

**CITY OF KUNA
SPECIAL COUNCIL MEETING
MINUTES
WEDNESDAY, FEBRUARY 13, 2013
Kuna City Hall Council Chamber, 763 W. Avalon Street, Kuna, Idaho**

5:30 P.M. SPECIAL COUNCIL MEETING

COUNCIL MEMBERS PRESENT: Mayor W. Greg Nelson
Council President Richard Cardoza
Council Member Briana Buban-Vonder Haar
Council Member Doug Hoiland
Council Member Joe Stear

CITY STAFF PRESENT: Richard Roats, City Attorney
Gordon Law, City Engineer
John Marsh, City Treasurer
Brenda Bingham, City Clerk

1. Call to Order and Roll Call:

Mayor Nelson welcomed everyone and called the meeting to order at 5:30 p.m. Roll call reflected Council President Cardoza and Council Members Buban-Vonder Haar, Hoiland and Stear present at the meeting.

2. Approve the Settlement Agreement with KeyBank and the LID (Local Improvement District) Appellants Resolving the LID appeal (*In re Appeal of the City of Kuna's Ordinance 2010-3*, Case No.: CV OT 10-05289, Consolidated Cases: CV OC 105296 and CV OC 105635, filed in the Fourth Judicial District of the State of Idaho, in and for the County of Ada).

Richard Roats, City Attorney, reported the Appellants and KeyBank have signed off on the Settlement Agreement. Attorney Roats addressed questions from the Council regarding the agreement. It was noted the City obligation to KeyBank is \$200,000 per year for a period of ten years inclusive of interest.

*Action on this agenda item was included with the motion below under item #3.

3. Approve Resolution R02-2013 authorizing the Mayor to sign the Settlement Agreement with KeyBank and the LID Appellants.

Council Member Buban-Vonder Haar moved to approve Resolution R02-2013 authorizing the Mayor to sign the Settlement Agreement with KeyBank and the LID appellants. Seconded by Council Member Stear.

Council Member Buban-Vonder Haar amended the motion to first approve the Settlement Agreement with KeyBank and the LID Appellants resolving the LID appeal and approve Resolution R02-2013 authorizing the Mayor to sign the Settlement Agreement with KeyBank and the LID Appellants. Seconded by Council Member Stear with the following roll call vote:

Voting Aye: Council Members Cardoza, Hoiland, Buban-Vonder Haar and Stear

Voting No: None

Absent: None

Motion carried 4-0.

4. Adjournment

Council Member Stear moved to adjourn the meeting at 5:59 p.m.

W. Greg Nelson, Mayor

ATTEST:

Brenda S. Bingham, City Clerk

*Minutes prepared by Brenda Bingham
Date Approved: CCM 2/19/13*

An audio recording of this meeting is available at City Hall upon request or it can be accessed at the City of Kuna website www.cityofkuna.com.