

Assembly Agenda

June 4, 2013 - 6:00 PM

Regular Meeting

Assembly Chambers, Soldotna, Alaska

Linda Murphy
Assembly President
Seat 4 - Soldotna
Term Expires 2013

Hal Smalley
Assembly Vice President
Seat 2 - Kenai
Term Expires 2014

Mako Haggerty
Assembly Member
Seat 9 - South Peninsula
Term Expires 2015

Brent Johnson
Assembly Member
Seat 7 - Central
Term Expires 2013

Sue McClure
Assembly Member
Seat 6 - East Peninsula
Term Expires 2015

Charlie Pierce
Assembly Member
Seat 5-Sterling/Funny
River
Term Expires 2014

Bill Smith
Assembly Member
Seat 8 - Homer
Term Expires 2014

Ray Tauriainen
Assembly Member
Seat 3 - Nikiski
Term Expires 2013

Kelly Wolf
Assembly Member
Seat 1 - Kalifornsky
Term Expires 2015

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 21, 2013 Regular Assembly Meeting Minutes..... 1

H. COMMENDING RESOLUTIONS AND PROCLAMATIONS

1. Commending Courtney Stroh Winner of the President's Environmental Youth Award for Region 10 (Smalley, Mayor) 12

I. PRESENTATIONS WITH PRIOR NOTICE (20 minutes total)

1. Kenai Peninsula Borough School District 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 14

1. Assembly Requests/Responses – None.

2.	Agreements and Contracts	
a.	Sole Source Authorization for Emergency Replacement of Filtration Tank at Nikiski Pool	15
b.	Sole Source Sale of Kenai Peninsula Borough Owned Bridge Sections Located in Seward Alaska.....	17
c.	Authorization to Award Contract for Central Peninsula Hospital Obstetrics, Infusion and Wound Care Department Renovations to Blazy Construction, Inc., Soldotna, Alaska	19
d.	Authorization to Award Contract for Central Peninsula Landfill Leachate Evaporator System Professional Design Services to Larson Engineering & Design, PC.....	21
e.	Authorization to Award Contract for Nanwalek School Propane Tank Farm Refurbishment Professional Design Services to Enterprise Engineering.....	23
f.	Request for Waiver of Formal Bidding – Soldotna High School Gym Ductwork Contract Request to Be Awarded to Holden Company.....	25
3.	Other	
a.	Kenai Peninsula Borough Municipal Entitlement	26
b.	Investment Portfolio Report.....	28
c.	Revenue-Expenditure Report – April 2013	30
d.	Budget Revisions – April 2013.....	33
e.	Award to the KPB, Certificate of Achievement for Excellence in Financial Reporting.....	36
f.	Annual Siren Maintenance Update	38
g.	Anadromous Fish Habitat Protection Task Force Final Report	LAYDOWN

[Clerk's Note: Task force members Paul Ostrander and Stacy Oliva will give a 15 minute presentation.]

L. ITEMS NOT COMPLETED FROM PRIOR AGENDA – None.

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

1. Ordinance 2012-19-55: Accepting and Appropriating Funds to be Received from the State of Alaska Division of Homeland Security and Emergency Management to Reimburse the Borough for Costs Incurred or to be Incurred in Responding to the September 2012 Flooding (Mayor) (Referred to Finance Committee)39
2. Ordinance 2012-19-56: Accepting and Appropriating a Grant in the Amount of \$16,000 from the Rasmuson Foundation on Behalf of the Seldovia Recreational Service Area to Purchase Kitchen Equipment (Mayor) (Referred to Finance Committee)46
3. Ordinance 2012-19-58: Accepting Emergency Response Equipment from the Southern Region Emergency Medical Services Council, Inc., and Appropriating Matching Funds in the Amount of \$1,327.60 on Behalf of Bear Creek Fire Service Area (Mayor) (Referred to Finance Committee).....50
4. Ordinance 2012-19-59: Accepting Emergency Response Equipment from the Southern Region Emergency Medical Services Council, Inc., and Appropriating Matching Funds in the Amount of \$19,611.70 on Behalf of Nikiski Fire Service Area (Mayor) (Referred to Finance Committee)53
5. Ordinance 2013-15: Amending KPB 2.60.030 and 2.60.035 Authorizing an Increase in the E911 Surcharge from \$1.50 to \$1.80 per Month (Mayor) (Referred to Policies and Procedures Committee).....56
6. Ordinance 2013-19: Appropriating Funds for Fiscal Year 2014 (Mayor) (Referred to Finance Committee)60

N. UNFINISHED BUSINESS

1. Postponed Items
 - a. Resolution 2013-037: Establishing a Fiscal Note Policy (Murphy, Wolf) (Referred to Policies and Procedures Committee)66

O. NEW BUSINESS

1. Resolutions

- *a. Resolution 2013-053: 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 2014, Tax Year 2013 (Mayor) (Referred to Finance Committee)72

2. Ordinances

- *a. Ordinance 2013-19-01: Accepting and Appropriating a in the Amount of \$100,000 from the State of Alaska for Maintenance and Repair to Jacob's Ladder Drive (Mayor) (Hearing on 07/02/13) (Referred to Finance Committee)77
- *b. Ordinance 2013-19-02: Accepting and Appropriating a Grant in the Amount of \$3,472,619 from the State of Alaska for the Purchase and Installation of a Thermal Leachate Evaporator Unit at the Central Peninsula (Mayor) (Hearing on 07/02/13) (Referred to Finance Committee).....81
- *c. Ordinance 2013-19-03: Reducing Grant Funding Previously Provided to the Homer Landfill Transfer Station Project in the Amount of \$250,000 and Appropriating \$250,000 in Grant Funds to the Kachemak Emergency Service Area for Construction of the Diamond Ridge Station (Mayor) (Hearing on 07/02/13) (Referred to Finance Committee).....87
- *d. Ordinance 2013-20: Amending KPB 22.30.030, Terms of Office, to Repeal the Two Term Limit for Assembly Members (Smalley) (Hearing on 07/02/13) (Referred to Policies and Procedures Committee)92
- *e. Ordinance 2013-21: Authorizing the Sale of Certain Parcels of Borough Land by Sealed Bid (Mayor) (Hearing on 07/02/13) (Referred to Lands Committee)96
- *f. Ordinance 2013-22: Authorizing the Sale of Certain Parcels of Borough Land in Widgeon Woods Phase Two Subdivision in the Ciechanski Area by Sealed Bid (Mayor) (Hearing on 07/02/13) (Referred to Lands Committee)107

- *g. Ordinance 2013-23: Transferring \$1,673.76 in Residual Fund Balance from the Former Lowell Point Fire Service Area to the Borough's General Fund (Mayor) (Hearing on 07/02/13) (Referred to Finance Committee).....114

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

Q. ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

1. June 18, 2013 Regular Assembly Meeting 6:00 PM Soldotna

R. ASSEMBLY COMMENTS

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

1. Ordinance 2012-19-60: Appropriating \$310,000 for the Expansion of the Central Peninsula Hospital Parking Lot at the Binkley Professional Plaza (Mayor) (Hearing on 06/18/13) (Referred to Finance Committee)
2. Ordinance 2013-12: Amending KPB Chapter 21.18 to Repeal the Provisions in KPB Ordinance 2011-12 Which Expanded the Scope of the Anadromous Streams Habitat Protection District to Include all Anadromous Waterbodies Listed in the "Atlas and Catalogue of Waters Important for Spawning, Rearing, or Migration of Anadromous Fish" and Make Associated Revisions (Wolf) (Hearing on 06/18/13) (Referred to Lands Committee)
3. Ordinance 2013-17: Authorizing a Negotiated Lease at Less than Fair Market Value of Certain Real Property to Peninsula Modelers, Inc. (Mayor) (Hearing on 06/18/13) (Referred to Lands Committee)
4. Ordinance 2013-18: Repealing the Provisions of KPB Ordinance 2011-12 Which Required the Borough to Regulate all Waters in the "Atlas and Catalog of Waters Important for the Spawning, Rearing or Migration of Anadromous Fish" and Amending KPB Chapter 21.18 by Adopting an Appendix Identifying Regulated Anadromous Waters, Adopting Special Exceptions for Lake Front Properties, and Expanding Protections for Prior Existing Uses and Structures (Mayor, Smith) (Hearing on 06/18/13) (Referred to Lands 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 18, 2013, at 6:00 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.