

OFFICIALS

Joe Stear, Mayor
Pat Jones, Council President
Briana Buban-Vonder Haar, Council Member
Richard Cardoza, Council Member
Greg McPherson, Council Member



CITY OF KUNA

Kuna City Hall Council Chamber, 751 W 4th Street, Kuna, Idaho

City Council Meeting AGENDA Tuesday, December 6, 2016

Please note the new City Hall location: 751 W 4th Street, Kuna, Idaho

6:00 P.M. REGULAR CITY COUNCIL

1. **Call to Order and Roll Call**
2. **Invocation:** Karen Hernandez, United Methodist Church
3. **Pledge of Allegiance:** Mayor Stear
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 Business or as instructed by the City Council.

A. City Council Meeting Minutes:

1. Regular City Council Minutes, November 15, 2016

B. Accounts Payable Dated December 2, 2016 in the Amount of \$510,714.41

C. Final Plat

1. Consideration to approve 16-12-FP (Final Plat – Ardell Estates Sub No. 1) - Applicant seeks final plat approval for Ardell Estates Sub No. 1. If approved, this will create 43 buildable lots and eight (8) commercial lots, at the south west corner of Linder and Ardell Roads.
2. Consideration to approve 16-13-FP (Final Plat – Silver Trail Sub No. 2) - Applicant seeks final plat approval for Silver Trail Sub No. 2. If approved, this will create 45 buildable lots and six (6) commercial lots, adjacent to Silver Trail No.1 and Applewood Subdivision.

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 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.

D. Resolutions

1. Consideration to approve Resolution No. R90-2016 - Accepting Sewer Easement for the Orchard Lift Station Project

RESOLUTION APPROVING ACCEPTANCE OF A SEWER EASEMENT ON GRANTOR'S PROPERTY FOR THE PURPOSE OF CONSTRUCTING, OPERATING AND MAINTAINING A SEWER MAIN FOR THE ORCHARD REGIONAL LIFT STATION PROJECT.

2. Consideration to approve Resolution No. R91-2016 - Accepting Temporary Pressure Irrigation Easement for the Greyhawk Subdivision No. 5 Project

RESOLUTION APPROVING ACCEPTANCE OF A TEMPORARY EASEMENT ON PROPERTY OF JERRY HESS AND JOAN HESS LIVING TRUST FOR THE PURPOSE OF CONSTRUCTING AND MAINTAINING A PRESSURE IRRIGATION MAIN FOR THE GREYHAWK SUBDIVISION NO. 5 PROJECT.

3. Consideration to approve Resolution No. R92-2016 - Approving Terms of a Letter of Credit for Timbermist Subdivision No. 3 Project

A RESOLUTION OF THE CITY OF KUNA, IDAHO APPROVING A BOND FOR COMPLETION OF CONSTRUCTION BY COLEMAN HOMES INC. FOR THE TIMBERMIST NO. 3 SUBDIVISION FOR UNCOMPLETED WORK INCLUDING LANDSCAPING AS REQUIRED FOR PHASE NO. 3 PURSUANT TO THE TERMS OF THIS RESOLUTION.

4. Consideration to approve Resolution No. R93-2016 - Approving Terms of a Letter of Credit for Timbermist Subdivision No. 4 Project

A RESOLUTION OF THE CITY OF KUNA, IDAHO APPROVING A BOND FOR COMPLETION OF CONSTRUCTION BY COLEMAN HOMES INC. FOR THE TIMBERMIST NO. 4 SUBDIVISION FOR UNCOMPLETED WORK INCLUDING LANDSCAPING AS REQUIRED FOR PHASE NO. 4 PURSUANT TO THE TERMS OF THIS RESOLUTION.

5. Consideration to approve Resolution No. R94-2016 – Approving the Purchase of a 2016 Big Tex Dump Trailer as Approved in the Fiscal Year 2017 Budget

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO AUTHORIZING THE CITY OF KUNA, IDAHO'S FACILITIES DIRECTOR, BOB BACHMAN TO NEGOTIATE THE PURCHASE OF A 2016 BIG TEX DUMP TRAILER FOR THE SUM OF \$7,571.00; AUTHORIZING THE MAYOR TO EXECUTE THE PURCHASE AGREEMENT; AND AUTHORIZING THE CITY OF KUNA, IDAHO'S TREASURER, JOHN MARSH TO PAY THE INVOICE.

6. Consideration to approve Resolution No. R95-2016 - Approving the Purchase of a 2016 John Deere 35G Compact Excavator as Approved in the Fiscal Year 2017 Budget

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO
AUTHORIZING THE CITY OF KUNA, IDAHO'S FACILITIES DIRECTOR,
BOB BACHMAN TO NEGOTIATE THE PURCHASE OF A 2016 JOHN
DEERE 35G COMPACT EXCAVATOR FOR THE SUM OF \$48,300.00;
AUTHORIZING THE MAYOR TO EXECUTE THE PURCHASE
AGREEMENT; AND AUTHORIZING THE CITY OF KUNA, IDAHO'S
TREASURER, JOHN MARSH TO PAY THE INVOICE.

7. Consideration to approve Resolution No. R96-2016 – Approving the Cost of Living Increase and the 2016-2017 Step and Grade Chart as Approved in the Fiscal Year 2017 Budget

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO
APPROVING THE COST OF LIVING INCREASE OF ONE AND ONE
HALF PERCENT (1.5%) FOR ALL FULL-TIME CITY EMPLOYEES;
ADOPTING THE 2016-2017 STEP AND GRADE CHART FOR ALL FULL-
TIME NON-DIRECTOR EMPLOYEES AS ATTACHED HERETO AS
EXHIBIT A; AND DECLARING THE EFFECTIVE DATE.

E. Findings of Fact and Conclusions of Law

1. Consideration to approve the Findings of Fact and Conclusions of Law for Case No.s 16-02-S and 16-02-ZC – Subdivision and rezone for Airenal Park Subdivision

5. Community Reports or Requests:

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

- A. Public Hearing and Consideration to approve 16-03-ZC – Trevor Kesner, Planner II

A request from Michael Larson to rezone approximately 0.283 acres in City limits from the current R-6 residential zone to a CBD (Central Business District) commercial zoning designation. The site is located at 368 N. Linder Avenue, Kuna, Idaho.

7. Business Items:

- A. *Continued from the November 15, 2016 Kuna City Council Meeting*

Consideration to approve 16-14-FP (Final Plat) – B & A Engineers representing CBH Homes, Inc d.b.a. Challenger Development, LLC: Applicant requests Final Plat approval for Arbor Ridge Subdivision No. 3. The Final Plat for Arbor Ridge Subdivision No. 3 proposes 49 residential lots and two (2) common lots. — Richard Roats, City Attorney

- B.** Consideration to approve 16-04-LLA (Lot Line Adjustment) – Nancy Stauffer, Planning Technician

The applicants seek LLA approval to finalize the mutual solution agreed upon by both parties to solve an encroachment issue on Mr. Smart's property. Mr. Cronin at 556 W. Trini St. unknowingly had structures which were situated on a portion of Mr. Smart's parcel at 925 N. Goiri St. Upon both parties' discovery of the encroachments; rather than move the fence to correct the issue, they negotiated an agreement to record a new record of survey to move said property line, eliminating the encroachments.

- C.** *Continued from the November 15, 2016 Kuna City Council Meeting*
Consideration to approve Resolution No. R88-2016 – Awarding a Bid to Thueson Construction, Inc. in the Amount of \$440,432.63 for the Lake Hazel Sewer Main Project — Gordon Law, City Engineer

RESOLUTION AWARDING BID FOR THE LAKE HAZEL SEWER MAIN PROJECT TO THUESON CONSTRUCTION, INC. IN THE ADJUSTED AMOUNT OF \$440,432.63; DIRECTING EXPENDITURE OF FUNDS FROM THE SEWER FUND, WATER FUND AND IRRIGATION FUND FOR SAID PROJECT; AND AUTHORIZING THE MAYOR, CITY CLERK AND CITY ENGINEER TO EXECUTE CONTRACT DOCUMENTS WITH SAID BIDDER.

- D.** Direction from Council on directives to a committee and appoint two council persons for the committee for Special Event Ordinance amendments – Mayor Stear

A committee is assembling consisting of staff, two council members and Police/Fire/EMS to review the Special Event Ordinance. Council Member Greg McPherson and Council Member Pat Jones have expressed interest in the committee. A preliminary draft has been provided to the proposed committee. The purpose of the amendments is to address portions of the current code that encumber required users of Special Event Plans, staff processing, liability protection for the city and evaluate the city's level of permitting on private property events that allow public participation.

- E.** Discussion on Splash Pad (*No Action Required*) – Bobby Withrow, Parks Director
- F.** Discussion on Health, Dental, Vision, Life, and AD&D Insurance Renewals – John Marsh, City Treasurer
- G.** Discussion on utility indigent accounts and how Kuna City Council wants to address them – John Marsh, City Treasurer
- H.** Consideration to approve Resolution No. R97-2016 – Approving Additional J&M Sanitation Rates – John Marsh, City Treasurer

A RESOLUTION OF THE CITY OF KUNA, IDAHO ADOPTING THE FOLLOWING FEE SCHEDULE WITH J&M SANITATION, INC.

- I. Consideration to approve Resolution No. R98-2016 – Approving Contracts with Xpress Bill Pay and Chase Paymentech for Providing Electronic Gateway, Administrative, and Merchant Services for the City Billing and Receipting Processes – John Marsh, City Treasurer

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE MAOR TO EXECUTE CONTRACTS WITH XPRESS BILL PAY AND CHASE PAYMENTECH TO PROVIDE ELECTRONIC GATEWAY, ADMINISTRATIVE, AND MERCHANT SERVICES FOR THE CITY BILLING AND RECEIPTING PROCESSES.

8. Ordinances:

- A. Consideration to approve Ordinance No. 2016-34 – Repealing Kuna City Code Title 7, Chapter 4, Entitled “Railroads”

Consideration to waive three readings

Consideration to approve ordinance

Consideration to approve a summary publication of ordinance

AN ORDINANCE OF THE CITY COUNCIL FOR KUNA, IDAHO REPEALING TITLE 7, CHAPTER 4, ENTITLED “RAILROADS” IN ITS ENTIRETY; AND PROVIDING AN EFFECTIVE DATE.

- B. Consideration to approve Ordinance No. 2016-35 – Repealing Ordinance 2012-14

Consideration to waive three readings

Consideration to approve ordinance

Consideration to approve a summary publication of ordinance

AN ORDINANCE OF THE CITY COUNCIL FOR KUNA, IDAHO REPEALING ORDINANCE NO. 2012-14 THAT AMENDED TITLE 4, CHAPTER 1, SECTION 3, PART B.1 OF THE KUNA CITY CODE (AS AMENDED), WHICH PROVIDED THAT CERTAIN FEES ASSOCIATED WITH THE APPLICATION FOR A NEW RESIDENTIAL CONSTRUCTION BUILDING PERMIT BE DEFERRED UNTIL ISSUANCE OF THE CERTIFICATE OF OCCUPANCY; CLARIFYING WHEN PERMIT AND PLAN REVIEW FEES ARE PAYABLE; AND PROVIDING AN EFFECTIVE DATE.

9. Mayor/Council Discussion Items:

- A. Discussion on a way to use the funds from the scrap iron bins to create a dedicated fund for employee lunches or banquets – Mayor Stear

10. Announcements:

11. Executive Session:

12. Adjournment: