

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
AMENDED AGENDA
Tuesday, April 16, 2019

6:00 P.M. REGULAR CITY COUNCIL

1. Call to Order and Roll Call

2. Invocation: Justin Sturgeon, New Beginnings Christian Church

3. Pledge of Allegiance: Mayor Stear

Consideration to Amend the Agenda

(Council must move to amend the agenda per IC 74-204(4)(b))

Add item 4C8 under the Consent Agenda – KJ's Superstore Alcohol License Renewal

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, April 2, 2019

B. Accounts Payable Dated April 11, 2019 in the Amount of \$690,117.27

C. Alcohol Licenses

1. Bi-Mart #688 1277 E Deer Flat Road – Off Premise Beer & Off Premise Wine

2. Fiesta Guadalajara 780 E Avalon Street – Liquor-by-the Drink & On Premise Beer

3. K & L Ventures dba Cowgirls 353 Avenue E – Liquor-by-the-Drink & On Premise Beer

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.

4. Lima Limon Peruvian Restaurant 379 W Main Street - Liquor-by-the-Drink & On Premise Beer
5. Longhorn Lounge 458 W Main Street – Liquor-by-the-Drink & On Premise Beer
6. Ridley’s Food Corp 1403 N Meridian Road - Off Premise Beer & Off Premise Wine
7. Smoky Mountain Pizzeria Grill 1011 N Meridian Road – Liquor-by-the-Drink, On Premise Beer, Off Premise Beer & Off Premise Wine
8. KJ’s Superstore 1565 E Deer Flat Road – Off Premise Beer & Off Premise Wine

D. Resolutions

1. Consideration to approve Resolution No. R29-2019A

A RESOLUTION OF THE CITY OF KUNA, IDAHO AMENDING CITY OF KUNA, IDAHO RESOLUTION NO. R29-2019 AND THE AGREEMENT WITH RIMI INC TO PROVIDE THE CITY WITH MECHANICAL PLAN REVIEW AND INSPECTION SERVICES FOR THE PURPOSE OF REFINING THE SCOPE OF SERVICES BY REMOVING RESIDENTIAL FROM EXHIBIT A, SECTION I, PARAGRAPH I, SECTION 2; AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDED AGREEMENT.

2. Consideration to approve Resolution No. R30-2019

A RESOLUTION OF THE CITY COUNCIL OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE DEED OF PUBLIC UTILITIES EASEMENT, GRANT AND CONVEYANCE OF UTILITY PIPELINES, ASSIGNMENT OF PUBLIC UTILITY RIGHTS TO CONSENT TO USE AGREEMENT AND GRANTEE ACCEPTANCE FROM SDN, LLC.

E. Final Plats

1. Consideration to approve Case No. 18-21-FP (Final Plat) for Winfield Springs No. 3 Subdivision.

F. Findings of Fact and Conclusions of Law

1. Consideration to approve Findings of Fact and Conclusions of Law for Case No. 18-04-ZC (Rezone) for Caspian Addition.

5. Community Reports or Requests:

None

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

- A. Public Hearing and consideration to approve 18-09-S (Preliminary Plat) – Jace Hellman, Planner II **ACTION ITEM**

Victor Clark requests to subdivide approximately 0.508-acres into three (3) single family buildable lots. The subject site is located on West Park Avenue, Kuna, ID 83634, within Section 23, Township 2 North, Range 1 West; (APN# R5070002532).

- *Open Public Hearing*
- *Receive evidence*

Potential Motions:

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

Option 1: Approve or Deny Case No 18-09-S (Preliminary Plat) 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. 2019 Grange Month Proclamation – Mayor Stear

- B. Consideration to approve 19-01-TE (Time Extension) – Jace Hellman, Planner II **ACTION ITEM**

B&A Engineers is requesting time extension approval for the Caspian Subdivision Preliminary Plat (Ada County Assessor Parcel Nos. S1235346610, R848870305, S1235449215, S1235347051 and S1235438411).

8. Ordinances:

- A. Consideration to approve Ordinance No. 2019-09 **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 CHALLENGER DEVELOPMENT INC.; 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

B. Consideration to approve Ordinance No. 2019-10 ACTION ITEM

A MUNICIPAL ANNEXATION AND ZONING ORDINANCE OF THE CITY COUNCIL AND THE CITY OF KUNA;

- MAKING CERTAIN FINDINGS AND DECLARATION OF AUTHORITY; AND
- ANNEXING CERTAIN REAL PROPERTIES, TO WIT: ADA COUNTY ASSESSOR’S PARCEL NOS. S1418120755 OWNED BY JRL PROPERTIES LLC AND S1418121130 OWNED BY JRL PROPERTIES LP SITUATED WITHIN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, INTO THE CITY OF KUNA, IDAHO; AND
- RESPECTIVELY ESTABLISHING R-8 ZONING DISTRICT CLASSIFICATION OF SAID REAL PROPERTIES; AND
- AMENDING THE OFFICIAL ZONING MAP; AND
- DIRECTING THE CITY ENGINEER AND THE CITY CLERK; AND
- PROVIDING AN EFFECTIVE DATE.

Consideration to waive three readings
Consideration to approve ordinance

9. Mayor/Council Announcements:

10. Executive Session:

None

11. Adjournment: