

ACTION AGENDA
KENAI CITY COUNCIL – REGULAR MEETING
JANUARY 6, 2016
***** NEW MEETING TIME – 6:00 P.M. *****
KENAI CITY COUNCIL CHAMBERS
210 FIDALGO AVE., KENAI, AK 99611
<http://www.kenai.city>

A. CALL TO ORDER

1. Pledge of Allegiance
2. Roll Call
3. Agenda Approval
4. Consent Agenda (*Public comment limited to three (3) minutes per speaker; thirty (30) minutes aggregated*)

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 council member 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 (*Public comment limited to ten (10) minutes per speaker*)

C. UNSCHEDULED PUBLIC COMMENTS (*Public comment limited to three (3) minutes per speaker; thirty (30) minutes aggregated*)

D. PUBLIC HEARINGS

1. **ENACTED AS AMENDED. Ordinance No. 2865-2015** – Amending Kenai Municipal Code Section 1.10.040 - Time of Regular Meeting, to Provide Procedures for Establishing, Canceling and Changing Meeting Dates.

[Clerk's Note: At its December 16th meeting, the Ordinance was postponed to the January 6th meeting for the purpose of conducting an additional public hearing. A motion to enact is on the floor.]

2. **ENACTED AS AMENDED. Ordinance No. 2868-2015** – Establishing a Moratorium on Consumption of Marijuana and Marijuana Products in Marijuana Retail Establishments and Marijuana Clubs.
3. **ENACTED UNANIMOUSLY. Ordinance No. 2869-2015** – Accepting and Appropriating Funds Received from Kenai Senior Connection for the Purchase of Software for the Kenai Senior Center.
4. **ADOPTED UNANIMOUSLY. Resolution No. 2016-01** – Authorizing the City Manager to Execute an Amendment to the Agreement between the

Department of the Army and the City of Kenai, Alaska for the Kenai Bluffs Stabilization Section 116 Feasibility Study.

E. MINUTES

1. **APPROVED BY THE CONSENT AGENDA.** *Regular Meeting of December 16, 2015
2. **APPROVED BY THE CONSENT AGENDA.** *Work Session Summary of December 17, 2015

F. UNFINISHED BUSINESS

1. **ADOPTED UNANIMOUSLY. Reconsideration of Resolution No. 2015-67** – Establishing the 2016 Dates for Regular Meetings of the City Council.

[Clerk's Note: At its December 16th meeting, Resolution 2015-67 failed by a vote of 3-3. A reconsideration of the vote has been requested.]

G. NEW BUSINESS

1. **APPROVED BY THE CONSENT AGENDA.*Action/Approval** – Bills to be Ratified.
2. **APPROVED BY THE CONSENT AGENDA.*Action/Approval** – Purchase Orders Exceeding \$15,000.
3. **APPROVED BY THE CONSENT AGENDA.*Action/Approval** – Renewal of Liquor Licenses:
 - Fraternal Order of eagles #3525
 - Acapulco Mexican Restaurant
 - Country Liquor
 - American Legion Post #20
 - Uptown Motel/Back Door Lounge
 - Uptown Motel/Louie's
 - Wal-Mart Supercenter #4474
4. **INTRODUCED BY CONSENT AGENDA/PUBLIC HEARING SET FOR 1/20. *Ordinance No. 2870-2016** – Amending Kenai Municipal Code Section 14.20.230 – Home Occupations, to Prohibit Commercial Marijuana Establishments as Allowed Uses, Amending Kenai Municipal Code Section 14.20.320 – Definitions, to Add Marijuana Related Definitions, Enacting Kenai Municipal Code Section 14.20.330 – Standards for Commercial Marijuana Establishments, Creating Standards for Commercial Marijuana Establishments and Amending Kenai Municipal Code Section 14.22.010 – Land Use Table, to Add Commercial Marijuana Establishment Uses and Regulations and Make Other Housekeeping Changes.

5. **INTRODUCED BY CONSENT AGENDA/PUBLIC HEARING SET FOR 1/20.**
*Ordinance No. 2871- 2016 – Enacting Kenai Municipal Code Section 1.10.080 - Local Regulatory Authority, Designating the City Council as the Local Regulatory Authority for Local Regulation of Marijuana Establishments Under Alaska Statute Chapter 17.38.
6. **INTRODUCED BY CONSENT AGENDA/PUBLIC HEARING SET FOR 1/20.**
*Ordinance No. 2872-2016 – Appropriating Funds in the General and Municipal Roadway Improvements Capital Project Funds in the amount of \$50,000 for Construction of a New South Beach Access.
7. **INTRODUCED BY CONSENT AGENDA/PUBLIC HEARING SET FOR 1/20.**
*Ordinance No. 2873-2016 – Accepting and Appropriating a Federal Grant from the Institute of Museum and Library Services (LMLS) Passed Through the Alaska State Library for Employee Travel and Training.
8. **INTRODUCED BY CONSENT AGENDA/PUBLIC HEARING SET FOR 1/20.**
*Ordinance No. 2874-2016 – Appropriating Insurance Proceed Received for Damage to City Street Lights.
9. **ASSIGNMENT OF LEASE APPROVED. Action/Approval** – Assignment of Lease of Airport Lands between the City of Kenai and Dan O. Pitts for Lot 2A1, Block 1, F.B.O. Subdivision, South Addition No. 2 to Kenai Airport Logistics, LLC.
10. **ASSIGNMENT OF LEASE APPROVED. Action/Approval** – Assignment of Lease of Airport Lands between the City of Kenai and Dan O. Pitts for Lot 1A, Block 1, F.B.O. Subdivision, South Addition to Kenai Airport Logistics, LLC.
11. **ZIRUL/BIELEFELD/CANADY/NELSON/GELLER/MODIGH/GREENBERG/HUTCHISON/BARTH/HULL/HALSTEAD APPOINTED. Action/Approval** – Mayoral Nomination and Council Confirmation of Appointments to Committee/Commission Vacancies.

H. COMMISSION/COMMITTEE REPORTS

1. Council on Aging
2. Airport Commission
3. Harbor Commission
4. Parks and Recreation Commission
 - a. Kenai Outdoor Opportunity Location Committee
5. Planning and Zoning Commission
6. Beautification Committee
7. Mini-Grant Steering Committee

I. REPORT OF THE MAYOR

J. ADMINISTRATION REPORTS

1. City Manager
2. City Attorney
3. City Clerk

K. ADDITIONAL PUBLIC COMMENT

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

L. NO ACTION TAKEN. EXECUTIVE SESSION – To Discuss an Unsolicited Offer to Purchase Airport Property Lot 1 Block 1 Gusty Subdivision, a Matter of which the Immediate Knowledge would Clearly have an Adverse Effect Upon the Finances of the City [AS 44.62.310(c)(1)].

M. PENDING ITEMS – None

N. ADJOURNMENT

INFORMATION ITEMS

1. Purchase Orders between \$2,500 and \$15,000 for Council Review.

The agenda and supporting documents are posted on the City's website at www.kenai.city. Copies of resolutions and ordinances are available at the City Clerk's Office or outside the Council Chamber prior to the meeting. For additional information, please contact the City Clerk's Office at 907-283-8231.