
 Members of the Kenai Peninsula Borough Assembly

THRU: Mike Navarre Mayor *MN*
 Craig Chapman, Director of Finance *C Chapman*
 Brenda Ahlberg, Community & Fiscal Projects Manager *B Ahlberg*

FROM: Bob Cicciarella, KESA Chief *BC*

DATE: July 17, 2012

SUBJECT: Ordinance 2012-19- 21, accepting and appropriating a grant in the amount of \$100,000 from the State of Alaska on behalf of the Kachemak Emergency Service Area for the Diamond Ridge community center and training facility

MIKE NAVARRE
BOROUGH MAYOR

The borough submitted a request for legislative grant funding in the Fiscal Year 2012/2013 State of Alaska Capital Budget. Senate Bill 160 was passed by the State Legislature and signed by Governor Parnell on May 14, 2012, appropriating \$100,000 for the Kachemak Emergency Service Area Diamond Ridge community center and training facility.

The borough's "State Funding Priorities 2012" binder at page 25 identifies the project as follows:
 For the construction of a Community Center/Firefighter/EMS Training Facility to be used for public meetings, the Ski Club, Firefighter Training and EMS Training. This facility will provide a place for local residents for meetings, shelter, Home Owner Associations and public gatherings in addition to use on occasion by the Kachemak Bay Ski Club who uses the area for their trail head convergence. The facility will be used more regularly for a training facility for fire and EMS personnel. Without having a building to hold regular training it has been difficult to recruit fire department personnel from the west side of the service area. Kachemak Emergency Service Area has had numerous applicants that have withdrawn their interest because of the lack of facilities on the west side. Personnel must drive 20 miles to attend training events at the McNeil Canyon Station at Mile 12 East End Road. With the construction of the Kachemak Emergency Service Area equipment building currently in progress this separate facility will augment that operation in many ways.

The service area board passed a motion recommending acceptance of the grant at its regular board meeting held June 12, 2012. The Alaska Department of Commerce, Community and Economic Development will provide the grant award with a five-year, project performance period ending June 30, 2017. Bob Cicciarella, KESA Chief, shall provide grant oversight and project completion.

Attachment: Alaska Act HCS CSSB 160(FIN) *excerpt*
 "Kenai Areawide (HD33-35) Only"

FINANCE DEPARTMENT ACCOUNT VERIFIED	
Acct. No. <u>446.51810.12379.49999</u>	
Amount <u>N/A</u>	
By: <u>PC</u>	Date: <u>7/24/12</u>

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
	Commerce	Alaska Christian College - Emergency Generator Purchase	45,000	0	0	0	45,000
	Commerce	Alaska Energy Authority - Stetson Creek Diversion	5,825,500	0	0	0	5,825,500
	Commerce	Alutiiq Pride Shellfish Hatchery - Shellfish Hatchery Facilities Upgrades	0	460,000	0	0	460,000
	Commerce	Anchor Point Senior Citizens, Inc. - Anchor Point Senior Center Improvements	244,000	0	0	0	244,000
	Commerce	Boys & Girls Club of the Kenai Peninsula - Kasilof After School Program	75,000	0	0	0	75,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Kenai Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Nikiski Technology Center Equipment	14,000	0	0	0	14,000
	Commerce	Boys & Girls Clubs of the Kenai Peninsula - Soldotna Portable Planning, Permitting and Acquisition	163,000	0	0	0	163,000
	Commerce	Cook Inlet Aquaculture - Tutka Bay Hatchery	699,000	0	0	0	699,000
	Commerce	Cook Inlet Regional Citizens Advisory Council - Ice Forecasting Network	70,000	0	0	0	70,000
	Trans	Cooper Landing - Walkable Community Project	550,000	0	0	0	550,000
	Commerce	Cooper Landing Senior Citizens Corporation, Inc. - Senior Housing Energy Projects	100,000	0	0	0	100,000
	Labor	Deferred Maintenance, Renewal, Repair and Equipment - AVTEC	1,000,000	0	0	0	1,000,000
	NatRes	Exxon Valdez Oil Spill - Parcel Purchase on Kenai River Mile 11	0	0	1,100,000	0	1,100,000
	Commerce	Friends of the Jesse Lee Home	5,000,000	0	0	0	5,000,000
	Trans	Greer Road Surfacing	150,000	0	0	0	150,000
	Commerce	Halibut Cove Community Organization - Alaska Mussel Farming Demonstration Project	300,000	0	0	0	300,000
	Trans	Highway Safety Corridor - Sterling Highway - Sterling to Soldotna Widening	1,730,000	0	0	0	1,730,000
	Commerce	Homer - Fishing Lagoon Improvements	100,000	0	0	0	100,000
	Commerce	Homer - South Peninsula Natural Gas Pipeline	8,150,000	0	0	0	8,150,000
	Commerce	Homer Society of Natural History - Pratt Museum Building Design and Construction	100,000	0	0	0	100,000
	Commerce	Hope Community Resources, Inc. - Kenai/Soldotna Community Center	125,000	0	0	0	125,000
	Commerce	Hospice of The Central Peninsula - Durable Medical Equipment for Community Loan Closet	10,000	0	0	0	10,000
	Commerce	Kachemak - Kachemak Roads Repairs	60,000	0	0	0	60,000
	Univ	Kachemak Bay Campus - Pioneer Avenue Building Addition	50,000	0	0	0	50,000
	Commerce	Kachemak Bay Equestrian Association - Cottonwood Horse Park	10,000	0	0	0	10,000
	Commerce	Kachemak Shellfish Mariculture Association - Oyster Remote Setting Facility	60,000	0	0	0	60,000
	Commerce	Kasilof Regional Historical Association - Community of Kasilof - Cabin Restoration	38,000	0	0	0	38,000
	Trans	Kenai - Kalifornsky Beach Road and Bridge Access Road Pedestrian Paths	3,000,000	0	0	0	3,000,000
	Commerce	Kenai - Road and Infrastructure Improvements	4,000,000	0	0	0	4,000,000
	Commerce	Kenai - State Personal Use Fishery Improvement	150,000	0	0	0	150,000
	EnvCon	Kenai - Water Transmission Mains Phase 4	1,935,164	0	0	0	1,935,164
	Correct	Kenai - Wildwood Correctional Center Deferred Maintenance	50,000	0	0	0	50,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)						
M&VA	Kenai Armory Deferred Maintenance	10,000	0	0	10,000	20,000
Commerce	Kenai Peninsula Borough - Bear Creek Fire Service Area Community Multi-Use Facility	3,976,000	0	0	0	3,976,000
Commerce	Kenai Peninsula Borough - Central Emergency Service Area Rescue Boat	100,750	0	0	0	100,750
Commerce	Kenai Peninsula Borough - Central Peninsula General Hospital Radiation Oncology Center	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Classroom ITouch Project for Lower Peninsula Schools	52,500	0	0	0	52,500
Commerce	Kenai Peninsula Borough - Fox River Basargin Road Improvements	50,000	0	0	0	50,000
Commerce	Kenai Peninsula Borough - Gilman Kenai River Center Septic Tank Removal/Connection to Sewer System	15,000	0	0	0	15,000
Commerce	Kenai Peninsula Borough - Hazard Tree Removal	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Homer High School Athletic Facilities	1,100,000	0	0	0	1,100,000
Commerce	Kenai Peninsula Borough - Kachemak Emergency Service Area Diamond Ridge Community Center / Training Facility	100,000	0	0	0	100,000
Commerce	Kenai Peninsula Borough - Kenai & Soldotna High School Track and Field Improvements	3,100,000	0	0	0	3,100,000
Commerce	Kenai Peninsula Borough - Nikiski Fire Service Area Aerial Fire Apparatus Replacement	975,000	0	0	0	975,000
Commerce	Kenai Peninsula Borough - North Peninsula Recreation Service Area Trails Upgrade and Expansion	150,000	0	0	0	150,000
Commerce	Kenai Peninsula Borough - Road Projects	8,000,000	0	0	0	8,000,000
Commerce	Kenai Peninsula Borough - School District Equipment	1,000,000	0	0	0	1,000,000
Commerce	Kenai Peninsula Borough - Security Camera System	1,625,000	0	0	0	1,625,000
Commerce	Kenai Peninsula Borough School District - Student Nutrition Services	40,000	0	0	0	40,000
Commerce	Kenai Peninsula Community Care Center - Gymnasium Repair and Renovations	52,000	0	0	0	52,000
Commerce	Kenai Peninsula Fair Association - Facilities Upgrades	188,000	0	0	0	188,000
Commerce	Kenai Peninsula Opportunities, Inc. - Kenai Peninsula Construction Academy Covered Storage	200,000	0	0	0	200,000
H&SS	Kenai Peninsula Youth Facility Deferred Maintenance	165,400	0	0	0	165,400
FishGm	Kenai River King Salmon Sonar Assessment Program	1,813,000	0	0	0	1,813,000
Commerce	Kenaize Indian Tribe - Denatina Health and Wellness Center	15,000,000	0	0	0	15,000,000
Commerce	Lee Shore Center - Emergency Shelter Children's Outdoor Play Area Rehabilitation	96,444	0	0	0	96,444
NatRes	Lower Kaslof River Drift Boat Takeout - Phase 2 of 2	1,600,000	0	0	0	1,600,000
Labor	Marine Simulator Software	39,000	0	0	0	39,000
Commerce	Moose Pass Volunteer Fire Company - Fire Station Acquisition and Renovation	120,000	0	0	0	120,000
Commerce	Nikolaevsk, Inc. - Multi-Use Facility	50,000	0	0	0	50,000
Commerce	Ninilchik Emergency Services - Fire and EMS Station Project	2,275,000	0	0	0	2,275,000
Commerce	Ninilchik Senior Citizens, Inc. - Ninilchik Senior Center Improvements	24,800	0	0	0	24,800
Commerce	North Peninsula Community Council - Nikiski Beautification	100,000	0	0	0	100,000
NatRes	Parks and Outdoor Recreation Deferred Maintenance - Kenai Area	560,000	0	0	0	560,000

Kenai Areawide (HD 33-35) Only

Impact House District Detail

HD	Dept	Project Title	Unrestricted GF Amount	Designated GF Amount	Other Amount	Federal Amount	Total
Kenai Areawide (HD 33-35)							
Commerce	Trans	Seldovia - Jakolof Bay and Rocky Road Dusting	7,500	0	0	0	7,500
Commerce	Trans	Seldovia - Small Boat Harbor	1,000,000	0	0	0	1,000,000
Commerce	Trans	Seldovia - Value Added Manufacturing Plant	330,000	0	0	0	330,000
EnvCon	Trans	Seward - North Seward Water Storage Tank and Pumping Facility	2,583,240	0	0	0	2,583,240
Trans	Trans	Seward - Seward Harbor	1,180,000	0	0	0	1,180,000
Trans	Trans	Seward Highway - Recreational Improvements	0	0	0	650,000	650,000
FishGm	Trans	Seward Vessel Wash-Down and Wastewater Recycling Facility	0	0	641,300	0	641,300
Trans	Trans	Soldotna - Birch Street Signal at Sterling Highway	0	0	0	1,500,000	1,500,000
Commerce	Trans	Soldotna - Centennial Park Trail Development	400,000	0	0	0	400,000
Commerce	Trans	Soldotna - Paving Improvements	1,500,000	0	0	0	1,500,000
Commerce	Trans	Soldotna - Police Building Roof Replacement	325,000	0	0	0	325,000
EnvCon	Trans	Soldotna - Sterling Street Water and Sewer Replacement	377,465	0	0	0	377,465
Commerce	Trans	Soldotna Area Senior Citizens, Inc. - Generator and Roof Improvements	82,000	0	0	0	82,000
Commerce	Trans	Soldotna Little League - Field Upgrades	25,000	0	0	0	25,000
PubSaf	Trans	Soldotna Post Facilities Deferred Maintenance	225,000	0	0	0	225,000
Commerce	Trans	Sterling Area Senior Citizens, Inc. Garage for Storage and Work Shop	300,000	0	0	0	300,000
Commerce	Trans	Sterling Community Club, Inc. - Multi-Use Building	400,000	0	0	0	400,000
Trans	Trans	Sterling Highway - Milepost 157 to 169 Rehabilitation - Anchor Point to Baycrest Hill	0	0	0	2,500,000	2,500,000
Trans	Trans	Sterling Highway - Milepost 37 to 45 Resurfacing	0	0	0	7,350,000	7,350,000
Labor	Trans	Third Avenue Dormitory Replacement	16,075,000	0	0	0	16,075,000
FishGm	Trans	Upper Cook Inlet East Side Set Net Chinook Salmon Harvest Patterns	0	789,000	0	0	789,000
Kenai Areawide (HD 33-35) total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063
Report total:			103,205,763	1,249,000	1,741,300	12,010,000	118,206,063

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-22**

**AN ORDINANCE APPROPRIATING \$666,646 FOR THE PURCHASE AND
IMPLEMENTATION OF AN UPGRADED ELECTRONIC HEALTH RECORD
PROGRAM IN THE EMERGENCY DEPARTMENT AT CENTRAL PENINSULA
HOSPITAL**

1 **WHEREAS**, the federal HITECH Act of 2009 authorized the Medicare and Medicaid
2 Electronic Health Record Incentive Program (EHR) to support hospitals,
3 physicians, and other providers, through incentive payments, in adopting,
4 implementing, and upgrading certified EHR technology, and in demonstrating
5 meaningful use of EHR systems; and

6 **WHEREAS**, Central Peninsula Hospital's (CPH) current EHR system does not fit the needs of
7 its Emergency Department; and

8 **WHEREAS**, Central Peninsula General Hospital, Inc. (CPGHI) evaluated several software
9 solutions and the Picis system was selected based on physician preference,
10 functionality, integration capability, vendor ability to deliver and cost; and

11 **WHEREAS**, CPGHI has indicated that the implementation of this software will improve
12 revenue efficiency, allow for more complete and rapid documentation, decrease
13 time to complete billings, and improve productivity; and

14 **WHEREAS**, CPGHI negotiated a package of License and Services Agreements with Picis, Inc.
15 and its subvendors to provide an upgraded Emergency Department Information
16 System (EDIS), using certified EHR technology; and

1 **WHEREAS**, the estimated vendor licensing and implementation cost is \$566,646 with total
2 project estimated to be \$666,646; and

3 **WHEREAS**, the CPGHI board at its July 26, 2012, meeting recommended _____
4 of the purchase of the EHR system from Picis, Inc ; and

5 **WHEREAS**, the Central Kenai Peninsula Hospital Service Area board at its _____, 2012
6 meeting recommended _____;

7 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
8 **PENINSULA BOROUGH:**

9 **SECTION 1.** That \$666,646 in CPH Plant Replacement and Expansion funds are appropriated
10 to 490.81110.13EHR.49999 for the purchase and implementation of an upgraded
11 EHR system for the CPH Emergency Department.

12 **SECTION 2.** That this ordinance is takes effect immediately upon its enactment.

13 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
14 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Craig Chapman, Director of Finance *C Chapman*
Mark Fowler, Purchasing and Contracting Director *Mark Fowler*

DATE: July 26, 2012

SUBJECT: Ordinance 2012-19-22, appropriating \$666,646 for purchase and implementation of an upgraded emergency department information system using certified electronic health record technology

The federal HITECH Act of 2009 authorized the Medicare and Medicaid Electronic Health Record (EHR) Incentive Program to support hospitals, physicians, and other providers, through incentive payments, in adopting, implementing, and upgrading certified EHR technology, and in demonstrating meaningful use of EHR systems.

Central Peninsula Hospital's current EHR system does not fit the needs of its Emergency Department. The hospital evaluated several software solutions and the Picis system was selected based on physician preference, functionality, integration capability, vendor ability to deliver and cost. CPGH, Inc. (CPGHI) has indicated that the implementation of this software will improve revenue efficiency, allow for more complete and rapid documentation, decrease time to complete billings, and improve productivity.

CPGHI negotiated a package of license and services agreements with Picis, Inc. and its subvendors to provide an upgraded Emergency Department Information System (EDIS), using certified EHR technology. The estimated vendor licensing and implementation cost is \$566,646 and the total project is estimated to cost \$666,646.

The CPGHI board at its July 26, 2012, meeting approved the purchase of the EHR system from Picis, Inc. The Central Kenai Peninsula Hospital Service Area (CKPHSA) board is expected to consider this ordinance at its next meeting. Its recommendation will be provided to the assembly prior to final hearing.

FINANCE DEPARTMENT FUNDS VERIFIED	
Acct. No.	<u>490.20602</u>
Amount	<u>\$666,646</u>
By: <u>pc</u>	Date: <u>7/24/12</u>

Introduced by: Mayor
Date: 08/07/12
Shortened Hearing: 08/21/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-23**

**AN ORDINANCE APPROPRIATING \$1,010 IN DONATIONS FOR YOUTH
PROGRAMMING AND COMMUNITY EVENTS AT THE SELDOVIA RECREATION
SERVICE AREA**

WHEREAS, the Seldovia Recreation Service Area (SRSA) conducted fund raising during the 2012 summer and raised \$1,010, which it would like to use for youth programming and community events; and

WHEREAS, the SRSA board at its August 14, 2012, meeting recommended use of the \$1,010 for _____;

NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH:

SECTION 1. That \$1,010 in donations to the Seldovia Recreation Service Area is appropriated to account 227.61210.00000.42210, operating supplies for youth programming and community events.

SECTION 2. That this ordinance takes effect immediately upon its enactment.

**ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS *
DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Craig Chapman, Director of Finance *C Chapman*

COPY: Vivian Rojas, Chair, SRSA Board

DATE: July 26, 2012

SUBJECT: Ordinance 2012-19-23, appropriating supplemental funds (donations) for Seldovia Recreation Service Area youth programming and community events

The Seldovia Recreation Service Area (SRSA) conducted fundraising during the 2012 summer and raised \$1,010, which it would like to use for youth programming and community events during the school year.

The SRSA board will consider a motion to use the donations for this purpose at its August 14, 2012, meeting and its action will be forwarded to the assembly prior to public hearing.

With school starting August 21, 2012, shortened hearing is being requested to allow time to order supplies and begin the programs as soon thereafter as possible.

FINANCE DEPARTMENT FUNDS VERIFIED	
Acct. No.	<u>227.00000.00000.37922</u>
Amount	<u>\$1,010.⁰⁰</u>
By:	<u>PC</u> Date: <u>7/24/12</u>

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-19-24**

**AN ORDINANCE ACCEPTING AND APPROPRIATING FUNDING FROM THE
STATE OF ALASKA IN THE AMOUNT OF \$772,200 FOR COMMUNITY PURPOSES
UNDER THE STATE'S 2012/2013 COMMUNITY REVENUE SHARING PROGRAM**

1 **WHEREAS**, the Alaska State Legislature has provided funding to municipalities and
2 unincorporated communities through the Community Revenue Sharing Program;
3 and

4 **WHEREAS**, AS 29.60.865 and 3 AAC 180.070 require the assembly of a borough or unified
5 municipality to adopt a resolution identifying those unincorporated communities
6 located within their municipal boundaries that the assembly determines meet the
7 Community Revenue Sharing Program eligibility criteria established under AS
8 29.60.865, AS 29.60.879, and 3 AAC 180.110; and

9 **WHEREAS**, through enactment of KPB Resolution 2012-013, the assembly certified that 27
10 unincorporated communities within the Kenai Peninsula Borough are eligible for
11 participation in the State's Community Revenue Sharing program; and

12 **WHEREAS**, funds in the amount of \$772,200 have been received from the Alaska Department
13 of Commerce, Community and Economic Development for the benefit of the 27
14 unincorporated communities; and

15 **WHEREAS**, pursuant to KPB Resolution 2006-036, a fee of 3.04 percent of the grant amount
16 will be charged against the grant to cover general administrative costs; and

1 **WHEREAS**, the \$772,200, less administrative costs, is to be distributed evenly among the 27
2 unincorporated communities within the borough, or may be expended by the
3 borough on behalf of the community; and

4 **WHEREAS**, the Community Revenue Sharing Program allows funds to be used for any public
5 purpose at the discretion of the local governing body and as allowed by state
6 statutes and borough code; and

7 **WHEREAS**, it is in the best interest of the borough to accept these state funds on behalf of the
8 27 unincorporated communities to help defray costs of providing services and
9 programs to their residents;

10 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
11 **PENINSULA BOROUGH:**

12 **SECTION 1.** That the mayor is authorized to accept \$772,200 from the State of Alaska for
13 distribution to eligible communities or for expenditure by the borough on the
14 community's behalf.

15 **SECTION 2.** That the mayor is authorized to execute any documents deemed necessary to
16 accept and expend the community revenue sharing funds and to fulfill the intents
17 and purposes of this ordinance.

18 **SECTION 3.** That state funds in the amount of \$772,200 are appropriated to account
19 271.94910.13REV.43011, contract services.

20 **SECTION 4.** Acceptance of the above grant by a community is subject to the requirement that
21 prior to the distribution of grant funds, the recipient(s) and proposed project(s)
22 shall be approved by the assembly through adoption of a resolution.

1 **SECTION 5.** That due to the length and nature of this project, a community shall forfeit any
2 remaining grant distribution at the end of two consecutive fiscal years if the
3 community has not fulfilled the intent and purpose of its grant agreement, and the
4 funds shall be available for reappropriation by the assembly.

5 **SECTION 6.** This ordinance shall become effective immediately upon its enactment.

6 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
7 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

Grant Management

MEMORANDUM

TO: Gary Knopp, Assembly President
Members of the Kenai Peninsula Assembly

THRU: Mike Navarre, Mayor *MN*
Craig Chapman, Director of Finance *C Chapman*

FROM: Brenda Ahlberg, Community & Fiscal Projects Manager *B Ahlberg*

DATE: July 26, 2012

SUBJECT: Ordinance 2012-19-24, accepting and appropriating funding from the State of Alaska in the amount of \$772,200 for community purposes under the State's 2012/2013 Community Revenue Sharing Program

By Resolution 2012-13, the assembly recognized 27 unincorporated communities eligible to participate in the FY2013 Community Revenue Sharing Program, hereinafter referred to as "program." The assembly's enactment of this ordinance will authorize the borough to accept and appropriate \$772,200 from the State of Alaska Department of Commerce, Community and Economic Development (DCCED) to distribute funding to nonprofit or tribal entities in each community.

The program shall provide each community \$27,756 to support services and/or projects for a public purpose (\$28,600 less 3.04 percent administrative costs pursuant to KPB Resolution 2006-036). DCCED has indicated that funds may be used for a public purpose at the discretion of the local governing body and as allowed by state law and borough code.

The FY2013 program will commence with adequate public notice and scheduled community meetings held in conjunction with representing assembly members and borough staff. Additionally, the borough has determined a distribution process for which a representing entity may apply for and receive funding on behalf of its community. Funding will be provided for qualifying projects once a representing entity has completed an application request and grant agreement with the borough. The Community & Fiscal Projects Manager shall oversee the program.

FINANCE DEPARTMENT ACCOUNT/FUNDS VERIFIED	
Acct. No.	<u>271.94910.13 REV. 43011</u>
Amount	<u>N/A</u>
By: <u>pc</u>	Date: <u>7/24/12</u>

Smith, Cheryl

From: Carroll, Penny
Sent: Thursday, July 19, 2012 12:58 PM
To: Chapman, Craig; Ahlberg, Brenda
Subject: FW: FY13 Community Revenue Sharing

FYI.

Thanks!
Penny

From: Blood, Lawrence P (CED) [mailto:lawrence.blood@alaska.gov]
Sent: Thursday, July 19, 2012 12:49 PM
To: Carroll, Penny
Subject: RE: FY13 Community Revenue Sharing

Carroll,

The Borough's portion is \$3,066,445

The 27 unincorporated communities portion is \$772,200 at \$28,600 each.

Lawrence Blood

Local Government Specialist V
Department of Commerce, Community, and Economic Development
Division of Community and Regional Affairs
907-465-4751
907-465-4761 fax

From: Carroll, Penny [mailto:PCarroll@borough.kenai.ak.us]
Sent: Thursday, July 19, 2012 9:55 AM
To: Blood, Lawrence P (CED)
Subject: FY13 Community Revenue Sharing

Good morning Lawrence,

I noticed that we received FY13 Community Revenue Sharing in the amount of \$3,838,645.00 today in our bank account.

Could you provide me with a breakdown of the Borough portion and the amount for the Unincorporated Communities?

Nice talking with you this morning. Look forward to working with you.

Thanks!
Penny Carroll
Financial Planning Manager
Kenai Peninsula Borough
Phone: (907) 714-2194
Fax: (907) 714-2376

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-30**

**AN ORDINANCE AMENDING KPB 5.12.040 AND 5.12.119(F) TO CLARIFY THE
PROCEDURES FOR REVOCATION OF PROPERTY TAX EXEMPTIONS**

1 **WHEREAS**, KPB 5.12.119(F) provides for the assessor to revoke property tax exemptions at
2 any time based on a determination that the exemption should not have been
3 granted; and

4 **WHEREAS**, KPB 5.12.040 restricts the assessor from making changes to the roll after June 1,
5 except pursuant to a board of equalization decision, supplementary assessment,
6 reassessment following a disaster, clerical error or court ordered change; and

7 **WHEREAS**, currently the code may be interpreted to restrict the assessor to revoking property
8 tax exemptions prior to June 1 of each year while the intent is for the assessor to
9 have the ability to revoke the exemption at any time it is determined that an
10 exemption should not have been granted; and

11 **WHEREAS**, KPB Chapter 5.12 should provide for the right to a hearing before an exemption is
12 revoked;

13 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
14 **PENINSULA BOROUGH:**

15 **SECTION 1.** That KPB 5.12.040 is hereby amended as follows:

1 **5.12.040. Corrections—Valuation and tax exemption disputes—**
2 **Administrative adjustment meeting.**

3 A. A person receiving an assessment notice must advise the assessor of errors
4 or omissions in the assessment of the person's property, in the
5 determination of ownership or classification of property subject to a flat
6 tax, or of disputes in the assessed value or taxable status of the property,
7 within 30 days after the date of mailing a notice of assessment.

8 B. The assessor may adjust the roll to correct errors or omissions in the roll,
9 or to make changes in valuation or taxable status of property on the roll,
10 and shall mail a notice of assessment, reflecting the assessor's decision,
11 allowing 30 days to appeal to the board of equalization or superior court.
12 Under no circumstances shall the assessor make changes to the roll after
13 June 1, except for those resulting from board of equalization decisions,
14 supplementary assessments, reassessments following a disaster as
15 provided in this chapter, clerical errors, or court ordered changes.

16 C. The assessor shall provide, upon request, an informal adjustment meeting
17 between the assessor and the person receiving an assessment notice, for
18 the purpose of resolving a valuation or tax exemption dispute. The
19 meeting shall be requested within 30 days of the mailing of the notice of
20 assessment[, AND SHALL BE HELD PRIOR TO BOARD OF EQUALIZATION
21 HEARINGS].

22 **SECTION 2.** That KPB 5.12.119(F) is hereby amended as follows:

23 **5.12.119. Real property tax—Exemptions—Borough mayor—Authority to**
24 **grant extensions of time—Approve TAR--Changes in exempt status--**
25 **Hearing.**

1 ...
2 F. *Property owner responsibility to notify borough of changes, changes in*
3 *exempt status, hearing.* It shall be the responsibility of every person who
4 obtains a property tax exemption under this chapter to notify the borough
5 assessor of any change in ownership, property use, residency, permanent
6 place of abode, or other factors affecting qualification for any exemption.
7 If the assessor determines that the property is not eligible for this
8 exemption, all taxes, penalty, and interest due on the property for all tax
9 years beginning with the year the property should have been subject to
10 taxation shall be [IMMEDIATELY] due and payable after 30 days of mailing
11 of a supplementary assessment notice, notifying the person of the
12 revocation of any exemption, unless an informal adjustment hearing is
13 timely requested pursuant to KPB 5.12.040. If an informal adjustment
14 hearing is timely requested all tax, penalty and interest shall be due within
15 30 days of the assessor's written decision for any period the assessor
16 concludes that the property was not eligible for the exemption.

17 **SECTION 3.** That this ordinance takes effect immediately upon its enactment.

18 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
19 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Tom Anderson, Director of Assessing *TA by Ch Still*

DATE: July 26, 2012

SUBJECT: Ordinance 2012-30, amending KPB 5.12.040 and 5.12.119(F) to clarify the process for revocation of a property tax exemption

KPB 5.12.119(F) provides for the assessor to revoke property tax exemptions at any time the assessor determines that the exemption should not have been granted based on ineligibility. KPB 5.12.040 however restricts the assessor from making changes to the roll after June 1 except for changes resulting from board of equalization decisions, supplementary assessments, reassessments following a disaster as provided in this chapter, clerical errors, or court ordered changes. The code does not specify how such exemption revocations are made.

The changes proposed by this ordinance would clarify that the assessor can revoke exemptions previously granted at any time if it is determined that the property or owners were ineligible for the exemption through the issuance of a supplemental assessment notice. Additionally, the recommended revisions specifically provide for an opportunity for a hearing prior to any revocation.

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-31**

**AN ORDINANCE ENACTING KPB 5.12.295 – APPLICATION OF
PROPERTY TAX PAYMENTS**

1 **WHEREAS**, borough code currently does not specify how payments of property taxes are to be
2 applied in relation to taxes, fees, costs, penalties and interest; and

3 **WHEREAS**, the sales tax code does specifically provide how payments are applied with regard
4 to sales taxes, fees, costs, penalties and interest; and

5 **WHEREAS**, the finance department receives inquiries from taxpayers about application of
6 property tax payments and has adopted a policy on this matter; and

7 **WHEREAS**, enacting a code section to specify how property tax payments shall be applied will
8 provide clarity for taxpayers and the finance department;

9 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
10 **PENINSULA BOROUGH:**

11 **SECTION 1.** That a new section of the KPB code of ordinances in Chapter 5.12 is hereby
12 enacted as follows:

13 **5.12.295. Application of property tax payments.**

14 A. Payments on property tax accounts shall be applied to the oldest balance due,
15 by tax year, in the following order: first to accrued fees and costs, then
16 accrued interest, then accrued penalty, then to the tax principal; and then the

1 next oldest balance due, in the above order, and so forth, until the payment is
2 applied in full; except as otherwise provided in this section.

3 B. The borough may by written agreement, or shall by court order, vary the
4 application of payments.

5 **SECTION 2.** That this ordinance takes effect immediately upon its enactment.

6 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***
7 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



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MIKE NAVARRE
BOROUGH MAYOR

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*
Craig Chapman, Director of Finance *cch*

FROM: *RK* Rhonda Krohn, Property Tax and Collections Supervisor

DATE: July 26, 2012

SUBJECT: Ordinance 2012-31, enacting KPB 5.12.295, Application of Property Tax Payments

Borough code provides rules for applying sales tax payments in relation to taxes, fees, costs, penalties and interest but is silent as to the application of property tax payments. Enacting a new code section to specify how property tax payments are applied will provide clarity for taxpayers and the finance department as well as consistency within the code.

Your consideration is appreciated.

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-32**

**AN ORDINANCE OF ASSESSMENT CONFIRMING THE ASSESSMENT ROLL
FOR THE ANCHOR POINT UTILITY SPECIAL ASSESSMENT DISTRICT AND
ESTABLISHING THE METHOD FOR TERMINATING ASSESSMENTS AND
MAKING REFUNDS TO PROPERTY OWNERS**

1 **WHEREAS,** the assembly by Resolution 2011-075 approved the petition application for the
2 formation of the Anchor Point Utility Special Assessment District (the "District");
3 and

4 **WHEREAS,** the assembly by Ordinance 2011-19-18 appropriated \$723,410 for the Anchor Point
5 Utility Special Assessment District natural gas line project; and

6 **WHEREAS,** the assembly by Resolution 2011-090 established the District and authorized the
7 construction of the improvement; and

8 **WHEREAS,** the total costs of constructing the improvements, including all allowable amounts
9 as provided in KPB 5.35.080 and AS 29.46.110 ("Costs") are now known; and

10 **WHEREAS,** the District special assessment roll has been prepared and the total costs of the
11 improvement spread equally among all the lots within the District; and

12 **WHEREAS,** the borough clerk has published a notice of the filing of the assessment roll once in
13 a newspaper of general circulation within the borough stating that such assessment
14 has been made and is on file in the office of the borough clerk, and providing notice
15 of the time and place for the hearing held September 4, 2012, where objections
16 would be heard; and

1 **WHEREAS,** the assembly, on September 4, 2012, held a hearing on the assessment roll at which
2 time all persons objecting to assessments were given an opportunity to present their
3 objections; and

4 **WHEREAS,** notice of the assessment and hearing was mailed to each owner of record as shown
5 on the rolls of the borough assessor not less than ten days before the hearing; and

6 **WHEREAS,** the assembly found no errors or inequalities in the roll; and

7 **WHEREAS,** the assembly finds that the roll should be confirmed;

8 **WHEREAS,** the mainline has been constructed and any necessary property acquisitions
9 completed for the natural gas pipeline in the District (the "Project"); and

10 **WHEREAS,** special assessments of \$2,699.28 will be levied on properties in the District that are
11 specifically benefited by the Project, and said special assessments, with interest
12 thereon, will be sufficient (together with other amounts) and available to pay the
13 actual cost to the borough of the improvements plus interest;

14 **NOW, THEREFORE, BE IT ORDAINED BY THE KENAI PENINSULA BOROUGH**
15 **ASSEMBLY:**

16 **SECTION 1. Classification.** That this ordinance shall be a non-code ordinance.

17 **SECTION 2. Confirmation of Roll.** That the assessment roll for Anchor Point Utility Special
18 Assessment District, attached as Exhibit A to this ordinance, as presented to the
19 assembly on September 4, 2012 in the total amount of \$723,407.04 is confirmed.
20 The assessment amount of \$2,699.28 will constitute a lien on each parcel within the
21 District.

1 **SECTION 3. Notice of Assessment.** That within fifteen days after the enactment date of this
2 ordinance, the finance director shall mail to the record owner of each property
3 assessed a statement designating the property, the assessment amount, the schedule
4 of payments, the time of delinquency, and penalties. Within five days after the
5 statements are mailed, the finance director shall publish a notice that the statements
6 have been mailed and that the assessment roll is on file in the office of the borough
7 clerk. After enactment of this ordinance the clerk shall file in the office of the
8 Homer District Recorder a notice of assessment on all parcels assessed within the
9 utility special assessment district.

10 **SECTION 4. Payment of Assessment.** That the entire assessment may be prepaid without
11 interest or penalty within thirty days of the date of mailing of the assessment
12 statement. Thereafter, the assessment may be prepaid in whole or in part with
13 interest to the payment date. Interest on the unpaid amount of the assessment shall
14 accrue at the rate of 5.25 percent per annum. Assessments that are not prepaid shall
15 be paid in ten equal annual installments on March 31 of each year, commencing
16 March 31, 2013. Installments shall include principal plus accrued interest.

17 **SECTION 5. Delinquencies.** That if an installment of the assessment is delinquent, the balance
18 of the assessment, plus accrued interest, becomes due and delinquent thirty days
19 after the date of notice of the installment delinquency. Notice of the delinquency
20 shall be mailed to the owner of record. The notice must contain notice of the
21 nonpayment of the installment and that the balance of the assessment, plus accrued
22 interest, will become due and delinquent if the installment, interest and penalty are
23 not paid within thirty days of the date of the notice. The penalty for delinquent
24 installment and assessment payments is the same as the penalty for delinquent real
25 property taxes in effect on the date of the delinquency.

26 **SECTION 6. Establishment of Reserve and Refund Accounts.**
27

- 1 A. That there is established the District Reserve and Refund Account (the
2 "Reserve and Refund Account").
- 3 B. That there shall be paid into the Reserve and Refund Account:
- 4 1. All monies received from ENSTAR Natural Gas Company that are refund
5 entitlements arising out of new customers connecting to the gas line installed
6 within the District; and
- 7 2. The final refund due under the ENSTAR line extension tariff; and
- 8 3. Interest on the average Reserve and Refund Account balance at the rate
9 determined by the Finance Director to be the average interest earned on
10 borough investments during the year.

11 **SECTION 7. Distribution of Reserve and Refund Account Funds.**

- 12 A. The borough shall refund the funds in the Reserve and Refund Account at the
13 end of each fiscal year an amount equal to the fund balance divided by the
14 number of lots within the District provided the refunded amount is greater
15 than or equal to \$25.00 per parcel. If the amount is under \$25.00, the refund
16 will be carried over to the following fiscal year. The order of refund will be:
17 first, to ANY outstanding balance applied in the order of unpaid costs,
18 penalty, interest and then principal; and, second, to the owner of record as
19 shown on the most recent records of the borough assessor. If any lot or tract
20 within the District is divided into two or more lots, the refund for such re-
21 subdivided lots shall be computed by counting the re-subdivided lots as a
22 single lot for purposes of determining the initial refund entitlement. If any
23 lots or tracts are consolidated, the converse shall apply. The initial refund
24 entitlement shall then be divided equally among the subject lots. If an

1 account is in a delinquent or foreclosure status, any such refund shall be
2 applied against the delinquent balance in the order described above.

3 B. That upon the repayment to the borough of all indebtedness incurred for this
4 assessment district or after the borough receives the final refund entitlements
5 arising out of new customers connecting to the gas line, any funds remaining
6 in the Reserve and Refund Account shall be distributed as provided under
7 this section.

8 **SECTION 8. Termination of Assessment and Refund of Pro Rata Share of Assessment**
9 **Prepayments.**

10 A. That upon the discharge of all indebtedness to the borough, all unpaid, non-
11 delinquent assessment installments are cancelled. The finance director shall
12 refund to the owner of record as shown on the records of the borough
13 assessor an amount equal to the fund balance divided by the number of lots
14 within the District.

15 B. That for any lot upon which foreclosure proceedings to recover delinquent
16 assessment installments has been commenced prior to the cancellation of
17 remaining assessment installments, the amount due shall be recomputed as
18 provided in subsection A, except there will be no refund.

19 **SECTION 9. Appropriation.** That there is appropriated for the purposes set out in this
20 ordinance the refunds from ENSTAR attributable to the District, all assessments
21 and interest in the District, assessment foreclosure proceeds and interest earned on
22 the funds as provided in Section 6(B)(2). The appropriation under this section does
23 not lapse until after the final refund required under section 7(B) has been made.

1 **SECTION 10. Authority for Ordinance.** That the borough has ascertained and hereby
2 determines that each and every matter and thing as to which provision is made in
3 this ordinance is necessary in order to carry out and effectuate the purposes of the
4 borough in accordance with the constitution and statutes of the State of Alaska, and
5 the Code of Ordinances of the Kenai Peninsula Borough.

6 **SECTION 11. Severability.** That if any one or more of the covenants and agreements provided in
7 this ordinance to be performed on the part of the borough shall be declared by any
8 court of competent jurisdiction to be contrary to law, then such covenant or
9 covenants, agreements or agreements shall be null and void and shall be deemed
10 separable from the remaining covenants and agreements in this ordinance and shall
11 in no way affect the validity of the other provisions of this ordinance.

12 **SECTION 12. Effective Date.** That this ordinance shall take effect immediately upon enactment.

13 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS * DAY**
14 **OF AUGUST, 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520
Toll-free within the Borough: 1-800-478-4441
PHONE: (907) 262-4441 • **FAX:** (907) 262-1892
www.borough.kenai.ak.us

**MIKE NAVARRE
BOROUGH MAYOR**

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Craig Chapman, Director of Finance *C Chapman*

DATE: July 26, 2012

SUBJECT: Ordinance 2012-32, Anchor Point Utility Special Assessment District ordinance of assessment

Attached please find the ordinance of assessment and the final assessment roll for the Anchor Point Utility Special Assessment District. This is the final step for the borough in a process that began with the assembly approving resolution 2011-075, which approved the petition application for the formation of the Anchor Point Utility Special Assessment District, the passage of ordinance 2011-19-18, which appropriated \$723,410.00 for the project, and resolution 2011-090 which formed the district and authorized construction of the improvements. This ordinance confirms the assessment roll and establishes the method for terminating assessments and making refunds to property owners.

KPB 5.35.107 requires that the owners of more than 70 percent of the parcels within the proposed district sign a petition approving the utility special assessment district and 75.7 percent signed the petition in favor of the project. The gas mainline has been constructed and a bill has been presented to the borough for payment. The gas mainline benefits 268 parcels within the district. The total cost of the assessment is \$723,407.04. Based on equal allocation of the total cost of the project, the special assessment per lot in the district is \$2,699.28. The assessment may be prepaid without interest within thirty days of the notice of assessment. If not prepaid, the assessment is payable over a ten-year period in equal installments with interest accruing as provided in the attached ordinance. The assessment constitutes a lien on each parcel within the district.

Anchor Point USAD FINAL ASSESSMENT ROLL

Enstar Construction Cost
 KPB Overhead/ Admin Cost
 Total Cost

698,720.00
 24,687.04
 \$723,407.04

Total Cost:
 Total Prepayments:
 Total Assessments:

723,407.04
 0.00
 \$723,407.04

Number of Parcels
 Cost per Parcel

268
 \$2,699.28

Parcels > 21%:
 Total To Prepay:

0
 \$0.00

NEW 2012 PARCEL ID	LEGAL	2012 ASSESSED	MAXIMUM ASSESSMENT	Required Prepay	OWNER	ADDRESS	CITY_STATE_ZIP
16516111	T 4S R 15W SEC 34 SEWARD MERIDIAN HM THAT PORTION OF USS 1048 LYING SOUTHEAST OF GRANROSS CREEK	75,000.00	2,699.28	0.00	COLEMAN PATSEY O	9704 BRYN MAWR CIR	FORT SMITH, AR 72908
16516114	T 4S R 15W SEC 34 SEWARD MERIDIAN HM SW 1/4 NE 1/4 LYING WEST OF THE STERLING HWY EXCLUDING THE NORTHEASTERLY 200 FT BY 200 FT	64,100.00	2,699.28	0.00	JOHNSON EARL C FAMILY LIMITED PARTNERSHIP	PO BOX 18	ANCHOR POINT, AK 99556
16517001	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 15	168,500.00	2,699.28	0.00	CRUM JOSEPH W & CHRISTINE M	PO BOX 375	ANCHOR POINT, AK 99556
16517002	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 14	125,200.00	2,699.28	0.00	BALDWIN MARK A	PO BOX 135	ANCHOR POINT, AK 99556
16517003	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 13	130,100.00	2,699.28	0.00	LOUYEH RAMIN AARON	1255 CENTRAL PARK AVE	LAKEPORT, CA 95453
16517004	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 12	21,300.00	2,699.28	0.00	ENGLISHBEE VIRGIL W LIVING TRUST	PO BOX 201	ANCHOR POINT, AK 99556
16517005	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 11	22,500.00	2,699.28	0.00	ENGLISHBEE VIRGIL W LIVING TRUST	PO BOX 201	ANCHOR POINT, AK 99556
16517006	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 16	41,600.00	2,699.28	0.00	MERRITT DWAYNE M & COX LOUISE I	4300 BARTLETT ST RM 3A	HOMER, AK 99603
16517007	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 17	71,600.00	2,699.28	0.00	MARQUARDT MARVIN & CHARMAINE TRUSTEES	W7631 CEMETERY RD	PEMBINE, WI 54156
16517008	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 18	80,700.00	2,699.28	0.00	HEIMBOLD TIMOTHY P	PO BOX 1364	ANCHOR POINT, AK 99556
16517009	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 10	24,900.00	2,699.28	0.00	BROWN PATRIC MICHAEL & MARGARET PATRICIA TRUSTEE	136 FOREST AVE	PACIFIC GROVE, CA 93950
16517010	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 09	57,900.00	2,699.28	0.00	WOLINE SCOTT ERIC & HILL JUANITA ANN	PO BOX 292	ANCHOR POINT, AK 99556
16517011	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 01	612,700.00	2,699.28	0.00	KOPCZYNSKI FAMILY LLC	720 S MONTAVILLA DR	SPOKANE, WA 99224
16517012	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 02	40,800.00	2,699.28	0.00	LARSON DOUG	3204 NE 110TH ST	VANCOUVER, WA 98686
16517022	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 24	52,100.00	2,699.28	0.00	BUSS GEORGE LYND B. VANWINKLE	1890 DOLOMITE PL	GOLD RIVER, CA 95670
16517023	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 19	152,000.00	2,699.28	0.00	ANCHOR PT CHURCH OF CHRIST	PO BOX 144	ANCHOR POINT, AK 99556

NEW 2012 PARCEL ID	PARCEL ID	LEGAL	2012		Required Prepay	OWNER	ADDRESS	CITY, STATE, ZIP
			ASSESSED	MAXIMUM ASSESSMENT				
16517024		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 20	17,500.00	2,699.28	0.00	CLARK THOMAS	PO BOX 962	ANCHOR POINT, AK 99556
16517025		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 23	694,600.00	2,699.28	0.00	KENAI PENINSULA BOROUGH	144 N BINKLEY ST	SOLDOTNA, AK 99669
16517026		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 22	47,200.00	2,699.28	0.00	CRAIG ROBERT	PO BOX 164	ANCHOR POINT, AK 99556
16517027		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 21	81,100.00	2,699.28	0.00	JOHNSON MICHELLE A	PO BOX 1047	ANCHOR POINT, AK 99556
16517028		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0742189 S J CHAPMAN SUB 1968 ADDN RESUB OF LOTS 14 & 15 LOT 14A BLK B-1	143,500.00	2,699.28	0.00	POINDEXTER PROPERTIES LLC	PO BOX 13	ANCHOR POINT, AK 99556
16517031		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0742189 S J CHAPMAN SUB 1968 ADDN RESUB OF LOTS 14 & 15 LOT 15-B BLK B-1	22,400.00	2,699.28	0.00	POINDEXTER PROPERTIES LLC	PO BOX 13	ANCHOR POINT, AK 99556
16517032		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 08	267,700.00	2,699.28	0.00	ANCHOR POINT CHURCH OF CHRIST DON LEDGER & NORMAN SMITH TRUSTEES	PO BOX 144	ANCHOR POINT, AK 99556
16517033		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0600045 SPRUCE ACRES SUB LOT 07	13,800.00	2,699.28	0.00	ANCHOR POINT CHURCH OF CHRIST DON LEDGER & NORMAN SMITH TRUSTEES	PO BOX 144	ANCHOR POINT, AK 99556
16517034		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0820046 CHAPMAN ST VACATION LOT 15-A2	128,700.00	2,699.28	0.00	EDWARDS BRYAN A	PO BOX 323	ANCHOR POINT, AK 99556
16517035		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0820046 CHAPMAN ST VACATION LOT 15-A1	72,500.00	2,699.28	0.00	SMITH JULIE A	PO BOX 1317	ANCHOR POINT, AK 99556
16517037		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0770036 S J CHAPMAN SUB 1977 ADDN TRACT 2	105,100.00	2,699.28	0.00	CHAPMAN ROBERT V & BEVERLY	PO BOX 11	ANCHOR POINT, AK 99556
16517039		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0770036 S J CHAPMAN SUB 1977 ADDN TRACT 5	32,400.00	2,699.28	0.00	CHAPMAN JOHN G & CAROL S	4807 S DAWSON ST	SEATTLE, WA 98118
16517043		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780043 S J CHAPMAN SUB 1977 ADDN TRACT 3B	178,300.00	2,699.28	0.00	BAKER JOHN A & QURRATUL-AYN R	PO BOX 867	ANCHOR POINT, AK 99556
16517044		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780043 S J CHAPMAN SUB 1977 ADDN TRACT 3A	81,500.00	2,699.28	0.00	MCANELLY GEORGE CLINTON & MCANELLY JAMES PATRICK & MCANELLY ELIZABETH	PO BOX 30	ANCHOR POINT, AK 99556
16517045		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780070 SPRUCE ACRES SUB 1978 ADDN LOT 3- A	103,400.00	2,699.28	0.00	SYMENS JEREMY	PO BOX 185	ANCHOR POINT, AK 99556
16517046		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780070 SPRUCE ACRES SUB 1978 ADDN LOT 3- B	36,200.00	2,699.28	0.00	CORTEZ SHAWN M	PO BOX 703	ANCHOR POINT, AK 99556
16517050		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0840052 S J CHAPMAN SUB NO 11 LOT 4B-2	46,900.00	2,699.28	0.00	MCKAY RUSSEL L	PO BOX 244	ANCHOR POINT, AK 99556
16517053		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0850091 S J CHAPMAN SUB NO 12 LOT 1A	104,300.00	2,699.28	0.00	OBAYASHI DARRYL J & LESLIE M	4381 ROLFE RD	SAN DIEGO, CA 92117
16517056		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0860032 S J CHAPMAN SUB ADDN NO 14 TRACT 7A	14,800.00	2,699.28	0.00	ANCHOR POINT SENIOR CITIZENS INC	PO BOX 438	ANCHOR POINT, AK 99556

NEW 2012 PARCEL ID	PARCEL ID	LEGAL	2012		MAXIMUM ASSESSMENT	Required Prepay	OWNER	ADDRESS	CITY_STATE_ZIP
			ASSESSED	ASSESSMENT					
16517057		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0860032 S J CHAPMAN SUB ADDN NO 14 TRACT 7C	16,400.00	2,699.28	0.00	ANCHOR POINT SENIOR CITIZENS INC	PO BOX 438	ANCHOR POINT, AK 99556	
16517058		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0860032 S J CHAPMAN SUB ADDN NO 14 TRACT 7B	16,300.00	2,699.28	0.00	ANCHOR POINT SENIOR CITIZENS INC	PO BOX 438	ANCHOR POINT, AK 99556	
16517059		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0860098 S J CHAPMAN SUB NO 13 LOT 4-A1	66,500.00	2,699.28	0.00	LOOP EUGENE LEROY	PO BOX 632	ANCHOR POINT, AK 99556	
16517060		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0860098 S J CHAPMAN SUB NO 13 LOT 4-A2	103,400.00	2,699.28	0.00	HINSBERGER JOHN F	PO BOX 131	ANCHOR POINT, AK 99556	
16517061		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0980059 SPRUCE ACRES 1998 COASTAL ADDN LOT 1	43,000.00	2,699.28	0.00	KATANA ENTERPRISES INC	PO BOX 549	ANCHOR POINT, AK 99556	
16517065		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2004118 S J CHAPMAN SUB NO 15 TRACT A	192,500.00	2,699.28	0.00	NELSON KEITH	PO BOX 785	ANCHOR POINT, AK 99556	
16517066		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2004118 S J CHAPMAN SUB NO 15 TRACT B	188,200.00	2,699.28	0.00	NELSON KEITH	PO BOX 785	ANCHOR POINT, AK 99556	
16517067		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2007098 S J CHAPMAN SUB 1977 ADDN SENIORS' REPLAT TRACT 6A	602,800.00	2,699.28	0.00	ANCHOR POINT SENIOR CITIZENS INC	PO BOX 438	ANCHOR POINT, AK 99556	
16517068		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2007098 S J CHAPMAN SUB 1977 ADDN SENIORS' REPLAT TRACT 6B	557,600.00	2,699.28	0.00	ANCHOR POINT SENIOR CITIZENS INC	PO BOX 438	ANCHOR POINT, AK 99556	
16545050		T 4S R 15W SEC 34 SEWARD MERIDIAN HM GOVT LOT 8	19,400.00	2,699.28	0.00	SWISHER KEN	PO BOX 578	ANCHOR POINT, AK 99556	
16550001		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 18	185,500.00	2,699.28	0.00	CLARK THOMAS & CHEVONNE	PO BOX 962	ANCHOR POINT, AK 99556	
16550002		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 17	52,100.00	2,699.28	0.00	EMARD FAMILY LLC	PO BOX 806	ANCHOR POINT, AK 99556	
16550003		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 16	95,800.00	2,699.28	0.00	BARRON SEAN	PO BOX 450	ANCHOR POINT, AK 99556	
16550005		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 14	24,400.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16550006		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 13	27,600.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16550008		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 11	179,400.00	2,699.28	0.00	DAHL LYLE L	PO BOX 704	ANCHOR POINT, AK 99556	
16550009		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 10	573,100.00	2,699.28	0.00	SHAFFER CLIFFORD A & CHERYL A	34481 N FORK RD	ANCHOR POINT, AK 99556	
16550010		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 9	36,100.00	2,699.28	0.00	TFOU LLC	18730 MOUNTAIN PLOVER CIR	ANCHORAGE, AK 99516	
16550011		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 8	265,000.00	2,699.28	0.00	STEVENSON GARY L & GRACE O	PO BOX 326	ANCHOR POINT, AK 99556	
16550012		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 7	38,600.00	2,699.28	0.00	LYMAN SPENCER W & CAROLYN M	PO BOX 79	CROOKED CREEK, AK 99575	
16550013		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 6	35,500.00	2,699.28	0.00	BARRON SEAN & LISIA	PO BOX 450	ANCHOR POINT, AK 99556	

NEW 2012 PARCEL ID	LEGAL	2012 ASSESSED	MAXIMUM ASSESSMENT	Required Prepay	OWNER	ADDRESS	CITY_STATE_ZIP
16550014	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 5	462,400.00	2,699.28	0.00	BARRON SEAN & LISIA	PO BOX 450	ANCHOR POINT, AK 99556
16550015	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 4	159,400.00	2,699.28	0.00	HEPLER JACK EDWARD & HEPLER TOM E C/O J GERALD HEPLER	2419 BROOKE DR	ANCHORAGE, AK 99517
16550016	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 3	330,000.00	2,699.28	0.00	EMARD FAMILY LLC	PO BOX 806	ANCHOR POINT, AK 99556
16550017	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 2	258,200.00	2,699.28	0.00	SUTHERLIN SHARA	3021 CHESAPEAKE CIR	ANCHORAGE, AK 99516
16550018	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0780002 ANCHOR BLUFF ACRES SUB LOT 1	382,100.00	2,699.28	0.00	UNDERWOOD REO L	PO BOX 1395	ANCHOR POINT, AK 99556
16550019	0870020 ANCHOR BLUFF ACRES SUB NO 2 LOT 15-A	22,400.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556
16550020	T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0870020 ANCHOR BLUFF ACRES SUB NO 2 LOT 12-A	241,800.00	2,699.28	0.00	SHAFFER BROK	PO BOX 1052	ANCHOR POINT, AK 99556
16551002	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 9	31,000.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556
16551003	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 10	29,500.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556
16551004	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 11	29,500.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556
16551005	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 12	29,500.00	2,699.28	0.00	GORDON GARY & PAMELA	PO BOX 876130	WASILLA, AK 99687
16551006	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 13	77,500.00	2,699.28	0.00	WILCOX ALEXANDER HENRY JR	PO BOX 73	ANCHOR POINT, AK 99556
16551007	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 14	49,700.00	2,699.28	0.00	FEILER LINDA JOAN LIVING TRUST	PO BOX 148	ANCHOR POINT, AK 99556
16551008	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 15	159,300.00	2,699.28	0.00	COURTRIGHT CAMILLE	PO BOX 3124	HOMER, AK 99603
16551009	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 16	106,200.00	2,699.28	0.00	WAREHOUSE INC	PO BOX 506	ANCHOR POINT, AK 99556
16551010	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 17	120,400.00	2,699.28	0.00	PETERSON SHERMAN H	PO BOX 53	ANCHOR POINT, AK 99556
16551011	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 18	120,000.00	2,699.28	0.00	ALEXANDER JEFF A & SMITH KIM J	PO BOX 764	ANCHOR POINT, AK 99556
16551012	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 19	125,500.00	2,699.28	0.00	JOHNSON ROGER D	PO BOX 2321	SOLDOTNA, AK 99669
16551013	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 20	148,800.00	2,699.28	0.00	YAGER SANDOR J	PO BOX 11191	ANCHORAGE, AK 99511
16551014	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 21	74,400.00	2,699.28	0.00	MORTON KENNETH V & LARKIN DOLLY E	8631 LEEPER CIR	ANCHORAGE, AK 99504
16551015	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 22	33,000.00	2,699.28	0.00	MILLNER JAMES W SR & CAROLE R	141 W CORRAL AVE	SOLDOTNA, AK 99669
16551016	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 23	112,600.00	2,699.28	0.00	NEWTON GEORGE R & SANDRA J	PO BOX 541	ANCHOR POINT, AK 99556

NEW 2012 PARCEL ID	LEGAL	2012 ASSESSED	MAXIMUM ASSESSMENT	Required Prepay	OWNER	ADDRESS	CITY_STATE_ZIP
16551017	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 24	31,700.00	2,699.28	0.00	ZORTMAN LIVING TRUST	19794 LAWRENCE RD	FAIRHOPE, AL 36532
16551018	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 25	28,100.00	2,699.28	0.00	JAIME KATIE J & MARIA E	PO BOX 407	ANCHOR POINT, AK 99556
16551019	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 26	16,600.00	2,699.28	0.00	JAIME JESSE M (A MINOR CHILD) & JAIME ROSALIE M (A MINOR CHILD)	PO BOX 407	ANCHOR POINT, AK 99556
16551020	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 27	161,000.00	2,699.28	0.00	JAIME ROBIN R	PO BOX 407	ANCHOR POINT, AK 99556
16551021	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 28	101,000.00	2,699.28	0.00	BLACK WAYNE	9410 EMERALD ST	ANCHORAGE, AK 99502
16551022	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 29	194,800.00	2,699.28	0.00	PETERSEN STEVEN M & DEBRA	PO BOX 1044	ANCHOR POINT, AK 99556
16551023	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 44	25,600.00	2,699.28	0.00	WORLEY FLOYD H & CHERI L	PO BOX 773	ANCHOR POINT, AK 99556
16551024	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 43	26,300.00	2,699.28	0.00	WORLEY FLOYD H & CHERI L	PO BOX 773	ANCHOR POINT, AK 99556
16551025	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 42	25,100.00	2,699.28	0.00	WORLEY FLOYD H & CHERI L	PO BOX 773	ANCHOR POINT, AK 99556
16551026	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 47	150,500.00	2,699.28	0.00	ROCKETT CHARLES M SR & CECILIA	PO BOX 1292	ANCHOR POINT, AK 99556
16551029	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 50	25,600.00	2,699.28	0.00	ALEXANDER MICHAEL	PO BOX 633	ANCHOR POINT, AK 99556
16551030	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 49	147,400.00	2,699.28	0.00	MASTOLIER PROPERTIES LLC	1025 DEWBERRY LN	HOMER, AK 99603
16551031	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 48	26,100.00	2,699.28	0.00	GREGOIRE RICHARD E	3725 E END RD	HOMER, AK 99603
16551032	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 53	137,400.00	2,699.28	0.00	BIRCH TREE PROPERTIES LLC	PO BOX 554	ANCHOR POINT, AK 99556
16551033	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 52	135,100.00	2,699.28	0.00	CLAY PHILLIP H & TAMERA S	PO BOX 2363	HOMER, AK 99603
16551034	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 51	65,000.00	2,699.28	0.00	ALEXANDER MICHAEL	PO BOX 633	ANCHOR POINT, AK 99556
16551035	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 41	40,900.00	2,699.28	0.00	SCHMIDT LYNN P	PO BOX 582	ANCHOR POINT, AK 99556
16551036	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 40	170,600.00	2,699.28	0.00	EPLEY BRYAN P & WILMA J	PO BOX 153	ANCHOR POINT, AK 99556
16551037	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 39	23,400.00	2,699.28	0.00	DUSTIN DENNIS O	PO BOX 209	ANCHOR POINT, AK 99556
16551038	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 38	175,600.00	2,699.28	0.00	DUSTIN DENNIS O & MARCELLA	PO BOX 209	ANCHOR POINT, AK 99556
16551039	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 37	145,100.00	2,699.28	0.00	ESKELSON MICHAEL G	PO BOX 312	SUTTON, AK 99674
16551040	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 36	127,700.00	2,699.28	0.00	HAMMOND JEFFERY DWIGHT	1574 MCKINLEY RD	NAPA, CA 94558
16551041	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 35	24,400.00	2,699.28	0.00	LENFERINK JOHN	1100 BUCKSKIN DR	GILLETTE, WY 82716

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		ASSESSED	ASSESSMENT					
16551042	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 34	21,600.00	2,699.28	0.00	TRAVER MICHAEL A	PO BOX 761	ANCHOR POINT, AK 99556	
16551043	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 33	122,200.00	2,699.28	0.00	TRAVER JUDY L	PO BOX 761	ANCHOR POINT, AK 99556	
16551044	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 32	171,400.00	2,699.28	0.00	HILL CHARLES L & CARMEN L	1208 W LAKE SAMMAMISH PKWY SE	BELLEVUE, WA 98008	
16551045	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 31	21,900.00	2,699.28	0.00	HILL CHARLES L & CARMEN L	1208 W LAKE SAMMAMISH PKWY SE	BELLEVUE, WA 98008	
16551046	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 30	72,800.00	2,699.28	0.00	CAHOON COREY M	PO BOX 123	ANCHOR POINT, AK 99556	
16551047	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 8	411,700.00	2,699.28	0.00	HARBOR ENTERPRISES INC	PO BOX 389	SEWARD, AK 99664	
16551048	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 7	30,000.00	2,699.28	0.00	HARBOR ENTERPRISES INC	PO BOX 389	SEWARD, AK 99664	
16551049	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 6	31,400.00	2,699.28	0.00	HARBOR ENTERPRISES INC	PO BOX 389	SEWARD, AK 99664	
16551050	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 5	32,900.00	2,699.28	0.00	PALMER SHIRLEY KAY FAMILY TRUST C/O DARLENE GASS	7926 MARTINGALE LN	LAS VEGAS, NV 89123	
16551051	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 4	34,300.00	2,699.28	0.00	HOUGLUM JOHN	PO BOX 1336	ANCHOR POINT, AK 99556	
16551052	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 3	148,800.00	2,699.28	0.00	AURORA MANAGEMENT LLC	PO BOX 664	ANCHOR POINT, AK 99556	
16551053	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 2	37,500.00	2,699.28	0.00	KYLLONEN BUZZ	PO BOX 49	ANCHOR POINT, AK 99556	
16551054	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0780005 GRANROSS GROVE SUB UNIT 1 LOT 1	39,100.00	2,699.28	0.00	KYLLONEN BUZZ	PO BOX 49	ANCHOR POINT, AK 99556	
16551062	T 4S R 15W SEC 33 & 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 1	202,500.00	2,699.28	0.00	ANDERSON HAROLD H & SHARIN	PO BOX 710	ANCHOR POINT, AK 99556	
16551063	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 2	379,900.00	2,699.28	0.00	FELL DONALD & MARY ANN JOINT REVOCABLE TRUST	PO BOX 615	HOMER, AK 99603	
16551064	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 3	331,100.00	2,699.28	0.00	PICARD ROBERT D & MARY JUNE	PO BOX 812	ANCHOR POINT, AK 99556	
16551065	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 4	62,100.00	2,699.28	0.00	LARAUX CHARLES	17604 SE 295TH ST	COVINGTON, WA 98042	
16551066	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 5	59,900.00	2,699.28	0.00	WILLARD RAYMOND C	PO BOX 870302	WASILLA, AK 99687	
16551067	T 4S R 15W SEC 33 & 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 6	284,100.00	2,699.28	0.00	DRESS HAROLD J & SANDRA K	PO BOX 104	ANCHOR POINT, AK 99556	
16551068	T 4S R 15W SEC 33 & 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 7	289,800.00	2,699.28	0.00	ADICKES ROBERT F & MARINA A	PO BOX 536	ANCHOR POINT, AK 99556	
16551069	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 8	221,800.00	2,699.28	0.00	ALLISON DAYMON L	PO BOX 190	ANCHOR POINT, AK 99556	
16551070	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 9	51,400.00	2,699.28	0.00	YOUNG ROBERT D & TRUDY M	PO BOX 111871	ANCHORAGE, AK 99511	

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16551071		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 10	170,400.00	2,699.28	0.00	ROWE DAVID R & LINDA M	40785 RUCKSACK DR	HOMER, AK 99603
16551072		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 11	330,400.00	2,699.28	0.00	WEBB JOHN M & CLEO O	PO BOX 3056	HOMER, AK 99603
16551073		T 4S R 15W SEC 33 & 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 12	67,500.00	2,699.28	0.00	KYLLONEN H V & SUSAN	PO BOX 49	ANCHOR POINT, AK 99556
16551076		T 4S R 15W SEC 33 & 34 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 34	284,500.00	2,699.28	0.00	YENASON JOHN ANTHONY	132 DARLING ST	WILKES BARRE, PA 18702
16551079		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 37	261,300.00	2,699.28	0.00	GOODNO KENNETH N & CORA H	PO BOX 663	ANCHOR POINT, AK 99556
16551080		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 38	86,300.00	2,699.28	0.00	LURK RONALD M & DEBORAH D	7200 MOUNTAIN LAKE CIR	ANCHORAGE, AK 99516
16551081		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 0940023 ANCHOR RIVER AIR PARK SUB LOT 39	116,500.00	2,699.28	0.00	BRIDENBAUGH LLOYD DONALD & GLENN DJA W	334 W ANDERSON RD	SEQUIM, WA 98382
16551084		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940024 GRANROSS CREEK ESTATES TOO SUB TRACT B-1	164,400.00	2,699.28	0.00	MICKE GERALD R & DIXIE LEE	PO BOX 11026	TERRA BELLA, CA 93270
16551087		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2000080 GRANROSS GROVE NO 3 LOT 45-A	225,000.00	2,699.28	0.00	WORLEY FLOYD H & CHERI L	PO BOX 773	ANCHOR POINT, AK 99556
16551088		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2000080 GRANROSS GROVE NO 3 LOT 46-A	207,100.00	2,699.28	0.00	VETER-ELUSKA OLGA N	10130 5TH PL SE	LAKE STEVENS, WA 98258
16551089		T 4S R 15W SEC 33 SEWARD MERIDIAN HM 2002011 ANCHOR RIVER AIR PARK FOUR LOT 35- A1	476,300.00	2,699.28	0.00	GRAY TED J & JOAN M	PO BOX 490	ANCHOR POINT, AK 99556
16551102		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 17	16,400.00	2,699.28	0.00	BARCLAY CHARLES S & TERI M	12731 VON SCHEBEN DR	ANCHORAGE, AK 99516
16551103		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 16	20,500.00	2,699.28	0.00	BARCLAY CHARLES S & TERI M	12731 VON SCHEBEN DR	ANCHORAGE, AK 99516
16551104		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 15	205,500.00	2,699.28	0.00	WRIGHT JAMES M & BARBARA J	PO BOX 268	ANCHOR POINT, AK 99556
16551105		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 14	20,500.00	2,699.28	0.00	ITOMS KATHY	PO BOX 664	ANCHOR POINT, AK 99556
16551106		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 13	52,900.00	2,699.28	0.00	KELLY PATRICK S & MARJORIE M	PO BOX 287	UTICA, IL 61373
16551107		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 18	40,500.00	2,699.28	0.00	NORTH PACIFIC BUSINESS INSTITUTE INC	821 N ST STE 205	ANCHORAGE, AK 99501
16551108		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 19	112,200.00	2,699.28	0.00	MUNSELL GEORGE R III & CYNTHIA J	PO BOX 596	ANCHOR POINT, AK 99556
16551109		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 20	139,200.00	2,699.28	0.00	NEWBY ADAM M	1114 H ST	ANCHORAGE, AK 99501

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			ASSESSED	ASSESSMENT							
16551110	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 21	20,100.00	2,699.28	0.00	TUFC LLC	7850 N SILVERBELL RD STE 114- 217	TUCSON, AZ	85743			
16551111	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 22	16,100.00	2,699.28	0.00	CLARK THOMAS & CHEVONNE	PO BOX 962	ANCHOR POINT, AK	99556			
16551112	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 27	16,100.00	2,699.28	0.00	MUTCH PAUL J	200 W 34TH AVE 981	ANCHORAGE, AK	99503			
16551113	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 26	20,100.00	2,699.28	0.00	CLOUSE KELLY & RICHARD LIVING TRUST	7720 BERRY CIR	ANCHORAGE, AK	99502			
16551114	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 25	20,100.00	2,699.28	0.00	MCDONALD KENNETH DARRELL	PO BOX 1585	BLOOMFIELD, NM	87413			
16551115	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 24	20,100.00	2,699.28	0.00	GARIS LARRY R	3061 BRITTANY PL	ANCHORAGE, AK	99504			
16551116	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 23	190,700.00	2,699.28	0.00	BONEY CRAIG	PO BOX 325	BETHEL, AK	99559			
16551117	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 28	51,400.00	2,699.28	0.00	NELSON MICHAEL & JOYCE LIVING TRUST MICHAEL & JOYCE NELSON	4441 E BIRCHWOOD DR	WASILLA, AK	99654			
16551118	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 29	52,300.00	2,699.28	0.00	QUARLES GARY W & JOANNE L	17122 LAOANA DR	EAGLE RIVER, AK	99577			
16551119	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 30	20,500.00	2,699.28	0.00	BARTLEY JEFFREY J REVOCABLE TRUST	PO BOX 945	ANCHOR POINT, AK	99556			
16551120	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 31	20,500.00	2,699.28	0.00	UNDERWOOD REO L & STEPHANIE J	PO BOX 544	DOUGLAS, WY	82633			
16551121	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 0940047 ANCHOR RIVER AIR PARK SUB UNIT 2 LOT 32	592,300.00	2,699.28	0.00	UNDERWOOD REO L & STEPHANIE J	PO BOX 544	DOUGLAS, WY	82633			
16551122	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2000025 GRANROSS HILLS NO 2 TRACT B-1	386,900.00	2,699.28	0.00	ANCHOR POINT SAFE WATER CORP	PO BOX 382	ANCHOR POINT, AK	99556			
16551128	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2003034 GRANROSS HILLS NO 3 TRACT 5	35,100.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK	99556			
16551130	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2004056 GRANROSS HILLS NO 4 TRACT 1-A	63,300.00	2,699.28	0.00	THOMAS JAMES F	PO BOX 741	HOMER, AK	99603			
16551133	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2004056 GRANROSS HILLS NO 4 TRACT 4-B	29,400.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK	99556			
16551134	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2004056 GRANROSS HILLS NO 4 TRACT 6-A	34,800.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK	99556			
16551135	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2004056 GRANROSS HILLS NO 4 TRACT 6-B	32,500.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK	99556			
16551136	T 4S R 15W SEC 34 SEWARD SW HM 2006046 (GRANROSS HILLS SUB NO 5 LOT 1	17,400.00	2,699.28	0.00	SEAY GARY	PO BOX 2567	HOMER, AK	99603			

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			ASSESSED	ASSESSMENT					
16551137		T 4S R 15W SEC 34 SEWARD SW HM 2006046 GRANROSS HILLS SUB NO 5 LOT 2	17,600.00	2,699.28	0.00	LARSON DAVID E	PO BOX 3633	HOMER, AK 99603	
16551138		T 4S R 15W SEC 34 SEWARD SW HM 2006046 GRANROSS HILLS SUB NO 5 LOT 3	21,400.00	2,699.28	0.00	IMHOFF ROGER W & PITTMAN MARGUERITE	PO BOX 2588	HOMER, AK 99603	
16551139		T 4S R 15W SEC 34 SEWARD SW HM 2006046 GRANROSS HILLS SUB NO 5 LOT 4	21,300.00	2,699.28	0.00	IMHOFF ROGER W & PITTMAN MARGUERITE	PO BOX 2588	HOMER, AK 99603	
16551140		T 4S R 15W SEC 34 SEWARD SW HM 2006046 GRANROSS HILLS SUB NO 5 LOT 5	21,400.00	2,699.28	0.00	FLINT JEREMIAH	PO BOX 1383	ANCHOR POINT, AK 99556	
16551141		T 4S R 15W SEC 34 SEWARD SW HM 2006046 GRANROSS HILLS SUB NO 5 LOT 6	21,500.00	2,699.28	0.00	FLINT JEREMIAH	PO BOX 1383	ANCHOR POINT, AK 99556	
16551142		2010030 GRANROSS HILLS NO 6 PHASE 1 LOT 1- B-1	17,900.00	2,699.28	0.00	GREGOIRE RICHARD A	PO BOX 2372	HOMER, AK 99603	
16551143		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2010030 GRANROSS HILLS NO 6 PHASE 1 LOT 1- B-2	17,900.00	2,699.28	0.00	GREGOIRE RICHARD A	PO BOX 2372	HOMER, AK 99603	
16551144		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2010030 GRANROSS HILLS NO 6 PHASE 1 LOT 4- A-1	19,000.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16551145		T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2010030 GRANROSS HILLS NO 6 PHASE 1 LOT 4- A-2	19,000.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16901101		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 1	72,000.00	2,699.28	0.00	UNDERWOOD REO L	PO BOX 1395	ANCHOR POINT, AK 99556	
16901102		T 5S R 15W SEC 4 & 5 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 2	75,800.00	2,699.28	0.00	UNDERWOOD REO L	PO BOX 1395	ANCHOR POINT, AK 99556	
16901103		T 5S R 15W SEC 4 & 5 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 3	84,900.00	2,699.28	0.00	UNDERWOOD REO L	PO BOX 1395	ANCHOR POINT, AK 99556	
16901104		T 5S R 15W SEC 4 & 5 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 4	81,600.00	2,699.28	0.00	BAKER JOHN A	PO BOX 867	ANCHOR POINT, AK 99556	
16901105		T 5S R 15W SEC 4 & 5 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 5	404,700.00	2,699.28	0.00	HENDRIKS JERRY L & RITA D	PO BOX 561	ANCHOR POINT, AK 99556	
16901106		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 6	317,400.00	2,699.28	0.00	BARTLEY INVESTMENTS LLC	PO BOX 495	ANCHOR POINT, AK 99556	
16901107		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 7	90,900.00	2,699.28	0.00	BARTLEY JEFFERY J REVOCABLE TRUST AGREEMENT	PO BOX 945	ANCHOR POINT, AK 99556	
16901108		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 8	95,800.00	2,699.28	0.00	BRINCKERHOFF SCOTT & DONNA E	269 PLAINS RD	HADDAM, CT 06438	
16901109		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 9	241,600.00	2,699.28	0.00	LEIGHTY ROBIN L & JONES MICHAEL A	PO BOX 91865	ANCHORAGE, AK 99509	
16901110		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 10	61,400.00	2,699.28	0.00	BREZINA STEPHEN D & CUARESMA DORINDA A	3311 BALCHEN DR UNIT B	ANCHORAGE, AK 99517	
16901111		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 11	66,000.00	2,699.28	0.00	WELSH CHIROPRACTIC LLC	7926 OLD SEWARD HWY STE C3	ANCHORAGE, AK 99518	
16901112		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 12	230,200.00	2,699.28	0.00	BLUSHKOFSKI REVOCABLE TRUST	51113 N STEINWAY DR	WICKENBURG, AZ 85390	

NEW 2012 PARCEL ID	PARCEL ID	LEGAL	2012 ASSESSED	MAXIMUM ASSESSMENT	Required Prepay	OWNER	ADDRESS	CITY_STATE_ZIP
16901113		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 13	451,600.00	2,699.28	0.00	NESS RONALD & ROBERTA	PO BOX 329	ANCHOR POINT, AK 99556
16901114		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 14	65,000.00	2,699.28	0.00	SLEEPER MICKEY	800 E DIMOND BLVD STE 3-131	ANCHORAGE, AK 99515
16901115		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002023 HMS RESOLUTION RIDGE LOT 15	63,000.00	2,699.28	0.00	KYLLONEN H V & SUSAN	PO BOX 49	ANCHOR POINT, AK 99556
16901120		2005007 FIREWEED MEADOWS NO 1 AMENDED LOT 3	48,500.00	2,699.28	0.00	SWISHER BRIAN	PO BOX 24	ANCHOR POINT, AK 99556
16901121		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2005007 FIREWEED MEADOWS NO 1 AMENDED LOT 4	42,600.00	2,699.28	0.00	WELSH CHIROPRACTIC LLC	7926 OLD SEWARD HWY STE C3	ANCHORAGE, AK 99518
16901122		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2005007 FIREWEED MEADOWS NO 1 AMENDED LOT 5	42,600.00	2,699.28	0.00	MUTCH PAUL J	200 W 34TH AVE PMB 981	ANCHORAGE, AK 99503
16901123		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2005007 FIREWEED MEADOWS NO 1 AMENDED LOT 6	43,400.00	2,699.28	0.00	BARTLEY GERRY E & MARY ANN	16306 AGATE POINT RD NE	BAINBRIDGE ISLAND, WA 98110
16901124		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2005007 FIREWEED MEADOWS NO 1 AMENDED LOT 7	42,800.00	2,699.28	0.00	BUGLIONE JOHN S	PO BOX 1255	HOMER, AK 99603
16901125		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2005007 FIREWEED MEADOWS NO 1 AMENDED LOT 8	42,800.00	2,699.28	0.00	TURNER HILERY DEAN	1112 AURORA CT	HOMER, AK 99603
16901126		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2005007 FIREWEED MEADOWS NO 1 AMENDED LOT 9	44,500.00	2,699.28	0.00	ROWELL WALTER R & EDITH L	PO BOX 876312	WASILLA, AK 99687
16901127		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2005007 FIREWEED MEADOWS NO 1 AMENDED LOT 10	49,100.00	2,699.28	0.00	SLEEPER MICKEY	800 E DIMOND BLVD STE 3-131	ANCHORAGE, AK 99515
16901128		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2005007 FIREWEED MEADOWS NO 1 AMENDED LOT 11	43,300.00	2,699.28	0.00	KYLLONEN H V & SUSAN KYLLONEN ENTERPRISES	PO BOX 49	ANCHOR POINT, AK 99556
16901131		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2004071 FIREWEED MEADOWS NO 2 LOT 12	42,900.00	2,699.28	0.00	KYLLONEN H V & SUSAN KYLLONEN ENTERPRISES	PO BOX 49	ANCHOR POINT, AK 99556
16901132		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2004071 FIREWEED MEADOWS NO 2 LOT 14	43,400.00	2,699.28	0.00	KYLLONEN H V & SUSAN KYLLONEN ENTERPRISES	PO BOX 49	ANCHOR POINT, AK 99556
16901133		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2004071 FIREWEED MEADOWS NO 2 LOT 16	43,500.00	2,699.28	0.00	KYLLONEN H V & SUSAN KYLLONEN ENTERPRISES	PO BOX 49	ANCHOR POINT, AK 99556
16901134		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2004071 FIREWEED MEADOWS NO 2 LOT 15	42,900.00	2,699.28	0.00	KACHER STANLEY P & TOMS KATHY L	PO BOX 664	ANCHOR POINT, AK 99556
16901135		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2004071 FIREWEED MEADOWS NO 2 LOT 13	42,600.00	2,699.28	0.00	SLEEPER MICKEY	800 E DIMOND BLVD STE 3-131	ANCHORAGE, AK 99515
16901136		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2004071 FIREWEED MEADOWS NO 2 LOT 26	42,400.00	2,699.28	0.00	KYLLONEN H V	PO BOX 49	ANCHOR POINT, AK 99556
16901137		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2004071 FIREWEED MEADOWS NO 2 LOT 25	46,300.00	2,699.28	0.00	KYLLONEN H V & SUSAN KYLLONEN ENTERPRISES	PO BOX 49	ANCHOR POINT, AK 99556
16901138		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2004071 FIREWEED MEADOWS NO 2 LOT 21	45,400.00	2,699.28	0.00	KYLLONEN H V	PO BOX 49	ANCHOR POINT, AK 99556

NEW 2012 PARCEL ID	LEGAL	2012 ASSESSED	MAXIMUM ASSESSMENT	Required Prepay	OWNER	ADDRESS	CITY STATE ZIP
16901139	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 2004071 FIREWEED MEADOWS NO 2 LOT 22	44,100.00	2,699.28	0.00	KYLLONEN H V & SUSAN KYLLONEN ENTERPRISES	PO BOX 49	ANCHOR POINT, AK 99556
16901141	T 55 R 15W SEC 4 SEWARD MERIDIAN HM NE 1/4 NW 1/4 EXCLUDING FIREWEED MEADOWS NO 1 & FIREWEED MEADOWS NO 2	365,100.00	2,699.28	0.00	KYLLONEN H V & SUSAN KYLLONEN ENTERPRISES	PO BOX 49	ANCHOR POINT, AK 99556
16901142	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 2009019 FIREWEED MEADOWS NO 3 LOT 1-A	49,900.00	2,699.28	0.00	KYLLONEN H V & SUSAN KYLLONEN ENTERPRISES	PO BOX 49	ANCHOR POINT, AK 99556
16901143	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 2009019 FIREWEED MEADOWS NO 3 LOT 2-A	45,900.00	2,699.28	0.00	KYLLONEN H V & SUSAN KYLLONEN ENTERPRISES	PO BOX 49	ANCHOR POINT, AK 99556
16904007	T 55 R 15W SEC 4 SEWARD MERIDIAN HM E 1/2 SW 1/4 SE 1/4 NW 1/4	50,000.00	2,699.28	0.00	ALASKA STATE D N R	550 W 7TH AVE STE 650	ANCHORAGE, AK 99501
16904009	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 0860063 MARYSVILLE SUB LOT 4	197,200.00	2,699.28	0.00	KOCH DOUGLAS A & VALERIE D	PO BOX 554	ANCHOR POINT, AK 99556
16904010	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 0860063 MARYSVILLE SUB LOT 3	25,000.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556
16904013	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 0860093 MARYSVILLE TOO SUB LOT 12	31,800.00	2,699.28	0.00	KRAMER EARL J	PO BOX 1106	HOMER, AK 99603
16904014	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 0860093 MARYSVILLE TOO SUB LOT 11	35,300.00	2,699.28	0.00	KRAMER EARL J	PO BOX 1106	HOMER, AK 99603
16904015	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 0860093 MARYSVILLE TOO SUB LOT 10	41,300.00	2,699.28	0.00	KRAMER EARL J	PO BOX 1106	HOMER, AK 99603
16904018	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 0860093 MARYSVILLE TOO SUB LOT 7	59,300.00	2,699.28	0.00	NORCROSS JAMES H II	PO BOX 3676	HOMER, AK 99603
16904019	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 0860093 MARYSVILLE TOO SUB LOT 6	170,800.00	2,699.28	0.00	HOLTEN RAYMOND D & BARBARA L	10718 W PALMERAS DR	SUN CITY, AZ 85373
16904020	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 0860093 MARYSVILLE TOO SUB LOT 5	108,500.00	2,699.28	0.00	GRIFFITH DENNIS J	PO BOX 1172	ANCHOR POINT, AK 99556
16904021	T 55 R 15W SEC 4 SEWARD MERIDIAN HM - PW SE 1/4 SW 1/4 NW 1/4 ON N SIDE OF ANCHOR RIVER PER PW RES 95-8 REC @241/823	144,800.00	2,699.28	0.00	BANKS JEAN L	PO BOX 127	ANCHOR POINT, AK 99556
16904022	T 55 R 15W SEC 4 SEWARD MERIDIAN HM - PW S 1/2 N 1/2 SW 1/4 NW 1/4 & SW 1/4 NW 1/4 ON N SIDE OF ANCHOR RIVER PER PW RES 95-8 REC @241/823	214,800.00	2,699.28	0.00	BLOCK 16 LLC	395 E SUNSET RD	LAS VEGAS, NV 89119
16904023	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 0000000 - PW N 1/2 N 1/2 SW 1/4 NW 1/4 PER PW RES 95-8 REC @241/823	137,500.00	2,699.28	0.00	BLOCK 16 LLC	395 E SUNSET RD	LAS VEGAS, NV 89119
16904024	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 1	174,300.00	2,699.28	0.00	CHESSER BETHA J	PO BOX 383	ANCHOR POINT, AK 99556
16904025	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 2	98,700.00	2,699.28	0.00	RENNER PAULINE	PO BOX 1255	HOMER, AK 99603
16904026	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 3	21,300.00	2,699.28	0.00	TRIMBLE ALLISON S	3020 UPLAND RD	FERNDALE, WA 98248
16904027	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 4	21,300.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556
16904028	T 55 R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 5	140,700.00	2,699.28	0.00	FOWLER JAMES E & LOLA RENEE	PO BOX 635	ANCHOR POINT, AK 99556

PARCEL ID	NEW 2012 PARCEL ID	LEGAL	2012		MAXIMUM ASSESSMENT	Required Prepay	OWNER	ADDRESS	CITY STATE ZIP
			ASSESSED	ASSESSMENT					
16904029		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 6	21,300.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904030		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 7	23,300.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904031		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 8	23,300.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904032		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 8-A	26,000.00	2,699.28	0.00	VAN HAUWAERT MARC	PLUVIERLAAN 22	STERREBEEK, 1933	
16904033		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2002077 MARYSVILLE SUB NO 3 LOT 9-A	21,800.00	2,699.28	0.00	VAN HAUWAERT MARC	PLUVIERLAAN 22	STERREBEEK, 1933	
16904034		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2007009 MARYSVILLE SUB NO 4 LOT 1	26,100.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904035		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2007009 MARYSVILLE SUB NO 4 LOT 2	27,100.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904036		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2007009 MARYSVILLE SUB NO 4 LOT 3	60,000.00	2,699.28	0.00	JENSEN JAY F	PO BOX 447	PAULDEN, AZ 86334	
16904037		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2007009 MARYSVILLE SUB NO 4 LOT 4	173,300.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904038		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2007009 MARYSVILLE SUB NO 4 LOT 5	71,000.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904039		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2007009 MARYSVILLE SUB NO 4 LOT 6	64,100.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904040		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2007009 MARYSVILLE SUB NO 4 LOT 7	26,600.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904041		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2007009 MARYSVILLE SUB NO 4 LOT 8	25,500.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16904042		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2010008 MARYSVILLE NO 5 LOT 1-A	267,600.00	2,699.28	0.00	ELLISON JEFFREY S	PO BOX 569	ANCHOR POINT, AK 99556	
16905018		T 5S R 15W SEC 4 SEWARD MERIDIAN HM THAT PORTION OF THE NW 1/4 NE 1/4 BEGINNING AT THE EAST 1/16 CORNER OF SEC 4 PROCEED S 45 DEG 00 MIN W 42.42 FT TO THE POB TH S 00 DEG 01 MIN E 150.00 FT TH WEST 200.00 FT TH N 00 DEG 01 MIN W 150.00 FT TH EAST 200.00 F T 5S R 15W SEC 4 SEWARD MERIDIAN HM	26,800.00	2,699.28	0.00	HILL EARL M III TRUST ROSE ANN HILL TRUSTEE	267 MORETON BAY LN UNIT 1	GOLETA, CA 93117	
16905027		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0700536 S J CHAPMAN SUB 1968 ADDN LOT 16 BLK 3	243,900.00	2,699.28	0.00	ANCHOR POINT VETERANS OF FOREIGN WARS POST 10221	PO BOX 374	ANCHOR POINT, AK 99556	
16905033		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0700536 S J CHAPMAN SUB 1968 ADDN LOT 22 BLK 3	17,000.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16905034		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0700536 S J CHAPMAN SUB 1968 ADDN LOT 23 BLK 3	21,000.00	2,699.28	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556	
16905036		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0741687 S J CHAPMAN SUB 1968 ADDN LOT 24B	58,600.00	2,699.28	0.00	WARDEN LOIS E	PO BOX 512	ANCHOR POINT, AK 99556	
16905037		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0741687 S J CHAPMAN SUB 1968 ADDN LOT 24A	99,500.00	2,699.28	0.00	BRODERICK M B	PO BOX 202	ANCHOR POINT, AK 99556	

NEW 2012

PARCEL ID	NEW 2012 PARCEL ID	LEGAL	2012 ASSESSED	MAXIMUM ASSESSMENT	Required Prepay	OWNER	ADDRESS	CITY_STATE_ZIP
16905043		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0770019 NELSON-COLLIE TRACTS SUB LOT 1 BLK 1	11,400.00	2,699.28	0.00	HARTER,JEFF & MICHELE	12243 SILVER SPRINGS PL	GRASS VALLEY, CA 95949
16905044		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0770019 NELSON-COLLIE TRACTS SUB LOT 2 BLK 1	130,900.00	2,699.28	0.00	TRIMBLE LAUREN M	PO BOX 317	ANCHOR POINT, AK 99556
16905045		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0770019 NELSON-COLLIE TRACTS LOT 3 BLK 1	34,100.00	2,699.28	0.00	BROWN-BRACE WHITNEY L	6701 NIEDERWALD STRASSE	KYLE, TX 78640
16905046		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0770019 NELSON-COLLIE TRACTS SUB LOT 3 BLK 2	11,400.00	2,699.28	0.00	BROWN-BRACE WHITNEY L	6701 NIEDERWALD STRASSE	KYLE, TX 78640
16905047		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0770019 NELSON-COLLIE TRACTS SUB LOT 2 BLK 2	163,700.00	2,699.28	0.00	CRANE JOAN M LIVING TRUST	PO BOX 398	ANCHOR POINT, AK 99556
16905048		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0770019 NELSON-COLLIE TRACTS SUB LOT 1 BLK 2	11,400.00	2,699.28	0.00	KRUZIC JOHN D REVOCABLE LIVING TRUST	17403 OCEAN DR	FORT BRAGG, CA 95437
16905059		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0810080 S J CHAPMAN SUB NO 9 LOT 17A	14,000.00	2,699.28	0.00	V F W POST 10221	PO BOX 374	ANCHOR POINT, AK 99556
16905060		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0810080 S J CHAPMAN SUB NO 9 LOT 17B	14,000.00	2,699.28	0.00	V F W POST 10221	PO BOX 374	ANCHOR POINT, AK 99556
16905061		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0830099 CHAPMAN-JEPPESEN TOO SUB TRACT 5-A	275,900.00	2,699.28	0.00	LIGHTHOUSE COMMUNITY ASSEMBLY	PO BOX 308	ANCHOR POINT, AK 99556
16905062		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0830099 CHAPMAN-JEPPESEN TOO SUB TRACT 5-B	127,400.00	2,699.28	0.00	JOHNSON ANTHONY L & BETTY JO	PO BOX 1331	ANCHOR POINT, AK 99556
16905063		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0830120 S J CHAPMAN SUB NO 10 LOT 18A	14,000.00	2,699.28	0.00	ANCHOR POINT PUBLIC LIBRARY INC	PO BOX 129	ANCHOR POINT, AK 99556
16905064		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0830120 S J CHAPMAN SUB NO 10 LOT 18B	10,500.00	2,699.28	0.00	ANCHOR POINT PUBLIC LIBRARY INC	PO BOX 129	ANCHOR POINT, AK 99556
16905065		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0830120 S J CHAPMAN SUB NO 10 LOT 19A	10,500.00	2,699.28	0.00	LIGHTHOUSE COMMUNITY ASSEMBLY	PO BOX 308	ANCHOR POINT, AK 99556
16905066		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0830120 S J CHAPMAN SUB NO 10 LOT 19B	14,000.00	2,699.28	0.00	LIGHTHOUSE COMMUNITY ASSEMBLY	PO BOX 308	ANCHOR POINT, AK 99556
16905067		T 5S R 15W SEC 4 SEWARD MERIDIAN HM THAT PORTION OF S1/2 NE1/4 AS PER QCID 194 @ 985	16,400.00	2,699.28	0.00	KENAI PENINSULA BOROUGH	144 N BINKLEY ST	SOLDOTNA, AK 99669
16905071		T 5S R 15W SEC 4 SEWARD MERIDIAN HM THAT PORTION OF S1/2 NE1/4 AS PER W/D 143 @ 830 EXCLUDING THAT PORTION AS PER COMMISSIONERS QC/D 194 @ 990	102,300.00	2,699.28	0.00	KENAI PENINSULA BOROUGH	144 N BINKLEY ST	SOLDOTNA, AK 99669
16905075		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2009056 ANCHOR RIVER S J CHAPMAN JEPPESEN LOT 1A	154,600.00	2,699.28	0.00	HANING JAMES M	PO BOX 550	ANCHOR POINT, AK 99556
16905081		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2009056 ANCHOR RIVER S J CHAPMAN JEPPESEN TRACT 3B	150,900.00	2,699.28	0.00	KYLLONEN H V & SUSAN	PO BOX 49	ANCHOR POINT, AK 99556
16922026		T 5S R 15W SEC 4 SEWARD MERIDIAN HM 0930041 SILVER KING SEVEN SUB TRACT SP	45,500.00	2,699.28	0.00	KYLLONEN H V	PO BOX 49	ANCHOR POINT, AK 99556

NEW 2012 PARCEL_ID	NEW 2012 PARCEL_ID	LEGAL	2012 ASSESSED	MAXIMUM ASSESSMENT	Required Prepay	OWNER	ADDRESS	CITY_STATE_ZIP
16517051	16517069	T 4S R 15W SEC 34 SEWARD MERIDIAN HM 2011034 S J CHAPMAN #16 LOT 1-F	80,900.00	10,797.12	0.00	POINDEXTER CHARLES A & GRACE M	PO BOX 32	ANCHOR POINT, AK 99556
16517052	"	"	"	"	"	"		
16517055	"	"	"	"	"	"		
16517054	"	"	"	"	"	"		
16905031	16905082	T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2011046 S J CHAPMAN NO 17 LOT 20-A BLOCK 4	15,800.00	1,349.64	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556
"	16905083	T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2011046 S J CHAPMAN NO 17 LOT 20-B BLOCK 4	15,900.00	1,349.64	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556
16905032	16905084	T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2011046 S J CHAPMAN NO 17 LOT 21-A BLOCK 4	52,900.00	1,349.64	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556
"	16905085	T 5S R 15W SEC 4 SEWARD MERIDIAN HM 2011046 S J CHAPMAN NO 17 LOT 21-B BLOCK 4	15,800.00	1,349.64	0.00	TRIMBLE EMMITT & MARY JOINT REVOCABLE TRUST	PO BOX 193	ANCHOR POINT, AK 99556

268
Parcels

\$723,407.04 0.00 PrePay
0 Count

Introduced by: Mayor
Date: 08/07/12
Hearing: 09/04/12
Action:
Vote:

**KENAI PENINSULA BOROUGH
ORDINANCE 2012-33**

**AN ORDINANCE AMENDING KP.B 14.31.070, CIRCULATION AND FILING OF
PETITION; SIGNATURE REQUIREMENTS, TO CORRECT THE PROCESS FOR
WITHDRAWING A SIGNATURE FROM A PETITION IN SUPPORT OF A ROAD
IMPROVEMENT ASSESSMENT DISTRICT**

1 **WHEREAS**, KP.B chapter 14.31 provides the process for creating road improvement
2 assessment districts; and

3 **WHEREAS**, KP.B 14.31.070 improperly provides that a signature on a petition supporting a
4 road improvement assessment district may be withdrawn not less than six months
5 after the date of the signature on the petition and before the filing of the petition
6 with the borough clerk; and

7 **WHEREAS**, once the clerk certifies a petition for a road improvement assessment district, the
8 remedy for those who signed the petition and wish to withdraw their support is to
9 file a written objection as provided for in KP.B 14.31.090(D) not withdraw their
10 signature from the certified petition; and

11 **WHEREAS**, the road service area board at its _____ meeting recommended _____
12 _____;

13 **NOW, THEREFORE, BE IT ORDAINED BY THE ASSEMBLY OF THE KENAI**
14 **PENINSULA BOROUGH:**

15 **SECTION 1.** That KP.B 14.31.070 is amended as follows:

1 **14.31.070. Circulation and filing of petition; signature requirements.**

2 A. After the road service area board has determined that a special assessment
3 district should proceed, the sponsor may circulate the petition for
4 signature. The petition must be filed with the clerk's office within 30 days
5 of the date of the first signature on the petition.

6 B. A signature on a petition may be withdrawn only by written notice from
7 the signer filed with the borough clerk. A withdrawal is effective only if
8 notice of the withdrawal is filed with the borough clerk[:

9 1. NOT LESS THAN SIX MONTHS AFTER THE DATE OF THE SIGNATURE ON
10 THE PETITION; AND

11 2.] [B]before the filing of the petition with the borough clerk.

12 C. The sponsor shall file the signed petition with the borough clerk. If the
13 borough clerk finds that the petition contains sufficient signatures, the
14 borough clerk shall certify the petition and submit the petition to the
15 mayor for preparation of a resolution to form the district and proceed with
16 the improvement under KPB 14.31.090. The sufficiency of signatures on a
17 petition shall be determined as of the date the petition is filed with the
18 borough clerk. The petition contains sufficient signatures only if it
19 contains the signatures of:

20 1. The record owners of more than seventy percent of the total
21 number of parcels subject to assessment in the proposed district;
22 and

23
24 2. The record owners of parcels that would bear more than seventy
25 percent of the total assessments in the proposed district.

1 **SECTION 2.** That this ordinance takes effect immediately upon its enactment.

2 **ENACTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH THIS ***

3 **DAY OF * 2012.**

Gary Knopp, Assembly President

ATTEST:

Johni Blankenship, Borough Clerk

Yes:

No:

Absent:



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520
Toll-free within the Borough: 1-800-478-4441
PHONE: (907) 262-4441 • **FAX:** (907) 262-1892
www.borough.kenai.ak.us

**MIKE NAVARRE
BOROUGH MAYOR**

MEMORANDUM

TO: Gary Knopp, Assembly President
Members, Kenai Peninsula Borough Assembly

THRU: Mike Navarre, Mayor *MN*

FROM: Doug Schoessler, Roads Director *D. Schoessler*

DATE: July 26, 2012

SUBJECT: Ordinance 2012-33, amending KPB 14.31.070, Circulation and Filing of Petition, Signature Requirements, to correct the process for withdrawing a signature from a petition in support of a road improvement assessment district

KPB 14.31.070 improperly provides that a person may withdraw their signature from a petition supporting a road improvement assessment district (RIAD) not less than six months after the date of the signature on the petition and before the filing of the petition with the borough clerk. Once the clerk certifies the petition as containing sufficient signatures, such signatures cannot be withdrawn. Instead, after the petition has been certified, KPB 14.31.090(D) provides that property owners may file written objections, and if 50 percent of the owners file such objections the process is stopped. This ordinance is intended to correct the language in KPB 14.31.070.

Your consideration is appreciated.



KENAI PENINSULA BOROUGH

PLANNING DEPARTMENT

144 North Binkley Street • Soldotna, Alaska 99669-7520

PHONE: (907) 714-2200 • **FAX:** (907) 714-2378

Toll-free within the Borough: 1-800-478-4441, Ext. 2200

www.borough.kenai.ak.us

MIKE NAVARRE
BOROUGH MAYOR

M E M O R A N D U M

TO: Gary Knopp, Assembly President
Kenai Peninsula Borough Assembly Members

FROM:  Max Best, Planning Director

DATE: July 19, 2012

SUBJECT: Vacate a portion of Wystemour Drive and a portion of Winsor Lane (renamed to Gamble Street per street name Resolution 2007-01); 30-foot right of way dedications and associated 10-foot utility easements along the south and east boundaries of Tract 4E Wilshire Acres Subdivision Shibe – Green Addition (Plat HM 87-26) originally dedicated by Wilshire Acres Subdivision (Plat HM 74-1200); and vacate the 10-foot utility easement along the west boundary of Tract A of Rice-Finch Tract A Subdivision (Plat HM 75-29); within Section 27, Township 5 South, Range 12 West, Seward Meridian and the Kenai Peninsula Borough, Alaska; KPB File 2012-076

In accordance with AS 29.40.140, no vacation of a Borough right-of-way and/or easement may be made without the consent of the Borough Assembly.

During their regularly scheduled meeting of July 16, 2012 the Kenai Peninsula Borough Planning Commission granted approval of the proposed vacation by unanimous consent based on the following findings of fact. This petition is being sent to you for your consideration and action.

Findings

1. Sufficient rights-of-way exist to serve surrounding properties.
2. No surrounding properties will be denied access.
3. Per the submittal, the right-of-way proposed for vacation is a 4-wheeler trail.
4. Per the submittal, the right-of-way proposed for vacation has not been constructed.
5. The rights-of-way proposed to be vacated do not appear to be in use for utilities.
6. All subdivision plats finalizing vacations are sent to utility companies for review and easement requirements.
7. Owners of parcels who might consider using the rights-of-way proposed to be vacated received the public hearing notice.
8. Notice of the proposed vacation was mailed to the Homer Fire Department and Kachemak Emergency Services.
9. If the vacation is approved, it will not cause the block to be out of compliance with KPB 20.20.160.
10. KPB Roads Department does not maintain Wystemour Drive Wilshire Drive, or Gamble Street.
11. Tract B Dahlgren-Finch Tracts Subdivision (south of the proposed vacation) contains 1.67 acres so it cannot be further subdivided unless the property is served by community water or sewer.
12. It is very unlikely that Gamble Street would be extended through Tract B Dahlgren-Finch Tracts Subdivision to connect with East End Road.
13. If the vacation is approved, access to East End Road for the neighborhood will be Burly Street (unconstructed) and State maintained Greer Road.

The Assembly has 30 days from July 16, 2012 in which to veto the decision of the Planning Commission. If the Commission receives no veto within the 30-day period, the decision of the Commission will stand.

Draft, unapproved minutes of the pertinent portion of the meeting and other related materials are attached.

cc: petitioners' w/minutes only

AGENDA ITEM F. PUBLIC HEARINGS

1. Vacate a portion of Wystemour Drive and a portion of Winsor Lane (renamed to Gamble Street per street name Resolution 2007-01); 30-foot right of way dedications and associated 10-foot utility easements along the south and east boundaries of Tract 4E Wilshire Acres Subdivision Shibe – Green Addition (Plat HM 87-26) originally dedicated by Wilshire Acres Subdivision (Plat HM 74-1200); and vacate the 10-foot utility easement along the west boundary of Tract A of Rice-Finch Tract A Subdivision (Plat HM 75-29); within Section 27, Township 5 South, Range 12 West, Seward Meridian and the Kenai Peninsula Borough, Alaska; KPB File 2012-076

Staff Report given by Max Best

PC Meeting: 7/16/12

Purpose as stated in petition: (summarized; see submittal for full statement). The petitioner owns Tract 4E Wilshire Acres Subdivision Shibe-Green Addition and Tract A Rice-Finch Tract A and would like to combine these two parcels to fully utilize his property. Surrounding parcels have existing access off East End Road, Wystemour Drive (not proposed to be vacated), constructed Wilshire Drive, and/or Burly Street. Fifty-foot cul-de-sacs will be dedicated at the new terminus of Wystemour Drive and Gamble Street (KPB 20.20.090).

Petitioner: Ross C. Bright of Seattle, WA

Notification:

Public notice appeared in the July 5 and July 12, 2012 issues of the Homer News.

Ten (10) certified mailings were sent to owners of property within 300 feet of the parcels. Five (5) receipts have been returned.

Eighteen (18) regular mailings were sent to agencies and interested parties. Six (6) notices were sent to KPB Departments. Notices were mailed to the Homer Post Office and Homer Community Library to be posted in public locations. The notice and maps were posted on the Borough web site and bulletin board.

Comments

KPB Floodplain Administrator: Not within the regulatory floodplain.

Staff discussion

The notification buffer for the proposed vacation included owners who might consider using the rights-of-way proposed to be vacated. A preliminary plat that will finalize the vacation has not yet been submitted for Plat Committee review. Gamble Street and Wystemour Drive are not on a section line.

Findings:

1. Sufficient rights-of-way exist to serve surrounding properties.
2. No surrounding properties will be denied access.
3. Per the submittal, the right-of-way proposed for vacation is a 4-wheeler trail.
4. Per the submittal, the right-of-way proposed for vacation has not been constructed.
5. The rights-of-way proposed to be vacated do not appear to be in use for utilities.
6. All subdivision plats finalizing vacations are sent to utility companies for review and easement requirements.
7. Owners of parcels who might consider using the rights-of-way proposed to be vacated received the public hearing notice.
8. Notice of the proposed vacation was mailed to the Homer Fire Department and Kachemak Emergency Services.
9. If the vacation is approved, it will not cause the block to be out of compliance with KPB 20.20.160.
10. KPB Roads Department does not maintain Wystemour Drive Wilshire Drive, or Gamble Street.
11. Tract B Dahlgren-Finch Tracts Subdivision (south of the proposed vacation) contains 1.67 acres so it cannot be further subdivided unless the property is served by community water or sewer.
12. It is very unlikely that Gamble Street would be extended through Tract B Dahlgren-Finch Tracts

- Subdivision to connect with East End Road.
13. If the vacation is approved, access to East End Road for the neighborhood will be Burly Street (unconstructed) and State maintained Greer Road.

STAFF RECOMMENDATION: Based on the above findings, staff recommends approval of the vacation as petitioned, subject to:

1. Dedication of a 50-foot radius cul-de-sac at the new terminus of Gamble Street and Wystemour Drive per KPB 20.20.090.
2. Submittal of a preliminary plat in accordance with Chapter 20 of the KPB Code.
3. Submittal of a final plat within one year of vacation approval per Chapter 20 of the KPB Code.

If the vacation is approved, the Kenai Peninsula Borough Assembly has thirty days in which they may veto Planning Commission approval of the vacation.

DENIAL OF A VACATION PETITION IS A FINAL ACT FOR WHICH NO FURTHER CONSIDERATION SHALL BE GIVEN BY THE KENAI PENINSULA BOROUGH. APPEALS TO PLANNING COMMISSION DENIAL OF A VACATION MUST BE TAKEN WITHIN THIRTY (30) DAYS TO SUPERIOR COURT AT KENAI, ALASKA PURSUANT TO PART VI OF THE ALASKA RULES OF APPELLATE PROCEDURES. [20.28.110 AS AMENDED BY KENAI PENINSULA BOROUGH ORDINANCE 99-43].

END OF STAFF REPORT

Chairman Bryson read the rules by which public hearings are conducted.

Chairman Bryson opened the meeting for public comment. Seeing and hearing no one wishing to speak, Chairman Bryson closed the public comment period and opened discussion among the Commission.

MOTION: Commissioner Foster moved, seconded by Commissioner Holsten to approve the vacation of Wystemour Dr as petitioned per staff recommendations and findings.

Findings

1. Sufficient rights-of-way exist to serve surrounding properties.
2. No surrounding properties will be denied access.
3. Per the submittal, the right-of-way proposed for vacation is a 4-wheeler trail.
4. Per the submittal, the right-of-way proposed for vacation has not been constructed.
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13. If the vacation is approved, access to East End Road for the neighborhood will be Burly Street (unconstructed) and State maintained Greer Road.

VOTE: The motion passed by unanimous consent.

BRYSON YES	CARLUCCIO YES	COLLINS YES	ECKLUND YES	FOSTER YES	GROSS YES	HOLSTEN YES
ISHAM YES	LOCKWOOD YES	MARTIN YES	RUFFNER YES	TAURIAINEN YES		12 YES



KENAI PENINSULA BOROUGH

PLANNING DEPARTMENT
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www.borough.kenai.ak.us

MIKE NAVARRE
BOROUGH MAYOR

July 19, 2012

KENAI PENINSULA BOROUGH PLANNING COMMISSION NOTICE OF DECISION

MEETING OF JULY 16, 2012

RE: Vacate a portion of Wystemour Drive and a portion of Winsor Lane (renamed to Gamble Street per street name Resolution 2007-01); 30-foot right of way dedications and associated 10-foot utility easements along the south and east boundaries of Tract 4E Wilshire Acres Subdivision Shibe – Green Addition (Plat HM 87-26) originally dedicated by Wilshire Acres Subdivision (Plat HM 74-1200); and vacate the 10-foot utility easement along the west boundary of Tract A of Rice-Finch Tract A Subdivision (Plat HM 75-29); within Section 27, Township 5 South, Range 12 West, Seward Meridian and the Kenai Peninsula Borough, Alaska; KPB File 2012-076

During their regularly scheduled meeting of July 16, 2012 the Kenai Peninsula Borough Planning Commission granted approval of the proposed vacation based on the following findings of fact.

Findings

1. Sufficient rights-of-way exist to serve surrounding properties.
2. No surrounding properties will be denied access.
3. Per the submittal, the right-of-way proposed for vacation is a 4-wheeler trail.
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13. If the vacation is approved, access to East End Road for the neighborhood will be Burly Street (unconstructed) and State maintained Greer Road.

In accordance with AS 29.40.140, no vacation of a Borough right-of-way and/or easement may be made without the consent of the Borough Assembly. The proposed vacation will be forwarded to the Borough Assembly. The Assembly shall have 30 calendar days from the date of approval (July 16, 2012) in which to veto the Planning Commission decision. If the Planning Director receives no veto within the specified period, the Assembly shall be considered to have given consent to the vacation.

Please contact the Borough Clerk's office (907-714-2160 or 1-800-478-4441 toll-free within the borough) to verify the date the subject vacation will be reviewed by the Assembly.

This notice and unapproved minutes of the subject portion of the meeting were sent July 19, 2012 to:

Roger Imhoff
PO Box 2588
Homer, AK 99603

Ross Bright
2323 W. Boston St #3
Seattle, WA 98199

AGENDA ITEM F. PUBLIC HEARINGS

1. Vacate a portion of Wystemour Drive and a portion of Winsor Lane (renamed to Gamble Street per street name Resolution 2007-01); 30-foot right of way dedications and associated 10-foot utility easements along the south and east boundaries of Tract 4E Wilshire Acres Subdivision Shibe – Green Addition (Plat HM 87-26) originally dedicated by Wilshire Acres Subdivision (Plat HM 74-1200); and vacate the 10-foot utility easement along the west boundary of Tract A of Rice-Finch Tract A Subdivision (Plat HM 75-29); within Section 27, Township 5 South, Range 12 West, Seward Meridian and the Kenai Peninsula Borough, Alaska; KPB File 2012-076

STAFF REPORT

PC Meeting: 7/16/12

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Comments

KPB Floodplain Administrator: Not within the regulatory floodplain.

Staff discussion

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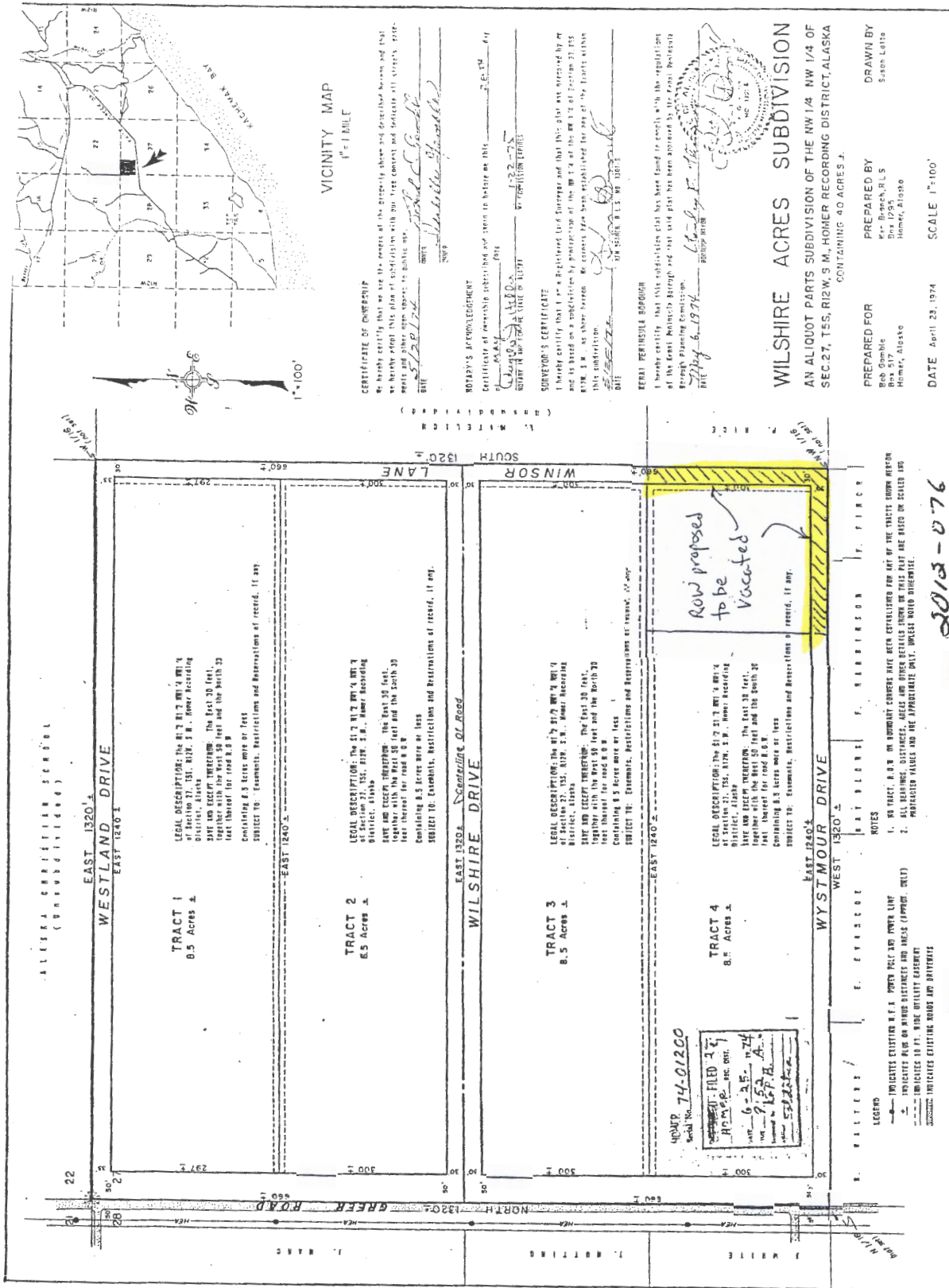
STAFF RECOMMENDATION: Based on the above findings, staff recommends approval of the vacation as petitioned, subject to:

1. Dedication of a 50-foot radius cul-de-sac at the new terminus of Gamble Street and Wystemour Drive per KPB 20.20.090.
2. Submittal of a preliminary plat in accordance with Chapter 20 of the KPB Code.
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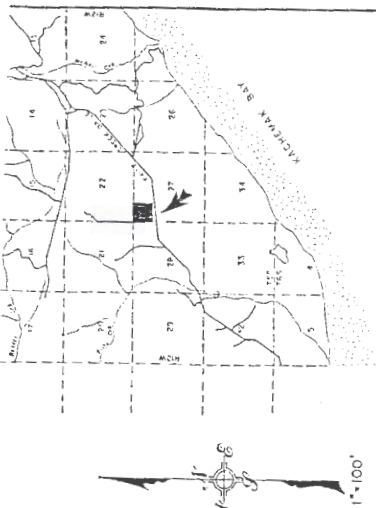
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END OF STAFF REPORT



2013-076



CERTIFICATE OF CORRECTNESS
We hereby certify that we are the correct owner of the property shown and described herein and that we hereby affirm the plan of subdivision with this plat correct and complete in every particular and that there are no other claims or interests in the property.

DATE: 5/28/74
BY: [Signature]

NOTARY'S ACKNOWLEDGMENT
Certificate of correct subdivision and plan as shown to be correct as this: 5/28/74
[Signature]
Notary Public for Alaska
[Signature]

SUPERVISOR'S CERTIFICATE
I hereby certify that the subdivision and plan shown on this plat are correct in every particular and that the plan and subdivision are based on a correct and complete survey of the property shown on this plat and that the plan and subdivision are correct and complete in every particular and that there are no other claims or interests in the property.

DATE: 5/28/74
BY: [Signature]

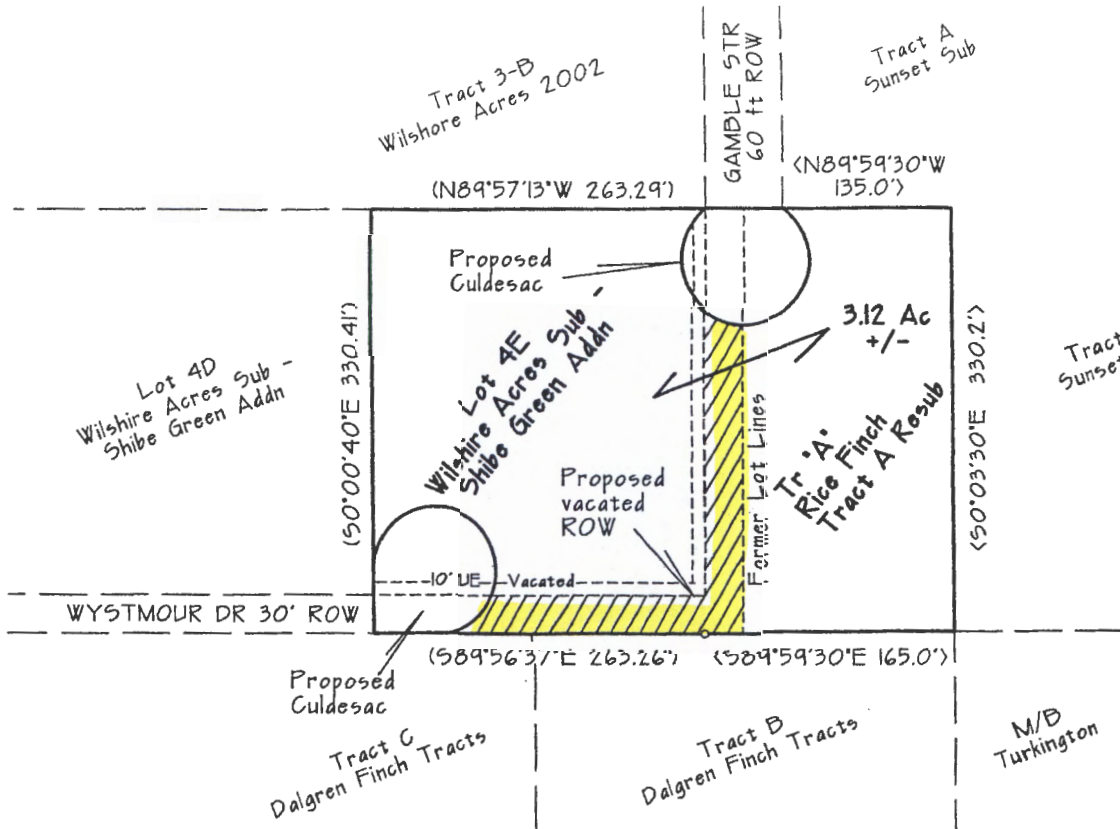
PLANNING COMMISSIONER'S CERTIFICATE
I hereby certify that this subdivision plan has been found to comply with the regulations of the State Planning Commission and that said plan has been approved by the State Planning Commission.
DATE: 6/19/74
[Signature]

WILSHIRE ACRES SUBDIVISION
AN ALIQUOT PARTS SUBDIVISION OF THE NW 1/4 NW 1/4 OF SEC. 27, T15N, R12W, S1/4, HOMER RECORDING DISTRICT, ALASKA
CONTAINING 40 ACRES ±.

PREPARED FOR: Bob Dumble, Box 517, Homer, Alaska
PREPARED BY: W. Branch, S.L.S., Homer, Alaska
SCALE: 1"=100'
DATE: April 23, 1974

HM 74-1200

PROPOSED REPLATTING



SCALE 1" = 150 ft

LEGEND

- () Record Dimension Plat No 87-26 HRD
- < > Record Dimension Plat No 75-29 HRD

Owner
 Ross Bright
 2323 W. Boston St Apt 3
 Seattle WA 98199

Surveyor
 Roger Imhoff, RLS
 PO Box 2588
 Homer AK 99603



5-29-2012

RICE — FINCH, TRACT "A"

SCALE = 1" = 200' AREA = 1.250 AC. DEC 17, 1975
LOCATED IN NE 1/4 NW 1/4 SEC. 27 T5S R12W
S.M. ALASKA

CERTIFICATE OF OWNERSHIP

We certify that we are the owners of the property shown and described hereon, and that we hereby adopt this plan of subdivision.

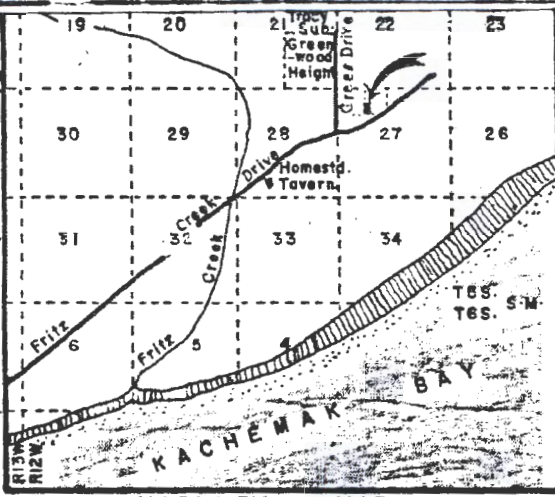
James J. Rice
Owner

James J. Rice
Owner

STATE OF ALASKA, THIRD JUDICIAL DIST.
Subscribed and sworn before me this 17 day
of March 1975

NOTARY PUBLIC FOR
STATE OF Alaska

My Commission Expires Oct. 2, 1978
My commission expires _____



VICINITY MAP
My Commission Expires Oct. 2, 1978
My commission expires _____

21,22
28,27

WEST 1320.2'

Fnd. 4'x4' x
4' STK.
W/16 COR.

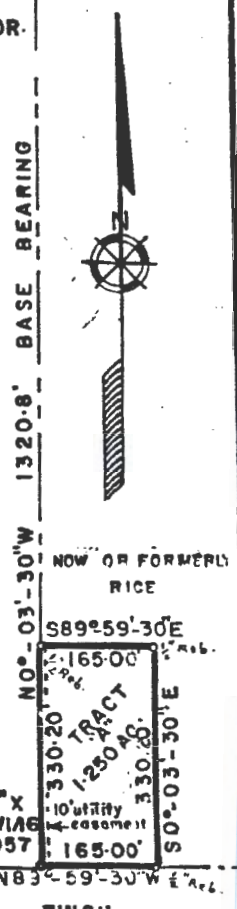
KENAI PENINSULA BOROUGH

APPROVED January 7, 1974

BY: Stanley F. Thompson
Mayor

COVENANT
TRACT "A" IS INTENDED TO BECOME PART OF
FINCH PROPERTY HAVING ACCESS ON FRITZ
CREEK DRIVE, AND CAN NOT BE SEPERATLY
RECONVEYED BY TH'S PLAT.

75-29
RECORDED FILED 37
James REC. DIST.
DATE 6-24-75
TIME 8:59 A.M.
Prepared by KPB
Address _____



N 146 S89° 59' 30" E 1320.2'

NOW OR FORMERLY
L.B. MATELICH

Fnd. 4'x4' x
4' STK. NW 1/4
268-S 1957

N 89° 59' 30" E 165.00'

FINCH

FRITZ CREEK DRIVE

SURVEYOR'S CERTIFICATE

I, THE UNDERSIGNED REGISTERED SURVEYOR, HEREBY CERTIFY THAT THIS SURVEY WAS COMPLETED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT THE CORNERS AND MONUMENTS HAVE BEEN LOCATED AND ESTABLISHED AND THAT THE DIMENSIONS SHOWN ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Roger W. Imhoff
 ROGER W. IMHOFF 5760-3
 DATE 30 March 1987

LEGEND

- ⊙ FOUND 2 1/2" BRASS CAP
- ⊕ FOUND 6" x 6" SQUARED POST
- SET 3" ALUM CAP OR 5/8" x 36" REBAR
- OVERHEAD ELECTRICAL TRANSMISSION LINE
- ⊖ POWER POLE
- CREEK 1' WIDE

PLAT APPROVAL

THIS PLAT WAS APPROVED BY THE KENAI PENINSULA BOROUGH PLANNING COMMISSION AT THE MEETING OF 3-9-87

KENAI PENINSULA BOROUGH

BY: *Richard B. Taylor*
 AUTHORIZED OFFICIAL

NOTES

1. ALL WASTEWATER DISPOSAL SYSTEMS SHALL COMPLY WITH EXISTING APPLICABLE LAWS AT THE TIME OF CONSTRUCTION.
2. THE STATE OF ALASKA REQUIRES THAT ALL WASTEWATER DISPOSAL SYSTEMS BE A MINIMUM OF 100' FROM ANY WATER SOURCE.
3. BUILDING SETBACK: A SETBACK OF 20' IS REQUIRED FOR ALL STREET FRONTAGES UNLESS A LESSOR STANDARD IS APPROVED BY RESOLUTION OF THE APPROPRIATE PLANNING COMMISSION.
4. SOILS ON THESE LOTS MAY OR MAY NOT BE SUITABLE FOR CONVENTIONAL ON-LITE WASTE DISPOSAL SYSTEMS. NO PERSON MAY CONSTRUCT, INSTALL, MAINTAIN, OR OPERATE A PRESSURIZED WATER SYSTEM OR A WATER-BORNE WASTE DISPOSAL SYSTEM UNLESS APPROVAL OF THE ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION IS OBTAINED.
5. ACCESS FROM LOT 4B TO GREER ROAD IS RESTRICTED TO EITHER WYSTONOR DRIVE OR A COMMON DRIVEWAY WITH LOT 4A.

CERTIFICATE OF OWNERSHIP

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY SHOWN AND DESCRIBE HEREON AND THAT I HEREBY DEED THIS PORTION OF SUBDIVISION AND DEDICATE ALL RIGHTS-OF-WAY TO PUBLIC USE AND GRANT ALL EASEMENTS TO THE USE SHOWN.

I HEREBY CERTIFY THAT I AM AWARE OF THE WASTE WATER DISPOSAL REGULATIONS CONTAINED IN 18 AAC 72 AMENDED, AND HEREBY REQUEST APPROVAL OF THIS PLAT IN ACCORDANCE WITH 29.40.IID.

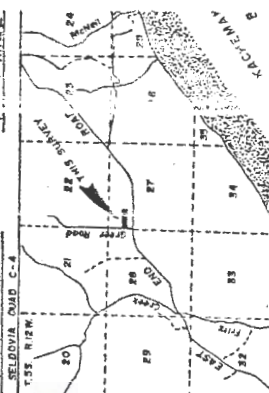
Michael J. Shibe
 MICHAEL SHIBE
 581 BOX 6079A
 PALMER, AK 99645

NOTARY'S ACKNOWLEDGEMENT

SUBSCRIBED AND SWORN TO BEFORE ME THIS 9TH DAY OF APRIL, 1987, FOR MICHAEL J. SHIBE AND ELIZABETH K. GREEN

Marguerite Pittman
 MARGUERITE PITTMAN
 Notary Public for Alaska
 My Commission Expires _____

VICINITY MAP



WILSHIRE ACRES SUBDIVISION SHIBE - GREEN ADDITION

A SUBDIVISION OF TRACT 4 WILSHIRE ACRES SUBDIVISION AS SHOWN ON PLAT 53 74-15-00 HOMER RECORDING DISTRICT LOCATED IN THE T55, R11W, 63M, ALASKA CONTAINS 8949 ACRES

DATE: 9 FEB 1987

SCALE: 1" = 100'

DRAWN: RWI

DISK #/SET

PROJECT: 1411

SUBMITTED FOR:

MICHAEL J. SHIBE

581 BOX 6079A

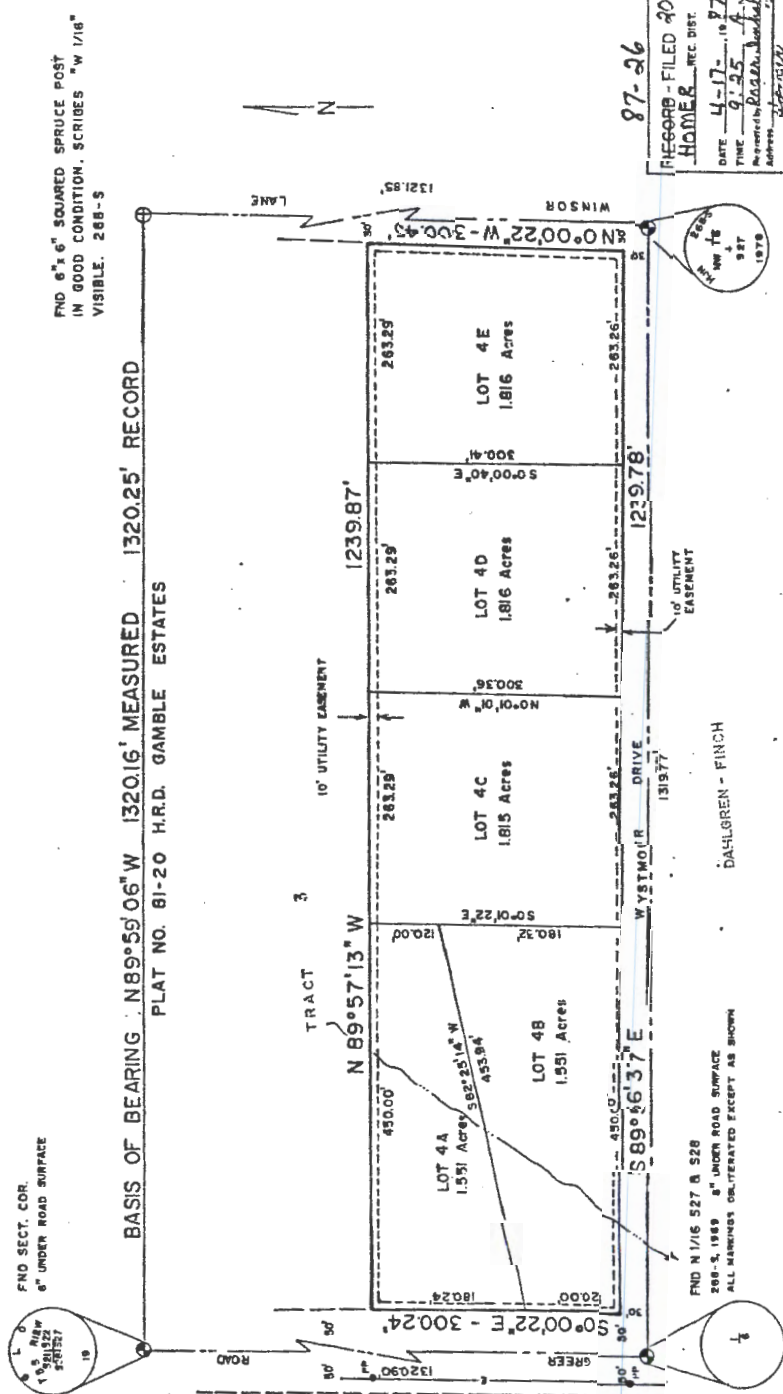
PALMER, AK 99645



ROGER W IMHOFF, S

P.O. BOX 2588 - HOMER, AK 99603

AKPS FILE NO. 87-043



87-26
 RECORD - FILED 20-
 HOMER REC. DIST.
 DATE 4-17-87
 TIME 9:35 AM
 REGISTERED BY: *Roger W. Imhoff*



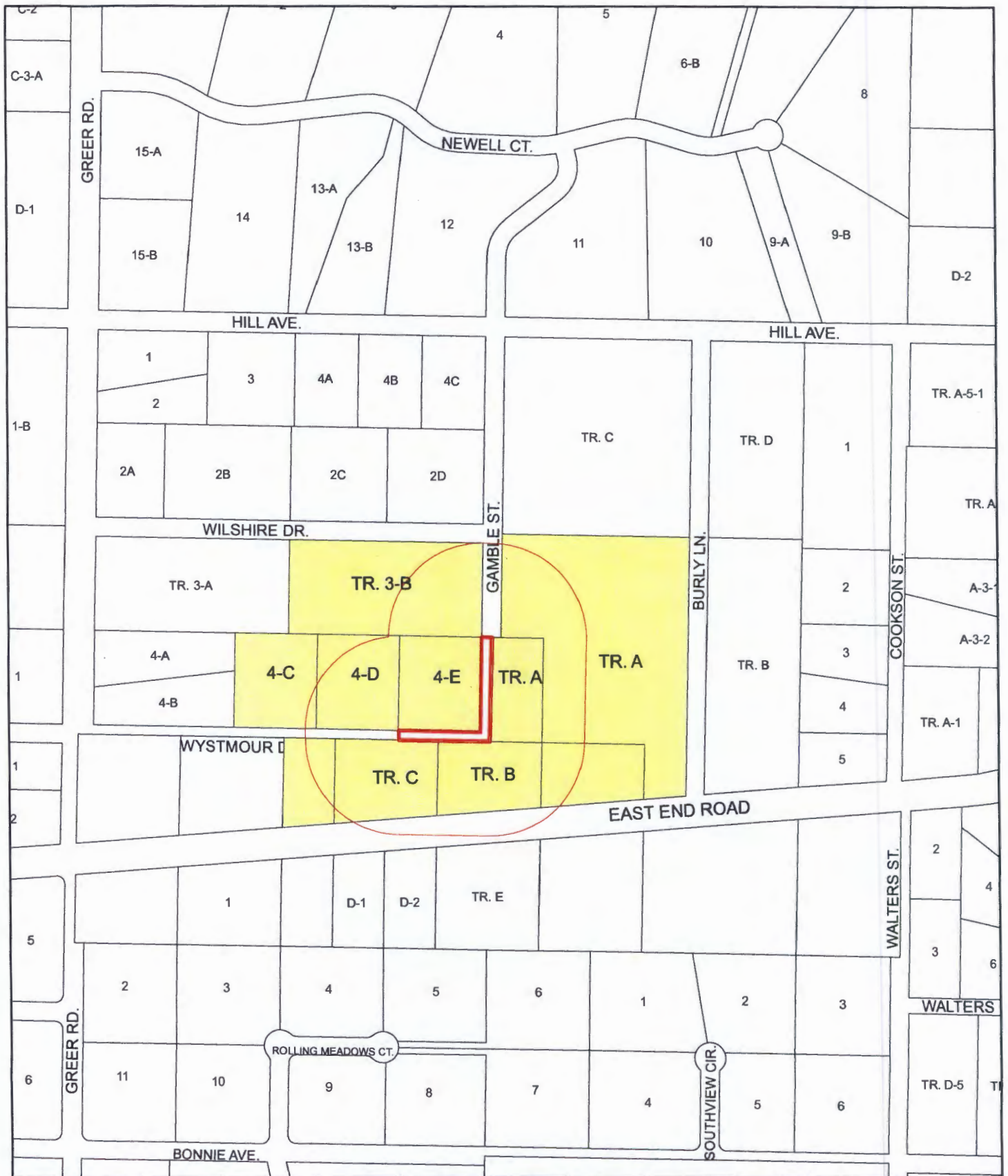
Date: 6/14/2012



Vacate a portion of Wystmour Dr and a portion of Winsor Lane; 30 foot right of way dedications & associated 10 foot utility easements along the south and east boundaries of Tract 4E
 Wilshire Acres Subdivision Shibe - Green Addition.

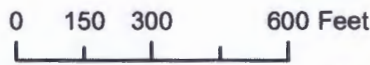
The information depicted hereon is for a graphical representation only of best available sources. The mapmaker assumes no responsibility for any errors on this map.





Notification Buffer
Proposed Vacation of a portion of Wystmour Drive and Gamble Street

The information depicted hereon is for a graphical representation only of best available sources. The Kenai Peninsula Borough assumes no responsibility for any errors on this map.



Date: 6/29/2012



from NE cor of 4-E.
Track is @ the EAST END of
WILSON DR.

Cabin on lot 4-E





Looking South
Aug 30
New Gambell Str.

Camp

Cabin



Date: 5/31/2012



Vicinity Map

The information depicted hereon is for a graphical representation only of best available sources. The Kenai Peninsula Borough assumes no liability for any errors on this map.



Roger W. Imhoff, RLS
PO Box 2588 * Homer Ak 99603
(907) 399-6295 fax (907)235-5254
rogerimhoff@alaska.net

RECEIVED

MAY 30 2012

KENAI PENINSULA BOROUGH
PLANNING DEPARTMENT

5-29-2012

Paul Voeller
KPB Planning Dept
144 N. Binkley Street
Soldotna AK 99669

Re: Petition to Vacate portion of the Rights-of-Way of Gamble Street and Wystemour Drive, as dedicated by Wilshire Acres Subdivision Plat No 74-1200 Homer Recording District

Just a short note of explanation of behalf of the Owner, Ross Bright. Mr. Bright is employed on a tug boat and consequently out of touch for a month or more at a time. He has asked me to submit the petition on his behalf. We are not submitting a plat at this time in case the petition is denied.

Mr. Bright owns 2 lots that are separated by a 30 ft ROW now named Gamble Street. He wishes to combine the 2 lots to give more contiguous area. Mr. Bright proposes first of all to dedicate a 50 ft radius culdesac at the terminus of the 60 ft wide ROW of Gamble St, as shown on the attached sketch "Proposed Replatting."

Secondly, Mr Bright proposes in a similar manner to vacate the portion of Wystemour Drive and dedicate a culdesac as shown.

The 2 culdesacs result in almost a wash in acreage but will allow Mr Bright to fully utilize his property. Both existing lots are rather small given the neighborhood and soils conditions for onsite wastewater disposal. There is a small cabin on Lot 4E.

Just to be clear, if the petition to vacate is approved, Mr. Bright will be combining the 2 lots by plat action.

Neither ROW is developed. There is a "cat road" with a 4 wheeler trail coming down Gamble to the property. The 4 wheeler trail continues on through Tract A on down to a neighbor. It is not used for primary access and appears to be just a logging trail that fell into 4 wheeler use.

All the lots to south are accessed by East End Road, a State Road. The adjoiner to the west, Tract 4-D, is accessed by Westmour, not constructed this date. The lot to the north, Tract 3-B, is accessed by Wilshire Drive, a Borough Road, which has been constructed. The lot to the NE and east, Tract A Sunset Sub, is also accessed by Wilshire Drive. This lot is of a size that could be further subdivided. Burly Street to the east, is not constructed but also accesses Tract A Sunset Sub from East End Road.

You may see, therefore, that the proposed ROW vacations do not adversely impact any of the adjoiners or future development of the neighborhood.

If you have any questions, please give me a call or email.

Thanks,



5/29/12



Kenai Peninsula Borough Planning Department
 144 North Binkley
 Soldotna, Alaska 99669-7599
 Toll free within the Borough 1-800-478-4441, extension 2200
 (907) 714-2200

**Petition to Vacate Public Right-of-Way / Section Line Easement
 Public Hearing Required**

Upon receipt of complete application with fees and all required attachments; a public hearing before the Planning Commission will be scheduled. The petition with all required information and attachments must be in the Planning Department at least 30 days prior to the preferred hearing date. By State Statute and Borough Code, the public hearing must be scheduled within 60 days of receipt of complete application.

- Fees - \$500 non-refundable fees to help defray costs of advertising public hearing. Plat fees will be in addition to vacation fees.
 - City Advisory Planning Commission. Copy of minutes at which this item was acted on, along with a copy of City Staff Report.
 - Name of public right-of-way proposed to be vacated is GAMBLE ST & WYSTMOR DR; dedicated by plat of WILSHIRE ACRES Subdivision, filed as Plat No. 77-1200 in HOMER Recording District.
 - Are there associated utility easements to be vacated? Yes No
 - Are easements in use by any utility company, if so which? NONE TO MY KNOWLEDGE
 - Easement for public road or right-of-way as set out in (specify type of document) _____ as recorded in Book _____ Page _____ of the _____ Recording District. (Copy of recorded document must be submitted with petition.)
 - Section Line Easement. Width of easement must be shown on sketch.
 - Submit three copies of plat or map showing area proposed to be vacated. Must not exceed 11x17 inches in size. In the case of public right-of-way the submittal must include a sketch showing which parcels the vacated area will be attached to. Proposed alternative dedication is to be shown and labeled on the sketch.
- | | | |
|---|---|--|
| Has right-of-way been fully or partially constructed? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| Is right-of-way used by vehicles / pedestrians / other? | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No — portion is 4 whlr. Trail |
| Has section line easement been constructed? | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Is section line easement being used? | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Is alternative right-of-way being provided? | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

The petitioner must provide reasonable justification for the vacation. Reason for vacating:
See cover letter & sketch "proposed replatting"

The petition must be signed (written signature) by owners of majority of the front feet of land fronting part of the right-of-way or section line easement proposed to be vacated. Each must include address and legal description of his/her property.

Submitted by: Signature Ross C. Bright As Petitioner Representative
 Name Ross C. Bright
 Address 2323 W. Boston St. Apt 3
Seattle, WA 98199
owner of LOT 4-E WILSHIRE ACRES - SHIBE GREEN
 Phone _____ ADDN
and Tract 'A' - RICE FINCH Tract A Resub.

Petitioners:
INTERESTED PARTY
 Signature [Signature] Signature _____
 Name _____
 Address Roger Imhoff, RLS _____
PO Box 2588 _____
Homer, AK 99603 _____
 Owner c 399-6295 _____
 Signature _____ Signature _____
 Name _____ Name _____
 Address _____ Address _____
 Owner of _____ Owner of _____

Voeller, Paul

From: Giefer, Joe (DFG) [joe.giefer@alaska.gov]
Sent: Friday, July 13, 2012 9:38 AM
To: Voeller, Paul
Cc: Litchfield, Virginia P (DFG); Fink, Mark J (DFG)
Subject: KPB #2012-076 : Vacation - Wystemour Drive/Gamble Street and associated 10-ft wide Utility easement.

Paul,

The Alaska Department of Fish & Game (ADF&G) has reviewed the proposed vacation of a portion of 30-foot wide right-of ways for Wystemour Drive and Gamble Street, and the associated 10-foot wide utility easements along the south and east boundaries of Tract 4E Wilshire Acres Subdivision, located in Sec. 27, T. 5 S., R. 12 W., S.M., Alaska. There do not appear to be any actions that would block or remove public access to public lands or waters. ADF&G has no objection to the vacations as proposed. Thank you for the opportunity to review and comment on this proposal. If you have questions or would like to discuss this further, please feel free to call or email me.

Joe Giefer

Habitat Biologist

Alaska Dept. of Fish & Game

Division of Sport Fish

Statewide Access Defense

33 Raspberry Road, Anchorage AK 99518

907-267-2336



KENAI PENINSULA BOROUGH

144 North Binkley Street • Soldotna, Alaska 99669-7520

Toll-free within the Borough: 1-800-478-4441

PHONE: (907) 262-4441 • **FAX:** (907) 262-1892

www.borough.kenai.ak.us

**MIKE NAVARRE
BOROUGH MAYOR**

NOTICE OF APPOINTMENT TO PLANNING COMMISSION

TO: Gary Knopp, Assembly President
Kenai Peninsula Borough Assembly Members

From: Mike Navarre, Borough Mayor *MN*

Date: August 7, 2012

Subject: Appointments to KPB Planning Commission

In accordance with AS 29.40.020, appointments to the Borough Planning Commission are recommended by the Borough Mayor, subject to confirmation by the Assembly. In accordance with KPB 2.40, I hereby submit to the Assembly my recommendation for confirmation of the following appointments to the Kenai Peninsula Borough Planning Commission.

Appointment	Board Seat	Term Expires
Robert Ruffner	Kasilof/Clam Gulch	July 31, 2015
Blair Martin	Kalifornsky Beach	July 31, 2015
Paulette Bokenko-Carluccio	City of Seldovia	July 31, 2015
James Isham	Sterling	July 31, 2015
Paul Whitney	Soldotna	July 31, 2015

Applicants are registered voters and reside within the area to be represented.

Cc: Max Best, Planning Director
Collette Thompson, KPB Attorney
KPB Clerk's Office
Philip Bryson, Planning Commission Chairman

KENAI PENINSULA BOROUGH

Office of the Borough Clerk

144 North Binkley Street
Soldotna, AK 99669
Phone 907-714-2160
Fax 907-714-2388

Johni Blankenship, MMC
Borough Clerk

MEMORANDUM

TO: Mike Navarre, Borough Mayor
THRU: Johni Blankenship, Borough Clerk (JB)
FROM: Michele Turner, Borough Clerk Assistant (MT)
DATE: July 27, 2012
RE: Verification of Planning Commission Applicants

Pursuant to KPB 2.40.010 and 2.40.030, the applicants listed below have been verified as registered voters of the Borough and reside within their area to be represented.

<u>Applicant</u>	<u>Board Seat</u>	<u>Term Expires</u>
Robert Ruffner	Kasilof/Clam Gulch	July 31, 2015
Blair Martin	Kalifornsky Beach	July 31, 2015
Paulette Bokenko-Carluccio	City of Seldovia	July 31, 2015
James Isham	Sterling	July 31, 2015
Paul Whitney	City of Soldotna	July 31, 2015

Thank you.

Bohn, Jessica

From: Best, Max
Sent: Thursday, June 28, 2012 11:07 AM
To: Navarre, Mike
Cc: Ostrander, Paul; Bohn, Jessica
Subject: FW: Letter of Interest

From: Robert Ruffner [mailto:robert@kenaiwatershed.org]
Sent: Thursday, June 28, 2012 11:05 AM
To: Hartley, Patricia; Best, Max
Subject: Letter of Interest

Having considered my recent time serving on the Planning Commission, I would like to continue in this role as I believe I have a good understanding of the issues that face the Kenai Peninsula with respect to planning. I also believe I have made a positive contribution to the commission in the past 18 months and would continue to perform the duties as I have. Please consider this my request for consideration for another term as a commissioner.

Thank You,

Robert Ruffner

Received by E-mail

Blair Martin
48500 Diamond M Ranch Rd
Kenai, AK 99611

June 11, 2012

Max Best
Planning Director, Kenai Peninsula Borough
144 North Binkley Street
Soldotna, AK 99669

Dear Mr. Best:

I would like to request to be re-appointed for another 3 year term to the Borough Planning Commission for the Kalifornsky Beach area by Mayor Mike Navarre. It has been a pleasure to serve the borough as Planning Commissioner and my experience helps assist when Chairman Phil Bryson is out of town.

Recently, as an example, I stepped in for Chairman Bryson on a gravel pit hearing. I kept the disgruntled attendees on track and sticking to the point and moving the meeting along based on my research and understanding of borough code. My years of experience are a benefit to the Borough Planning Department.

Thank you for considering me for re-appointment!

Sincerely,

Blair Martin



City of Seldovia

P.O. Drawer B, Seldovia, Alaska 99663
Phone: (907) 234-7643, Fax: (907) 234-7430

Email: cityclerk@cityofseldovia.com

June 13, 2012

To: Kenai Peninsula Borough Mayor, Mike Navarre
144 North Binkley Street
Soldotna, Alaska 99669

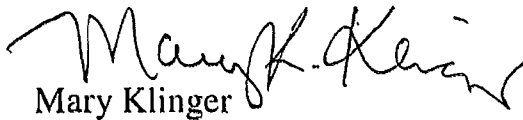
Paulette Bokenko-Carluccio has represented the City of Seldovia on the Kenai Peninsula Commission for the past three years. Ms. Carluccio's term expires on July 31, 2012.

City of Seldovia Mayor Keith Gain recommended to the City Council, Paulette Carluccio be reappointed for another three year term representing the City of Seldovia on the Kenai Peninsula Borough Planning Commission.

The regular City Council Meeting, June 13, 2012, a motion was unanimously passed to reappoint Paulette Carluccio to the Kenai Peninsula Borough Planning Commission.

Please recommend this confirmation to the Assembly.

Sincerely,


Mary Klinger
City Clerk

Cc: Tim Dillon
City Manager



June 1, 2012

Mayor Mike Navarre
Kenai Peninsula Borough
144 North Binkley
Soldotna, Alaska, 99669-7599

Dear Mayor Navarre

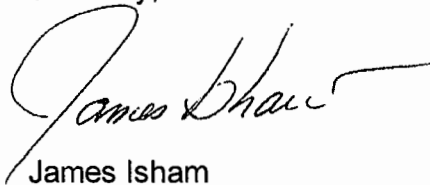
RE: Request for Re-appointment (Planning Commissioner)

Please accept this letter as my request to be re-appointed to the Kenai Peninsula Borough Planning Commission. My current term will expire on July 31, 2012.

I have enjoyed the many challenges encountered at the Planning Commission and look forward to the opportunity to serve another term.

I appreciate your consideration in this matter should you have any questions please do not hesitate to contact me.

Sincerely,

A handwritten signature in cursive script that reads "James Isham". The signature is written in black ink and is positioned above the printed name.

James Isham

KPB Planning Commissioner

CC: Max Best, Planning Director

Phil Bryson, KPB Planning Commission Chairman



Office of the Mayor

June 28, 2012

Mike Navarre
Mayor, Kenai Peninsula Borough
144 N. Binkley
Soldotna, AK 99669

Re: City of Soldotna Representative
Kenai Peninsula Borough Planning Commission

Dear Mayor Navarre:

In accordance with AS 29.40.020, please consider Paul J. Whitney as a candidate to fill the vacancy as the city representative to the KPB Planning Commission for a partial term ending July 31, 2014.

This recommendation was unanimously confirmed by the Soldotna City Council at their regularly scheduled city council meeting of June 27, 2012.

Sincerely,

A handwritten signature in black ink, appearing to read "A. Micciche".

Peter A. Micciche
Mayor, City of Soldotna

cc: Max J. Best, KPB Planning

Paul J. Whitney

June 13, 2012

Peter A. Micciche, Mayor
City of Soldotna
177 North Birch Street
Soldotna, AK 99669

Dear Mayor Micciche:

This letter is to express my interest in being appointed to the City of Soldotna vacant seat on the Kenai Peninsula Borough Planning and Zoning Commission. It is my understanding the Borough Commission meets on the 2nd and 4th Monday of the month and I have the time available to attend and participate in those meetings. If appointed I would continue to serve on the City of Soldotna Planning and Zoning Commission.

Thank you for considering this letter of interest and feel free to contact me at anytime for additional information.

Sincerely,

Paul J. Whitney

Paul J. Whitney
231 Knoll Circle
Soldotna, AK 99669-7352
262-5667
padrepablo@gci.net

Kenai Peninsula Borough Assembly Committees 2011 – 2012

ASSEMBLY COMMITTEES

- **Finance Committee**
Bill Smith, Chair
Ray Tauriainen, Vice Chair
Gary Knopp
- **Lands Committee**
Sue McClure, Chair
Brent Johnson, Vice Chair
Ray Tauriainen
- **Policies & Procedures Committee**
Mako Haggerty, Chair
Charlie Pierce, Vice Chair
Linda Murphy
- **Legislative Committee**
Hal Smalley, Chair
Linda Murphy, Vice Chair
All Assembly Members
- **President Pro Tem**
Bill Smith

OTHER BOROUGH & SCHOOL DISTRICT COMMITTEES

- **KPB Emergency Planning**
[VACANT]
Gary Knopp, Alternate
- **Planning Commission Representative**
Ray Tauriainen
Bill Smith, Alternate
- **School Board**
Charlie Pierce
Brent Johnson, Alternate
Ray Tauriainen, Alternate

SERVICE AREA BOARD LIAISONS

- **Anchor Point Fire & EMS** - Mako Haggerty
- **Bear Creek Fire** - Sue McClure
- **CES/CPEMS** - Brent Johnson
- **Central Peninsula General Hospital**
Gary Knopp, Charlie Pierce, Linda Murphy
- **Kachemak Emergency Service Area**
Mako Haggerty
- **KPB Roads**
Gary Knopp, Charlie Pierce
- **Lowell Point Emergency SA** - Sue McClure
- **Nikiski Seniors** - Ray Tauriainen
- **Nikiski Fire** - Ray Tauriainen
- **North Peninsula Recreation** - Ray Tauriainen
- **Seward/Bear Creek Flood SA** - Sue McClure
- **South Peninsula Hospital** - Mako Haggerty,
Bill Smith

NON-BOROUGH COMMITTEES

- **Cook Inlet Aquaculture**
Brent Johnson
[VACANT], Alternate
- **Cook Inlet R.C.A.C.**
Grace Merkes, Term Expires March, 2014
- **Economic Development District**
Linda Murphy, Term Expires 12/31/13
Hal Smalley, Term Expires 12/31/14
- **Kenai Peninsula College Council**
Hal Smalley, Term Expires 06/30/14
- **Kenai River Special Management Area
Advisory Board**
Brent Johnson
[VACANT], Alternate
- **Prince William Sound R.C.A.C.**
Blake Johnson, Term Expires May, 2013