

Assembly Agenda

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

*Hal Smalley
Assembly Vice President
Seat 2 - Kenai
Term Expires 2011*

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

*Mako Haggerty
Assembly Member
Seat 9 - South Peninsula
Term Expires 2012*

*Gary Knopp
Assembly Member
Seat 1 - Kalifornsky
Term Expires 2012*

*Sue McClure
Assembly Member
Seat 6 - East Peninsula
Term Expires 2012*

*Charlie Pierce
Assembly Member
Seat 5 - Sterling/Funny River
Term Expires 2011*

*Bill Smith
Assembly Member
Seat 8 - Homer
Term Expires 2011*

*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. APPROVAL OF MINUTES

*1. October 27, 2009 Special Assembly Meeting Minutes 1

*2. October 27, 2009 Regular Assembly Meeting Minutes 10

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

1. A Resolution Commending the Kenai Central High School Football Team as the Alaska School Activities Association Small-Schools State Champions for the Year 2009 (Smalley, Pierce) 16

I. PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

1. Kenai Peninsula Borough School District Quarterly Report (10 minutes)

2. Jennifer Olendorff, "Teens Against Tobacco Use (TATU)" (10 minutes)

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

K.	MAYOR’S REPORT	19
1.	Agreements and Contracts	
a.	Authorization Award of Contract for Seward Transfer Facility - Operations and Maintenance	20
b.	Authorization to Award Contract for Central Peninsula Landfill Cell 2 Professional Design Services	22
c.	Sole Source Request - Vehicle Maintenance Equipment - Chumley’s, Inc.	24
d.	Waiver of Formal Bidding - Maintenance Shop Leach Field Soil Testing	25
e.	Authorization to Award Contract for Aurora Avenue Fuel Reduction Project	26
f.	Authorization to Award Contract for Professional Design Services for Regional Road Improvement Projects	28
2.	Other	
a.	Ladd Landing Lease Update	30
b.	FY2010 Distinguished Budget Presentation Award	31
L.	ITEMS NOT COMPLETED FROM PRIOR AGENDA - None	
M.	PUBLIC HEARINGS ON ORDINANCES (Testimony limited to 3 minutes per speaker)	
1.	<u>Ordinance 2009-19-08</u> : Appropriating \$6,750 From the Nikiski Fire Service Area Capital Project Fund for Purchase of a Vehicle (Mayor) (Referred to Finance Committee)	33
2.	<u>Ordinance 2009-19-09</u> : Appropriating \$82,554 in Supplemental Funding for the Kachemak Emergency Service Area (Mayor) (Referred to Finance Committee)	36
3.	<u>Ordinance 2009-19-10</u> : Appropriating \$35,000 in Interest Income from the Spruce Bark Beetle Program to Address the Need for an Emergency Power Generator at the Funny River Community Center (Pierce, Mayor) (Referred to Finance Committee)	39

4.	<u>Ordinance 2009-19-11</u> : Appropriating \$21,725 from the General Fund to the Solid Waste Operating Fund for the Expansion of the Kenai Peninsula Borough Recycling Program in Homer (Mayor) (Referred to Finance Committee)	42
5.	<u>Ordinance 2009-19-12</u> : Accepting and Appropriating Grant Funds from the U.S. Department of Interior in the Amount of \$126,944 for Projects Under the Coastal Impact Assistance Program (Mayor) (Referred to Finance Committee)	46
6.	<u>Ordinance 2009-19-14</u> : Accepting and Appropriating a Grant from the State of Alaska, Department of Natural Resources, Division of Forestry in the Amount of \$1,660,375 for the Kenai Peninsula Borough Hazardous Fuels Mitigation Program (Mayor) (Referred to Finance Committee)	63
7.	<u>Ordinance 2009-19-17</u> : Accepting and Appropriating a Grant from the Alaska Division of Homeland Security and Emergency Management in the Amount of \$30,270 for the Kenai Peninsula Citizen Corps Program (Mayor) (Referred to Finance Committee)	66

N. UNFINISHED BUSINESS - None

O. NEW BUSINESS

1.	Resolutions	
	*a. <u>Resolution 2009-108</u> : Approving Construction of the Commerce Street Cul-De-Sac (Mayor) (Referred to Lands Committee)	71
	*b. <u>Resolution 2009-109</u> : Approving Job Descriptions for Legislative and Confidential Service Employees in the Clerk’s Office (Pierce, Smalley) (Referred to Policies and Procedures Committee)	78
	*c. <u>Resolution 2009-110</u> : Urging the Alaska Board of Fish to Hold its 2011 Meeting Within the Kenai Peninsula Borough (Mayor) (Referred to Policies and Procedures Committee)	86
	*d. <u>Resolution 2009-111</u> : Confirming Appointments to Non-Borough Committees and Boards (Sprague) (Referred to Policies and Procedures Committee)	92
2.	Ordinances	
	*a. <u>Ordinance 2009-19-20</u> : Appropriating \$19,000 for Payment of Lobbying Services (Mayor) (Shortened Hearing on 12/01/09) (Referred to Finance Committee)	94

- *b. Ordinance 2009-19-21: Appropriating \$10,054 of CES Funds to Fund Costs Associated with Central Emergency Services Funny River Station Living Quarters (Mayor) (Shortened Hearing on 12/01/09) (Referred to Finance Committee) 97
- *c. Ordinance 2009-50: Requiring Retail Sellers of Liquid Petroleum Products to File a Monthly Report with the Kenai Peninsula Borough Concerning the Quantity of Such Products Sold (Knopp) (Shortened Hearing on 12/01/09) (Referred to Finance Committee) 101
- *d. Ordinance 2009-51: Authorizing an Amendment to the Tsalteshi Trails Association Lease to Provide a Ten Year Extension of the Term (Mayor) (Hearing on 01/05/10) (Referred to Lands Committee) 104
- *e. Ordinance 2009-52: Amending Title 16 Service Areas, to Allow for Board Members to Be Appointed by the Mayor and Confirmed by the Assembly When a Vacancy Occurs Outside of the Election Cycle (Pierce) (Hearing on 01/05/10) (Referred to Policies and Procedures Committee) 124

3. Other

- *a. Approval of 2010 Assembly Meeting Schedule (Sprague) (Referred to Policies and Procedures Committee) 131

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

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

- 1. December 1, 2009 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 2009-105: Authorizing the Road Service Area to Allocate Funding in the Amount of \$374,605.14 to the Alaska Department of Transportation and Public Facilities for a Portion of the Costs Associated with the Construction of Turn Lanes on the Sterling Highway at the Central Peninsula Landfill Milepost 98.5 (Mayor) (Postponed until 12/01/09) (Referred to Finance Committee)

2. Ordinance 2009-19-15: Accepting and Appropriating a \$13,000 Donation from Chevron for the Purchase of Firefighting Equipment (Mayor) (Hearing on 12/01/09) (Referred to Finance Committee)
3. Ordinance 2009-19-16: Accepting and Appropriating Grant Funds from the U.S. Department of Energy in the Amount of \$192,200 and Appropriating Borough General Funds in the Amount of \$150,471 to Complete the Ninilchik School Re-Roofing Project (Mayor) (Hearing on 12/01/09) (Referred to Finance Committee)
4. Ordinance 2009-19-18: Accepting and Appropriating Funding from the State of Alaska in the Amount of \$993,996.85 for General Government Purposes under the State's 2009/2010 Community Economic Stimulus Program (Mayor) (Hearing on 12/01/09) (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 December 1, 2009, 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.