

**KENAI CITY COUNCIL – REGULAR MEETING
JANUARY 15, 2020 – 6:00 P.M.
KENAI CITY COUNCIL CHAMBERS
210 FIDALGO AVE., KENAI, AK 99611
MAYOR BRIAN GABRIEL, PRESIDING**

MINUTES

A. CALL TO ORDER

A Regular Meeting of the Kenai City Council was held on January 15, 2020, in City Hall Council Chambers, Kenai, AK. Mayor Gabriel called the meeting to order at approximately 6:00 p.m.

1. Pledge of Allegiance

Mayor Gabriel led those assembled in the Pledge of Allegiance.

2. Roll Call

There were present:

Brian Gabriel, Mayor	Robert Molloy
Henry Knackstedt	Tim Navarre
Jim Glendening	Robert Peterkin
Glenese Pettey (absent)	

A quorum was present.

Also in attendance were:

Paul Ostrander, City Manager
Scott Bloom, City Attorney
Jamie Heinz, City Clerk

3. Agenda Approval

Mayor Gabriel noted the following revisions to the packet:

- | | |
|------------------|---|
| Add to item G.5. | Purchase Orders Over \$15,000 <ul style="list-style-type: none">• Revised List• Revised Memo |
| Add to item G.8. | Remote Seller Sales Tax Implementation <ul style="list-style-type: none">• KPB Memo• KPB Ordinance |

MOTION:

Vice Mayor Molloy **MOVED** to approve the agenda with the requested revisions to the packet and requested **UNANIMOUS CONSENT**. Council Member Glendening **SECONDED** the motion.

VOTE: There being no objections, **SO ORDERED.**

4. Consent Agenda

MOTION:

Council Member Knackstedt **MOVED** to approve the consent agenda and requested **UNANIMOUS CONSENT.** Vice Mayor Molloy **SECONDED** the motion.

The items on the Consent Agenda were read into the record.

Mayor Gabriel opened the floor for public comment; there being no one wishing to be heard, the public comment period was closed.

Council Member Peterkin noted a conflict of interest stating that his brother's family owned Upper Deck, a liquor license renewing its license. Mayor Gabriel ruled Council Member Peterkin had a conflict and excused him from voting.

VOTE: There being no objections, **SO ORDERED.**

All items listed with an asterisk () are considered to be routine and non-controversial by the council and will be approved by one motion. There will be no separate discussion of these items unless a councilmember so requests, in which case the item will be removed from the consent agenda and considered in its normal sequence on the agenda as part of the General Orders.

B. SCHEDULED PUBLIC COMMENTS

None.

C. UNSCHEDULED PUBLIC COMMENTS

None.

D. PUBLIC HEARINGS

1. **Resolution No. 2020-01** - Recommending that the Kenai Peninsula Borough Assembly Not Enact Ordinance 2019-24 Substitute. (Administration)

MOTION:

Council Member Knackstedt **MOVED** to adopt Resolution No. 2020-01 and Council Member Glendening **SECONDED** the motion.

Mayor Gabriel opened for public hearing; there being no one wishing to be heard, the public hearing was closed.

It was noted the ordinance was overreaching the City's zoning authority.

VOTE:

YEA: Knackstedt, Glendening, Molloy, Gabriel, Peterkin
NAY:

MOTION PASSED UNANIMOUSLY.

2. **Resolution No. 2020-02** - Authorizing the Joint Purchase of Self Contained Breathing Apparatuses (SCBA) Equipment for the City of Kenai, Nikiski Fire, and Central Emergency Services. (Administration)

MOTION:

Council Member Molloy **MOVED** to adopt Resolution No. 2020-02 and Council Member Glendening **SECONDED** the motion.

Mayor Gabriel opened for public hearing; there being no one wishing to be heard, the public hearing was closed.

Clarification was provided that the City applied for the grant and issued the Request for Proposals and extended the grant opportunity to the additional departments.

YEA: Knackstedt, Glendening, Molloy, Gabriel, Peterkin
NAY:

MOTION PASSED UNANIMOUSLY.

E. MINUTES

1. *Regular Meeting of December 4, 2019. (City Clerk)

Approved by the consent agenda.

2. *Regular Meeting of December 18, 2019. (City Clerk)

Approved by the consent agenda.

F. UNFINISHED BUSINESS – None.

G. NEW BUSINESS

1. ***Action/Approval** – Bills to be Ratified. (Administration)

Approved by the consent agenda.

2. ***Action/Approval** - Non-Objection to New Liquor License Renewals for Country Liquor, Upper Deck, and Walmart. (City Clerk)

Approved by the consent agenda.

3. ***Ordinance No. 3101-2020** - Accepting and Appropriating a Grant from the Rasmuson Foundation for the Purchase and Installation of Security Cameras at the City's Historical Cabins in Old Town Kenai. (Administration)

Introduced by the consent agenda and public hearing set for February 5, 2020.

4. **Ordinance No. 3102-2020** - Amending Kenai Municipal Code 14.20.280 Public Hearings and Notifications, to Reduce the Newspaper Posting Requirement. (Council Member Knackstedt)

MOTION:

Council Member Knackstedt **MOVED** to introduce Ordinance No. 3102-2020, refer to the Planning and Zoning Commission for a recommendation, and set for a public hearing on February 5, 2020 and requested **UNANIMOUS CONSENT**. Vice Mayor Molloy **SECONDED** the motion.

VOTE: There being no objections; **SO ORDERED**.

5. **Action/Approval** - Purchase Orders Over \$15,000. (Administration)

MOTION:

Council Member Knackstedt **MOVED** to approve Purchase Orders Over \$15,000 list as provided in the laydown and Vice Mayor Molloy **SECONDED** the motion. **UNANIMOUS CONSENT** was requested.

VOTE: There being no objections; **SO ORDERED**.

6. **Action/Approval** – Lease Assignment from Kenai Fabric Center, Inc. to SOAR International Ministries, Inc. Located at 105 and 115 North Willow Street. (Administration)

MOTION:

Vice Mayor Molloy **MOVED** to approve the lease assignment from Kenai Fabric Center to SOAR International Ministries, Inc. and Council Member Peterkin **SECONDED** the motion.

Appreciation was expressed for the business operating in Kenai since the 1970's.

Mayor Gabriel passed the gavel to Vice Mayor Molloy and declared a potential conflict stating his in-laws were owners of the business. Vice Mayor Molloy ruled Mayor Gabriel did not have a conflict and could vote as there were no direct or indirect financial relations and passed the gavel back to Mayor Gabriel.

It was noted a change of use was not indicated and the business may continue to operate as the Kenai Fabric Center for some time. It was suggested that a hangar would be constructed as a separate building and the existing building would become an administrative building in the future.

UNANIMOUS CONSENT was requested.

VOTE: There being no objections; **SO ORDERED.**

7. **Action/Approval** - Mayoral Nominations for Appointments to the Beautification Committee and Harbor Commission. (Mayor Gabriel)

MOTION:

Vice Mayor Molloy **MOVED** to confirm the reappointment of Kaye Reed to the Beautification Committee and the appointment of Branden Bornemann to the Harbor Commission and requested **UNANIMOUS CONSENT**. Council Member Glendening **SECONDED** the motion.

VOTE: There being no objections; **SO ORDERED.**

8. **Discussion/Action** – Remote Seller Sales Tax Implementation. (Legal)

An update on the Remote Seller Sales Tax Implementation project was provided noting the Kenai Peninsula Borough was implementing the uniform sales tax code and that our code adopted the Kenai Peninsula Borough code by reference.

It was noted a resolution would be provided for City Council to support the Kenai Peninsula Borough implementing the uniform sales tax code. It was further noted remote seller sales tax collection could potentially begin as early as April 2020; contractors were currently testing the mapping.

H. COMMISSION/COMMITTEE REPORTS

1. Council on Aging – It was reported the Council recommended staff implement a code of conduct; next meeting February 13.
2. Airport Commission – No report; next meeting February 13.
3. Harbor Commission – It was reported the Commission recommended City Council introduce an ordinance effectuating proposed changes to Title 11; next meeting is February 10.
4. Parks and Recreation Commission – No report; next meeting February 6.
5. Planning and Zoning Commission – No report; next meeting January 22.
6. Beautification Committee – No report; next meeting April 14.
7. Mini-Grant Steering Committee – No report.

I. REPORT OF THE MAYOR

Mayor Gabriel reported on the following:

- Spent time with family over the holidays;
- Expressed appreciation for the work on the marketing efforts;
- Coached the Kenai team in the Alumni hockey game – went to shoot out;

- Presented Allie Ostrander a proclamation recognizing her running accomplishments starting in Kenai; wish her the best of luck with the rest of her career;
- Board of Fish convening for 2020 Upper Cook Inlet Finfish meeting on February 6 and noted plans to be present.

J. ADMINISTRATION REPORTS

1. City Manager – City Manager P. Ostrander reported on the following:
 - Consumer Price Index relatively flat over last year;
 - Renegotiating Airline Operating Agreement with the upcoming completion of the Terminal Rehabilitation Project;
 - Noted letter provided in the packet requesting a \$5 per permit fee to generate about \$110,000 for City of Kenai to prevent residents subsidizing the fishery;
 - Bike Path Grant Agreement expected soon – match is \$126,000.
 - Meeting with FAA proven effective in utilizing the airport improvement program and discussing additional projects on airport to be accomplished;
 - Bringing on a part-time grant writer - anticipating the position will pay for itself with grants obtained - staff identifies grants but don't have enough time to write the grant;
 - Fire Chief Tucker retiring;
 - Marketing team looking at signage for Old Town and ensuring they are aesthetically pleasing;
 - New Library Director, Katia Wolfe, started recently;
 - Airport Terminal Rehabilitation Project anticipated interior completion late February and exterior completion in March;
 - Bluff Erosion Project - No updates.
2. City Attorney – No report.
3. City Clerk – City Clerk J. Heinz noted upcoming leave and reported ongoing meetings with the Kenai Peninsula Borough Clerk and City Clerks around the Peninsula regarding elections; noted 2020 local elections would utilize old equipment due to too tight of a turnaround with using state equipment; expect 2021 elections to utilize a new process if it was decided to adopt a process as recommended by the Election Stakeholder Group.

K. ADDITIONAL PUBLIC COMMENT

1. Citizens Comments (*Public comment limited to five (5) minutes per speaker*)

None.

2. Council Comments

Council Member Knackstedt expressed gratitude for the Purple Heart City Proclamation. Noted the marketing presentation was a treat and thanked for the cup; recognized the firm's depth and ability brand a City.

Council Member Glendening expressed gratitude for the marketing presentation, offered kudos to the crews that mobilized for the water line break, noted the upcoming census, and noted he liked the idea of a grant writer.

Council Member Peterkin echoed kudos for the marketing presentation, noted a need for dredging the dock, also noted he liked the idea of grant writer, and expressed excitement regarding the bike path.

Vice Mayor Molloy thanked Chief Tucker for his service to Kenai, the Mayor for the Purple Heart City proclamation, the attorney for his work on the online sales tax initiative, and echoed appreciation for the marketing presentation.

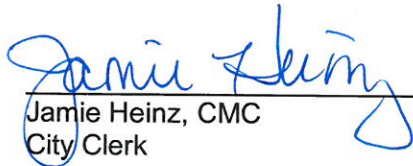
L. **EXECUTIVE SESSION** – None.

M. **PENDING ITEMS** – None.

N. **ADJOURNMENT**

There being no further business before the Council, the meeting was adjourned at 7:28 p.m.

I certify the above represents accurate minutes of the Kenai City Council meeting of January 15, 2020.


Jamie Heinz, CMC
City Clerk

