



OFFICIALS

Joe Stear, Mayor
Greg McPherson, Council President
Richard Cardoza, Council Member
Warren Christensen, Council Member
John Laraway, Council Member

CITY OF KUNA
Kuna City Hall Council Chamber, 751 W 4th Street, Kuna, Idaho 83634

City Council Meeting
MINUTES
Tuesday, September 7, 2021

6:00 P.M. REGULAR CITY COUNCIL

For questions, please call the Kuna City Clerk's Office at (208) 387-7726.

1. *Call to Order and Roll Call*

(Timestamp 00:00:15)

COUNCIL MEMBERS PRESENT:

Mayor Joe Stear – In Person
Council President Greg McPherson – In Person
Council Member Richard Cardoza – In Person
Council Member Warren Christensen – In Person
Council Member John Laraway – In Person

CITY STAFF PRESENT:

Bill Gigray, City Attorney – In Person
Chris Engels, City Clerk – In Person
Jared Empey, City Treasurer – In Person
Bobby Withrow, Parks Director – In Person
Mike Fratusco, Kuna Police Chief – In Person
Jace Hellman, P & Z Director – In Person

2. *Invocation: None*

3. *Pledge of Allegiance: Mayor Stear*

(Timestamp 00:00:27)

4. *Consent Agenda:* ALL OF THE LISTED CONSENT AGENDA ITEMS ARE ACTION ITEMS

(Timestamp 00:00:51)

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. Regular City Council Meeting Minutes Dated August 17, 2021

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 (208) 922-5546. 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.

B. Accounts Payable Dated September 2, 2021, in the amount of \$441,947.43

C. Resolution R31-2021.

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT WITH THE ADA COUNTY PROSECUTING ATTORNEY TO PROVIDE PROSECUTORIAL SERVICES FOR CITY MISDEMEANORS FOR THE FISCAL YEAR 2021-2022.

D. Resolution R32-2021.

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO ACCEPTING THE DEED OF PUBLIC UTILITIES EASEMENT FROM M3 ID FALCON CREST LLC.

E. Resolution R33-2021.

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING A PERFORMANCE BOND BY M3 ID FALCON CREST, LLC, FOR FALCON CREST SUBDIVISION NO. 1 FOR UNCOMPLETED WORK INCLUDING STREET LIGHTING, FENCING AND LANDSCAPING PURSUANT TO THE TERMS OF THIS RESOLUTION.

F. Resolution R34-2021.

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT WITH THE ADA COUNTY SHERIFF'S OFFICE FOR LAW ENFORCEMENT SERVICES FOR THE FISCAL YEAR 2022 FOR THE CITY OF KUNA, IDAHO.

G. Resolution R36-2021.

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING A PERFORMANCE BOND BY M3 ID FALCON CREST, LLC, FOR FALCON CREST SUBDIVISION NO. 2 FOR UNCOMPLETED WORK INCLUDING STREET LIGHTING, FENCING AND LANDSCAPING PURSUANT TO THE TERMS OF THIS RESOLUTION.

H. Consideration to approve **21-08-FP** (Final Plat) - Applicant seeks final plat approval for the *Falcon Crest Subdivision No. 1*, for approx. 16.94 acres. If approved, this will create 49 single family lots, and eleven (11) common lots.

I. Consideration to approve **21-09-FP** (Final Plat) - Applicant seeks final plat approval for the *Falcon Crest Subdivision No. 2*, for approx. 16.94 acres. If approved, this will create 48 single family lots, and nine (9) common lots.

Motion To: Approve the Consent Agenda as published
Motion By: Council President McPherson
Motion Seconded: Council Member Christensen
Further Discussion: None
Approved by the Following Roll Call Vote:
Voting Aye: Council Members Cardoza, Christensen, Laraway, and McPherson
Voting No: None
Absent: None
Motion Passed: 4-0-0

5. External Reports or Requests:

(Timestamp 00:01:35)

- A.** Kuna Bicycle and Pedestrian Plan – Executive Summary, Edinson Bautista, ACHD Sr. Transportation Planner.

Edinson Bautista, provided an update to the Kuna Bicycle and Pedestrian Plan and stood for questions.

Mayor Stear and City Council asked questions about the project list and why Ten Mile wasn't included.

Edinson Bautista explained the reasoning.

- B.** COMPASS Fiscal Impact Tool – Carl Miller, Principal Planner, COMPASS.

(Skipped) Carl Miller not present.

6. Public Hearings: None

7. Business Items:

(Timestamp 00:10:08)

- A.** Consideration to approve Resolution R35-2021 Approving J&M Sanitation New Fee Schedule. Jared Empey, City Treasurer ACTION ITEM

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO APPROVING A NEW FEE SCHEDULE FOR TRASH COLLECTION SERVICES THAT REFLECTS A RATE INCREASE OF 4.72% FOR EACH SERVICE RELATED TO THE CITY'S COLLECTION, HAULING AND REMOVAL OF SOLID WASTE WITH ITS CONTRACTOR J&M SANITATION, WITH AN EFFECTIVE DATE OF OCTOBER 1, 2021.

Jared Empey reviewed the rate increase and stood for questions.

Council Members Christensen and Cardoza asked about the need for extra trash cans being needed due to rule changes for trash pick-up.

Chad, J & M Sanitation, explained that due to the extra trash cans being needed for the rule change, J & M Sanitation did not take a rate increase last year. Chad also gave an update on the Electric Trash Refuse Vehicles in their fleet.

Motion To: Approve Resolution R35-2021.

Motion By: Council President McPherson

Motion Seconded: Council Member Christensen

Further Discussion: None

Motion Passed: 4-0-0

B. Proclamation – Elevate our Everyday Heroes. Mayor Stear

(Timestamp 00:20:42)

C. Proclamation – City of Kuna to acknowledge Constitution Week as September 17-23. Mayor Stear.

(Timestamp 00:23:10)

8. Ordinances:

(Timestamp 00:24:32)

A. Consideration to approve Ordinance No. 2021-19A ACTION ITEM

A MUNICIPAL ANNEXATION AND ZONING ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KUNA:

- MAKING CERTAIN FINDINGS AND DECLARATION OF AUTHORITY; AND
- ANNEXING CERTAIN REAL PROPERTIES, TO WIT: ADA COUNTY ASSESSOR'S PARCEL NOS. S1313449905 OWNED BY SH69 NORTH LLC, AND S1313449910 OWNED BY SH 69 HOLDINGS LLC WITHIN UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, INTO THE CITY OF KUNA, IDAHO; AND
- ESTABLISHING THE ZONING CLASSIFICATIONS OF SAID REAL PROPERTIES; AND
- DIRECTING THE CITY ENGINEER AND THE CITY CLERK; AND
- PROVIDING AN EFFECTIVE DATE.

Consideration to waive three readings

Consideration to approve Ordinance

Motion To: Waive three readings of Ordinance No. 2021-19A

Motion By: Council President McPherson

Motion Seconded: Council Member Christensen

Further Discussion: None

Recused: None

Absent: None

Motion Passed: 4-0-0

Motion To: Approve Ordinance No. 2021-19A

Motion By: Council President McPherson

Motion Seconded: Council Member Christensen

Further Discussion: None

Approved by the Following Roll Call Vote:

Voting Aye: Council Members Cardoza, Christensen, Laraway, and McPherson

Voting No: None

Absent: None

Motion Passed: 4-0-0

- B.** Consideration to approve Ordinance 2021-27 Amending Title 2 with addition of Chapter 6 Development Impact Fee Advisory Committee. Chris Engels, City Clerk. ACTION ITEM (Timestamp 00:26:28)

AN ORDINANCE, REGARDING DEVELOPMENT IMPACT FEE ADVISORY COMMITTEES, AMENDING TITLE 2 BY THE ADDITION OF A NEW CHAPTER 6 ESTABLISHING THE CITY OF KUNA DEVELOPMENT IMPACT FEE ADVISORY COMMITTEE; DIRECTING THE CITY CLERK; AND PROVIDING AN EFFECTIVE DATE AND PUBLICATION.

Bill Gigray, City Attorney, reviewed Ordinance 2021-27 and the next Ordinance 2021-28.

Consideration to waive three readings

Consideration to approve Ordinance

Consideration to approve Summary Publication

Motion To: Waive three readings of Ordinance 2021-27

Motion By: Council President McPherson

Motion Seconded: Council Member Christensen

Further Discussion: None

Recused: None

Absent: None

Motion Passed: 4-0-0

Motion To: Approve Ordinance 2021-27.

Motion By: Council President McPherson

Motion Seconded: Council Member Christensen

Approved by the Following Roll Call Vote:

Voting Aye: Council Members Cardoza, Christensen, Laraway, and McPherson

Voting No: None

Absent: None

Motion Passed: 4-0-0

Motion To: Approve summary publication of Ordinance 2021-27

Motion By: Council President McPherson

Motion Seconded: Council Member Christensen

Further Discussion: None
Recused: None
Absent: None
Motion Passed: 4-0-0

- C. Consideration to approve Ordinance 2021-28 Establishing one advisory Committee all Impact Fees. Chris Engels, City Clerk ACTION ITEM
(Timestamp 00:32:01)

AN ORDINANCE, REGARDING DEVELOPMENT IMPACT FEE ADVISORY COMMITTEES, AMENDING SECTION 2 OF CHAPTER 3 OF TITLE 12; REPEALING SECTION 15 OF CHAPTER 3 OF TITLE 12; AMENDING SECTION 2 OF CHAPTER 2 OF TITLE 12 KUNA CITY CODE; REPEALING SECTION 16 OF CHAPTER 2 OF TITLE 12; AMENDING SECTION 2 OF CHAPTER 1 OF TITLE 12 KUNA CITY CODE; AND REPEALING SECTION 13 OF CHAPTER 1 OF TITLE 12 KUNA CITY CODE; DIRECTING THE CITY CLERK; AND PROVIDING AN EFFECTIVE DATE AND PUBLICATION.

Consideration to waive three readings
Consideration to approve Ordinance
Consideration to approve Summary Publication

Motion To: Waive Three readings
Motion By: Council President McPherson
Motion Seconded: Council Member Christensen
Further Discussion: None
Recused: None
Absent: None
Motion Passed: 4-0-0

Motion To: Approve Ordinance 2021-28
Motion By: Council President McPherson
Motion Seconded: Council Member Christensen
Approved by the Following Roll Call Vote:
Voting Aye: Council Members Cardoza, Christensen, Laraway, and McPherson
Voting No: None
Absent: None
Motion Passed: 4-0-0

Motion To: Approve summary publication of Ordinance 2021-28
Motion By: Council President McPherson
Motion Seconded: Council Member Christensen
Further Discussion: None
Recused: None
Absent: None
Motion Passed: 4-0-0

9. Executive Session: None
(Timestamp 00:37:17)

Executive Session – Idaho Code Section 74-206 (1)(c) (c) To receive information regarding the acquisition of an interest in real property which is not owned by the City of Kuna.

Motion To: Adjourn to Executive Session at 6:37 P.M.

Motion By: Council President McPherson

Motion Seconded: Council Member Christensen

Further Discussion: None

Recused: None

Absent: None

Motion Passed: 4-0-0

Business Continued:

Consideration to approve negotiations for Land Acquisition

No decision made.

10. Mayor/Council Announcements:

11. Adjournment: 6:37 PM



Joe L. Stear, Mayor

ATTEST:



Chris Engels, City Clerk

Minutes prepared by Nathan Stanley, Deputy City Clerk
Date Approved: CCM 09.21.2021

