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# Kenai Peninsula Borough

## *Assembly Meeting Minutes*

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October 23, 2012

Regular Meeting - Soldotna, Alaska

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### **CALL TO ORDER**

A Regular Meeting of the Kenai Peninsula Borough Assembly was held on October 23, 2012, in the Borough Assembly Chambers, Soldotna, Alaska. Vice President Pierce 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 Rick Cupp from the Kenai Fellowship Church.

There were present:

Charlie Pierce, Presiding  
Mako Haggerty  
Brent Johnson  
Sue McClure  
Linda Murphy

Hal Smalley  
Bill Smith  
Ray Tauriainen  
Kelly Wolf

comprising a quorum of the assembly.

### **Also in attendance were:**

Holly Montague, Deputy 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. (07:02:20)

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:

Murphy moved for the approval of the agenda and consent agenda. (07:07:38)

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

The following item was withdrawn by the sponsor:

- Resolution 2012-082: Supporting Kasilof Radio Station KWJG and Homer Radio Station KMJG (Johnson) (Referred to Policies and Procedures Committee)

The following item was added to the agenda and consent agenda:

- Resolution 2012-084: Supporting the Efforts of the Tsalteshi Trails Association to Secure a Grant from the State of Alaska (Johnson)

The following items were added to the agenda:

- Mayor's Proclamation Declaring the Third Week of October 2012 as, "Freedom from Workplace Bullies Week"
- Mayor's Proclamation Declaring November 2012 as, "Pancreatic Cancer Awareness Month"

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

- October 9, 2012 Regular Assembly Meeting Minutes
- Resolution Commending Autumn Ludwig for her Act of Bravery and Outstanding Service and Commitment to the Bear Creek Fire Service Area (McClure, Mayor)
- Resolution 2012-083: Approving Additional Road Projects as FY13 Capital Improvement Projects (Mayor) (Referred to Finance Committee)

*[Clerk's Note: An amendment was made to Resolution 2012-083 as follows: The sixth whereas to read, "at its regular meeting of October 16, 2012, the RSA Board considered RSA Resolution 2012-16, Recommending adding #N3TUS, Tustumena Street, McKinley Avenue, Shemya Way and Mentasta Avenue, as FY13 Capital Improvement Projects and recommended approval; and"]*

- Resolution 2012-084: Supporting the Efforts of the Tsalteshi Trails Association to Secure a Grant from the State of Alaska (Johnson)
- Ordinance 2012-19-34: Appropriating \$293,069.52 to the Special Assessment Fund for the Woods Drive Road Improvement Special Assessment District (Mayor) (Hearing on 11/20/12) (Referred to Finance Committee)
- Ordinance 2012-19-35: Appropriating \$50,000 from the General Fund to be Granted to the City of Seldovia for Completion of Seldovia's Comprehensive Plan (Mayor) (Hearing on 11/20/12) (Referred to Finance Committee)

- Ordinance 2012-38: Amending KPB 5.10.0940(A)(13) to Increase the Amount the Borough can Invest in Special Assessments of the Borough or One of its Political Subdivisions (Mayor) (Hearing on 11/20/12) (Referred to Finance Committee)

Vice President Pierce called for public comment.

**Chip Woodard**, Kenai, spoke in support of Ordinance 2012-19-34.

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

AGENDA APPROVED AS AMENDED: Unanimous.

### **ASSEMBLY REORGANIZATION**

*(07:17:31)*

Vice President Pierce called for nominations for the office of Assembly President.

NOMINATION: Wolf nominated Murphy.

NOMINATION: Smith nominated Johnson.

Seeing no further nomination, Vice President Pierce closed the nomination period.

Borough Clerk Johni Blankenship counted the secret ballots and read the results of the vote for Assembly President.

#### **VOTE ON ELECTION OF ASSEMBLY PRESIDENT:**

Murphy: 5

Johnson: 4

Assembly Member Murphy was elected to the office of Assembly President.

Vice President Pierce passed the gavel to President Murphy.

President Murphy called for nominations for the office of Assembly Vice President.

NOMINATION: Wolf nominated Pierce.

NOMINATION: Smith nominated Smalley.

Seeing no further nominations, President Murphy closed the nomination period.

Borough Clerk Johni Blankenship counted the secret ballots and read the results of the vote for Assembly Vice President.

VOTE ON ELECTION OF ASSEMBLY VICE PRESIDENT:

Smalley: 5

Pierce: 4

**COMMENDING RESOLUTIONS AND PROCLAMATIONS**

(07:21:26)

Mayor Navarre read a resolution commending Autumn Ludwig for her act of bravery and commitment to the Bear Creek Fire Service Area.

Mayor Navarre presented **Jeannette Browning** from the Lee Shore Center with a proclamation declaring October 2012, as “Domestic Violence Awareness Month.”

Mayor Navarre presented **Kelly Cooper** with a proclamation declaring the month of November as, “Pancreatic Cancer Awareness Month.”

Mayor Navarre presented **Celia Harrison** with a proclamation declaring the third week of October as, “Freedom From Workplace Bullies Week.”

**PRESENTATIONS WITH PRIOR NOTICE**

(07:36:

**Rick Davis**, Chief Executive Officer of Central Peninsula Hospital, Inc. And **Loren Weimer**, President of Central Peninsula General Hospital, Inc. Board presented a quarterly report for the period ending September 2012.

**Gunnar Knapp**, gave a presentation on, “Economics of the Seafood Industry in the Kenai Peninsula Borough.”

**PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA**

(08:16:09)

President Murphy called for public comment.

The following people addressed the Assembly regarding the Alaska Board of Fisheries and the fishing industry within the Kenai Peninsula Borough:

**John McCombs**, Ninilchik

**Steve Vanek**, Ninilchik

**Paul Shadura**, Kenai

**George Pierce**, Kasilof

The following people addressed the Assembly regarding the PETS Working Group:

**Faith Hayes**, Kasilof

**Tim Colbath**, Nikiski

**Peg Schnider**, Soldonta

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

## **MAYOR'S REPORT**

(08:45:03)

1. Assembly Requests/Responses - None.
2. Agreements and Contracts
  - a. Authorization to Award Contract for RFP 13-004 Assessment Notice Production and Mass Mailing to DATAMATX of Atlanta, Georgia
  - b. Authorization to Award Contract for West Point Avenue Fuel Reduction Project to Paul's Services
  - c. Authorization to Award Contract for Professional Design Services, Mountain View and Nikiski-North Star Elementary Schools Site Improvements to SGM, Inc.
  - d. Authorization to Award Contract for RFP 13-003 Salary Classification and Compensation Study to Fox Lawson & Associates
  - e. Authorization to Award Contract for Kenai Peninsula Borough Service Area Energy Efficiency Audit - Central Area to Central Alaska Engineering
  - f. Authorization to Award Contract for Kenai Peninsula Borough Service Area Energy Efficiency Audit - Seward Area to Wisdom and Associates
  - g. Authorization to Award Contract for Kenai Peninsula Borough Service Area Energy Efficiency Audit - Homer Area to Wisdom and Associates
  - h. Authorization to Award Contract for Purchase of Electrical Hardware for the Future Installation of Security Cameras through a Cooperative Purchasing Group
3. Other
  - a. Alaska Small Business Development Center - South West Region First Quarter Report FY2013 - July 1, 2012 through September 30, 2012
  - b. Litigation Status Report
  - c. Recap of 2012 Surplus Property Auction

**ITEMS NOT COMPLETED FROM PRIOR AGENDA - None.**

**PUBLIC HEARING ON ORDINANCES**

*(08:48:30)*

**Ordinance 2012-19-25: Appropriating \$36,832 from the Kachemak Emergency Service Area Operating Fund Balance for Additional Personnel Cost and Authorizing Changing the Shared Mechanic Position Between Kachemak Emergency Service Area and Anchor Point Fire and Emergency Medical Service Area to a Full-Time Mechanic Position for Kachemak Emergency Service Area (Haggerty) (Referred to Finance Committee)**

MOTION: Smith moved to enact Ordinance 2012-19-25.

President Murphy called for public comment.

The following people spoke in support of Ordinance 2012-19-31:

**Jeff Middleton**, Kachemak Emergency Service Area Board Chair  
**Bob Ciccarella**, Kachemak Emergency Service Area Fire Chief

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

VOTE ON MOTION TO ENACT:

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

*(09:00:20)*

**Ordinance 2012-19-30: Accepting and Appropriating \$12,848 from the U.S. Fish and Wildlife Service to Supplement the River Debris Removal Project (Mayor) (Referred to Finance Committee)**

MOTION: Smith moved to enact Ordinance 2012-19-30.

President Murphy called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

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

(09:01:26)

**Ordinance 2012-19-31: Appropriating \$35,000 in Interest Income from the Spruce Bark Beetle Program to Address the Need for an Emergency Power Generator at the Anchor Point Water Treatment and Distribution Plant (Mayor, Smith, Haggerty) (Referred to Finance Committee)**

MOTION: Smith moved to enact Ordinance 2012-19-31.

President Murphy called for public comment with none being offered.

VOTE ON MOTION TO ENACT:

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

No: None

Absent: None

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

**UNFINISHED BUSINESS** - None.

**NEW BUSINESS** - None.

**PUBLIC COMMENTS AND PUBLIC PRESENTATIONS**

(09:03:36)

President Murphy called for public comment.

The following people addressed the Assembly regarding a new school for the villages of Kachemak Selo, Razdolna and Voznesenka:

**Zinovia Reutov**, Kahcemak Selo

**Agafia Reutov**, Kahcemak Selo

**John Cook**, Soldotna, addressed the Assembly regarding Planning Commission Resolution SN2012-07

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

**ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS**

(09:16:14)

The next meeting of the Kenai Peninsula Borough Assembly was scheduled for November 20, 2012, at 7:00 p.m. in the Borough Assembly Chambers, Soldotna, Alaska.

**ASSEMBLY COMMENTS**

(09:16:22)

Assembly Member Haggerty congratulated President Murphy and Vice President Smalley for their election as officers and requested and excused absence for the November 20, 2012 meeting.

Assembly Member Johnson congratulated President Murphy and Vice President Smalley for their election as officers.

Assembly Member McClure congratulated President Murphy and Vice President Smalley for their election as officers. She reminded everyone that Halloween was coming up, it would be dark and the children would be wearing dark costumes and to please be cautious.

Assembly Member Taurianen congratulated President Murphy and Vice President Smalley for their election as officers. He thanked Assembly Members Johnson and Pierce for putting themselves forward as candidates. He reminded his constituents that the Community Meeting for Nikiski was scheduled for October 29, 2012, 7:00 p.m. at the Nikiski Senior Center.

Assembly Member Smith congratulated President Murphy and Vice President Smalley for their election as officers, he welcomed new Assembly Member Wolf. He noted his appreciation for the number of people from Kachemak Selo who attended the meeting and stated that the Assembly and Mayor would continue to follow up on the issue.

Vice President Smalley congratulated President Murphy for election to the Presidency, he thanked the Assembly for their support in electing him as Vice President, and welcomed new Assembly Member Wolf. He said it would be interesting to see what happened regarding the possible funding for the PETS issue. The economic impact studies of the fisheries would give credence to the position of the Kenai Peninsula with regard fisheries whether commercial or sport, and would hopefully convince the Board of Fish that there was reason for some meetings to be held on the Kenai Peninsula. He welcomed new Human Resource Director Stormy Brown, and wished everyone a safe and Happy Halloween.

Assembly Member Wolf congratulated President Murphy and Vice President Smalley for their election as officers. He thanked Mayor Navarre for the presentation by Gunnar Knapp. He said the fishing industry on the Kenai Peninsula was one of the viable resources and the infrastructure at the mouth of the Kasilof and Kenai Rivers was a testament to our economy. He felt it was prudent for the Kenai Peninsula Borough to pursue this and he would be interested in seeing the full data Mr. Knapp had prepared.

Assembly Member Pierce congratulated President Murphy and Vice President Smalley for their election as officers and welcomed new Assembly Member Wolf.


Assembly President Murphy thanked the Assembly for showing their confidence in her, she congratulated Assembly Member Smalley for his election to Vice President and welcomed Assembly Member Wolf. She thanked the Mayor for the proclamation on domestic violence. She indicated there she would be presiding over the meetings a little differently as the role of the chair was to be neutral.



**ADJOURNMENT**

With no further business to come before the assembly, President Murphy adjourned the meeting at 9:23 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of October 23, 2012.

  
John Blankenship, MMC, Borough Clerk

Approved by Assembly: November 20, 2012

