

OFFICIALS

Joe Stear, Mayor
Pat Jones, Council President
Briana Buban-Vonder Haar, Council Member
Richard Cardoza, Council Member
Greg McPherson, Council Member



CITY OF KUNA

Kuna City Hall Council Chamber, 763 W. Avalon Street, Kuna, Idaho

City Council Meeting MINUTES Tuesday, June 21, 2016

6:00 P.M. REGULAR CITY COUNCIL

1. Call to Order and Roll Call

COUNCIL MEMBERS PRESENT: Mayor Joe Stear
Council President Pat Jones
Council Member Richard Cardoza
Council Member Briana Buban-Vonder Haar
Council Member Greg McPherson

CITY STAFF PRESENT: Richard Roats, City Attorney
Chris Engels, City Clerk
Wendy Howell, P & Z Director
Gordon Law, City Engineer
John Marsh, City Treasurer
Bob Bachman, Fleet/Facilities Director

2. **Invocation:** None
3. **Pledge of Allegiance:** Mayor Stear
4. **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 Business or as instructed by the City Council.

A. City Council Meeting Minutes:

1. Regular City Council Minutes, June 7, 2016

B. Accounts Payable Dated June 16, 2016 in the Amount of \$373,450.34

C. Alcohol Licenses:

D. Resolutions

E. Findings of Fact and Conclusions of Law

1. 16-02-AN (Annexation) Gerald & Evelyn Butler/Jayne Butler

Annexation of approximately 1.145 acres parcel located at 7945 S. Linder Road into the City of Kuna with a 'C-1' (Commercial) zoning designation

Council President Jones asked about the expense for the benches and bike posts; he wanted to be sure the costs are covered.

City Clerk Chris Engels responded that part of the funding for the benches is from sponsorships and part of the funding came from Greenbelt grants, as was budgeted.

Council President Jones asked that the ledger be modified to reflect that.

Ms. Engels said she would work with City Treasurer John Marsh on that.

Council President Jones asked the number of sponsors and if they were listed on the city website.

Ms. Engels said she couldn't give him a number off the top of her head and that the website will be updated.

Council Member Buban-Vonder Haar moved to approve the consent agenda. Seconded by Council President Jones. Motion carried 4-0.

5. **Community Reports or Requests:**

(Timestamp 00:02:48)

A. Ada County Prosecutor's Fiscal Year 2017 Budget Request – Tamera Kelly, Deputy Prosecutor

Tamera Kelly had not arrived yet. Mayor Stear moved on to item 5. B.

(Timestamp 00:18:50)

Deputy Prosecutor Tamera Kelly apologized for being late. She reviewed the request for this year of \$50,793.68. The request is less than last year. She explained the staff and services available. There are about eight and a half (8 ½) prosecutors in the magistrate division that prosecute misdemeanors, one (1) person is part time. That division includes a domestic violence court that Ada County participates in and has for about twelve (12) years. Any domestic violence case that takes place in Kuna would automatically be filed into the domestic violence court. That case would then have a pre trial conference or hearing within a week after bail is set by a judge. The goal of that court is a fast resolution because of the nature of domestic violence. It is

a treatment focused court. It is rare for jail time or a fine to be given to a defendant in the first sentencing hearing. The goal is to have the defendant pay their money towards treatment or their families at that time.

Ms. Kelly explained that Ada County's request does not include support staff, so the request is just for attorney salaries. It does not include victim/witness coordinators that participate in Kuna City cases that involve a crime of violence that is a misdemeanor and some theft cases. It does not include probation violations that happen in disposed of or resolved cases. It does not include work that they do on cases that the Sherriff's Office has asked them to review but they decline. It does not include contempt of court cases that they do for the City of Kuna. She said that Ada County appreciates and enjoys the contract they have with the City of Kuna. She pointed out that last year the topic of fine revenue collection came up and that number did not go up by much this year. She explained that it is what the judges are sentencing; fines are dictated by the judge no matter what is suggested. They also have no control over how fines are paid. She stood for questions.

Council President Jones said he was pleased to see the revenue collection had gone up and thanked Ms. Kelly.

Ms. Kelly added that Ada County increased the starting attorney salary last year and it could go up again next year.

Council President Jones clarified that they were not asking for that this year.

Ms. Kelly said that is correct.

Council member Cardoza and Mayor Stear thanked Ms. Kelly for her monthly reports.

B. Kuna City Police Fiscal Year 2017 Budget Presentation- Police Chief Justin Dusseau
(Timestamp 00:03:09)

Kuna Police Chief Justin Dusseau presented his fiscal year 2017 budget. He discussed the quality of employees that serve Kuna. He isn't asking for any new personnel. It won't be necessary this year. In the future there may be a need for a code enforcement officer. The employees for the Kuna Police Department include Chief Dusseau, 2 Sergeants, 8 deputies, 2 detectives, an administrative assistant, and 3 school resource officers.

Chief Dusseau reviewed the details of the budget including what it would be if a Cost of Living Increase (COLA) was added in. He explained that, in most areas, the budget would decrease, but equipment would remain the same and support services would increase. Overall, the budget would be less than last year's budget unless the COLA was added in. The Kuna Police Department has to fall in line with what Ada County Sherriff's Office decides and they have not decided about adding in the COLA, but Chief Dusseau is hoping they do. He stood for questions.

Council Member Cardoza asked why the shared service credits go up with the COLA. He wanted to know why it doesn't go up more.

Chief Dusseau said, when the COLA goes in, it increases personnel costs, which increases the shared services credit. He will research it more to give a more detailed answer.

Council Member Cardoza asked Chief Dusseau to elaborate on the Support Services.

Chief Dusseau explained there is a State and Federal mandate that all crimes be recorded. There are a number of records technicians that are recording and reporting all crimes to the State and Federal levels. There is also a crime analysis unit that keeps track of crime trends in order to target issues. They also keep track of proactive and reactive police work. Support Services handles a number of administrative things, such as; finances, HR, and records retention. There is also a training component for deputies. By letting the Sherriff's Office handle much of the clerical work, his staff can have more time to be on the street fighting crime.

Council Member Cardoza asked if the Support Services line item should go up with the COLA as well, since it is mostly clerical work.

Chief Dusseau said it is his understanding that the COLA would fall only on those who work directly in Kuna.

Mayor Stear commented on the fact that the budget actually decreases by about \$20,000 and when the COLA is added in it only goes up about \$13,000 or so.

Council President Jones commented Chief Dusseau's dedication to keeping the community safe. He asked about how the surrounding cities operate with regards to Ada County.

Chief Dusseau said they contract, the same as Kuna.

Council President Jones said he found it interesting that Ada County contracts are half the price of city owned entities. He also commented that tax payers are paying less per person than they were four (4) years ago and even with an increase will still be paying less. He appreciates that.

Council member Cardoza asked if the projected \$84 per person was without the COLA.

Chief Dusseau said yes.

Mayor Stear thanked Chief Dusseau for his presentation.

Tamera Kelly had arrived during Chief Dusseau's presentation. Mayor Stear returned to item 5. A at the end of the presentation.
(Timestamp 00:18:50)

6. Public Hearings: (6:00 p.m. or as soon thereafter as matters may be heard.)
(Timestamp 00:24:03)

Mayor Stear asked if any of the people who came in after the sign-up sheet was collected would like to sign up.

Some did.

A. Consideration to approve 16-03-AN (Annexation) Patrick and Lisa Lee – Trevor Kesner, Planner II

Applicants request approval to annex an approximately 0.9 acre parcel located at 80 S. Sailer Place into the City of Kuna with an 'R-4' (Residential) zoning designation.

Planner Trevor Kesner reviewed the details of the case and indicated all requirements have been met. A neighborhood meeting was held. Five (5) people attended and the greatest concern was that neighboring properties would not be required to annex. They would like to stay under Ada County's jurisdiction. Staff and the Planning and Zoning Committee recommend approval with the conditions as stated in the report. Mr. Kesner said the applicant was present if Council had any questions for them. He stood for questions.

Council President Jones wanted it to go on record that Council would never force annexation on anyone. He wanted to be sure the applicants understood the fees.

Mr. Kesner responded that they are aware. The Septic Ordinance Revision that occurred recently has provisions that they can continue on their existing septic system until such time that it is no longer viable. At that point they would be able to hook up.

Mayor Stear opened the public hearing.

Support: Lisa Lee signed up but didn't wish to speak.

Neutral: None

Against: None

Mayor Stear closed the public hearing.

Council President Jones moved to approve 16-03-AN (Annexation). Seconded by Council Member Buban-Vonder Haar. Approved by the following roll call vote:

Voting Aye: Council Members Cardoza, Jones, Buban-Vonder Haar, and McPherson

Voting No: None

Motion carried 4-0.

- B.** Consideration to approve 16-01-AN (Annexation) and 16-01-CPM (Comp Plan Map amendment) – Troy Behunin, Senior Planner
(Timestamp 00:31:07)

A request from Scott Stanfield to annex approximately 4.70 acres into the city of Kuna with an R-12 High Density Residential zoning, and amend the Comprehensive Plan Map for said parcel, from Medium Density Residential to High Density Residential in preparations to develop the site as a multi-family project.

Greg Bullock, 504 Bayhill Dr. Nampa, Id 83686, a full partner with Scott Stanfield on this project presented the project. Mr. Stanfield was on vacation but did provide the narrative that was submitted to Council. Mr. Bullock reviewed other developments that he and his wife have developed and the successes of them. He provided a background of the current project location. He thanked the Planning & Zoning Staff and Senior Planner Troy Behunin for their hard work and the Planning & Zoning Commission for their unanimous recommendation of approval. Mr. Bullock said that page three (3), paragraph F of the staff report is really the meat of the merits of the project. It outlines how this type of housing will bring vitality and life to the community and tries to reach the goal of the Fair Housing Act. He then outlined the need for this type of housing.

Mr. Bullock addressed an exhibit that was submitted after the Agenda Packet was sent out. It was a group of articles from a periodical put out by Idaho Housing and Finance that explain the growing rental demand and who is renting.

Mr. Bullock went on to say that they had read the conditions for approval recommended by staff and are agreeable to all of them.

He addressed the misnomers of multi-family units causing blight in a city. He said that is not entirely true. There are beautiful floor plans out there that would be a great addition to any city.

He stood for questions.

Senior Planner Troy Behunin thanked Mr. Bollock and said it has been a pleasure working with him. He summarized the annexation and comp plan map amendment. All the notification requirements have been met. The applicants have supplied everything asked of them. Staff would like to say that this project is surrounded by county subdivisions on the west and north sides and city subdivisions on the east and south, so this really is a good candidate for an in-fill development. Staff and the Planning and Zoning Commission recommend approval. He had nothing further to add and apologized for the late exhibit submission. He stood for questions.

Mayor Stear opened the public hearing.

Support:

Brent King, 10501 N. Cayuse Boise, Id 83714, represents his mother, Margie King, who owns the property. She was unable to be there because she lives in a nursing home. He and his family had been on the property for some time and he has watched the growth around the property for years. He feels it is a good candidate for this type of project due to that growth. His mother was consulted on this and she is thrilled that the property will be cleaned up and used for a good purpose. He stood for questions.

Jeanette Bullock did not wish to testify.

Steve Mountjoy did not wish to testify.

K. Mountjoy did not wish to testify.

Neutral:

Brian Fouts did not wish to testify

Against:

Rebecca Meredith, 528 Chipmunk Ct. Kuna, Id 83634, lives across the street from the property in question. She said she is not necessarily opposed; she just has concerns about traffic based on the number of units she saw listed. The intersection at Deer Flat and Linder backs up past that property in the mornings. She feels a multi-family unit does not fit the area. The load on the schools is also a concern.

Mayor Stear closed the public hearing.

Council President Jones asked if a fence surrounding the property would be required.

Mr. Behunin responded that, at this moment, they do not have an application for a final plat, which does require a fence; however, he believes the applicant is planning to put up a fence.

Council President Jones asked if that meant the applicant would have to put up a six (6) ft. fence if they apply for a final plat.

Mr. Behunin said yes.

Council President Jones confirmed with Mr. Behunin all the agencies, including the fire department and the school district, received notice.

Mr. Behunin said yes.

Council President Jones confirmed that Ada County Highway District (ACHD) had no issues with this and that if they did the applicant would be willing to work with them.

Mr. Behunin said yes.

Council President Jones said he is also concerned about traffic. He thinks that once the Linder/Deer Flat intersection gets redone it will relieve the traffic issues. He is also concerned about school buses stopping on arterial roadways.

Council President Jones asked Mr. Bollock if he would object to putting a tree lined berm along the entire northern and eastern borders instead of only halfway along the north border.

Mr. Bollock said he would not object to that at all as long as the number of trees was within reason. He did show the neighbor to the north the possible lay outs and the neighbor would prefer the more open concept of the multi-family plan. He also stated that ACHD has said they are well below the traffic impact with this project. Another fact is that the City will get to participate in the planning of this project versus a single family home project.

The neighbor to the north, Brian Fouts, wanted to be sure that Mr. Bollocks comments were not taken as him being for the project. He is actually opposed to the project but chose the lesser of two (2) evils.

Council President Jones asked Parks Director Bobby Withrow if the park directly south of the property is City owned.

Mr. Withrow answered no. The only City owned park near there is the farm park on the corner of Linder and Deer Flat.

Council President Jones moved to approve 16-01-AN (Annexation) and 16-01-CPM (Comp Plan Map amendment) with the conditions stated in the Planning and Zoning Report. Seconded by Council Member Buban-Vonder Haar.

Approved by the following roll call vote:

Voting Aye: Council Members Jones, Buban-Vonder Haar, and McPherson

Voting No: Council Member Cardoza

Motion carried 3-1.

- C. Consideration to approve Ordinance No. 2016-12 and Resolution No. R45-2016 Park Impact Fee – Bobby Withrow, Parks Director and Richard Roats, City Attorney
(Timestamp 01:02:41)

1. Public Hearing on Ordinance No. 2016-12 Park Impact Fees

AN ORDINANCE OF THE CITY OF KUNA, IDAHO, AMENDING THE CITY OF KUNA'S MUNICIPAL CODE BY ADDING A NEW TITLE, ENTITLED "DEVELOPMENT FEES" AND CREATING A NEW CHAPTER ENTITLED "PARK IMPACT FEES"; SETTING FORTH ITS AUTHORITY, FINDINGS, PURPOSE, DEFINITIONS, EXEMPTIONS, CALCULATION OF DEVELOPMENT FEES AND METHODOLOGY, DEVELOPER'S ELECTION FOR PAYMENT, SCHEDULE FOR CALCULATION OF FEES, PROCEDURE TO CALCULATE FEES, EXEMPTION FROM FEES, CALCULATING INDIVIDUAL FEES, DETERMINING EXTRAORDINARY IMPACTS, CERTIFICATION OF FEES, CREDITS AND REIMBURSEMENTS, DETERMINING REFUNDS, COLLECTION AND ADMINISTRATION OF IMPACT FEES INCLUDING DEPOSITS AND TRUST FUND ACCOUNTING, USE OF DEVELOPMENT FEES, APPEALS PROTESTS AND MEDIATION OF FEE DISPUTES, PERIODIC REVIEWS, CONSIDERATION OF DEVELOPMENT IMPACT FEE COMMITTEE REVISIONS TO ORDINANCE, ENFORCEMENT AND COLLECTION OF FEES, CERTAIN MISCELLANEOUS PROVISIONS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

Parks Director Bobby Withrow presented the Park Impact Fees. He explained how the fees were decided. Based on the fees, the value of properties, and the acreage of properties, the building permits come out to \$939 per permit. He stood for questions.

Council Member Cardoza asked how that cost compares to surrounding cities.

Mr. Withrow said it is \$400 less than the next community.

Mr. Withrow added that the Park Impact Fee Committee had two (2) meetings to which developers and contractors were invited. None showed. Some contractors and developers did speak to committee members and were not opposed to the Park Impact Fee. The Park Impact Fee Committee is recommending the full amount.

City Attorney Richard Roats presented the legal aspects of the Park Impact Fee. He feels that based on feedback, or lack thereof, people are in favor of this. He reminded Council of the process the City has gone through in figuring out what to do with pocket parks and creating parks that are more beneficial to the citizens of Kuna.

Council Member Cardoza asked if the funds can be used for a recreation district.

Mr. Roats responded that, if a recreation district was formed and this was used as part of the funding, the funding would have to be allocated in compliance with the statute. The recreation district and taxing ability would have to be looked at as a possible supplement.

Council Member Cardoza asked about the credits listed on page fifteen (15) of The Park Impact Fee Ordinance. He wanted to know how a credit would be issued to an individual who is not a developer. He wanted to know if there was a difference in credit based on lot sizes.

Mr. Roats responded that there is no change in the credit for differences in lot sizes.

Council Member Cardoza asked if a contractor would have to pay the impact fee for that lot or will they have met that requirement in credits.

Mr. Roats said they will have met that requirement in credits. A notation will be made that the fee has been given as a credit with that lot.

Council Member Cardoza clarified that the credit goes with the lot, not the developer individually; it is collectively appraised for each lot.

Mr. Roats said if that is how the formula is worked out during that transaction, yes.

Council President Jones asked for clarification on building permit fees. He wanted to know if a single family home would pay the same as a 4plex.

Mr. Roats said each unit in the 4plex would pay the same as a single family home.

Mayor Stear opened the public hearing.

Support: None

Neutral: None

Against: None

Mayor Stear closed the public hearing.

Consideration to waive three readings

Consideration to approve ordinance

Consideration to approve a summary publication of the ordinance

Council Member Buban-Vonder Haar moved to waive the three (3) readings of Ordinance No. 2016-12. Seconded by Council Member McPherson. Motion carried 4-0.

Council Member Buban-Vonder Haar moved to approve Ordinance No. 2016-12. Seconded by Council Member McPherson. Approved by the following roll call vote:

Voting Aye: Council Members Cardoza, Jones, Buban-Vonder Haar, and McPherson

Voting No: None

Motion carried 4-0.

Council Member Buban-Vonder Haar moved to approve summary publication of Ordinance No. 2016-12. Seconded by Council Member McPherson. Motion carried 4-0.

2. Public Hearing and consideration to approve Resolution No. R45-2016 Park Impact Fee Study

A RESOLUTION OF THE CITY OF KUNA, IDAHO ADOPTING THE CITY OF KUNA, IDAHO PARK IMPACT FEE AND CAPITAL IMPROVEMENTS PLAN

Council Member Buban-Vonder Haar moved to approve Resolution R45-2016. Seconded by Council Member McPherson. Approved by the following roll call vote:

Voting Aye: Council Members Cardoza, Jones, Buban-Vonder Haar, and McPherson

Voting No: None

Motion carried 4-0.

7. Business Items:

(Timestamp 01:18:43)

- A. Resolution R40-2016 Park Use Agreement – Richard Roats, City Attorney

City Attorney Richard Roats explained that changes were made to include all park properties. He stood for questions.

Council Member Buban-Vonder Haar noted a correction to page nine (9) of ten (10) of the redline version. Section nine (9) has a reference to park instead of property.

Mr. Roats wanted to clarify a change to section three (3) requested by Council President Jones.

Council President Jones said he wanted something in section three (3) that stated no goods could be sold at an event that has had the fees waived.

Mr. Roats said ok.

Council President Jones asked if the Senior Center would be considered public property.

Mr. Roats said yes and it is handled separately from parks.

Council President Jones was concerned the wording in the ordinance would include the Senior Center in the park use agreements.

Council Member Buban-Vonder Haar suggested changing the wording in the ordinance to City parks and associated amenities.

Mr. Roats confirmed those changes would work with Parks Director Bobby Withrow and City Clerk Chris Engels.

Council Member Cardoza stated there is some ambiguous information where the resolution says Bernie Fisher Park and then states performing a community service at any city park.

Mayor Stear clarified that the printed agenda has an error. There is a corrected version on Council's tablets.

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE PARK USE AGREEMENT FOR BERNIE FISHER PARK WHERE THE FEE IS WAIVED IN CONSIDERATION OF THE NON-PROFIT ENTITY PERFORMING A COMMUNITY SERVICE AT A CITY PARK AND THE EVENT IS FREE AND OPEN TO THE GENERAL PUBLIC; AND AUTHORIZING THE CITY CLERK TO SIGN THE PARK USE AGREEMENT FORM.

Council Member Buban-Vonder Haar moved to approve Resolution R40-2016 with the changes noted. Seconded by Council President Jones. Motion carried 4-0.

- B.** Resolution R44-2016 Approve Agreement with B&A Engineers for Lake Hazel Sewer Trunk Design – Gordon Law, City Engineer
(Timestamp 01:23:32)

City Engineer Gordon Law explained that this agreement is for the design of the sewer trunk lines across Mason Creek in the vicinity of Lake Hazel Road east of Linder and north of Lake Hazel. In this particular project there are two (2) crossings of Mason Creek, both of which have to be drilled through the labor rock to get across, making this project a little complicated. The price of the proposal was about

\$35,000. It is his recommendation that Council approve this contract. He did note that this project was budgeted for this fiscal year. The amount set aside was \$800,000, including the lift station. He stood for questions.

Council President Jones asked if the project was still within budget.

Mr. Law said yes.

Council Member Cardoza asked if the location was imposing on the agreement Kuna has with Meridian to stay out of anything north of Lake Hazel.

Mr. Law explained that this project was still in Kuna's area.

Council Member Cardoza wanted to confirm that this would not cause a problem with Meridian.

Mr. Law said he couldn't say if it would or not, but it is not being done to snatch properties that were part of that dispute. It only deals with property already annexed into Kuna.

Council Member Cardoza asked if this would jeopardize the City's comprehensive plan that is under review with Ada County.

Mr. Law said no, because it involves already annexed property.

RESOLUTION AWARDED CONTRACT FOR CONSULTING SERVICES TO B & A ENGINEERS, INC. IN THE AMOUNT OF \$35,995.00 FOR DESIGN OF THE LAKE HAZEL SEWER TRUNK PROJECT; DIRECTING EXPENDITURE OF FUNDS FROM THE SEWER FUND FOR SAID WORK; AND AUTHORIZING THE MAYOR, CITY CLERK AND CITY ENGINEER TO EXECUTE CONTRACT DOCUMENTS WITH SAID CONSULTANT.

Council Member Buban-Vonder Haar moved to approve Resolution R44-2016. Seconded by Council Member McPherson. Motion carried 4-0.

- C. Resolution R46-2016 Approve Agreement with Keller Associates for Preparation of Sewer Lift Station Controls and Equipment Standards – Gordon Law, City Engineer

City Engineer Gordon Law explained that this agreement is part of the previous items project. It has elements that will apply to the new lift stations that will need to be constructed over the next couple of years; a uniform set of controls and control standards for the lift stations. Keller Associates is most familiar with controls Kuna has used in the past and Mr. Law asked them to prepare a standardized set of controls that would apply to the Memory Ranch Lift Station that is already in progress as well as future lift stations. This proposal is for \$19,500. It is his recommendation that this is approved. It will apply to Lake Hazel at the start but will extend to all the other lift stations constructed from here on.

RESOLUTION AWARDING CONTRACT FOR CONSULTING SERVICES TO KELLER ASSOCIATES IN THE AMOUNT OF \$19,500.00 FOR PREPARATION OF CONTROL AND EQUIPMENT STANDARDS FOR SEWER LIFT STATIONS; DIRECTING EXPENDITURE OF FUNDS FROM THE SEWER FUND FOR SAID WORK; AND AUTHORIZING THE MAYOR, CITY CLERK AND CITY ENGINEER TO EXECUTE CONTRACT DOCUMENTS WITH SAID CONSULTANT.

Council Member Buban-Vonder Haar moved to approve Resolution R46-2016. Seconded by Council Member McPherson. Motion carried 4-0.

8. Ordinances:

- A. Consideration to Approve Ordinance No. 2016-17 Annexing Certain Real Property for Gerald and Evelyn Butler
(Timestamp 01:29:00)

Consideration to waive three readings

Consideration to approve ordinance

Consideration to approve a summary publication of the ordinance

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY, TO WIT: PARCEL NO. R1693860270 SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA INTO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

Mayor Stear stated that this property was brought before the Council at the last Council Meeting.

Council Member Buban-Vonder Haar moved to waive the three (3) readings of Ordinance No. 2016-17. Seconded by Council Member McPherson. Motion carried 4-0.

Council Member Buban-Vonder Haar moved to approve Ordinance No. 2016-17. Seconded by Council Member McPherson. Approved by the following roll call vote:

Voting Aye: Council Members Cardoza, Jones, Buban-Vonder Haar, and McPherson

Voting No: None

Motion carried 4-0.

Council Member Buban-Vonder Haar moved to approve summary publication of Ordinance No. 2016-17. Seconded by Council Member McPherson. Motion carried 4-0.

B. *Third Reading* of Ordinance No. 2016-09A Amending Ordinance No. 2016-09 to Modify and Re-Number Certain Sections
(Timestamp 01:31:07)

Consideration to approve ordinance

Consideration to approve a summary publication of the ordinance

AN ORDINANCE OF THE CITY COUNCIL FOR KUNA, IDAHO AMENDING ORDINANCE NO. 2016-09- THE KUNA CITY MUNICIPAL UTILITIES SYSTEM BILLING CODE TO MODIFY, DELETE AND RE-NUMBER CERTAIN SECTIONS, SPECIFICALLY: SECTION 7-7-6a ENTITLED "THIRD PARTY BILLING AGENT" TO ALLOW THE CITY TO PROVIDE THE FORM FOR THE THIRD PARTY AGENT; SECTION 7-7-6b ENTITLED "SECONDARY RECIPIENT OF BILLS" TO PROVIDE FOR AN ONLINE BILLING PROCESS WHEN AVAILABLE, METHODS OF TRANSMISSION OF THE SHUT OFF WARNING TO SECONDARY RECIPIENTS OF BILLS AS SET UP BY ACCOUNT OWNER; SECTION 7-7-9 ENTITLED "INDIGENCY ASSISTANCE" TO CLARIFY THAT THE PROGRAM IS AVAILABLE ONLY IF THE FUNDS ARE APPROPRIATED BY THE CITY COUNCIL; SECTION 7-7-12 ENTITLED "LATE FEE" TO PROVIDE THAT THE LATE FEE WILL BE ASSESSED IF PAYMENT IS NOT RECEIVED BY THE FIFTEENTH (15TH) OF THE MONTH FOLLOWING THE BILL'S ORIGINAL DUE DATE; SECTION 7-7-13 ENTITLED ACCOUNT SHUT OF WARNING" TO ADD SEPARATE NOTICE ALSO BEING PROVIDED BY AUTOMATED DIALER; SECTION 7-7-14 ENTITLED "ACCOUNT SHUT OFF" TO PROVIDE AN EFFECTIVE DATE ON OR AFTER NOVEMBER 16, 2016 FOR SHUTOFFS OF ACCOUNTS TWO (2) BILLING CYCLES PAST DUE; SECTION 7-7-15 ENTITLED "ACCOUNT TURN ON- WATER SERVICE" TO PROVIDE AN EFFECTIVE DATE ON OR AFTER NOVEMBER 16, 2016 FOR ACCOUNT WATER TURN ON SERVICE AND CHARGES INCLUDE ALL CHARGES OR FEES THAT HAVE ACCRUED SINCE THE LAST BILL; SECTION 7-7-16 ENTITLED "NOTICE OF SHUT OFF-WATER SERVICE" TO PROVIDE THAT NOTICE OF SHUT OFF MAY BE TRANSMITTED BY ELECTRONIC DELIVERY OR AUTOMATED DIALER IN LIEU OF POSTING ON THE PROPERTY; DELETING SECTION 7-7-17 ENTITLED "PAYMENT ARRANGEMENTS"; DELETING SECTION 7-7-18 ENTITLED "HARDSHIP ARRANGEMENTS"; RENUMBERING THE REMAINING SECTIONS; AND CHANGING THE EFFECTIVE DATE TO AUGUST 31, 2016.

Council Member Buban-Vonder Haar moved to approve Ordinance No. 2016-09A. Seconded by Council Member McPherson. Approved by the following roll call vote:

Voting Aye: Council Members Cardoza, Jones, Buban-Vonder Haar, and McPherson

Voting No: None

Motion carried 4-0.

Council Member Buban-Vonder Haar moved to approve summary publication of Ordinance No. 2016-09A. Seconded by Council Member McPherson. Motion carried 4-0.

9. Mayor/Council Discussion Items:

(Timestamp 01:35:00)

Council President Jones wanted to follow up on the creation of a City of Kuna Facebook Page.

City Clerk Chris Engels said staff is in the process of merging all Facebook Pages.

Council President Jones asked if a resolution was needed to do that.

Mayor Stear asked City Attorney Richard Roats if one was needed.

Mr. Roats said no.

Council Member Cardoza asked about the progress of the new city hall.

Mayor Stear responded that all the paperwork is in the process of getting signed. As soon as the City is allowed to start spending money on it Facilities Director Bob Bachman will get started.

Council Member Cardoza asked if everything was still within the time frame that will satisfy the owner of the building.

Facilities Director Bob Bachman said he believes so.

Council Member Cardoza asked if the City owned the property yet.

Mayor Stear said not exactly. Certain steps had to happen in order to make the owner, Greg Nelson, the only signature required instead of Mr. Nelson and the owners of Three Amigos. The document stating that only Mr. Nelson needs to sign the sale documents has come in. The next step is to sign documents.

Council Member Cardoza said the property site is becoming an eye sore and he would like it cleaned up as soon as possible.

Mayor Stear said Parks Director Bobby Withrow is itching to get over there.

Council Member Cardoza asked about the dead grass south west of the roundabout.

Parks Director Bobby Withrow said there was a miscommunication about the sprinklers. It is being fixed.

Council Member Cardoza asked if the turf was salvageable.

Mr. Withrow said yes.

Council Member Cardoza asked about bushes for the roundabout. Gravel is being put in and he wanted to know if it will have to be removed in order to get the bushes in.

Mr. Withrow said they are waiting to see how the roundabout looks without bushes. There is concern that bushes will make it look too cluttered and cover the Welcome to Downtown sign. As for the gravel, it would not have to be removed.

Council Member Cardoza asked City Engineer Gordon Law why the roundabout is so low to the ground compared to the other roads.

Mr. Law said he thinks it is a drainage issue.

Mayor Stear said he talked to the engineer of the project and found out there are very large drain beds down into that roundabout. Due to the large amounts of water shed on all the streets surrounding it, it had to be designed that way.

Council Member Cardoza complimented Mr. Withrow on the iron fence he installed around Bernie Fisher Park.

Mayor Stear confirmed that doing the fence in house saved the City close to \$30,000.

Council Member Cardoza thanked Mr. Withrow for the work he put into the Park Impact Fee as well.

10. Announcements:

11. Executive Session:

12. Adjournment: 7:44 pm



Joe L. Stear, Mayor

ATTEST:


Chris Engels, City Clerk



Minutes prepared by Ariana Welker, Customer Service Specialist
Date Approved: CCM 07.05.2016



CITY OF KUNA

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PUBLIC HEARING SIGN-UP SHEET

Kuna City Council Meeting 6:00 p.m.

June 21, 2016

Park Impact Fees

Ordinance 2016-12 and Resolution No. R45-2016

Please print your name below if you would like to present oral testimony or written exhibits about this item to the City Council.

IN FAVOR		NEUTRAL		IN OPPOSITION	
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IN FAVOR

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SIGN-UP SHEET

June 21, 2016 – Council meeting

Case Name: **Scott Stanfield Annexation & Comp Plan Map Amend;** 16-01-CPM and 16-01-AN
Case Type: Request for Annexation and a Comprehensive Plan Map Amendment; Kuna City

Please print your name below if you would like to present oral testimony or written exhibits about this item to the City Council.

commented in late

IN FAVOR NEUTRAL IN OPPOSITION

Testify Not Testify

Greg Bullock
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Support

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