

## OFFICIALS

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



## CITY OF KUNA

Kuna City Hall Council Chamber, 751 W 4th Street, Kuna, Idaho 83634

### City Council Meeting AGENDA Tuesday, December 4, 2018

#### 6:00 P.M. REGULAR CITY COUNCIL

1. **Call to Order and Roll Call**
2. **Invocation:** Dean Herring, South Valley Baptist Church
3. **Pledge of Allegiance:** Mayor Stear
4. **Consent Agenda:** ALL OF THE LISTED CONSENT AGENDA ITEMS ARE 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.*

#### A. City Council Meeting Minutes:

1. Regular City Council Minutes, November 20, 2018

B. Accounts Payable Dated November 29, 2018 in the Amount of \$228,041.57

#### C. Resolutions

1. Consideration to approve Resolution No. R91-2018

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING A PERFORMANCE BOND BY TOLL BROTHERS, INC., FOR THE WINFIELD SPRINGS PHASE 2 FOR UNCOMPLETED WORK INCLUDING LANDSCAPING, FENCING AND STREET LIGHTS PURSUANT TO THE TERMS OF THIS RESOLUTION.

2. Consideration to approve Resolution No. R92-2018

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE "PROFESSIONAL SERVICES AGREEMENT" WITH JUB ENGINEERING, INC. FOR CITY OF KUNA PARKS DEPARTMENT

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.

BUILDING PARKING LOT DESIGN; AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND THE CITY CLERK TO ATTEST TO SAID SIGNATURE.

**D. Findings of Fact and Conclusions of Law**

- I.** Consideration to approve the Findings of Fact & Conclusions of Law for Case No. 18-04-AN (Annexation) & 18-03-S (Preliminary Plat) for Lugarno Terra Subdivision

**5. Executive Session:**

**A.** Adjourn to Executive Session pursuant to:

Idaho Code Section 74-206 (1)(f)

(f) To communicate with the City Attorney to discuss the legal ramifications of and legal options for a controversy not yet being litigated but imminently likely to be litigated.

**6. Community Reports or Requests:**

*None*

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

- A.** Continuation of Public Hearing and consideration of applicant's motion to continue the public hearing for additional evidence and consideration of draft of Findings of Facts and Conclusions of Law for Case No. 18-02-S (Preliminary Plat) Madrone Heights Subdivision **ACTION ITEM**

- B.** *Public Hearing tabled from November 20, 2018 to December 4, 2018 – Applicant has withdrawn their request at this time.*

Case No. 18-01-S (Preliminary Plat) Whisper Meadows Subdivision will be placed on the miscellaneous calendar.

- C.** Public Hearing and consideration to approve Case No. 18-03-V (Variance) for Desert Hawk No. 4 Subdivision - Troy Behunin, Planner III **ACTION ITEM**

David Crawford, B & A Engineers, requests to reduce the landscape buffer width requirements for the west side of their property along Ten Mile Road. The request is to reduce the landscape buffer width from 20 feet down to 8 feet and apply the landscaping with the rights-of-way toward the landscape buffer width requirement. This site is located at southeast corner of Ten Mile Rd. and Sunbeam St, within Section 26, T2N.R1W (R5070501800).

**8. Business Items:**

- A. Appeal Hearing for Enrique’s Mexican Restaurant EDU Calculations continued from August 21, 2018 ACTION ITEM

**9. Ordinances:**

- A. Third reading and consideration to approve Ordinance No. 2018-37 ACTION ITEM

AN ORDINANCE OF THE CITY COUNCIL OF KUNA, IDAHO AMENDING TITLE 7, CHAPTER 3 SECTION 6 TITLED EXCLUSIVE RESERVATIONS TO ALLOW FOR EXCLUSIVE RESERVATION OF CERTAIN AMENITIES, AND AMENDING TITLE 7, CHAPTER 3 SECTION 7 TITLED APPLICATION FOR RESERVATION ADDING A RESERVATION TIMEFRAME, AND AMENDING TITLE 7, CHAPTER 3 SECTION 8 TITLED VACATION OF PARKS UPON REQUEST OF CITY TO INCLUDE ADDITIONAL AMENITIES, AND PROVIDING AN EFFECTIVE DATE.

*Consideration to approve Ordinance*

*Consideration to approve Summary Publication of Ordinance*

**10. Mayor/Council Announcements:**

**11. Executive Session:**

- B. Adjourn to Executive Session pursuant to:

Idaho Code Section 74-206 (1)(e)

(e) To consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations.

**12. Adjournment:**