

**CITY OF KUNA**  
**REGULAR CITY COUNCIL MEETING**  
**MINUTES**  
**TUESDAY, OCTOBER 15, 2013**  
Kuna City Hall Council Chamber, 763 W. Avalon Street, Kuna, Idaho

**7:00 P.M. REGULAR CITY COUNCIL**

**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  
Wendy Howell, Planning & Zoning Director  
Brenda Bingham, City Clerk

**Call to Order and Roll Call**

Mayor Nelson called the meeting to order at 7:00 p.m. Roll call reflected Council President Cardoza and Council Members Buban-Vonder Haar, Hoiland and Stear present at the meeting.

**Invocation:** Marcus Omdahl, New Beginnings Christian

**Pledge of Allegiance:** Mayor Nelson

**1. Consent Agenda: (Timestamp 00:01:40)**

*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 Old Business or as instructed by the City Council.*

**A. City Council Meeting Minutes:**

1. Minutes of October 1, 2013 Regular City Council Meeting

**B. Accounts Payable Dated October 15, 2013 in the Amount of \$242,460.23**

**C. Alcohol Licenses:**

D. Resolutions:

1. **Resolution No. R41-2013 Cooperative Agreement between Valley Regional Transit and City of Kuna for Annual Dues**

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE 2014 MEMBERSHIP AGREEMENT WITH VALLEY REGIONAL TRANSIT; AND PAY THE MEMBER DUES IN THE BUDGETED AMOUNT OF ONE THOUSAND DOLLARS (\$1,000.00).

E. Findings of Facts and Conclusions of Law:

**Council Member Stear moved to approve the Consent Agenda as presented. Seconded by Council Member Buban-Vonder Haar, all voting aye. Motion carried 4 -0.**

2. **Citizen's Reports or Requests:**

A. Fee Waiver Request for Use of the Senior Center for a Thanksgiving Potluck – Diana Cullin (*Timestamp 00:02:31*)

**Diana Cullin, Lions Club Vice-President, asked for a fee waiver to use the Senior Center for their annual Thanksgiving dinner. It was noted this is the 15<sup>th</sup> year of serving the dinner for anyone needing a place to eat and the staff on duty at the Fire and Police Departments are invited as well.**

**Council Member Stear moved to waive the fees for the Thanksgiving potluck for the Lions Club on November 28. Seconded by Council Member Buban-Vonder Haar, all voting aye. Motion carried 4-0.**

B. Fee Waiver Request for Use of the Senior Center on Tuesday Evenings by the Snake River Young Marines – Cynthia Jones (*Timestamp 00:04:15*)

Cynthia Jones introduced their group and it was explained the Young Marines is a youth education and service program for boys and girls ages 8 through high school to help promote the mental, moral and physical development of the youth. They asked for use of the facility to start a program in Kuna and plan to provide community service in any area needed. There are 7 Young Marines enrolled at this time and they plan to do more recruiting.

The Council asked them to visit with the Senior's to make sure the request works well with their schedule and for a decision to be considered at the next meeting.

3. **Old Business:**

- A. Update on Kuna Crossing Feasibility and Implementation Plan – Jeff Lowe, Senior Transportation (*Timestamp 00:13:49*)

Jeff Lowe presented the update showing the response from the public received at workshops regarding the various possibilities for a crossing over Indian Creek and the railroad tracks. Ten Mile Road, Meridian Road, Avalon Road, Linder/Swan Falls Road area and other sites were listed but nothing was decided on what should be pursued. Pros, cons and impacts to the various options were reported noting the three most important factors from the public responses reflected safety, mobility and economic development.

Mr. Lowe also explained there is a possibility that if the crossing is built on Meridian Road then the existing at-grade crossing at Stroebel Road might go away.

4. **Public Hearings:** (7:00 p.m. or as soon thereafter as matters may be heard.) (*Timestamp 00:44:09*)

- A. **Kuna 75 LLC Property** - Public Hearing for All Interested Parties and Citizens to Have an Opportunity to be Heard to Discuss the Proposed Payoff for the LID Lien in the Amount of Approximately \$258,595.66, Plus Additional Penalties and Interest that may Accrue From and After September 15, 2013 as Attached to the Property Known as the Kuna 75, LLC Property. Resolution R29-2013 Declares the Intent of the City to Pay Off the LID Lien and Acquire the Sixty (60) EDUs Resulting in the City of Kuna Owning Said Real Property Free and Clear of Any and All Liens and Consisting of Approximately 20.164 Acres – Richard Roats, City Attorney

Mayor Nelson opened the Public Hearing at 7:45 p.m. The Mayor stated no one has signed up to speak but invited anyone interested to come forward.

Hearing no testimony, the Mayor closed the hearing at 7:46 p.m.

**Council Member Buban-Vonder Haar moved to make payment to clear the subject property of the lien.**

**Council President Cardoza asked if the \$194,025.00 would be paid out of the Sewer Fund for the LID assessment or if it was for the EDU's.**

**Attorney Roats explained it is for the 60 EDU's at the principal value.**

**Mr. Cardoza asked if the General Fund is paying for the penalties and interest.**

**Mr. Roats stated yes, that is how it was structured during the budget. He also explained that as part of Mr. Eck's contribution at last week's meeting, the City will get the full amount reimbursed from that payment. Mr. Roats stated he received the check last Friday when it closed. Clarification was made that the 60 EDU's will transfer back to the Sewer Department.**

**The motion was seconded by Council Member Stear, all voting aye.**

**Motion carried 4-0.**

**5. New Business:**

- A. Resolution No. R44-2013 Irrigation Assessment for 2014** – Gordon Law, City Engineer Approve 2014 Irrigation Assessment Resolution, Accept Assessment Roll for Filing in the Office of City Clerk, Approve 2014 Irrigation Estimate of Expenses, Approve Uniform Method of Assessment and Set Date for Board of Correction (*Timestamp 00:49:33*)

A RESOLUTION OF THE COUNCIL OF THE CITY OF KUNA, IDAHO SETTING FORTH FEES, ASSESSMENTS AND POLICIES FOR THE KUNA MUNICIPAL IRRIGATION DISTRICT FOR SAID CITY; RECEIVING AND ACCEPTING THE ASSESSMENT BOOK FOR THE 2014 IRRIGATION SEASON; RECEIVING AND ACCEPTING THE ESTIMATE OF EXPENSES FOR THE 2014 IRRIGATION SEASON; SETTING THE TIME AND PLACE FOR THE MEETING OF THE BOARD OF CORRECTION FOR 2014 ASSESSMENTS; SETTING FEES FOR CONNECTING TO SAID IRRIGATION SYSTEM; SETTING UNIFORM METHOD OF ALLOCATING ASSESSMENTS FOR THE 2014 IRRIGATION SEASON; ESTABLISHING BILLING POLICIES; SETTING CUSTOMER SERVICE CHARGES; SETTING SYSTEM POLICIES; REPEALING EXISTING FEES AND POLICIES AS PREVIOUSLY SET BY RESOLUTION, AND SETTING AN EFFECTIVE DATE.

Gordon Law explained this is an annual process but nine months ago it was suggested to move up the assessment time from January to be in effect for November 1 so that is why it is before them now. It was also decided to spread the monthly installments over a nine month period.

The resolution fulfills the following five essential requirements:

- Preparation of an assessment roll.
- Preparation of an estimate of costs.
- Development of a uniform method of distributing costs.
- Providing of notice of assessment.
- Providing an opportunity for objections to assessments to be heard which occurs in March at the Board of Correction meeting.

Details of the expenses were explained by Mr. Law as well as questions from the Council.

Council President Cardoza made recommendation to increase the tampering fee from \$35 to \$100. More discussion took place regarding other fees.

**Council Member Buban-Vonder Haar moved to approve Resolution No. R44-2013 with the noted change that the Tampering Fee will be increased to \$100 instead of the \$35 as listed. Seconded by Council Member Stear, all voting aye. Motion carried 4-0.**

**B. Resolution No. R45-2013 Employee Health Insurance Interim Renewal Opportunity**  
– John Marsh, City Treasurer (*Timestamp 01:11:25*)

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE CITY TREASURER TO ACCEPT AN INTERIM OFFER OF RENEWAL OF THE CITY'S EXISTING HEALTH INSURANCE PLAN WITH REGENCE BLUESHIELD OF IDAHO, THE CITY'S CURRENT HEALTH INSURANCE CARRIER.

John Marsh explained the reason for the offer is due to new requirements of the Affordable Care Act. None of the existing health plan contents have changed except for a reduction in the City's monthly premiums resulting in an annual savings of \$2,959.20.

**Council Member Stear moved to adopt Resolution No. R45-2013. Seconded by Council Member Buban-Vonder Haar, all voting aye. Motion carried 4-0.**

**6. Ordinances:**

**7. Mayor/Council Discussion Items:** (*Timestamp 01:14:10*)

Council reported that the new painting of the water tower looks great.

Interviews for proposals on the Feasibility Study for the swimming pool will take place next week October 21 – 23.

Safety Day went well, good participation from kids and families. Safety message was delivered and went quite well for first go at it. The Mayor's Bike and Skate Competition to promote drug free youth went well and many prizes were given out.

**8. Announcements:**

The Chamber of Commerce is hosting a Candidate Forum on October 23 at 6:30 p.m. at the High School.

**9. Executive Session:**

**10. Adjournment:**

Council Member Stear moved to adjourn the meeting at 8:25 p.m.

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W. Greg Nelson, Mayor

ATTEST:

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Brenda S. Bingham, City Clerk

*Minutes prepared by Brenda Bingham*  
*Date Approved: CCM11/6/13*