

# *Assembly Agenda*

June 5, 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. May 15, 2012 Regular Assembly Meeting Minutes..... 1

**H. COMMENDING RESOLUTIONS AND PROCLAMATIONS**

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

1. Kenai Peninsula School District Quarterly Report (10 Minutes)

2. South Peninsula Hospital Quarterly Report (10 Minutes)

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

**K. MAYOR'S REPORT ..... 16**

1. Assembly Requests/Responses – None.

2.	Agreements and Contracts	
a.	Authorization to Award Contract for Central Peninsula Landfill Truck Scale Replacement to Endries Company.....	17
b.	Authorization to Award Contract for Ninilchik School Re-Roof to AMES 1, LLC.....	19
c.	Authorization to Award Contract for ITB12-022 1, 250 GPM Pumper to H&W Pacific Emergency Vehicle Group.....	21
d.	Authorization to Award Contract for RFP12-016 Playground Equipment Module to SiteLines Park and Playground Products.....	23
e.	Authorization to Award Contract for ITB12-050 Soldotna High School Elevator Upgrade to FT Elevator, LLC.....	24
f.	Authorization to Award Contract for North Peninsula Service Area Closed-Circuit Television System to Guardian Security.....	26
g.	Authorization to Award Contract for Mountain View Elementary School Flooring Replacement to Westside Flooring.....	28
h.	Authorization to Award Contract for Kenai Middle School Asbestos Abatement 2012 to Far North Services.....	30
i.	Authorization to Award Contract for Skyview High School/Nikiski High School Flooring Replacement to Aurora Flooring.....	32
j.	Authorization to Award Contract for Old Mill Subdivision Demolition and Restoration to A&A Enterprises.....	34
3.	Other	
a.	Budget Revisions April, 2012.....	36
b.	Revenue-Expenditure Report April, 2012.....	39

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

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

1. Ordinance 2011-19-86: Accepting and Appropriating a Grant in the Amount of \$432,837 from the State of Alaska Division of Homeland Security and Emergency Management on Behalf of the Road Service Area to Complete a Catch Basin and Culvert Drainage Project (Mayor) (Referred to Finance Committee) .....42
2. Ordinance 2011-19-88: Appropriating \$420,000 from Previously Appropriated Central Emergency Service (CES) Capital Projects for Roof Replacement at the Soldotna Fire Station 1 (Mayor) (Referred to Finance Committee) .....46
3. Ordinance 2011-19-89: Appropriating \$16,000 in Supplemental Funding for the Purchase of Class A Pumper for the Anchor Point Fire and Emergency Service Area (Mayor) (Referred to Finance Committee) .....51
4. Ordinance 2012-13: Stating Non-Objection to the Lowell Point Volunteer Fire Department Being Recognized by the State as a Volunteer Fire Department to Provide Fire Protection in the Lowell Point Area of the Kenai Peninsula Borough (McClure) (Referred to Policies and Procedures Committee) .....56
5. Ordinance 2012-14: Amending KPB 16.20.010 to Revise the Legal Description of the Kachemak Emergency Service Area Boundary to Make it Consistent with the Recently Amended Kachemak City Boundary Legal Description Due to Annexation (Mayor) (Referred to Policies and Procedures Committee).....60
6. Ordinance 2012-17: Amending KPB 2.40.030(D), 5.12.054(G), and 21.20.220(J) Increasing the Compensation for the Chairperson of the Planning Commission, Board of Equalization, and Board of Adjustment (Knopp) (Referred to Finance Committee).....69
7. Ordinance 2012-19: Appropriating Funds for Fiscal Year 2013 (Mayor) (Referred to Finance Committee) .....73

**N. UNFINISHED BUSINESS**

1. Postponed Item
  - a. Resolution 2012-045: Waiving for Good Cause the February 15, 2012 Deadline for Senior Citizen and Disabled Veteran Exemption Applications Filed after that Date but on or before March 31, 2012 (Mayor) (Referred to Policies and Procedures Committee) .....82

**O. NEW BUSINESS**

**1. Bid Awards**

- \*a. Resolution 2012-046: Authorizing Road Service Area Capital Improvement Project: Territorial Road, Swan Drive, and Chena Drive #W1TER Contract Award and Allocation (Mayor) (Referred to Finance Committee).....105
- \*b. Resolution 2012-047: Authorizing Road Service Area Capital Improvement Project: Ansel Street and Goose Berry Street Approaches #C3GOO Contract Award and Allocation (Mayor) (Referred to Finance Committee) .....110
- \*c. Resolution 2012-048: Authorizing Road Service Area Capital Improvement Project: Katamar Avenue and Brown Drive #S5KAT Contract Award and Allocation (Mayor) (Referred to Finance Committee) .....115
- \*d. Resolution 2012-049: Authorizing Road Service Area Capital Improvement Project: Strawberry Road, Strawberry Court and Dori Lynn Street #C5STR Contract Award and Allocation (Mayor) (Referred to Finance Committee) .....120

**2. Resolutions**

- \*a. Resolution 2012-050: Setting the Rate of Levy for Real and Personal Property Taxes for the Kenai Peninsula Borough and For Service Areas Within the Borough for Fiscal Year 2013, Tax Year 2012 (Mayor) (Referred to Finance Committee).....125
- \*b. Resolution 2012-051: Approving the Sublease Agreement Between Central Peninsula General Hospital, Inc. and RSB Evolution of Alaska, LLC to Provide Radiation Oncology Medical Services in the Radiation Oncology Addition to be Constructed at the Central Peninsula Hospital (Mayor) (Referred to Policies and Procedures Committee) .....130

**3. Ordinances**

- \*a. 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) (Hearing on 07/03/12) (Referred to Finance Committee) .....135

*b.	<u>Ordinance 2012-19-02</u> : 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) (Hearing on 07/03/12) (Referred to Finance Committee) .....	139
*c.	<u>Ordinance 2012-19-03</u> : Accepting and Appropriating \$150,000 from the State of Alaska for North Peninsula Recreation Service Area (NPRSA) Trails Upgrade and Expansion Project (Mayor) (Hearing on 07/03/12) (Referred to Finance Committee).....	143
*d.	<u>Ordinance 2012-19-04</u> : 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) (Hearing on 07/03/12) (Referred to Finance Committee) .....	146
*e.	<u>Ordinance 2012-19-05</u> : 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) (Hearing on 07/03/12) (Referred to Finance Committee) .....	149
*f.	<u>Ordinance 2012-20</u> : Approving Widgeon Woods R-1, Single-Residential Local Option Zoning District, and Amending KPB 21.46.040 (Mayor) (Hearing on 07/03/12) (Referred to Lands Committee) .....	153
*g.	<u>Ordinance 2012-21</u> : Repealing KPB 5.04.110 and KPB 16.16.085 Which Require Voter Approval for Certain Major Capital Improvement Projects (Mayor) (Hearing on 07/03/12) (Referred to Policies and Procedures Committee) .....	163
*h.	<u>Ordinance 2012-22</u> : 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) (Hearing on 07/03/12) (Referred to Policies and Procedures Committee) .....	167
*i.	<u>Ordinance 2012-23</u> : Authorizing Retention or Sale of Certain Real Property Obtained by the Kenai Peninsula Borough Through Tax Foreclosure Proceedings (Mayor) (Hearing on 07/03/12) (Referred to Lands Committee).....	171

- \*j. 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) (Hearing on 07/03/12) (Referred to Lands Committee).....187

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

**Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

- 1. June 19, 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*
- 3. Ordinance 2012-15: Authorizing the Grant of Assets from the Lowell Point Emergency Service Area to the Lowell Point Volunteer Fire Department (McClure) (Hearing on 06/19/12) (Referred to Policies and Procedures Committee)
- 4. Ordinance 2012-16: Amending KPB 5.22.050 Regarding the Senior Citizen's Grant Program for Adult Day Care Centers (Mayor) (Hearing on 06/19/12) (Referred to Policies and Procedures Committee)
- 5. Ordinance 2012-18: Authorizing the Assessor to Accept the Late-Filed Disabled Veteran Exemption Application of James M. Boyer for 2012, Filed After March 31 (Smith) (Hearing on 06/19/12) (Referred to Policies and Procedures Committee)
- 6. Ordinance 2012-19-01: Accepting and Appropriating \$1,100,000 From the State of Alaska for the Homer High School Athletic Facilities Construction Project (Mayor) (Hearing on 06/19/12) (Referred to Finance Committee)

**T. INFORMATIONAL MATERIALS AND REPORTS**

**U. NOTICE OF NEXT MEETING AND ADJOURNMENT**

The next meeting of the Kenai Peninsula Borough Assembly will be held on June 19, 2012, at 7:00 P.M. in the Borough Assembly Chambers, Soldotna, Alaska.

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

*Copies of agenda items are available at the Borough Clerk's Office in the Meeting Room just prior to the meeting. For further information, please call the Clerk's Office at 714-2160 or toll free within the Borough at 1-800-478-4441, Ext. 2160. Visit our website at [www.borough.kenai.ak.us](http://www.borough.kenai.ak.us) for copies of the agenda, meeting summaries, ordinances and resolutions.*