

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, February 19, 2019

6:00 P.M. REGULAR CITY COUNCIL

1. **Call to Order and Roll Call**
2. **Invocation:** Chris Bent, Calvary Chapel
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, February 5, 2019

B. Accounts Payable Dated February 14, 2019 in the Amount of \$544,731.42

C. Resolutions

1. Consideration to approve Resolution No. R09-2019

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO APPROVING THE PARK USE AGREEMENT BY AND BETWEEN THE CITY OF KUNA, IDAHO AND THE KUNA YOUTH SOFTBALL AND BASEBALL ASSOCIATION, INC., PURSUANT TO THE TERMS OF THE AGREEMENT; AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT.

2. Consideration to approve Resolution No. R10-2019

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO APPROVING THE DEED OF PUBLIC UTILITY EASEMENT AND ACCEPTANCE FROM RUSSELL AND KAREN HUNEMILLER.

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.

3. Consideration to approve Resolution No. R11-2019

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO APPROVING THE DEED OF PUBLIC UTILITY EASEMENT AND ACCEPTANCE FROM SANDSTONE FARMS, LLC.

4. Consideration to approve Resolution No. R12-2019

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO APPROVING THE DEED OF PUBLIC IRRIGATION UTILITY EASEMENT AND GRANT CONVEYANCE OF MUNICIPAL IRRIGATION SYSTEM UTILITY PIPELINES AND GRANTEE ACCEPTANCE FROM SDN, LLC.

5. Consideration to approve Resolution No. R13-2019

CITY SEWER INFRASTRUCTURE IMPROVEMENT AND LATECOMER REIMBURSEMENT POLICY - 2019.

6. Consideration to approve Resolution No. R08-2019A

A RESOLUTION OF THE CITY OF KUNA, IDAHO AMENDING R08-2019 TO CORRECT THE STEP AND GRADE CHART COLUMN A AND INCLUDE ALL DEPARTMENTS IN THE AMENDED LONGEVITY POLICY OF THE CITY OF KUNA, IDAHO AS ATTACHED HERETO; AND DECLARING THE EFFECTIVE DATE.

5. Community Reports or Requests:

None

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

- A. Continuation of Public Hearing to receive further information as it relates to the overview of pedestrian and vehicle traffic with testimony from ACHD, additional testimony from staff, and general testimony and consideration to approve 18-01-S (Preliminary Plat) for Whisper Meadows Subdivision – Troy Behunin, Planner III
ACTION ITEM

Jeff Bower, on behalf of the applicant, requests approval to subdivide approximately 73.50 acres into 310 buildable lots, 38 common lots. The subject site is located *near* the northwest corner of Linder and Columbia Roads, Meridian, Idaho, ID 83642, within Section 2, Township 2 North, Range 1 West, B.M. (APN#'s R1393850100, R1693860010, R1693860290 and R1693860280).

- *Continue Public Hearing*
- *Receive evidence*

Potential Motions:

- *Consideration to close evidence presentation and proceed to deliberation*
- *Consideration to either:*

Option 1: *Approve a Decision and Order and Close the Public Hearing and direct staff to prepare Findings of Fact, Conclusions of Law and Order of Decision for approval by the Council on the next Council Meeting Consent Agenda.*

Option 2: *Continue the Public Hearing to a time and date certain, direct staff to prepare a draft Findings of Fact, Conclusions of Law and Order of Decision for consideration by the Council.*

B. Public Hearing and consideration to approve 18-05-AN (Annexation) and 18-06-S (Preliminary Plat) for Redcloud Subdivision – Troy Behunin, Planner III ACTION ITEM

The applicant, SSM2, Company, request annexation of approximately 8.00 acres into Kuna City with an R-6, residential zone, and to subdivide the property into 40 single family buildable lots and three (3) common lots. The site is located at the southeast corner of Luker and Great Bear Roads, the site address is 1250 S. Luker Rd., Kuna, Idaho; In Section 25, T 2N, R 1W, APN #: S1325438500. – Tom Maile Presenting.

- *Open Public Hearing*
- *Receive evidence*

Potential Motions:

- *Consideration to close evidence presentation and proceed to deliberation*
- *Consideration to either:*

Option 1: *Approve a Decision and Order and Close the Public Hearing and direct staff to prepare Findings of Fact, Conclusions of Law and Order of Decision for approval by the Council on the next Council Meeting Consent Agenda.*

Option 2: *Continue the Public Hearing to a time and date certain, direct staff to prepare a draft Findings of Fact, Conclusions of Law and Order of Decision for consideration by the Council.*

7. Business Items:

A. Consideration to approve 18-04-LS (Lot Split) for Kevin Allcot with Water Tower Development – Sam Weiger, Planner I ACTION ITEM

Kevin Allcot seeks approval of one Lot Split. The subject property is located at 199 South Kay Avenue, Kuna, Idaho 83634.

B. Request for direction – Chris Engels, City Clerk ACTION ITEM

The Kuna Chamber of Commerce has declined the annual donation of \$2,500 for Kuna Days Fireworks. As part of a safety strategy for the City required Special

Event Plan, bussing before and after the Fireworks display to satellite parking lots was requested to assist in limiting pedestrian/vehicle interaction, ease the parking burden of downtown residential areas and complaints from Union Pacific of illegal parking on railroad property. The Kuna Chamber of Commerce is asking the City to take the planning and financial responsibility for the bussing costs and scheduling.

8. Ordinances:

A. Consideration to approve Ordinance No. 2019-05 ACTION ITEM

AN ORDINANCE OF THE CITY COUNCIL OF KUNA, IDAHO AMENDING TITLE 1, CHAPTER 6, SECTION 8 ENTITLED PUBLIC HEARING RULES OF PROCEDURE OF THE KUNA CITY CODE PROVIDING FOR:

- CLARIFICATION ON PUBLIC HEARING RULES OF PROCEDURE;
- ESTABLISHING TESTIMONY TIME LIMITS;
- REGULATING THE PRESENTATION OF DOCUMENTS AND OTHER FORMS OF PHYSICAL EVIDENCE;
- AMENDING THE RECOGNIZED PUBLIC HEARING MOTIONS;
- CLARIFYING CONFLICT OF INTEREST PROCEEDURES; AND
- PROVIDING FOR AN EFFECTIVE DATE AND PUBLICATION.

Consideration to waive three readings

Consideration to approve ordinance

Consideration to approve summary publication

B. Consideration to approve Ordinance No. 2019-06 ACTION ITEM

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KUNA:

- MAKING CERTAIN FINDINGS; and
- ENLARGING THE BOUNDARIES OF THE KUNA MUNICIPAL IRRIGATION SYSTEM BY THE INCLUSION OF ADA COUNTY ASSESSOR'S SILVER TRAIL SUBDIVISION NO. 3; AND
- DECLARING WATER RIGHTS APPURTENANT THERETO ARE POOLED FOR DELIVERY PURPOSES; and
- DIRECTING THE CITY CLERK TO RECORD THIS ORDINANCE AS PROVIDED BY LAW; and

- DIRECTING THE CITY ENGINEER TO PROVIDE NOTICE OF THIS ORDINANCE TO THE BOISE-KUNA IRRIGATION DISTRICT, THE OWNERS AND UPDATE THE IRRIGATION SYSTEM MAP; and
- PROVIDING AN EFFECTIVE DATE.

Consideration to waive three readings
Consideration to approve ordinance

9. Mayor/Council Announcements:

10. Executive Session:

- A. Adjourn to Executive Session pursuant to:

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

- (c) To receive information regarding the acquisition of an interest in real property which is not owned by the City of Kuna. **ACTION ITEM**

11. Business Continued

- A. Consideration to approve Land Acquisition – Bobby Withrow, Parks Director
ACTION ITEM

12. Adjournment: