

OFFICIALS
Joe Stear, Mayor
Greg McPherson, Council President
Chris Bruce, Council Member
Matt Biggs, 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, August 01, 2023

6:00 P.M. REGULAR CITY COUNCIL

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

ALL ITEMS ON THE KUNA CITY COUNCIL AGENDA ARE CONSIDERED ACTION ITEMS UNLESS OTHERWISE INSTRUCTED BY THE CITY COUNCIL.

1. Call to Order and Roll Call

(Timestamp 00:00:05)

COUNCIL MEMBERS PRESENT:

Mayor Joe Stear
Council President McPherson
Council Member Chris Bruce - Absent
Council Member Matt Biggs
Council Member John Laraway

CITY STAFF PRESENT:

Marc Bybee, City Attorney
Jared Empey, City Treasurer
Mike Fratusco, Kuna Police Chief
Doug Hanson, P & Z Director
Bobby Withrow, Parks Director
Morgan Treasure, Economic Development Director
Nancy Stauffer, Human Resource Director
Paul Stevens, City Engineer
Jessica Reid, Associate Planner

2. Invocation

3. Pledge of Allegiance: Mayor Stear

(Timestamp 00:00:15)

4. Consent Agenda: ACTION ITEMS

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.

(Timestamp 00:00:55)

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) 387-7726. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at 387-7726 at least forty-eight (48) hours prior to the meeting to allow the City to make reasonable arrangements to ensure accessibility to this meeting.

- A. Regular City Council Meeting Minutes Dated July 18, 2023
- B. Accounts Payable Dated July 27, 2023, in the amount of \$ 2,291,287.42
- C. Final Plats
 - 1. 23-06-FP (Final Plat) Circinae Valley Subdivision

D. Resolutions

- 1. Resolution R56-2023

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE SITE WORK PREPARATION REIMBURSEMENT AGREEMENT FOR FALCON CREST SUBDIVISION; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND THE CITY CLERK TO ATTEST TO SAID SIGNATURE; AND AUTHORIZING THE CITY TREASURER TO PAY M3 COMPANIES, LLC THE AMOUNT OF THREE HUNDRED EIGHTY-ONE THOUSAND, EIGHT HUNDRED THIRTY-TWO DOLLARS AND SEVENTY-SEVEN CENTS (\$381,832.77) PURSUANT TO THE TERMS OF SAID AGREEMENT.

- 2. Resolution R57-2023

-Removed

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE VACATION OF A PORTION OF AN EXSTING SIDE-YARD UTILITY EASMENT IN LOT 45, BLOCK 1 OF FALCON CREST SUBDIVISION NO. 1; BEING MORE PARTICULARLY DESCRIBED IN EXHIBIT "A".

Motion To: Approve the Consent Agenda with the removal of Resolution R57-2023.

Motion By: Council President McPherson

Motion Seconded: Council Member Laraway

Further Discussion: None

Approved by the Following Roll Call Vote:

Voting Aye: Council Members, Laraway, Biggs, McPherson

Voting No: None

Absent: Bruce

Motion Passed: 3-0-0

5. Public Hearings:

Public Hearing Process: Items begin with the presentation of the project by staff for up to 15 minutes. The applicant is then allowed 10 minutes to present their project. Members of the public are allowed up to 3 minutes each, to address City Council with testimony restricted to the matter at hand. After all public testimony, the applicant is allowed 5 minutes for rebuttal.

City Council members may ask questions throughout the public hearing process.

Once the public hearing is closed, no further testimony or comments are heard.

City Council may move to continue the application to a future meeting or approve or deny the application.

6. Business Items:

7. Ordinances:

(Timestamp 00:01:48)

A. Consideration to approve Ordinance 2023-18 ACTION ITEM

A MUNICIPAL REZONE ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KUNA:

- MAKING CERTAIN FINDINGS; AND
- REZONING CERTAIN REAL PROPERTY, TO WIT: OWNED BY BODAHL FARM, LLC, SITUATED WITHIN THE CORPORATE CITY LIMITS OF THE CITY OF KUNA, ADA COUNTY, IDAHO; AND
- AMENDING THE ZONING MAP; 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 2023-18

Motion By: Council President McPherson

Motion Seconded: Council Member Laraway

Further Discussion: None

Recused: None

Absent: Bruce

Motion Passed: 3-0-0

Motion To: Approve Ordinance 2023-18

Motion By: Council President McPherson

Motion Seconded: Council Member Laraway

Approved by the Following Roll Call Vote:

Voting Aye: Council Members McPherson, Biggs, Laraway

Voting No: None

Absent: Bruce

Motion Passed: 3-0-0

8. Executive Session:

(Timestamp 00:03:18)

- A. Executive Session Under Idaho Code 74-206(c) To acquire an interest in real property not owned by a public agency; (f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement.

Motion To: Enter into Executive Session
Motion By: Council President McPherson
Motion Seconded: Council Member Laraway
Approved by the Following Roll Call Vote:
Voting Aye: Council Members McPherson, Biggs, Laraway
Voting No: None
Absent: Bruce
Motion Passed: 3-0-0

Those named to remain: City Council, Mayor Stear, Marc Bybee, Paul Stevens, Jared Empey, Jessica Reid, KM Engineering – Kevin McCarthy, Larry Vincover (?)

Councilmember Bruce was in attendance via speakerphone.

Motion To: End Executive Session
Motion By: Council President McPherson
Motion Seconded: Council Member Biggs
Approved by the Following Roll Call Vote:
Voting Aye: Council Members McPherson, Biggs, Laraway
Voting No: None
Absent: Bruce
Motion Passed: 4-0-0

9. Mayor/Council Announcements:

10. Adjournment: 7:00 PM



Joe L. Stear, Mayor

ATTEST:



Chris Engels, City Clerk



*Minutes prepared by Nathan Stanley, Deputy City Clerk
Date Approved: CCM 08.15.2023*