
Kenai Peninsula Borough

Assembly Meeting Minutes

August 7, 2012

Regular Meeting - Soldotna, Alaska

CALL TO ORDER

A Regular Meeting of the Kenai Peninsula Borough Assembly was held on August 7, 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 Envoy Craig Fanning from the Salvation Army.

There were present:

Gary Knopp, Presiding
Mako Haggerty
Brent Johnson
Sue McClure
Linda Murphy

Charlie Pierce
Hal Smalley
Bill Smith
Ray Tauriainen

comprising a quorum of the assembly.

Also in attendance were:

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

COMMITTEE REPORTS

Assembly Member Smith said the Finance Committee met and discussed its agenda items. *(07:01:59)*

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.

APPROVAL OF THE AGENDA AND CONSENT AGENDA

MOTION TO APPROVE AGENDA:

Pierce moved for the approval of the agenda and consent agenda. *(07:19:59)*

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

The following item was added to the consent agenda:

- Resolution 2012-066: Approving a Revised Job Description for the Special Assistant to the Mayor (Mayor) (Referred to Policy and Procedure Committee)

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

- July 3, 2012 Regular Assembly Meeting Minutes
- Resolution 2012-058: Expressing Support for the Kenai Mountain-Turnagain Arm National Heritage Area's Alaskan-Based Curriculum Project (McClure) (Referred to Lands Committee)
- Resolution 2012-059: 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)
- Resolution 2012-060: Approving the Purchase of a New Telephone System for South Peninsula Hospital (Mayor) (Referred to Finance Committee)
- Resolution 2012-061: Approving a Five-Year Operating Lease of a Sysmex Hematology Analyzer for South Peninsula Hospital (Mayor) (Referred to Finance Committee)
- Resolution 2012-062: Authorizing the Mayor to Sign the 2012 Alaska Land Mobile Radio Communication System Membership Agreement (Mayor) (Referred to Policies and Procedures Committee)
- Resolution 2012-063: Approving the Petition Application for the Formation of the Anchor View Estates Utility Special Assessment District for Construction of a Natural Gas Main Pipeline (Mayor) (Referred to Policies and Procedures Committee)

[Clerk's Note: Assembly Member Pierce declared a conflict with Resolution 2012-063 as he was an Enstar Natural Gas Manager. President Knopp ruled a conflict did exist and Assembly Member Pierce abstained from voting on Resolution 2012-063.]

[Clerk's Note: An amendment was made to Exhibit five of Resolution 2012-063 by replacement.]

- Resolution 2012-064: Authorizing the Kenai Peninsula Borough to Participate in the AMLJIA Loss Control Incentive Program (Mayor) (Referred to Finance Committee)

- Resolution 2012-065: 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)
- Resolution 2012-066: Approving a Revised Job Description for the Special Assistant to the Mayor (Mayor) (Referred to Policy and Procedure Committee)
- Ordinance 2012-19-17: 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)
- Ordinance 2012-19-18: Appropriating \$250,000 in Kenai Health Center Major Maintenance Funds for Repairs Needed at the Kenai Health Center (Mayor) (Hearing on 09/04/12) (Referred to Finance Committee)
- 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)
- 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 (Mayor) (Hearing on 09/04/12) (Referred to Finance Committee)
- 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)
- 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)
- 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)
- 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)
- Ordinance 2012-30: Amending KPB 5.12.040 and 5.12.119(F) to Clarify the Procedures for Revocation of Property Tax Exemptions (Mayor) (Hearing on 09/04/12) (Referred to Policies and Procedures Committee)

- 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)
- 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)

[Clerk's Note: Assembly Member Pierce declared a conflict with Ordinance 2012-32 as he was an Enstar Natural Gas Manager. President Knopp ruled a conflict did exist and Assembly Member Pierce abstained from voting on the introduction of Ordinance 2012-32.]

- 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)
- 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)

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

- Confirming Appointments to the Planning Commission (Referred to Policies and Procedures Committee)

<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, 2014

President Knopp called for public comment with none being offered.

AGENDA APPROVED AS AMENDED: Without objection.

COMMENDING RESOLUTIONS AND PROCLAMATIONS - None.

PRESENTATIONS WITH PRIOR NOTICE - None.

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(07:31:44)

President Knopp called for public comment.

The following people addressed the Assembly regarding the Anadromous Fish Habitat Protection Task Force:

Stacey Oliva, Mile 30.5 Kenai Spur Highway, Kenai
Christine Hutchison, 281 Juliussen Street, Kenai
Bill Stevens, PO Box 8596, Nikiski

The following person addressed the Assembly regarding animal abuse laws in the State of Alaska:

Tim Colbath, PO Box 80561, Nikiski

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

MAYOR'S REPORT

(07:46:04)

1. Assembly Requests/Responses - None.
2. 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 from 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
3. Other
- a. Litigation Status Report

ITEMS NOT COMPLETED FROM PRIOR AGENDA - None.

PUBLIC HEARING ON ORDINANCES

(07:49:06)

Ordinance 2011-19-91: Authorizing the Transfer of \$104,226 in Residual Interest Earnings in the Bond Funded Capital Project Fund to Various Capital Project Funds (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2011-19-91.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

Yes: None
No: Haggerty, Johnson, McClure, Murphy, Pierce,
Smalley, Smith, Tauriainen, Knopp
Absent: None
MOTION TO ENACT FAILED: 0 Yes, 9 No, 0 Absent

(07:50:51)

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 (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-06.

President Knopp called for public comment with none being offered.

MOTION: Smith moved to amend Ordinance 2012-19-06 as follows:

The fourth whereas to read, "at its regular meeting on June 13, 2012, the NFSA Board of Directors recommended enactment without objection:"

MOTION TO AMEND PASSED: Unanimous.

VOTE ON MOTION TO ENACT AS AMENDED:

Yes: Haggerty, Johnson, McClure, Murphy, Pierce,
Smalley, Smith, Tauriainen, Knopp
No: None
Absent: None
MOTION TO ENACT AS AMENDED PASSED: 9 Yes, 0 No, 0 Absent

(07:52:38)

Ordinance 2012-19-07: 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 (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-07.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

Yes: Haggerty, Johnson, McClure, Murphy, Pierce,
Smalley, Smith, Tauriainen, Knopp
No: None
Absent: None
MOTION TO ENACT PASSED: 9 Yes, 0 No, 0 Absent

(07:54:19)

Ordinance 2012-19-08: 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 (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-08.

President Knopp called for public comment with none being offered.

MOTION: Smith moved to amend Ordinance 2012-19-08 as follows:

Title to read, "An Ordinance Accepting and Appropriating Grants in the Amount of \$[1,107,500] 1,067,500 from the State of Alaska on Behalf of the Kenai Peninsula Borough School District for Equipment[,] and Supplies [AND STUDENT NUTRITION SERVICES]"

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

The fourth whereas to read, "KPBSD will use these funds for classroom equipment[,] and supplies [AND STUDENT NUTRITION SERVICES]; and"

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

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

Section 2 to read, “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 | 271.71082.13012.49999 | 13-RR-012 Nikiski HS printer/cutter software”

MOTION TO AMEND PASSED: Unanimous.

VOTE ON MOTION TO ENACT AS AMENDED:

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

No: None

Absent: None

MOTION TO ENACT AS AMENDED PASSED: 9 Yes, 0 No, 0 Absent

(08:00:37)

Ordinance 2012-19-09: 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 (Mayor, Smalley) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-09.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

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

No: None

Absent: None

MOTION TO ENACT PASSED: 9 Yes, 0 No, 0 Absent

(08:02:36)

Ordinance 2012-19-10: 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 (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-10.

President Knopp called for public comment with none being offered.

Assembly Member Haggerty spoke in opposition to Ordinance 2012-19-10.

Assembly Member Murphy spoke in support of Ordinance 2012-19-10.

VOTE ON MOTION TO ENACT:

Yes: Johnson, McClure, Murphy, Pierce, Smalley,
Smith, Tauriainen, Knopp

No: Haggerty

Absent: None

MOTION TO ENACT PASSED: 8 Yes, 1 No, 0 Absent

(08:06:44)

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 (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-11.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

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

No: None

Absent: None

MOTION TO ENACT PASSED: 9 Yes, 0 No, 0 Absent

(08:08:02)

Ordinance 2012-19-12: 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 (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-12.

President Knopp called for public comment with none being offered.

MOTION: Smith moved to amend Ordinance 2012-19-12 as follows:

Delete the fourth whereas to read, "[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 O2011-19-72; AND]”

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

Renumber remaining sections accordingly.

MOTION TO AMEND PASSED: Unanimous.

VOTE ON MOTION TO ENACT AS AMENDED:

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

No: None

Absent: None

MOTION TO ENACT AS AMENDED PASSED: 9 Yes, 0 No, 0 Absent

(08:22:22)

Ordinance 2012-19-13: Accepting and Appropriating a Grant in the Amount of \$1,000,000 from the State of Alaska for Hazard Tree Removal (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-13.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

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

No: None

Absent: None

MOTION TO ENACT PASSED: 9 Yes, 0 No, 0 Absent

(08:23:3)

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 (Mayor) (Referred to Finance Committee)

MOTION: Smith moved to enact Ordinance 2012-19-14.

President Knopp called for public comment with none being offered.

MOTION: Smith moved to amend Ordinance 2012-19-14 as follows:

The fourth whereas to read, “at its regular meeting on June 12, 2012, the RSA board considered RSA Resolution 2012-06 and recommended enactment;”

MOTION TO AMEND PASSED: Unanimous.

VOTE ON MOTION TO ENACT AS AMENDED:

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

No: None

Absent: None

MOTION TO ENACT AS AMENDED PASSED: 9 Yes, 0 No, 0 Absent

(08:25:56)

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 a Contribution from the Conservation Fund for the Acquisition of Five Additional Parcels Along Salmon Creek (Mayor) (Referred to Lands Committee)

MOTION: McClure moved to enact Ordinance 2012-19-16.

President Knopp called for public comment.

The following person spoke in support of Ordinance 2012-19-16:

Bob Reisner, PO Box 3161, Seward Alaska

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

MOTION: McClure moved to amend Ordinance 2012-19-16 as follows:

The fifth whereas to read, “at its June 18, 2012, meeting the SBCFSA board considered this ordinance and recommended enactment; and”

MOTION TO AMEND PASSED: Unanimous.

MOTION: McClure moved to amend Ordinance 2012-19-16 as follows:

The sixth whereas to read, “the Kenai Peninsula Borough Planning Commission at its regular scheduled meeting of July 16, 2012, recommended enactment by unanimous consent;”

MOTION TO AMEND PASSED: Unanimous.

VOTE ON MOTION TO ENACT AS AMENDED:

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

No: None

Absent: None

MOTION TO ENACT AS AMENDED PASSED: 9 Yes, 0 No, 0 Absent

(08:36:23)

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) (Referred to Policies and Procedures Committee)

MOTION: Haggerty moved to enact Ordinance 2012-27.

President Knopp called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

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

No: None

Absent: None

MOTION TO ENACT PASSED: 9 Yes, 0 No, 0 Absent

(08:38:27)

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) (Referred to Policies and Procedures Committee)

MOTION: Haggerty moved to enact Ordinance 2012-28.

President Knopp called for public comment with none being offered.

MOTION: Haggerty moved to amend Ordinance 2012-28 as follows:

The seventh whereas to read, "the Seward City Council at its meeting of July 23, 2012, recommended enactment;"

MOTION TO AMEND PASSED: Unanimous.

VOTE ON MOTION TO ENACT AS AMENDED:

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

No: None

Absent: None

MOTION TO ENACT AS AMENDED PASSED: 9 Yes, 0 No, 0 Absents

(08:41:33)

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)

MOTION: Haggerty moved to enact Ordinance 2012-29.

President Knopp called for public comment with none being offered.

Assembly Member Smith spoke in opposition to Ordinance 2012-29.

Assembly Members Murphy, Johnson and Pierce spoke in support of Ordinance 2012-29.

VOTE ON MOTION TO ENACT:

Yes: Haggerty, Johnson, McClure, Murphy, Pierce, Smalley, Tauriainen, Knopp

No: Smith

Absent: None

MOTION TO ENACT AS PASSED: 8 Yes, 1 No, 0 Absent

UNFINISHED BUSINESS - None.

NEW BUSINESS - None.

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

(08:51:27)

President Knopp called for public comment with none being offered.

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

(08:51:44)

The next meeting of the Kenai Peninsula Borough Assembly was scheduled for August 21, 2012, at 7:00 p.m. in the Borough Assembly Chambers, Soldotna, Alaska.

ASSEMBLY COMMENTS

(08:51:56)

Assembly Member Smalley thanked Freya Chay, Caring for the Kenai 1st Place Winner for 2010 for the idea which brought forward Ordinance 2012-27, he also thanked the Assessing and Legal Department for helping develop the ordinance. He gave a summary of his National Association of Counties Annual Meeting Report, and stated the full report was available in the Clerk's Office.

Vice President Pierce reminded everyone to please take the time to vote, stating the Kenai Peninsula historically had a low voter turn out and this was an opportunity to exercise your rights as a citizen. The Primary Election would be held on August 28, 2012.

Assembly Member Murphy said the Soldotna Rotary Club was sponsoring the Kenai Peninsula Beer Festival on August 11, 2012 from 4:00 to 10:00 p.m. at the Soldotna Sport Center, free cab rides would be available if needed, she said proceeds would go to the Rotary Club for various projects within the community. She noted that her report from the National Association of Counties Annual Meeting was also on file in the Clerk's Office. She stated that generally when a Task Force idea was presented by an Assembly Member it was done by Resolution; however, when the idea was from the Mayor's Office the task force would be developed differently. She liked the idea that the Mayor had left it open for the Task Force Members to determine how they would approach the issues. She replied to comments made earlier which stated that the Assembly had not read Ordinance 2012-06 before enacting it, she said that assumption was incorrect, the ordinance did not refer to lakes, it referred to anadromous waters and thought that was a reference to rivers and streams. She said there was a run for Mens Prostate Cancer Research in Anchorage and her daughter Krystal had placed first in her age group, she said it was her granddaughters first race and she had also placed first in her age group.

Assembly Member Smith said that the ordinance that had passed extending the waters in KPB 21.18 distinctly said water bodies, it was there for a particular reason and that was because that was what the catalog of anadromous water in the state referred to. The Task Force idea was from both the himself and the Mayor's Office and the Task Force developed was in a format that would work fine.

Assembly Member Tauriainen referred to some of the comments made regarding the Task Force, he indicated one size did not fit all, and which lakes and which streams should be covered needed to be reviewed, and further stated the fifty-foot rule did not necessarily need to be applied to all. He said he was looking forward to the discussions and a resolution for this problem.

Assembly Member McClure said the Pet Evacuation Working Group had developed a plan and she hoped it would be presented to the Assembly soon. She thanked the Assembly for adopting Resolution 2012-28, and reminded her constituents that they could still apply for one of the vacant service area board seats. She said the Seward Silver Salmon Derby would begin on Saturday, August 11, 2012 and continue through August 19, 2012, she noted that one of the prizes was a truck.

Assembly Member Johnson said his heart went out to the many setnetters who had a horrendous season, he said poverty was a marvelous and noble thing; however, it also brought along trying circumstances. He said he was in the group that met with the Commissioner, and during the meeting the Commissioner had indicated a weak King Salmon run was foreseen. He felt this was bothersome

because if the State of Alaska had this inside knowledge of a weak King Salmon run it should have been shared with the Setnet Industry who hired a lot of people who did not receive a paycheck.

Assembly Member Haggerty thanked Assembly Member Smalley for bringing forward Ordinance 2012-27, and encouraged people to also insulate their homes for another energy savings options.

President Knopp noted the soccer fields built by the City of Kenai a few years ago were very successful and being used to host soccer tournaments. He reminded everyone to get out and vote and also stated that the candidate filing period was still open for local seats and encouraged everyone to contact the Borough Clerk to find out what vacancies were still open. He stated there were more concerns for the Anadromous Fish Habitat Task Force than just the lakes, and he hoped the Task Force would be addressing all of them.

ADJOURNMENT

With no further business to come before the assembly, President Knopp adjourned the meeting at 9:12 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of August 7, 2012.

August 21, 2012
Johni Blankenship, MMC, Borough Clerk

Approved by Assembly: John Blankenship

