
Kenai Peninsula Borough

Assembly Meeting Minutes

October 22, 2013

Regular Meeting - Soldotna, Alaska

CALL TO ORDER

A Regular Meeting of the Kenai Peninsula Borough Assembly was held on October 22, 2013, in the Borough Assembly Chambers, Soldotna, Alaska. Vice President Smalley called the meeting to order at 6:00 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:

Hal Smalley, Presiding
Dale Bagley
Mako Haggerty
Brent Johnson
Sue McClure

Wayne Ogle
Charlie Pierce
Bill Smith
Kelly Wolf

comprising a quorum of the assembly.

Also in attendance were:

Colette Thompson, Borough Attorney
Johni Blankenship, Borough Clerk
Michele Turner, Deputy Borough Clerk

COMMITTEE REPORTS

Assembly Member Pierce said the Finance Committee met and discussed its agenda items.

(06:01:53)

Assembly Member Haggerty said the Policies and Procedures Committee met and discussed its agenda item.

APPROVAL OF THE AGENDA AND CONSENT AGENDA

MOTION TO APPROVE AGENDA:

Pierce moved for the approval of the agenda and consent agenda.

(06:05:30)

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

The following item was removed from the consent agenda:

- Resolution 2013-072: Providing for the Issuance of Not to Exceed \$43,000,000 Specialty Clinic Building Revenue Bonds of the Borough, in One or More Series, for the Purpose of Providing Amounts to Engineer, Design, Construct, and Equip a Specialty Clinic Building in the Central Kenai Peninsula Hospital Service Area and Providing for the Details of the Bonds (Mayor) (Referred to Finance 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.

- October 8, 2013 Regular Assembly Meeting Minutes
- Resolution 2013-073: Authorizing Community Revenue Sharing Program Expenditures for Unincorporated Communities (Mayor) (Referred to Finance Committee)
- Ordinance 2013-19-21: Accepting and Appropriating \$26,692 from the State of Alaska Department of Military and Veterans Affairs, Division of Homeland Security and Emergency Management to Purchase Portable Radios for Kachemak Emergency Service Area and to Conduct Alaska Shield 2014 Training Exercise (Mayor) (Hearing on 12/03/13) (Referred to Finance Committee)

Vice President Smalley called for public comment with none being offered.

AGENDA APPROVED AS AMENDED: Unanimous.

ASSEMBLY REORGANIZATION

(06:07:39)

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

NOMINATION: Smith nominated Smalley.

NOMINATION: Ogle nominated Pierce.

Seeing no further nominations, Vice President Smalley 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:

Smalley: 5

Pierce: 4

Vice President Smalley was elected to the office of Assembly President.

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

NOMINATION: McClure nominated Smith.

NOMINATION: Wolf nominated Pierce.

Seeing no further nominations, President Smalley 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:

Smith: 5

Pierce: 4

COMMENDING RESOLUTIONS AND PROCLAMATIONS

(06:12:18)

Mayor Navarre presented a Proclamation to Jeanette Browning, Executive Director of the LeeShore Center, Declaring October 2013 as “Domestic Violence Awareness Month”.

PRESENTATIONS WITH PRIOR NOTICE

(06:14:12)

Rick Davis, CEO of Central Peninsula General Hospital, Inc. presented their quarterly report to the assembly.

PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

(06:26:26)

President Smalley called for public comment.

George Pierce, Kasilof welcomed the newly elected assembly members, spoke in opposition to the anadromous ordinance, term limits and funding non-profit organizations.

Dave Yragui, Kenai addressed the assembly regarding flooding issues in the Kalifornsky Beach area.

Dianne MacRae, Kasilof addressed the assembly regarding properties that were purchased for the hospital campus.

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

MAYOR'S REPORT

(06:43:57)

1. Assembly Requests/Responses – None.
2. Agreements and Contracts
 - a. Authorization to Award Contract for Snow Removal and/or Sanding of Homer Area Schools to Gregoire Construction

3. Other
 - a. Recap of 2013 Surplus Property Auction
 - b. Litigation Status Report

ITEMS NOT COMPLETED FROM PRIOR AGENDA - None.

PUBLIC HEARING ON ORDINANCES

(06:45:27)

Ordinance 2013-19-19: Approving the Transition of Eight State of Alaska Department of Public Safety Dispatchers to Borough Employment, Appropriating \$460,881 to Fund the Transition, Accepting Funds from the Alaska Department of Public Safety to Partially Fund the Positions, and Authorizing the Mayor to Execute an Agreement for the Cooperative Operation of the Soldotna Public Safety Communications Center (Mayor) (Referred to Finance Committee)

[Clerk's Note: A motion to enact is on the floor from the October 8, 2013 meeting.]

President Smalley called for public comment with none being offered.

MOTION: Pierce moved to table Ordinance 2013-19-19.

VOTE ON MOTION TO TABLE:

Yes: Bagley, Haggerty, Johnson, McClure, Ogle, Smalley, Smith, Wolf

No: None

Absent: None

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

NEW BUSINESS

(06:47:34)

Resolution 2013-072: Providing for the Issuance of Not to Exceed \$43,000,000 Specialty Clinic Building Revenue Bonds of the Borough, in One or More Series, for the Purpose of Providing Amounts to Engineer, Design, Construct, and Equip a Specialty Clinic Building in the Central Kenai Peninsula Hospital Service Area and Providing for the Details of the Bonds (Mayor) (Referred to Finance Committee)

MOTION: Pierce moved to adopt Resolution 2013-072.

President Smalley called for public comment.

The following people spoke in support of Resolution 2013-072:

Rick Davis, CEO of Central Peninsula Hospital
Charlie Franz, Soldotna
Alyson Stogsdill, Soldotna
Craig Wilcox, Soldotna
Shaun Keef, CFO of Central Peninsula Hospital
Matt Dammeyer, COO of Central Peninsula Hospital
Terrie McNaulty, Soldotna

The following people spoke in opposition to Resolution 2013-072:

Dr. Jim Zirul, Kenai
Dr. Henry Krull, Soldotna
Wenda Kennedy, Nikiski
Dan Green, Soldotna
Dianne MacRae, Kasilof

The following people spoke in support of postponement of Resolution 2013-072:

Norm Blakley, Sterling
George Pierce, Kasilof
Grace Merkes, Sterling
Fred Sturman, Soldotna

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

Assembly Members Smith, Pierce, Haggerty, Johnson and McClure spoke in support of Resolution 2013-072.

MOTION TO AMEND:

Pierce moved to amend the final Whereas to read, “at its October 14, 2013, meeting the Central Kenai Peninsula Hospital Service Area Board recommended approval by unanimous consent.”

VOTE ON MOTION TO AMEND:

Unanimous.

MOTION TO POSTPONE:

Wolf moved to postpone Resolution 2013-072 until November 5, 2013.

Assembly Members Wolf and Ogle spoke in support of postponing Resolution 2013-072.

VOTE ON MOTION TO POSTPONE:

Yes: Ogle, Wolf
No: Bagley, Haggerty, Johnson, McClure,
Pierce, Smith, Smalley
Absent: None
MOTION TO POSTPONE FAILED: 2 Yes, 7 No, 0 Absent

VOTE ON MOTION TO ADOPT AS AMENDED:

Yes: Bagley, Haggerty, Johnson, McClure,
Pierce, Smith, Smalley
No: Ogle, Wolf
Absent: None
MOTION TO ADOPT AS AMENDED PASSED: 7 Yes, 2 No, 0 Absent

PUBLIC COMMENTS AND PUBLIC PRESENTATIONS

(08:49:16)

President Smalley called for public comment.

Dan Green, Soldotna addressed the assembly regarding his concerns with the public process that took place regarding Resolution 2013-072.

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

ASSEMBLY MEETING AND HEARING ANNOUNCEMENTS

(08:51:48)

The next meeting of the Kenai Peninsula Borough Assembly was scheduled for November 5, 2013, at 6:00 p.m. in the Borough Assembly Chambers, Soldotna, Alaska.

ASSEMBLY COMMENTS

(08:51:58)

Assembly Member Johnson stated he appreciated the three former assembly presidents for their public service and attending the meeting. He congratulated President Smalley and Vice President Smith for being elected. Mr. Johnson offered his condolences to the family and community for the loss of his brother-in-law, Doug Blossom.

Assembly Member McClure congratulated the new president and vice president. She thanked all the public members who contacted them and who testified at the meeting. Ms. McClure stated this was the way this form of government worked and was pleased to see this body listen as careful as they did to weigh the options. She gave a special shout-out to Pat Ray Williams who celebrated her 104th birthday.

Assembly Member Haggerty had no public comment.

Assembly Member Ogle congratulated the president and vice president on their elections. He thanked the staff from the hospital for their interesting and compelling testimonies. He felt it was a very enlightening discussion regarding a pretty complex issue. Mr. Ogle thanked the voters for placing trust in him as their assembly member. He would endeavor to work hard and

be the people's representative. He shared a couple "Nikiski nuggets"; he congratulated the First Baptist Church who recently celebrated their 50th anniversary and secondly, congratulated the Nikiski bulldogs football team for winning the First National Bowl small schools state championship.

Assembly Member Wolf congratulated both the president and vice president on their election. He stated that this was the world's best political process; a representative form of government. Mr. Wolf addressed his concerns regarding assembly and public decorum. He expressed his support for the hospital and having it in our community. He stated he appreciated everyone who attended the meeting.

Assembly Member Pierce stated it was not the first time he had to apologize to a group that may have perceived that he was tongue lashing. He stated he was very passionate about the hospital issues and had been very attentive to these issues over the last three years of being on the assembly. He sincerely apologized to members of the community who felt they were lashed out at; it was not his intention. He stated it was hard being an assembly member because sometimes they were faced with a no-win situation, in that the public expected them to make a decision and disappointed when they don't and then angry if different decisions were made. He stated this came with the process and the responsibility of being an assembly member. He felt he tried to bring a business perspective to the table and had always tried to make the best decision in the best interest of the community. Mr. Pierce congratulated Mr. Smalley and Mr. Smith on their election and looked forward to serving with both of them this year.

Assembly Member Bagley stated it had been fifteen years since he last served on the assembly and hoped his first meeting back would be easy and that was not the case. He congratulated Mr. Smalley and Mr. Smith on their election and looked forward to working with them over the course of the year.

Assembly Member Smith welcomed the two new assembly members Mr. Bagley and Mr. Ogle. He stated it was good to have them onboard and looked forward to working with them. He congratulated Mr. Smalley on his election as president. Regarding the postponement or non-postponement, he stated the assembly did not make a bad anti-public decision because the taxpayers were protected by the revenue bond process. Mr. Smith thanked the public for attending the meeting and those who wrote letters. He stated he appreciated the additional viewpoints. He wished his granddaughter Sophie happy birthday.

Assembly President Smalley congratulated Dr. Fraser on his retirement. He thanked everyone for their support with his presidency. He stated in looking back at the former assembly presidents who had served, it was truly an honor to be included in that class. He congratulated Mr. Smith on his election to vice president. He reminded everyone that Halloween was next week and to be careful when driving. He thanked the public who testified at the meeting, made phone calls and wrote emails. Mr. Smalley discussed the iCivics game that was an education project that was partially funded by NACo to educate students about government. He encouraged the assembly to get involved with our schools and share what elected officials do.

ADJOURNMENT

(09:10:03)

With no further business to come before the assembly, President Smalley adjourned the meeting at 9:10 p.m.

I certify the above represents accurate minutes of the Kenai Peninsula Borough Assembly meeting of October 22, 2013.

Johni Blankenship, MMC, Borough Clerk

Approved by Assembly: _____

Unapproved