

CITY OFFICIALS
W. Greg Nelson, Mayor
Richard Cardoza, Council President
Briana Buban-Vonder Haar, Council Member
Pat Jones, Council Member
Joe Stear, Council Member

CITY OF KUNA

Kuna City Hall Council Chamber, 763 W. Avalon Street, Kuna, Idaho

Regular City Council Meeting

AGENDA

Tuesday, November 4, 2015

7:00 P.M. REGULAR CITY COUNCIL

- 1. Call to Order and Roll Call**
- 2. Invocation:** Randy Maxwell, 7th Day Adventist Church
- 3. Pledge of Allegiance:** Mayor Nelson
- 4. Consent Agenda:**

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. Regular City Council Minutes, October 20, 2015**
- B. Accounts Payable Dated October 29, 2015 in the Amount of \$223,999.74**
- C. Resolution:**
- D. Findings of Facts and Conclusions of Law:**
 - 1. Consideration to Approve Findings of Fact based on the record contained in Case No. 15-04-S, Ardell Estates preliminary plat, including the exhibits, staff's report and the public testimony at the public hearing.**
 - 2. Consideration to Approve Findings of Fact for case No's 14-07-AN and 14-03-LS, Daniel and Gina Safford, as outlined in staff's report, including the exhibits and the public testimony at the public hearing.**

5. Citizen's Reports or Requests:

6. Public Hearings: (7:00 p.m. or as soon thereafter as matters may be heard.)

Consideration to Approve Case No. 15-01-AN, *Falcon Crest Annexation* – Troy Behunin, Senior Planner

Applicant requests annexation of approximately 294.31 acres into the City limits. Applicant and other property owners are requesting the Agriculture (AG) zone for all parcels. This is to set the stage for the future of the Golf Course. At an unknown time in the future, it is anticipated the remainder of the Golf Course will annex into the City, when a specific development plan for the area is known and will go through the application review process at that time.

7. Business Items:

- A.** Consideration to Approve Case No. 15-03-LLA; A Lot Line Adjustment request by Gary Herriott - Troy Behunin, Senior Planner

Applicant requests to reconfigure two qualifying parcels to better suit the needs of the two parcels.

- B.** Consideration to Approve Resolution R79-2015 Approving Spectrum Lease Agreement – Gordon Law, City Engineer

APPROVING “SPECTRUM LEASE AGREEMENT”; AND AUTHORIZING THE MAYOR, CITY CLERK AND CITY ENGINEER TO EXECUTE “SPECTRUM LEASE AGREEMENT”.

- C.** Consideration to Approve Resolutions in preparation for the City’s application for a Community Development Block Grant with Idaho Commerce for Downtown Revitalization – Chris Engels, City Clerk

- 1.** Consideration to Approve R80-2015 ICDBG Citizen Participation Plan

A RESOLUTION OF THE CITY OF KUNA, IDAHO APPROVING THE IDAHO COMMUNITY DEVELOPMENT BLOCK GRANT (ICDBG) CITIZEN PARTICIPATION PLAN; AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME AND THE CLERK TO ATTEST TO SAID EXECUTION.

- 2.** Consideration to Approve R81-2015 JUB Professional Service Agreement

A RESOLUTION OF THE CITY OF KUNA, IDAHO APPROVING THE PROFESSIONAL SERVICES AGREEMENT WITH JUB ENGINEERS, INC. TO PREPARE AN IDAHO COMMUNITY DEVELOPMENT BLOCK GRANT (ICDBG) CITIZEN PARTICIPATION PLAN DOWNTOWN

REVITALIZATION PLAN FOR THE CITY OF KUNA, IDAHO; AND
AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT.

3. Consideration to Approve R82-2015 Establishing a Redevelopment Area

A RESOLUTION TO ESTABLISH A REDEVELOPMENT AREA

- D. Consideration to Appoint Ron Herther to the Planning and Zoning Commission effective November 1, 2015. Mr. Herther's term will expire on November 1, 2018 – Wendy Howell, P & Z Director
- E. October 2015 Construction Report – Gordon Law, City Engineer
(No Action Required)

8. Ordinances:

- A. *First Reading* of Ordinance No 2015-12 Idaho Power Franchise Agreement – Richard Roats, City Attorney

Consideration to waive three readings

Consideration to approve ordinance

Consideration to approve a summary publication of the ordinance

AN ORDINANCE IN ACCORDANCE WITH IDAHO CODE SECTIONS 50-328, 50-329 AND 50-329A GRANTING A FRANCHISE TO IDAHO POWER COMPANY, AN IDAHO CORPORATION, AND TO ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, MAINTAIN AND OPERATE IN AND UPON THE PRESENT AND FUTURE STREETS, HIGHWAYS AND OTHER PUBLIC PLACES WITHIN THE CORPORATE LIMITS OF THE CITY OF KUNA, IDAHO, ELECTRIC UTILITY PROPERTY AND FACILITIES FOR SUPPLYING ELECTRICITY AND ELECTRIC SERVICE TO THE CITY, THE INHABITANTS THEREOF, AND OTHERS FOR A TERM OF TEN (10) YEARS; PROVIDING A RIGHT TO THE CITY TO PHYSICALLY LOCATE AND MAINTAIN TELEPHONE, CABLE, FIBER OPTICS OR OTHER COMMUNICATIONS FACILITIES ON THE POLES AND OTHER FACILITIES OF GRANTEE; PROVIDING FOR A HOLD HARMLESS CLAUSE; PROVIDING FOR A REQUIREMENT FOR INSURANCE; PROVIDING FOR A PROCESS TO IMPLEMENT A FRANCHISE FEE; PROVIDING FOR A NON COMPETE CLAUSE; PROVIDING A CLAUSE THAT PERMITS THE CITY TO GENERATE POWER FOR ITS OWN CONSUMPTION; RESERVING POWER OF EMINENT DOMAIN; PROVIDING FOR THE PAYMENT OF FRANCHISE FEES; AND SPECIFYING OTHER LIMITATIONS, TERMS AND CONDITIONS GOVERNING THE EXERCISE OF SAID FRANCHISE.

- B.** *First Reading of Ordinance No 2015-18 Annexing Real Property – Trevor Kesner, Planner II*

Consideration to waive three readings

Consideration to approve ordinance

Consideration to approve a summary publication of the ordinance

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY, TO WIT: PARCEL NO. R5070501603 AND PARCEL NO. R5070501602 SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA INTO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

9. Mayor/Council Discussion Items:

10. Announcements:

11. Executive Session:

12. Adjournment: