



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 15, 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 00:00:29)

COUNCIL MEMBERS PRESENT:

Mayor Joe Stear
Council President McPherson
Council Member Chris Bruce
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 00:00:45)

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 00:01:06)

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 August 1, 2023

B. Accounts Payable Dated August 10, 2023, in the amount of \$ 2,521,647.48

C. Resolutions

1. Resolution R58-2023

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE DANSKIN FORCE MAIN IN TEN MILE RD REIMBURSEMENT AGREEMENT; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND THE CITY CLERK TO ATTEST TO SAID SIGNATURE; AND AUTHORIZING THE CITY TREASURER TO PAY THE WESTPARK COMPANY, INC. THE AMOUNT OF FOUR MILLION NINE HUNDRED EIGHTY-FIVE THOUSAND, TWO HUNDRED NINETY DOLLARS AND SIXTY-SIX CENTS (\$4,985,290.66) PURSUANT TO THE TERMS OF SAID AGREEMENT.

2. Resolution R59-2023

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO ACCEPTING THE AGREEMENT FOR TEMPORARY EASEMENT FROM ARROYO CAP-II, LLC.

3. Resolution R60-2023

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO SETTING FORTH CERTAIN PURPOSES, APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY COUNCIL THAT CERTAIN AGREEMENT TITLED THE "FIRST AMENDED AND REFORMED AGREEMENT FOR CITY ATTORNEY CIVIL LEGAL SERVICES", DIRECTING THE CITY CLERK, AND SETTING AN EFFECTIVE DATE.

Motion To: Approve the Consent Agenda

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, Bruce

Voting No: None

Absent: None

Motion Passed: 4-0-0

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.
(Timestamp 00:01:46)*

- A. Consideration to approve Case Nos. 22-11-AN (Annexation) and 22-05-LS (Lot Split)
– Applicant requests Annexation approval with the R-2 zone near the SWC of Ten Mile Road and King Road in Section 27, Township 2 North, Range 1 West; 1597 S Forrey Road and 1920 W King Road (APN’s: R7321000501 and R8372000050). Applicant also requests Lot Split approval for parcel R8372000050. – Troy Behunin, Senior Planner **ACTION ITEM**

Troy Behunin, Senior Planner, Planning and Zoning, reviewed the application and stood for questions.

Open Public Hearing

Receive evidence

Consideration to close evidence presentation and proceed to deliberation

Council President McPherson recused himself from deliberations.

Motion To: Close Evidence presentation and proceed to deliberation

Motion By: Council Member Biggs

Motion Seconded: Council Member Bruce

Voting Aye: Biggs, Bruce, Laraway

Voting No: None

Absent: None

Abstained: McPherson

Motion Passed: 3-0-0-1

Motion To: **Approve** Case No. 22-11-AN (Annexation) and 22-05-LS (Lot Split) with staff recommendations.

Motion By: Council Member Biggs

Motion Seconded: Council Member Laraway

Voting Aye: Biggs, Bruce, Laraway

Voting No: None

Absent: None

Abstained: McPherson

Motion Passed: 3-0-0-1

- B. F.Y. 2024 Budget Hearing – Ordinance 2023-19, Jared Empey, City Treasurer **ACTION ITEM**

(Timestamp 00:06:50)

AN ORDINANCE ENTITLED THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND ENDING SEPTEMBER 30, 2024, PROVIDING FOR FINDINGS, PROVIDING FOR THE ADOPTION OF A BUDGET AND THE APPROPRIATION OF EXPENDITURE OF

SUMS OF MONEY TO DEFRAY THE NECESSARY EXPENSES AND LIABILITIES OF THE CITY OF KUNA, IN ACCORDANCE WITH OBJECT AND PURPOSES AND IN THE CERTAIN AMOUNTS HEREIN SPECIFIED FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023 AND ENDING ON SEPTEMBER 30, 2024; AUTHORIZING A LEVY OF A SUFFICIENT TAX UPON THE TAXABLE PROPERTY OF THE CITY OF KUNA AND PROVIDING FOR AN EFFECTIVE DATE AND THE FILING OF A CERTIFIED COPY OF THIS ORDINANCE WITH THE IDAHO SECRETARY OF STATE, THE ADA COUNTY CLERK, AND THE IDAHO STATE TAX COMMISSION.

Jared Empey, City Treasurer, reviewed the budget for fiscal year 2024 and stood for questions.

Open Public Hearing

Receive evidence

Consideration to close evidence presentation and proceed to deliberation

Motion To: Close Evidence presentation and proceed to deliberation

Motion By: Council Member McPherson

Motion Seconded: Council Member Biggs

Voting Aye: Biggs, Bruce, Laraway, McPherson

Voting No: None

Absent: None

Motion Passed: 4-0-0

Motion To: Approve Ordinance 2023-19 FY2024 Budget

Motion By: Council Member McPherson

Motion Seconded: Council Member Bruce

Voting Aye: Biggs, Bruce, Laraway, McPherson

Voting No: None

Absent: None

Motion Passed: 4-0-0

Motion To: Waive 3 readings of Ordinance 2023-19 FY2024 Budget

Motion By: Council Member McPherson

Motion Seconded: Council Member Bruce

Voting Aye: Biggs, Bruce, Laraway, McPherson

Voting No: None

Absent: None

Motion Passed: 4-0-0

6. Business Items:

(Timestamp 00:12:45)

- A. Consideration to approve Ordinance 2023-20, Doug Hanson, Planning and Zoning Director ACTION ITEM

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

- AMENDING SECTION 8, CHAPTER 6, TITLE 7 OF KUNA CITY CODE MAKING CHANGES TO SUBSECTION H; AND
- PROVIDING A SEVERABILITY CLAUSE; AND
- DIRECTING THE CITY CLERK; AND PROVIDING AN EFFECTIVE DATE.

Doug Hanson, P&Z Director, reviewed the Ordinance Amendment and stood for questions.

Consideration to waive three readings

Consideration to approve Ordinance

Motion To: Waive three readings of Ordinance 2023-20

Motion By: Council President McPherson

Motion Seconded: Council Member Laraway

Further Discussion: None

Recused: None

Absent: None

Motion Passed: 4-0-0

Motion To: Approve Ordinance 2023-20

Motion By: Council President McPherson

Motion Seconded: Council Member Bruce

Approved by the Following Roll Call Vote:

Voting Aye: Council Members McPherson, Biggs, Laraway, and Bruce

Voting No: None

Absent: None

Motion Passed: 4-0-0

- B.** Consideration to approve Resolution R34A-2023 **ACTION ITEM**
(Timestamp 00:15:17)

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF KUNA, IDAHO, REPEALING ALL PREVIOUS PERSONNEL MANUALS AND/OR RELATED PERSONNEL POLICIES AND PROCEDURES, APPROVING AND ADOPTING THE CITY OF KUNA, IDAHO PERSONNEL POLICY (VERSION AUGUST 2023); AUTHORIZING THE MAYOR TO EXECUTE THE MANUAL, AND THE CITY CLERK TO ATTEST TO THE SAME; DIRECTING THE HUMAN RESOURCES DIRECTOR; AND PROVIDING AN EFFECTIVE DATE.

<http://kunacity.id.gov/DocumentCenter/View/8717/R34A-2023-Approving-and-Adopting-City-of-Kuna-Idaho-Personnel-Policy-Version-January-2023-PDF>

Motion To: Approve Resolution R34A-2023

Motion By: Council President McPherson

Motion Seconded: Council Member Laraway

Voting Aye: Bruce, Biggs, Laraway, McPherson
Voting No: None
Absent: None
Motion Passed: 4-0-0

C. Consideration to approve Resolution R47-2023 ACTION ITEM
(Timestamp 00:16:47)

- Staff will recommend to table to a date certain.

NOW, THEREFORE, BE IT A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KUNA, ADA COUNTY, STATE OF IDAHO; MAKING CERTAIN FINDINGS AND PURPOSES; AUTHORIZING THE STAFF AND AGENTS OF THIS CITY TO EXERCISE THE CITY'S RIGHT OF EMINENT DOMAIN TO OBTAIN EASEMENTS FOR THE CONSTRUCTION AND MAINTENANCE OF A SEWER TRUNK LINE; AND AUTHORIZING ANY AND ALL NECESSARY ACTIONS RELATED THERETO AND PROVIDING AN EFFECTIVE DATE. – Tabled from 07.18.2023 meeting

Marc Bybee, City Attorney, discussed next steps.

Motion To: Table to the September 5, 2023 City Council meeting
Motion By: Council Member Bruce
Motion Seconded: Council Member Biggs
Voting Aye: Bruce, Biggs, Laraway, McPherson
Voting No: None
Absent: None
Motion Passed: 4-0-0

7. Ordinances:

8. Executive Session:

9. Mayor/Council Announcements:

10. Adjournment: 6:20



Joe K. Stear, Mayor

ATTEST:


Chris Engels, City Clerk



Minutes prepared by Nathan Stanley, Deputy City Clerk
Date Approved: CCM 09.05.2023



CITY OF KUNA

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SIGN-UP SHEET

August 15, 2023 – City Council, Public Hearing

Case Name: 1597 S Forrey Road & 1920 W King Road

Case Type: Annexation and Lot Split Request.

Case Nos.: 22-11-AN (Annexation) & 22-05-LS (Lot Split)

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

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