

Assembly Agenda

October 14, 2008 - 7:00 p.m.

Regular Meeting

Borough Assembly Chambers, Soldotna, Alaska

*Grace Merkes
Assembly President
Seat 5-Sterling/Funny River
Term Expires 2008*

*Pete Sprague
Assembly Vice President
Seat 4 - Soldotna
Term Expires 2010*

*Paul Fischer
Assembly Member
Seat 7 - Central
Term Expires 2010*

*Margaret Gilman
Assembly Member
Seat 2 - Kenai
Term Expires 2008*

*Gary Knopp
Assembly Member
Seat 1 - Kalifornsky
Term Expires 2009*

*Ron Long
Assembly Member
Seat 6 - East Peninsula
Term Expires 2009*

*Milli Martin
Assembly Member
Seat 9 - South Peninsula
Term Expires 2009*

*Bill Smith
Assembly Member
Seat 8 - Homer
Term Expires 2008*

*Gary Superman
Assembly Member
Seat 3 - Nikiski
Term Expires 2010*

- 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. VACANCY, DESIGNATION AND SEATING OF ASSEMBLY MEMBERS**
- H. APPROVAL OF MINUTES**
 - *1. September 16, 2008 Regular Assembly Meeting Minutes
- I. COMMENDING RESOLUTIONS AND PROCLAMATIONS**
 - 1. Mayor’s Proclamation Declaring October 2008 as “Domestic Violence Awareness Month”
- J. PRESENTATIONS WITH PRIOR NOTICE** (20 minutes total)
 - 1. Lew Dennis, of Chevron, “Pipeline Presentation”
 - 2. Janice Chumley, “Invasive Plants Utilizing Road Corridors”
- K. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA** (3 minutes per speaker; 20 minutes aggregate)
- L. REPORTS OF COMMISSIONS AND COUNCILS**

M. MAYOR'S REPORT

1. Agreements and Contracts
 - a. Sole source approval to award contract to Mackey Lake Company for Modifying Solid Waste Roll-Off Containers with Bear Resistant Latch Mechanisms
 - b. Sole source approval to award contract to Architects Alaska for the Design of the Nikiski Community Recreation Center
 - c. Authorization to award contract to Pacific Wire Group for Landfill Baler Wire Purchase
 - d. Authorization to award contract to Isco Industries for Purchase of Central Peninsula Landfill HDPE Gas & Leachate Recirculation Piping
 - e. Authorization to award contract to H&W Emergency Vehicles of Marysville, WA for purchase of one (1) 1,500 GPM Triple Combination Pumper for CES
 - f. Authorization to award contract to Tauriainen Engineering & Testing, Inc. for Woods Drive Road Realignment and Subdivision
 - g. Approval of contract to Peninsula Plumbing & Heating for Borough Administration Building In-Slab Snowmelt System
 - h. Approval of contract to Blakeley's Auction Company for 2008 Surplus Property Outcry Auction
 - i. Approval of contract to Segesser Surveys Inc. for Oilwell 3 Surveying Project
 - j. Approval of contract to Hugh Smith for the Susan B. English School Landscaping
 - k. Approval to transfer four vehicles from the Maintenance Department to the Kenai Peninsula Borough School District
 - l. Authorization to award contracts to multiple contractors for Summer/Winter Road Maintenance for multiple Road Service Area Units
 - m. Approval of contract to David M. Derry, MAI, for Appraisal Services

- n. Approval of contract to Busy Beaver Firewood for Blackwater Bend ROW Project
- 2. Other
 - a. 2007 Full Value Determination of Taxable Real and Personal Property from State Assessor
 - b. Revenue–Expenditure Report ~ September 2008
 - c. Budget Revisions ~ September 2008
 - d. Project Reports ~ June 30, 2008
 - e. Litigation Status Report
 - f. KPB Safety Gazette ~ September 5, 2008

N. ITEMS NOT COMPLETED FROM PRIOR AGENDA - None

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

- 1. Ordinance 2008-19-19: Appropriating \$220,000 from South Kenai Peninsula Hospital Service Area Capital Project Fund for the Purchase of Several Capital Equipment Items Not Previously Budgeted (Mayor) (Referred to Finance Committee)
- 2. Ordinance 2008-19-20: Appropriating \$38,500 in the Equipment Replacement Fund for Purchase of a Heavy-Duty One-Ton Truck Replacement Vehicle for the Maintenance Department (Mayor) (Referred to Finance Committee)
- 3. Ordinance 2008-19-21: Authorizing the Purchase of Land from R. Dan Green Adjacent to Heritage Place at the Fair Market Value of \$380,000 with Consideration Consisting of Cash in the Amount of \$355,500 and the Conveyance to Mary L. Green of Real Property Located in Mackey Lake Station Subdivision with a Fair Market Value of \$24,500 on Behalf of Central Kenai Peninsula Hospital Service Area, Appropriating Funds for the Purchase, and Classifying the Parcel Purchased by the Borough (Mayor) (Referred to Finance Committee)
- 4. Ordinance 2008-29: Amending KPB 2.56.030 to Incorporate the Homer Non-Motorized Transportation and Trail Plan, the 2005 Homer Area Transportation Plan, and the Homer Town Center Plan into the City of Homer Comprehensive Plan (Mayor) (Referred to Policies and Procedures Committee)

P. UNFINISHED BUSINESS

1. Notice of Reconsideration
 - a. Ordinance 2008-28: Authorizing the General Law Cities in the Kenai Peninsula Borough to Levy and Collect Sales Taxes on Nonprepared Food Items (Mayor) [*Reconsideration Filed by Fischer*]

Q. NEW BUSINESS

1. Resolutions
 - *a. Resolution 2008-079: Supporting the Efforts of the Tsalteshi Trails Association to Secure a Recreational Trails Grant from the State of Alaska (Sprague) (Referred to Lands Committee)
 - *b. Resolution 2008-080: Proceeding with the Moose Range Meadows South Subdivision Utility Special Assessment District For a Natural Gas Main Line (Mayor) (Referred to Finance Committee)
 - *c. Resolution 2008-081: Presenting Late-Filed Senior Citizen and Disabled Veteran Exemption Applications Filed after March 31, 2008 for Acceptance or Denial (Mayor) (Referred to Policies and Procedures Committee)
 - *d. Resolution 2008-082: Certifying the Results of the October 7, 2008 Regular Municipal Election (Merkes at the Request of the Borough Clerk) (Referred to Policies and Procedures Committee)
2. Ordinances
 - *a. Ordinance 2008-19-22: Recording Expenditures of \$1,262,752 Paid by the State of Alaska Department of Administration on Behalf of the Borough Toward the Borough's Unfunded PERS Liability (Mayor) (Shortened Hearing on 10/28/08) (Referred to Finance Committee)
 - *b. Ordinance 2008-19-23: Appropriating \$550,000 from the Nikiski Fire Service Area Capital Project Fund for Purchase of a New Type A Fire Engine (Mayor) (Hearing on 11/18/08) (Referred to Finance Committee)
 - *c. Ordinance 2008-19-24: Appropriating \$85,000 in the Seward-Bear Creek Flood Service Area for Costs Associated with Hiring a Project Manager/Engineer (Mayor) (Hearing on 11/18/08) (Referred to Finance Committee)

- *d. Ordinance 2008-19-25: Amending the FY2009 Operating and Capital Budget of Central Kenai Peninsula Hospital Service Area to Reflect Changes to the Central Kenai Peninsula Hospital Service Area Capital Budget (Mayor) (Hearing on 11/18/08) (Referred to Finance Committee)
- *e. Ordinance 2008-19-26: Appropriating \$30,000 for Purchase of a Four-Wheel Drive Vehicle with a Snowplow for the Anchor Point Fire and Emergency Medical Service Area (Mayor) (Shortened Hearing on 10/28/08) (Referred to Finance Committee)
- *f. Ordinance 2008-19-27: Accepting and Appropriating a State Grant in the Amount of \$218,110 for Communications Equipment and Training for the Bear Creek Fire Service Area (Mayor) (Shortened Hearing on 10/28/08) (Referred to Finance Committee)
- *g. Ordinance 2008-19-28: Appropriating \$22,000 in Supplemental Funding for the Purchase of Supplies and Equipment by the Kachemak Emergency Service Area (Mayor) (Hearing on 11/18/08) (Referred to Finance Committee)
- *h. Ordinance 2008-19-29: Authorizing the Acquisition of Certain Real Property at 38910 Sterling Highway for a Central Emergency Services Fill Site and Future Fire Station Purposes and Appropriating Funds for the Acquisition (Mayor) (Hearing on 11/18/08) (Referred to Finance Committee)
- *i. Ordinance 2008-30: Approving Funny River Grove Local Option Zoning District as Single Family Residential (R-1) and Amending KPB 21.46.040 (Mayor) (Hearing on 11/18/08) (Referred to Lands Committee)
- *j. Ordinance 2008-31: Authorizing an Addendum to the Option to Lease Ladd Landing Between the Kenai Peninsula Borough and PacRim Coal, LP to Remove the Ninety Day Notice Requirement for Exercise of the Option (Mayor) (Hearing on 11/18/08) (Referred to Lands Committee)
- *k. Ordinance 2008-32: Authorizing the Negotiated Sale at Other than Fair Market Value of Certain Real Property Having Been Leased by Snowshoe Gun Club Containing 186 Acres More or Less to the Snowshoe Gun Club (Mayor) (Hearing on 11/18/08) (Referred to Lands Committee)

3. Other

- *a. Authorizing an Application for a New Liquor License filed by Luis M. Elias-Delgado d.b.a. La Casa Italiana, Kenai, Alaska (Referred to Finance Committee)

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

S. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. October 15, 2008 Equitable Assessment Methodology Task Force 6:00 PM Soldotna
2. October 28, 2008 Regular Assembly Meeting 7:00 PM Soldotna

T. ASSEMBLY COMMENTS

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

1. Resolution 2007-051: Approving Plans for Participation in the Fiftieth Anniversary of Alaska Statehood Celebration (Mayor) (Referred to Policies and Procedures Committee) *Tabled on 11/20/07*
2. Ordinance 2008-26: Authorizing Conveyance of 0.49 Acres More or Less to the City of Homer (Mayor) (Second Hearing on 11/18/08) (Referred to Lands Committee)

V. INFORMATIONAL MATERIALS AND REPORTS

W. NOTICE OF NEXT MEETING AND ADJOURNMENT

The next meeting of the Kenai Peninsula Borough Assembly will be held on October 28, 2008, 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.