



CITY OF KUNA

**P. O. BOX 13
KUNA, ID 83634**

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December 17, 2013

7:00 P.M. REGULAR CITY COUNCIL MEETING

**KUNA CITY COUNCIL CHAMBER
763 W. AVALON ST.
KUNA, IDAHO**

CITY OFFICIALS

**W. Greg Nelson, Mayor
Richard Cardoza, Council President
Briana Buban-Vonder Haar, Council Member
Doug Hoiland, Council Member
Joe Stear, Council Member**

NOTICE: Copies of all agenda materials are available for public review in the Office of the City Clerk. Persons who have questions concerning any agenda item may call the City Clerk's Office at 922-5546 to make inquiry concerning the nature of the item described on the agenda.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at 922-5546 at least forty-eight (48) hours prior to the meeting to allow the City to make reasonable arrangements to ensure accessibility to this meeting.

CITY OF KUNA
REGULAR CITY COUNCIL MEETING
AGENDA
TUESDAY, DECEMBER 17, 2013
Kuna City Hall Council Chamber, 763 W. Avalon Street, Kuna, Idaho

7:00 P.M. REGULAR CITY COUNCIL

Call to Order and Roll Call

Invocation: Chris Bent, Calvary Chapel

Pledge of Allegiance: Mayor Nelson

Special Presentation – Recognition of Union Pacific Railroad Safety Initiative Contest Winners

1. Consent Agenda:

All items listed under the Consent Agenda are considered to be routine and are acted on with one motion by the City Council. There will be no separate discussion on these items unless the Mayor, Council Member, or City Staff requests an item to be removed from the Consent Agenda for discussion. Items removed from the Consent Agenda will be placed on the Regular Agenda under Old Business or as instructed by the City Council.

A. City Council Meeting Minutes:

1. Minutes of December 3, 2013 Joint School Board Meeting
2. Minutes of December 3, 2013 Regular Meeting

B. Accounts Payable Dated December 17, 2013 in the Amount of \$191,525.50

C. Alcohol Licenses:

D. Resolutions:

1. Approve Resolution R54-2013 to Award Well 11 Test Well Bid to Post Drilling Inc. in the Amount of \$97,765.00
2. Approve Resolution R55-2013 Osprey Ridge DBTV CBH Assignment

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE
ASSIGNMENT OF A CERTAIN NUMBER OF OSPREY RIDGE DEVELOPMENT
SEWER CONNECTIONS NOW OWNED BY DBTV AGRICULTURAL
HOLDINGS, LLC, A DELAWARE LIMITED LIABILITY COMPANY

(“ASSIGNOR”) TO COREY BARTON HOMES, INC. AND IDAHO CORPORATION DBA CBH HOMES (“ASSIGNEE”).

3. Approve Resolution R56-2013 Charitable Contribution DBTV1

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE LETTER TO DBTV AGRICULTURAL HOLDINGS, LLC EXPRESSING THE CITY’S APPRECIATION FOR THE CHARITABLE DONATION OF \$135,000.00 ON DECEMBER 31, 2013 BY DBTV AGRICULTURAL HOLDINGS, LLC.

4. Approve Resolution R57-2013 Charitable Contribution DBTV2

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE LETTER TO DBTV AGRICULTURAL HOLDINGS, LLC EXPRESSING THE CITY’S APPRECIATION FOR THE CHARITABLE DONATION OF \$262,642.00 ON NOVEMBER 15, 2013 BY DBTV AGRICULTURAL HOLDINGS, LLC.

E. Findings of Fact, Conclusions of Law and Order

1. 13-02-RZ Boise Project Board of Control – Rezone

2. Citizen’s Reports or Requests:

3. Old Business:

4. Public Hearings: (7:00 p.m. or as soon thereafter as matters may be heard.)

5. New Business:

A. 13-03-LLA (Lot Line Adjustment) Kuna Cave Storage – Troy Behunin, Senior Planner

Lete Family Revocable Trust intends to place a self-storage campus on site, among other commercial development on the remaining property in the future. Applicant requests approval for a lot line adjustment for the boundary line between two properties they own to conform to City Code (KCC 5-3-2) which states a self-storage facility in the C-1 zone may only be up to five acres in size.

B. Appointment of Joan Gay to the Planning and Zoning Commission – Wendy Howell, P&Z Director

C. Consideration to Approve Resolution No. R58-2013 Adopting New Water Fees – Gordon Law, City Engineer

A RESOLUTION AMENDING PORTIONS OF RESOLUTION 18-2013 THAT: SET FORTH THE AUTHORITY FOR ADOPTING WATER CONNECTION FEES AND

MONTHLY WATER SERVICE RATES; ESTABLISHED FEES FOR CONNECTING TO THE WATER SYSTEM; ESTABLISHED WATER USE FEES THAT ARE NOW AMENDED WITH WATER RATE CHANGES FOR ALL CUSTOMERS; PROVIDED FOR MISCELLANEOUS WATER CUSTOMER SERVICE POLICIES; SET FORTH MINIMUM LINE SIZES; REPEALED FEES ESTABLISHED BY EARLIER RESOLUTIONS; AND SETTING AN EFFECTIVE DATE.

- D. Approve Resolution No. R59-2013 Adopting New Sewer Fees – Gordon Law, City Engineer

A RESOLUTION AMENDING CERTAIN SECTIONS OF RESOLUTION R25-2008 THAT: SET FORTH THE AUTHORITY FOR ADOPTING SEWER FEES; ESTABLISHED FEES FOR CONNECTING TO SEWER SYSTEM; ESTABLISHED MONTHLY SEWER USE FEES THAT ARE NOW AMENDED WITH SEWER RATE CHANGES FOR ALL CUSTOMERS; SET FORTH MINIMUM LINE SIZES; PROVIDED METHOD OF COMPUTING USER EQUIVALENT; REPEALING FEES ESTABLISHED BY EARLIER RESOLUTIONS; AND SETTING AN EFFECTIVE DATE.

- E. Resolution No. R60-2013 LID Oxnam – Richard Roats, City Attorney

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF KUNA, IDAHO AND KEY BANK, NA, WHEREIN KEY BANK, NA IS PURCHASING THE SIXTY (60) EQUIVALENT DWELLING UNITS (“EDU’S”) ORIGINALLY ASSIGNED TO PARCEL NO. 51430336400.

- F. Resolution No. R61-2013 LID Hopkins – Richard Roats, City Attorney

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF KUNA, IDAHO AND KEY BANK, NA, WHEREIN KEY BANK, NA IS PURCHASING THE FOUR HUNDRED SIXTY SIX (466) EQUIVALENT DWELLING UNITS (“EDU’S”) ORIGINALLY ASSIGNED TO PARCEL NO. 51336233700 AND PARCEL NO. 51336244200.

6. Ordinances:

- A. **First Reading of Ordinance No. 2013-24 2014 International Building Codes**

Consideration to dispense with full reading and three consecutive readings.

Consideration to approve ordinance.

Consideration to approve a summary publication of the ordinance.

AN ORDINANCE OF THE CITY OF KUNA, A POLITICAL SUBDIVISION OF THE STATE OF IDAHO, REPEALING ORDINANCE NO. 2010-31 AND ADOPTING THE CURRENT VERSIONS OF THE INTERNATIONAL BUILDING CODE, THE INTERNATIONAL ENERGY CONSERVATION CODE, THE INTERNATIONAL RESIDENTIAL CODE, INTERNATIONAL ENERGY CODE, INTERNATIONAL

MECHANICAL CODE, INTERNATIONAL FUEL GAS CODE, TOGETHER WITH ANY AMENDMENTS OR REVISIONS TO THE CODES AS MADE BY THE IDAHO BUILDING CODE BOARD THROUGH THE NEGOTIATED RULEMAKING PROCESS AS ADOPTED, AND APPROVED BY THE STATE OF IDAHO; PROVIDING SEVERABILITY; PROVIDING REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE OF JANUARY 1, 2014.

- B. *First Reading of Ordinance No. 2013-25 Merlin Pointe Subdivision Annexation***
Consideration to dispense with full reading and three consecutive readings.
Consideration to approve ordinance.
Consideration to approve a summary publication of the ordinance.

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY, IDENTIFIED BY PARCEL NUMBERS R0615254601 AND S1324449005 SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, TO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY AS C-1 NEIGHBORHOOD COMMERCIAL DISTRICT; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

7. Mayor/Council Discussion Items:

8. Announcements:

9. Executive Session:

- A. Adjourn to Executive Session Pursuant to Idaho Code 67-2345(f) for the Purpose of Discussing Potential Litigation – Irrigation

10. Adjournment: