



CITY OF KUNA

**P. O. BOX 13
KUNA, ID 83634**

Telephone (208) 922-5546 Fax (208) 922-5989
www.kunacity.id.gov

October 15, 2013

7:00 P.M. REGULAR CITY COUNCIL MEETING

**KUNA CITY COUNCIL CHAMBER
763 W. AVALON ST.
KUNA, IDAHO**

CITY OFFICIALS

**W. Greg Nelson, Mayor
Richard Cardoza, Council President
Briana Buban-Vonder Haar, Council Member
Doug Hoiland, Council Member
Joe Stear, Council Member**

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 to make inquiry concerning the nature of the item described on the agenda.

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.

**CITY OF KUNA
REGULAR CITY COUNCIL MEETING
AGENDA
TUESDAY, OCTOBER 15, 2013
Kuna City Hall Council Chamber, 763 W. Avalon Street, Kuna, Idaho**

7:00 P.M. REGULAR CITY COUNCIL

Call to Order and Roll Call

Invocation: Marcus Omdahl, New Beginnings Christian

Pledge of Allegiance: Mayor Nelson

1. 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. Minutes of October 1, 2013 Regular City Council Meeting

B. Accounts Payable Dated October 15, 2013 in the Amount of \$242,460.23

C. Alcohol Licenses:

D. Resolutions:

1. **Resolution No. R41-2013 Cooperative Agreement between Valley Regional Transit and City of Kuna for Annual Dues**

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE 2014 MEMBERSHIP AGREEMENT WITH VALLEY REGIONAL TRANSIT; AND PAY THE MEMBER DUES IN THE BUDGETED AMOUNT OF ONE THOUSAND DOLLARS (\$1,000.00).

E. Findings of Facts and Conclusions of Law:

2. Citizen's Reports or Requests:

- A. Fee Waiver Request for Use of the Senior Center for a Thanksgiving Potluck – Diana Cullin
- B. Fee Waiver Request for Use of the Senior Center on Tuesday Evenings by the Snake River Young Marines – Cynthia Jones

3. Old Business:

- A. Update on Kuna Crossing Feasibility and Implementation Plan – Jeff Lowe, Senior Transportation

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

- A. Kuna 75 LLC Property** - Public Hearing for All Interested Parties and Citizens to Have an Opportunity to be Heard to Discuss the Proposed Payoff for the LID Lien in the Amount of Approximately \$258,595.66, Plus Additional Penalties and Interest that may Accrue From and After September 15, 2013 as Attached to the Property Known as the Kuna 75, LLC Property. Resolution R29-2013 Declares the Intent of the City to Pay Off the LID Lien and Acquire the Sixty (60) EDUs Resulting in the City of Kuna Owning Said Real Property Free and Clear of Any and All Liens and Consisting of Approximately 20.164 Acres – Richard Roats, City Attorney

5. New Business:

- A. Resolution No. R44-2013 Irrigation Assessment for 2014** – Gordon Law, City Engineer Approve 2014 Irrigation Assessment Resolution, Accept Assessment Roll for Filing in the Office of City Clerk, Approve 2014 Irrigation Estimate of Expenses, Approve Uniform Method of Assessment and Set Date for Board of Correction

A RESOLUTION OF THE COUNCIL OF THE CITY OF KUNA, IDAHO SETTING FORTH FEES, ASSESSMENTS AND POLICIES FOR THE KUNA MUNICIPAL IRRIGATION DISTRICT FOR SAID CITY; RECEIVING AND ACCEPTING THE ASSESSMENT BOOK FOR THE 2014 IRRIGATION SEASON; RECEIVING AND ACCEPTING THE ESTIMATE OF EXPENSES FOR THE 2014 IRRIGATION SEASON; SETTING THE TIME AND PLACE FOR THE MEETING OF THE BOARD OF CORRECTION FOR 2014 ASSESSMENTS; SETTING FEES FOR CONNECTING TO SAID IRRIGATION SYSTEM; SETTING UNIFORM METHOD OF ALLOCATING ASSESSMENTS FOR THE 2014 IRRIGATION SEASON; ESTABLISHING BILLING POLICIES; SETTING CUSTOMER SERVICE CHARGES; SETTING SYSTEM POLICIES; REPEALING EXISTING FEES AND POLICIES AS PREVIOUSLY SET BY RESOLUTION, AND SETTING AN EFFECTIVE DATE.

- B. Resolution No. R45-2013 Employee Health Insurance Interim Renewal Opportunity** – John Marsh, City Treasurer

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE CITY TREASURER TO ACCEPT AN INTERIM OFFER OF RENEWAL OF THE CITY'S

EXISTING HEALTH INSURANCE PLAN WITH REGENCE BLUESHIELD OF IDAHO, THE CITY'S CURRENT HEALTH INSURANCE CARRIER.

6. Ordinances:

7. Mayor/Council Discussion Items:

8. Announcements:

9. Executive Session:

10. Adjournment:

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**CITY OF KUNA
REGULAR CITY COUNCIL MEETING
MINUTES**

TUESDAY, OCTOBER 1, 2013

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

7:00 P.M. REGULAR CITY COUNCIL

COUNCIL MEMBERS PRESENT: Mayor W. Greg Nelson
Council President Richard Cardoza
Council Member Doug Hoiland
Council Member Joe Stear

EXCUSED ABSENCE: Council Member Briana Buban-Vonder Haar

CITY STAFF PRESENT: Richard Roats, City Attorney
Gordon Law, City Engineer
John Marsh, City Treasurer
Wendy Howell, Planning & Zoning Director
Brenda Bingham, City Clerk

Call to Order and Roll Call

Mayor Nelson welcomed everyone and called the meeting to order at 7:00 p.m. Roll call reflected Council President Cardoza and Council Members Hoiland and Stear present at the meeting. Council Member Buban-Vonder Haar was excused from the meeting due to illness.

Invocation: Scott Piper, First Baptist Church

Pledge of Allegiance: Mayor Nelson

Special Presentation: Recognition and Appreciation to Ralph Mellin for his Donation of Valuable Property and Distinguished Service to the Community. *(Timestamp 00:01:04)*

Mayor Nelson read the Certificate of Appreciation thanking Mr. Mellin for his generous donation and great service to the community.

Mr. Mellin gave recognition to other individuals who have also been involved with establishing a Boys & Girls Club in Kuna.

1. Consent Agenda: *(Timestamp 00:05:22)*

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

1 *the Mayor, Council Member, or City Staff requests an item to be removed from the Consent*
2 *Agenda for discussion. Items removed from the Consent Agenda will be placed on the*
3 *Regular Agenda under Old Business or as instructed by the City Council.*

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5 A. City Council Meeting Minutes:

- 6
7 1. Minutes of September 17, 2013 Regular City Council Meeting

8
9 B. Accounts Payable Dated October 1, 2013 in the Amount of \$174,366.71

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11 C. Alcohol Licenses:

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13 D. Resolutions:

- 14
15 1. **Resolution No. R31-2013 Osprey DBTV CBH Assignment**
16 ADOPT RESOLUTION NO. R31-2013 AUTHORIZING THE ASSIGNMENT
17 OF A CERTAIN NUMBER OF OSPREY RIDGE DEVELOPMENT SEWER
18 CONNECTIONS NOW OWNED BY DBTV AGRICULTURAL HOLDINGS,
19 LLC, A DELAWARE LIMITED LIABILITY COMPANY (“ASSIGNOR”) TO
20 COREY BARTON HOMES, INC. AND IDAHO CORPORATION DBA CBH
21 HOMES (“ASSIGNEE”)
22
23 2. **Resolution No. R32-2013 Idaho Humane Society Contract**
24 ADOPT RESOLUTION NO. R32-2013 AUTHORIZING THE MAYOR TO
25 EXECUTE THE CONTRACT WITH THE IDAHO HUMANE SOCIETY
26
27 3. **Resolution No. R33-2013 Law Enforcement Services**
28 ADOPT RESOLUTION NO. R33-2013 AUTHORIZING THE MAYOR TO
29 EXECUTE THE CONTRACT WITH THE ADA COUNTY SHERIFF
30
31 4. **Resolution No. R34-2013 Ada County Prosecutorial Services**
32 ADOPT RESOLUTION NO. R34-2013 AUTHORIZING THE MAYOR TO
33 EXECUTE THE CONTRACT WITH THE ADA COUNTY PROSECUTING
34 ATTORNEY
35
36 5. **Resolution No. R35-2013 NPDES Permit Renewal Support**
37 ADOPT RESOLUTION NO. R35-2013 APPROVING TASK ORDER NO.2
38 WITH HDR ENGINEERS, INC. FOR NPDES PERMIT RENEWAL SUPPORT
39
40 6. **Resolution No. R36-2013 Award Bid to Huber Technology**
41 ADOPT RESOLUTION NO. R36-2013 APPROVING AWARD OF BID TO
42 HUBER TECHNOLOGY FOR FINE SCREEN EQUIPMENT
43
44 7. **Resolution No. R37-2013 Award Bid to Canyon Honda**
45 ADOPT RESOLUTION NO. R37-2013 APPROVING PURCHASE OF FARM
46 UTILITY VEHICLE FROM CANYON HONDA
47

1 8. **Resolution No. R38-2013 Pickup Purchases from Dan Wiebold Ford**
2 ADOPT RESOLUTION NO. R38-2013 APPROVING PURCHASE OF PICKUPS
3 FROM DAN WIEBOLD FORD
4

5 9. **Resolution No. R39-2013 Blower Energy Audit**
6 ADOPT RESOLUTION NO. R39-2013 APPROVING ENERGY AUDIT BY
7 CASCADE ENERGY
8

9 E. Findings of Facts and Conclusions of Law:

10 A correction was made by President Cardoza on the bid received from the Chrysler Group
11 regarding agenda item 1D8 noting the price should reflect \$65,180.00.
12

13 **Council Member Stear moved to approve the Consent Agenda with the change to 1D8**
14 **on the price under the Chrysler Group changing it to \$65,180.00. Seconded by Council**
15 **Member Hoiland, all voting aye. Motion carried 3-0.**
16

17
18 2. **Citizen's Reports or Requests:** (*Timestamp 00:08:46*)
19

20 A. Fee Waiver Request for Use of the Senior Center for a Thanksgiving Potluck – Diana
21 Cullin
22

23 Ms. Cullin was not in attendance at the meeting.
24

25 **Council Member Stear moved to table the Citizen's Report for the fee waiver**
26 **request for use of the Senior Center from Diana Cullin. Seconded by Council**
27 **Member Hoiland, all voting aye. Motion carried 3-0.**
28

29 3. **Old Business:**
30

31 4. **Public Hearings:** (7:00 p.m. or as soon thereafter as matters may be heard.)
32 (*Timestamp 00:09:43*)
33

34 A. **13-02-AN, 13-01-DA, 13-01-ZC and 13-01-S; Merlin Point Subdivision – TO BE HEARD**
35 **ON NOVEMBER 6, 2013 AT 7:00 P.M.**

36 Requests for Annexation, a Zone Change, Development Agreement and Preliminary Plat for
37 approx. 52 acres over 2 parcels, into the City of Kuna, from Steve Arnold (A Team Consultants),
38 requesting C-1 Zoning for commercial and residential uses on site. The site is located at 1380 E.
39 Kuna Road, Kuna, ID. (APN#'s: R0645254601 & S1324449005) – Presented by Troy Behunin,
40 Senior Planner
41

42 Mr. Roats explained that one of the developers did not post a sign on the property for the
43 Public Hearing so it has been rescheduled for November 6, 2013 at 7:00 p.m.
44

45 5. **New Business:**
46

47 A. Bid Packet for Lake Hazel Farm Property – Richard Roats, City Attorney
48 (*Timestamp 00:11:13*)

1 Attorney Roats briefly reviewed the bid packet information explaining it was prepared per
2 the language in Resolution No. R27-2013 approved at the September 17, 2013 meeting.

3
4 A request was made by the Council to note in the contract that the irrigation equipment on
5 the property is not included with the sale.
6

7 **6. Ordinances:**

8
9 **A. First Reading of Ordinance No. 2013-20 Irrigation Annexation – Greyhawk**

10 **Subdivision No. 2** (Timestamp 00:14:58)

11 *Consideration to dispense with full reading and three consecutive readings.*

12 *Consideration to approve ordinance.*

13 *Consideration to approve a summary publication of the ordinance.*

14
15 AN ORDINANCE OF THE CITY OF KUNA, IDAHO, ANNEXING GREYHAWK
16 SUBDIVISION No. 2, AS DESCRIBED IN EXHIBIT A, INTO THE KUNA
17 MUNICIPAL IRRIGATION DISTRICT FROM THE NEW YORK IRRIGATION
18 DISTRICT AND CHANGING THE BOUNDARIES THEREOF; DECLARING
19 WATER RIGHTS APPURTENANT THERETO ARE POOLED FOR DELIVERY
20 PURPOSES; DIRECTING THAT COPIES OF THIS ORDINANCE BE RECORDED
21 AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

22
23 **Council Member Stear moved to dispense with the full reading and three consecutive**
24 **readings of Ordinance No. 2013-20. Seconded by Council Member Hoiland, all**
25 **voting aye. Motion carried 3-0.**

26
27 **Council Member Stear moved to approve Ordinance No. 2013-20. Seconded by**
28 **Council Member Hoiland with the following roll call vote:**

29 **Voting Aye: Council Members Cardoza, Hoiland and Stear**

30 **Voting No: None**

31 **Absent: Council Member Buban-Vonder Haar**

32 **Motion carried 3-0.**

33
34 **Council Member Stear moved to approve a summary publication of Ordinance No.**
35 **2013-20. Seconded by Council Member Hoiland, all voting aye.**

36 **Motion carried 3-0.**

37
38 **B. First Reading of Ordinance No. 2013-21 Irrigation Annexation – 700 S. Luker Road**

39 (Timestamp 00:16:54)

40 *Consideration to dispense with full reading and three consecutive readings.*

41 *Consideration to approve ordinance.*

42 *Consideration to approve a summary publication of the ordinance.*

43
44 AN ORDINANCE OF THE CITY OF KUNA, IDAHO, ANNEXING THE PROPERTY
45 AT THE ADDRESS OF 700 S. LUKER RD, KUNA, IDAHO, INTO THE KUNA
46 MUNICIPAL IRRIGATION DISTRICT FROM THE BOISE~KUNA IRRIGATION
47 DISTRICT AND CHANGING THE BOUNDARIES THEREOF; DECLARING

1 WATER RIGHTS APPURTENANT THERETO ARE POOLED FOR DELIVERY
2 PURPOSES; DIRECTING THAT COPIES OF THIS ORDINANCE BE RECORDED
3 AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.
4

5 **Council Member Stear moved to dispense with the full reading and three consecutive**
6 **readings of Ordinance No. 2013-21. Seconded by Council Member Hoiland, all**
7 **voting aye. Motion carried 3-0.**
8

9 **Council Member Stear moved to approve Ordinance No. 2013-21. Seconded by**
10 **Council Member Hoiland with the following roll call vote:**
11 **Voting Aye: Council Members Cardoza, Hoiland and Stear**
12 **Voting No: None**
13 **Absent: Council Member Buban-Vonder Haar**
14 **Motion carried 3-0.**
15

16 **Council Member Stear moved to approve a summary publication of Ordinance No.**
17 **2013-21. Seconded by Council Member Hoiland, all voting aye.**
18 **Motion carried 3-0.**
19

- 20 C. **First Reading of Ordinance No. 2013-22 Irrigation Annexation – Idaho Central**
21 **Credit Union** (*Timestamp 00:18:23*)
22 *Consideration to dispense with full reading and three consecutive readings.*
23 *Consideration to approve ordinance.*
24 *Consideration to approve a summary publication of the ordinance.*
25

26 AN ORDINANCE OF THE CITY OF KUNA, IDAHO, ANNEXING THE PROPERTY
27 CURRENTLY OWNED BY IDAHO CENTRAL CREDIT UNION AND AS
28 DESCRIBED IN EXHIBIT A, INTO THE KUNA MUNICIPAL IRRIGATION
29 DISTRICT FROM THE BOISE~KUNA IRRIGATION DISTRICT AND CHANGING
30 THE BOUNDARIES THEREOF; DECLARING WATER RIGHTS APPURTENANT
31 THERETO ARE POOLED FOR DELIVERY PURPOSES; DIRECTING THAT COPIES
32 OF THIS ORDINANCE BE RECORDED AS PROVIDED BY LAW; AND
33 PROVIDING AN EFFECTIVE DATE.
34

35 **Council Member Stear moved to dispense with the full reading and three consecutive**
36 **readings of Ordinance No. 2013-22. Seconded by Council Member Hoiland, all**
37 **voting aye. Motion carried 3-0.**
38

39 **Council Member Stear moved to approve Ordinance No. 2013-22. Seconded by**
40 **Council Member Hoiland with the following roll call vote:**
41 **Voting Aye: Council Members Cardoza, Hoiland and Stear**
42 **Voting No: None**
43 **Absent: Council Member Buban-Vonder Haar**
44 **Motion carried 3-0.**
45

46 **Council Member Stear moved to approve a summary publication of Ordinance No.**
47 **2013-22. Seconded by Council Member Hoiland, all voting aye.**

1 **Motion carried 3-0.**
2

3 **7. Mayor/Council Discussion Items: (Timestamp 00:20:07)**
4

5 Water Tower Painting Project – The painting is almost completed with white being the final
6 color. Options for painting a “K” on the tower were discussed.
7

8 Extension of Greenbelt east of Swan Falls – Boy Scouts will be doing an Eagle Project of
9 placing rocks along the trail to keep it from sloughing off. More work to develop the trails
10 will take place when the grant money is received.
11

12 Amphitheater – The project to build an amphitheater was discussed noting the individual was
13 unable to get the necessary donations for the project.
14

15 High Five Grant – The winner for the grant funds will be announced at the upcoming
16 conference scheduled for this Thursday.
17

18 Bike Path – Blue informational signs are being installed to connect the bike paths to the
19 schools and the greenbelt.
20

21 **8. Announcements:**
22

23 **9. Executive Session: (Timestamp 00:27:53)**
24

25 A. Adjourn to Executive Session Pursuant to Idaho Code 67-2345 (c) to Discuss Property
26 Acquisition; and 67-2345 (f) for the Purpose of Discussing Potential Litigation
27

28 **Council Member Stear moved to adjourn into Executive Session Pursuant to Idaho**
29 **Code 67-2345 (c) and (f). Seconded by Council Member Cardoza with the following**
30 **roll call vote:**

31 **Voting Aye: Council Members Cardoza, Hoiland and Stear**

32 **Voting No: None**

33 **Absent: Council Member Buban-Vonder Haar**

34 **Motion carried 3-0.**

35 **Time: 7:30 p.m.**
36

37 **Council Member Stear moved to adjourn from Executive Session. Seconded by**
38 **Council Member Hoiland, all voting aye. Motion carried 3-0.**
39

40 Council President Cardoza gave an update on possible impacts from the new healthcare
41 program.
42

43 **10. Adjournment: (Timestamp 00:34:47)**
44

45 Council Member Stear moved to adjourn the meeting at 8:15 p.m.
46
47

W. Greg Nelson, Mayor

ATTEST:

Brenda S. Bingham, City Clerk

Minutes prepared by Brenda Bingham
Date Approved: CCM10/15/13

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Vendor #	Vendor Name	Invoice Number	PO #	Description	Invoice Date	Net Invoice Amount	Amount Paid	GL Account and Title	GL Activity #	GL Period	Date Paid	Voided
	Total ANDREA LONGORIA dba:					145.00	.00	01-6155 MEETINGS/COMMITTEES	0	9/13		
	CAPITAL PAVING CO					145.00	.00					
20	CAPITAL PAVING CO	1022		BUTLER PI PROJECT - PATCH 790 MENDI AND SCHOOL WITH 160 SQ. FT. 4" DEEP @ \$3.75	09/11/2013	600.00	.00	25-6020 CAPITAL IMPROVEMENTS	0	9/13		
	Total CAPITAL PAVING CO:					600.00	.00					
	CASELLE INC					287.41	.00	01-6052 CONTRACT SERVICES	0	10/13		
1239	CASELLE INC	52704		MONTHLY SOFTWARE SUPPORT FOR NOV. 2013	10/01/2013	287.41	.00					
	CASELLE INC					95.84	.00	01-6052 CONTRACT SERVICES	1003	10/13		
1239	CASELLE INC	52704		MONTHLY SOFTWARE SUPPORT FOR NOV. 2013	10/01/2013	95.84	.00					
	CASELLE INC					235.14	.00	20-6052 CONTRACT SERVICES	0	10/13		
1239	CASELLE INC	52704		MONTHLY SOFTWARE SUPPORT FOR NOV. 2013	10/01/2013	235.14	.00					
	CASELLE INC					306.99	.00	21-6052 CONTRACT SERVICES	0	10/13		
1239	CASELLE INC	52704		MONTHLY SOFTWARE SUPPORT FOR NOV. 2013	10/01/2013	306.99	.00					
	CASELLE INC					99.62	.00	25-6052 CONTRACT SERVICES	0	10/13		
1239	CASELLE INC	52704		MONTHLY SOFTWARE SUPPORT FOR NOV. 2013	10/01/2013	99.62	.00					
	Total CASELLE INC:					1,025.00	.00					
	CBH HOMES					6,096.00	.00	05-6306 SEWER MAIN CAPACITY REIMBURSE	0	9/13		
479	CBH HOMES	10012013		DANSKIN LIFT STATION REIMBURSEMENT AGREEMENT. 16 EDUS	10/01/2013	6,096.00	.00					

Vendor #	Vendor Name	Invoice Number	PO #	Description	Invoice Date	Net Invoice Amount	Amount Paid	GL Account and Title	GL Activity #	GL Period	Date Paid	Voided
Total CBH HOMES:												
						6,096.00	.00					
CENTURYLINK												
62	CENTURYLINK	09252013		TELEPHONE NWWTP LINE - SEPT., 2013	09/25/2013	44.53	.00	21-6255 TELEPHONE EXPENSE	0	9/13		
62	CENTURYLINK	09252013SC		TELEPHONE SR. CENTER - SEPT., 2013	09/25/2013	49.23	.00	01-6255 TELEPHONE	1001	9/13		
62	CENTURYLINK	09252103		TELEPHONE WATER LINE - SEPT., 2013	09/25/2013	74.05	.00	20-6255 TELEPHONE EXPENSE	0	9/13		
62	CENTURYLINK	09252103		TELEPHONE WATER LINE - SEPT., 2013	09/25/2013	18.51	.00	25-6255 TELEPHONE EXPENSE	0	9/13		
Total CENTURYLINK:												
						186.32	.00					
COMPASS												
4	COMPASS	214009		COMPASS 2014 DUES_Q1	10/01/2013	1,823.00	.00	01-6075 DUES & MEMBERSHIPS	0	10/13		
Total COMPASS:												
						1,823.00	.00					
CUSTOM ELECTRIC, INC.												
147	CUSTOM ELECTRIC, INC.	6808		PROSPECTOR LIFT STATION REPAIR	09/10/2013	528.98	.00	21-6142 MAINT. & REPAIRS - EQUIPMENT	0	9/13		
Total CUSTOM ELECTRIC, INC.:												
						528.98	.00					
E4 PARTNERSHIP, LLC												
1655	E4 PARTNERSHIP, LLC	10012013		DANSKIN LIFT STATION REIMBURSEMENT AGREEMENT, 4 EDUS	10/01/2013	1,524.00	.00	05-6306 SEWER MAIN CAPACITY REIMBURSE	0	9/13		
Total E4 PARTNERSHIP, LLC:												
						1,524.00	.00					

Vendor #	Vendor Name	Invoice Number	PO #	Description	Invoice Date	Net Invoice Amount	Amount Paid	GL Account and Title	GL Activity #	GL Period	Date Paid	Voided
FASTENAL COMPANY												
1507	FASTENAL COMPANY	IDBOS173661	944	<u>BLACK TOOL LANYARD</u>	09/16/2013	5.27	.00	21-6150_MAINT. & REPAIRS- SYSTEM	0	9/13		
1507	FASTENAL COMPANY	IDBOS173735	975	<u>8" NYLON STRAP WRENCH FOR PIPE, SEWER, SEPT '13. C. KNIGHT</u>	09/09/2013	44.56	.00	21-6175_SMALL TOOLS	0	10/13		
Total FASTENAL COMPANY:												
						49.83	.00					
FERGUSON WATERWORKS #1701												
219	FERGUSON WATERWORKS #1701	0582533		<u>1 1/2-8" PVC PIPE BEVELER</u>	09/20/2013	261.45	.00	20-6175_SMALL TOOLS	0	9/13		
219	FERGUSON WATERWORKS #1701	0583008		<u>BUTLER PI PROJECT - 4 EA. 6M JPS TRANS ACCY PK W/GLND. 4EA 6 MJC153 11 1/4 BEND</u>	09/20/2013	375.38	.00	25-6020 CAPITAL IMPROVEMENTS	0	9/13		
						636.83	.00					
Total FERGUSON WATERWORKS #1701:												
						636.83	.00					
IDAHO FIRST AID & SAFETY, INC. DBA												
1576	IDAHO FIRST AID & SAFETY, INC. DBA	41724		<u>FIRST AID KIT RESTOCK - WATER SHOP</u>	09/23/2013	63.42	.00	20-6230 SAFETY TRAINING & EQUIPMENT	0	9/13		
1576	IDAHO FIRST AID & SAFETY, INC. DBA	41724		<u>FIRST AID KIT RESTOCK - WATER SHOP</u>	09/23/2013	63.42	.00	21-6230 SAFETY TRAINING & EQUIPMENT	0	9/13		
1576	IDAHO FIRST AID & SAFETY, INC. DBA	41724		<u>FIRST AID KIT RESTOCK - WATER SHOP</u>	09/23/2013	24.15	.00	25-6230 SAFETY TRAINING & EQUIPMENT	0	9/13		
1576	IDAHO FIRST AID & SAFETY, INC. DBA	41725		<u>RESTOCK FIRST AID KIT NWWTP</u>	09/23/2013	30.69	.00	20-6230 SAFETY TRAINING & EQUIPMENT	0	9/13		
1576	IDAHO FIRST AID & SAFETY, INC. DBA	41725		<u>RESTOCK FIRST AID KIT NWWTP</u>	09/23/2013	30.69	.00	21-6230 SAFETY TRAINING & EQUIPMENT	0	9/13		
1576	IDAHO FIRST AID & SAFETY, INC. DBA	41725		<u>RESTOCK FIRST AID KIT NWWTP</u>	09/23/2013	11.70	.00	25-6230 SAFETY TRAINING & EQUIPMENT	0	9/13		

Vendor #	Vendor Name	Invoice Number	PO #	Description	Invoice Date	Net Invoice Amount	Amount Paid	GL Account and Title	GL Activity #	GL Period	Date Paid	Voided
Total IDAHO FIRST AID & SAFETY, INC. DBA:												
						224.07	.00					
INTERMOUNTAIN GAS CO												
37	INTERMOUNTAIN GAS CO	100213		NATURAL GAS CONSUMPTION NWWTP-8/28-9/26/13	10/02/2013	5.60	.00	21-6290 UTILITIES EXPENSE	0	9/13		
Total INTERMOUNTAIN GAS CO:												
						5.60	.00					
J & M SANITATION, INC.												
230	J & M SANITATION, INC.	100813		TRASH COLLECTION SERVICES-9/25-10/8/13	10/08/2013	35,284.53	.00	26-7000 SOLID WASTE SERVICE FEES	0	10/13		
230	J & M SANITATION, INC.	100813		TRASH COLLECTION SERVICES-9/25-10/8/13. FRANCHISE FEE	10/08/2013	-3,486.11	.00	01-4170 FRANCHISE FEES	0	10/13		
Total J & M SANITATION, INC.:												
						31,798.42	.00					
KAMAN INDUSTRIAL TECHNOLOGIES												
396	KAMAN INDUSTRIAL TECHNOLOGIES	P611985	971	2 EA ROLLER BEARINGS FOR BAND SCREENERS, SEPT '13 - M. NADEAU	09/09/2013	454.24	.00	21-6142 MAINT. & REPAIRS - EQUIPMENT	0	10/13		
Total KAMAN INDUSTRIAL TECHNOLOGIES:												
						454.24	.00					
NORCO, INC.												
222	NORCO, INC.	12020673		REFILL BOTTLE FOR WELDER, ALL DEPTS., JULY '13 - P.I.	08/31/2013	4.65	.00	01-6142 MAINT. & REPAIR - EQUIPMENT	1004	9/13		
222	NORCO, INC.	12020673		REFILL BOTTLE FOR WELDER, ALL DEPTS., JULY '13 - P.I.	08/31/2013	4.65	.00	20-6142 MAINT. & REPAIRS - EQUIPMENT	0	9/13		
222	NORCO, INC.	12020673		REFILL BOTTLE FOR WELDER, ALL DEPTS., JULY '13 - P.I.	08/31/2013	4.65	.00	21-6142 MAINT. & REPAIRS - EQUIPMENT	0	9/13		

Vendor #	Vendor Name	Invoice Number	PO #	Description	Invoice Date	Net Invoice Amount	Amount Paid	GL Account and Title	GL Activity #	GL Period	Date Paid	Voided
				VENDOR, SEPT '13 - T. SHAFFEER	09/13/2013	61.99	.00	21-6190_POSTAGE & BILLING	0	10/13		
	Total THE JORDEL COMPANY DBA:					61.99	.00					
	UNITED LABORATORIES											
312	UNITED LABORATORIES	INV059694		PARKS JANITORIAL SUPPLIES (LIQUID-ZYME, VANILLA BLAST, ESA CLEANER)	09/13/2013	951.15	.00	01-6025 JANITORIAL	1004	9/13		
	Total UNITED LABORATORIES:					951.15	.00					
	USA BLUE BOOK											
265	USA BLUE BOOK	143397	932	2 EA ODOR KNOCKERS FOR MANHOLE IN WWTP. AUG '13 - R. DAVIS	09/05/2013	878.80	.00	21-6150_MAINT. & REPAIRS - SYSTEM	0	9/13		
	Total USA BLUE BOOK:					878.80	.00					
	VALLI INFORMATION SYSTEMS, INC											
857	VALLI INFORMATION SYSTEMS, INC	21788		LOCKBOX & ESTATEMENT MAINTENANCE FOR SEPT 2013	09/30/2013	68.12	.00	01-6190_POSTAGE & BILLING	0	9/13		
857	VALLI INFORMATION SYSTEMS, INC	21788		LOCKBOX & ESTATEMENT MAINTENANCE FOR SEPT 2013	09/30/2013	112.46	.00	20-6190_POSTAGE & BILLING	0	9/13		
857	VALLI INFORMATION SYSTEMS, INC	21788		LOCKBOX & ESTATEMENT MAINTENANCE FOR SEPT 2013	09/30/2013	133.85	.00	21-6190_POSTAGE & BILLING	0	9/13		
857	VALLI INFORMATION SYSTEMS, INC	21788		LOCKBOX & ESTATEMENT MAINTENANCE FOR SEPT 2013	09/30/2013	46.77	.00	25-6190_POSTAGE & BILLING	0	9/13		
	Total VALLI INFORMATION SYSTEMS, INC:					361.20	.00					
	WASHINGTON LEGAL JOURNAL DBA											
1602	WASHINGTON LEGAL JOURNAL DBA	141228	1017	2-PAGE AD FOR ARBOR DAY GRANT. PER C. ENGELS, SEPT '13	09/25/2013	1,300.00	.00	03-6356 EXPENDITURE- ARBOR DAY FOUND.	0	10/13		

Vendor #	Vendor Name	Invoice Number	PO #	Description	Invoice Date	Net Invoice Amount	Amount Paid	GL Account and Title	GL Activity #	GL Period	Date Paid	Voided
1602	WASHINGTON LEGAL JOURNAL DBA	141229	917	2 PG AD FOR IDAHO POWER ECON DEVELOPMT GRANT AUG '13 - C. ENGELS	09/25/2013	1,300.00	.00	03-6355 EXPENDITURE-ENERGY FOR GROWTH	0	10/13		
Total WASHINGTON LEGAL JOURNAL DBA:												
						2,600.00	.00					
WESCHEM, INC												
464	WESCHEM, INC	2013-758	989	450 LBS/55 GAL. BELT PRESS POLYMER WASTEWATER CHEMICAL. N.WWTP. SEPT '13 - T. SHAFFER	09/12/2013	787.50	.00	21-6150_MAINT. & REPAIRS- SYSTEM	0	9/13		
Total WESCHEM, INC:												
						787.50	.00					
Grand Totals:												
						242,460.23	.00					

Dated: _____

Mayor: _____

City Council: _____

City Treasurer: _____

Payment Approval Report - City Council Approval
Report dates: 10/1/2013-10/31/2013

City of Kuna

Vendor #	Vendor Name	Invoice Number	PO #	Description	Invoice Date	Net Invoice Amount	Amount Paid	GL Account and Title	GL Activity #	GL Period	Date Paid	Voided
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Report Criteria:

- Detail report.
- Invoices with totals above \$0.00 included.
- Only unpaid invoices included.

RESOLUTION NO. R41-2013

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE 2014 MEMBERSHIP AGREEMENT WITH VALLEY REGIONAL TRANSIT; AND PAY THE MEMBER DUES IN THE BUDGETED AMOUNT OF ONE THOUSAND DOLLARS (\$1,000.00).

WHEREAS the City of Kuna, Idaho has determined that membership in the Valley Regional Transit is a benefit to the citizens of the City of Kuna, Idaho; and

WHEREAS Valley Regional Transit has sent an invoice to the City of Kuna, Idaho for membership dues in the amount of five thousand, six hundred seventy-nine dollars (\$5,679.00); and

WHEREAS the City of Kuna, Idaho has budgeted one thousand dollars (\$1,000.00) in the current budget year for dues.

BE IT HEREBY RESOLVED by the Mayor and Council of the City of Kuna, Idaho that the Mayor of the City is hereby authorized to execute the Valley Regional Transit Agreement, and cause the dues to be paid in the amount of one thousand dollars (\$1,000.00) for the 2014 membership.

PASSED BY THE COUNCIL of Kuna, Idaho this 15th day of October 2013.

APPROVED BY THE MAYOR of Kuna, Idaho this 15th day of October 2013.

W. Greg Nelson, Mayor

ATTEST:

Brenda S. Bingham, City Clerk

**COOPERATIVE AGREEMENT
BETWEEN
VALLEY REGIONAL TRANSIT
AND
CITY OF KUNA
FOR
ANNUAL DUES**

THIS COOPERATIVE AGREEMENT (“**Agreement**”) is entered into this ___ day of _____ 20___ by and between VALLEY REGIONAL TRANSIT, a regional public transportation authority authorized under Chapter 21, Title 40, Idaho Code (“VRT”), and The City of Kuna, a municipal corporation organized, existing and authorized under Chapter 1, Title 50, Idaho Code (“**Member**”)

RECITALS

A. VRT is the regional public transportation authority created to serve Ada and Canyon Counties, pursuant to Chapter 21, Title 40, Idaho Code, and as a result of November 3, 1998 public referendum. VRT provides publicly funded or publicly subsidized transportation services and programs in Ada and Canyon Counties.

B. Member is a municipal corporation authorized under Chapter 1, Title 50, Idaho Code.

C. Idaho Code § 40-2109(7) provides that VRT may enter into cooperative agreements with the state, other authorities, counties, cities and highway districts under the provisions of Idaho Code § 67-2328, which expressly authorizes public agencies to enter into agreements with one another for cooperative action for purposes within the power, privilege, or authority of said agencies.

D. Idaho Code § 40-2110 provides that counties, cities, highway districts and other governmental entities in the region may enter into cooperative agreements with the regional public transportation authority in order to contribute funds from any source in recognition of costs of the authority.

E. VRT budgets and establishes annual dues for its regular and special members, with dues for its regular members calculated pursuant to a population based formula, and dues for its special members calculated pursuant to a negotiated amount.

F. VRT has budgeted \$5,679 for Member to contribute for its annual dues; Member has budgeted the same amount for its VRT annual dues.

AGREEMENT

NOW, THEREFORE, in consideration of foregoing recitals, which are made a part of this Agreement and not mere recitals, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, it is mutually agreed as follows:

Section 1. Term

This Agreement shall be in effect from the 1st day of October, 2013, and will terminate on the 30th day of September, 2014, unless earlier terminated pursuant the mutual written agreement of the parties hereto.

Section 2. Purpose

The purpose of this Agreement is:

- (a) For Member to pay annual dues to VRT for Fiscal Year 2014 in the amount of \$5,679 in contribution to the costs of VRT.
- (b) For VRT to use said annual dues for costs budgeted under its regional planning and program administration programs.

Section 3. Compliance

VRT, in using said dues, shall comply with all conditions required by applicable federal, state and local laws and regulations, and shall maintain, in accordance with generally accepted accounting practices and principles, records and books of account regarding said dues and operating costs.

Section 4. Payment

- (a) Member shall pay its annual dues up to the aforesaid amount of \$5,679 within 30 days of invoice to VRT at the following address, unless Member is notified in writing by VRT of a new address:

Valley Regional Transit
700 NE 2nd St. Suite 100
Meridian, Idaho 83642

- (b) Member's address, for the purpose of notice or correspondence, unless VRT is notified in writing by Member of a new address, is as follows:

City of Kuna
231 N. Kay Avenue
Kuna, Idaho 83634

Section 5. Miscellaneous

- (a) Each party hereto represents and warrants that each person executing this Agreement on behalf of such party is, at the time of such execution, duly authorized to do so by such party's governing body, and is fully vested with the authority to bind such party in all respects.

(b) If any provision of this Agreement is held invalid, illegal, or unenforceable, the remainder shall be construed to conform to the intent of the parties, and shall survive the severed provisions.

(c) Except as provided otherwise herein, this Agreement and any attachments hereto constitute the entire Agreement between VRT and Member concerning the subject matter hereof. The provisions of this Agreement shall be construed as a whole and not strictly for or against any party.

(d) The captions and headings in this Agreement are for reference only and shall not be deemed to define or limit the scope or intent of any of the terms, covenants, conditions or agreements contained herein.

(e) This Agreement is not intended to create, nor shall it in any way be interpreted or construed to create, any third party beneficiary rights in any person not a party hereto.

(f) This Agreement shall be binding on the parties hereto, and their successors and assigns.

Section 6. Indemnification

To the extent permissible by law, VRT shall indemnify, defend, protect and hold harmless Member, and it's officers, agents and employees, from and against any and all liabilities, losses, suits, claims, judgments, fines or demands arising by reason of injury or death of any person or damage to any property, including all reasonable costs for investigation and defense thereof (including but not limited to attorney fees, court costs, and expert fees), of any nature whatsoever (collectively, "**Claims**") arising out of or incident to this Agreement, and any renewal or extension thereof, and arising out of or caused by the negligent or intentional acts or omissions of VRT, it's officers, agents and employees, regardless of where the injury, death, or damage may occur, except to the extent any such Claims arise out of or are caused by the negligent or intentional act or omission of Member or it's officers, agents and employees. Member shall give to VRT reasonable notice of any such Claims. VRT shall notify Member of the counsel to be used in carrying out its obligations hereunder. Member must state any reasonable objection that it may have regarding the use of said counsel. The provisions of this section shall be deemed to be a separate contract between the parties and shall survive the expiration or any default, termination or forfeiture of this Agreement, and any renewal or extension thereof. Notwithstanding anything to the contrary in the foregoing, Member's right to indemnification pursuant to the foregoing shall be limited to indemnification for such Claims for which Member incurs actual liability or expense. The foregoing indemnification includes, without limitation, any Claim arising out of or caused by the noncompliance of any services, programs, or activities provided by VRT under this Agreement with all applicable federal, state, and local statutes, regulations, and requirements, including, but not limited to, the Americans with Disabilities Act (ADA). Notwithstanding anything to the contrary in the foregoing, (i) no employee or officer of VRT shall be personally liable to Member under this Agreement, (ii) with respect to third party Claims, both VRT and Member expressly reserve any and all of the privileges and immunities available to them, if any, under Idaho law, and (iii) the agreement of VRT to hold harmless or indemnify Member shall be limited to, and be payable only from, VRT's available insurance or

self-insurance coverage for liability assumed by contract available as a part of its general liability insurance program."

EXECUTED and effective as of the date first above written.

Valley Regional Transit:

City of Kuna:



Kelli Fairless
Executive Director

Requesting Waiver
10/11/13 Meeting



City of Kuna
Rental Request & Rental Agreement
763 W. AVALON
P.O. BOX 13
KUNA, ID 83634

Phone: 208-922-5546 Fax: 208-922-5989

Date: 11/28/13
Time: Daytime 9 to 4
 After Hours _____ to _____

Location:
 Bernie Fisher Park- Bandshell
 Bernie Fisher Park-Gazebo
 Senior Center
 Greenbelt: no park fees East side by restrooms
 Greenbelt: no park fees North side by baseball diamonds

Event Type:
 Private
 Public

Amenities:
 Electricity
 Tables

Fees:

Bernie Fisher
Bandshell or Gazebo
 \$10 up to 15 people
 \$25 up to 35 people
 \$50 up to 100 people
 \$100 over 100 people
 Cleaning/damage deposit in addition and in the amount of the reservation fee.
 \$10 Electricity

Picnic Tables for parks other than Bernie Fisher Park
 \$25 up to 10 tables
 \$50 over 10 tables

Senior Center
 \$50 first hour
 \$10 additional hour or fraction thereafter
 \$150 cleaning and damage deposit

After Hours Permit
 \$10 up to 15 people
 \$25 up to 35 people
 \$50 up to 100 people
 \$100 over 100 people

ARE YOU SEEKING PERMISSION TO DRIVE ON PARK GRASS?

\$ 110 Fee Total
\$ 150 Deposit Total
\$ 260 Grand Total

Receipt #
Refund of deposits will be processed as soon as possible

Date: 11-28-2013

Contact person: Diana Collin

Type of Event: Thanksgiving Potluck

Organization: Lions Club
(If applicable)

Address: PO BOX 59 Kuna Id 83634
(City, State, Zip Code)

Telephone: 724-5542

Senior Center Rules:

- No alcohol without a State and County approved liquor licensee with a valid catering permit issued by the City.
- No Smoking allowed in the building.
- No use of the kitchen, dishes or utensils. Furnish your own supplies.
- Building shall be left in clean and serviceable condition. Furnish your own trash bags.
- Return tables and chairs in original locations.
- Keys must be picked up before 5 p.m. on the day of the event or last business day prior to the event.
- Return keys in the drop box located at City Hall.

Park Rules:

- No alcohol without a State and County approved liquor licensee with a valid catering permit issued by the City.
- Area shall be left in clean and serviceable condition.
- Electrical or other issues contact the Parks Supervisor at 573-7668.

After Hours Permit Requires:

- A safety plan reviewed by local law enforcement prior to issuance.

Public Events Requires:

- Special Event Plan (Contact Clerks Office)

Diana Collin
Applicant Signature of Acceptance and Responsibility

9-19-13
Date

Kuna City Clerk Seal Date
(City Clerk signature required for after hours permits only)



City of Kuna
Rental Request & Rental Agreement
763 W. AVALON
P.O. BOX 13
KUNA, ID 83634

Phone: 208-922-5546 Fax: 208-922-5989

*Fee Waiver Request

Date: Tuesday
 ~~October 9, 2013~~ Evenings

Time:
 Daytime _____ to _____
 After Hours 1800 to 2100

Location:
 Bernie Fisher Park- Bandshell
 Bernie Fisher Park-Gazebo
 Senior Center
 Greenbelt: no park fees
East side by restrooms
 Greenbelt: no park fees North
side by baseball diamonds

Event Type:

Private
 Public

Amenities:

Electricity
 Tables

Fees:

Bernie Fisher

Bandshell or Gazebo

- \$10 up to 15 people
- \$25 up to 35 people
- \$50 up to 100 people
- \$100 over 100 people
- Cleaning/damage deposit in addition and in the amount of the reservation fee.
- \$10 Electricity

Picnic Tables for parks other than Bernie Fisher Park

- \$25 up to 10 tables
- \$50 over 10 tables

Senior Center

- \$50 first hour
- \$10 additional hour or fraction thereafter
- \$150 cleaning and damage deposit

After Hours Permit

- \$10 up to 15 people
- \$25 up to 35 people
- \$50 up to 100 people
- \$100 over 100 people

ARE YOU SEEKING PERMISSION TO DRIVE ON PARK GRASS?

Fee Total _____

Deposit Total _____

Grand Total _____

Receipt # _____

Refund of deposits will be processed as soon as possible

Date: October 9, 2013

Contact person: Cynthia L. Jones

Type of Event: Military Drill

Organization: Snake River Young Marines
(If applicable)

Address: 6073 S. Red Shine Place, Boise, ID 83709
(City, State, Zip Code)

Telephone: (208) 412-5636 Cellular

Senior Center Rules:

- No alcohol without a State and County approved liquor licensee with a valid catering permit issued by the City.
- No Smoking allowed in the building.
- No use of the kitchen, dishes or utensils. Furnish your own supplies.
- Building shall be left in clean and serviceable condition. Furnish your own trash bags.
- Return tables and chairs in original locations.
- Keys must be picked up before 5 p.m. on the day of the event or last business day prior to the event.
- Return keys in the drop box located at City Hall.

Park Rules:

- No alcohol without a State and County approved liquor licensee with a valid catering permit issued by the City.
- Area shall be left in clean and serviceable condition.
- Electrical or other issues contact the Parks Supervisor at 573-7668.

After Hours Permit Requires:

- A safety plan reviewed by local law enforcement prior to issuance.

Public Events Requires:

- Special Event Plan (Contact Clerks Office)

Cynthia L. Jones
Applicant Signature of Acceptance and Responsibility

10/9/13
Date

Kuna City Clerk
(City Clerk signature required for after hours permits only)

Date

Respectfully a Fee Waiver for the use of the Kuna Senior Center on Tuesdays from 1800-2100 weekly.

About the Young Marines

Who We Are

The Young Marines is a youth education and service program for boys and girls, ages 8 through completion of high school. The Young Marines promotes the mental, moral, and physical development of its members. The program focuses on character building, leadership, and promotes a healthy, drug-free lifestyle. The Young Marines is the focal point for the U.S. Marine Corps' Youth Drug Demand Reduction efforts.

Membership

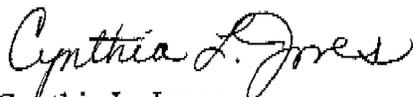
The Young Marines is open to all youth ages 8 through completion of high school. The only membership requirement is that the youth must be in good standing at school. Since the Young Marines' humble beginnings, in 1958, with one unit and a handful of boys, the organization has grown to over 300 units with 10,000 youth and 3,000 adult volunteers in 46 states, the District of Columbia, and Germany,

Training

Upon joining a local Young Marines unit, youth undergo a 26-hour orientation program, generally spread out over several weekly meetings. This orientation program is affectionately called "Boot Camp." The youth learn general subjects such as history, customs and courtesies, close order drill, physical fitness, and military rank structure. After graduating from Young Marines "Boot Camp", the youth have the opportunity to learn more new skills, earn rank, wear the Young Marines uniform and work toward ribbon awards. Young Marines earn ribbons for achievement in areas such as leadership, community service, swimming, academic excellence, first aid, and drug resistance education.

Our Volunteers

Young Marines units are community-based programs lead by dedicated adult volunteers. Many of these volunteers are former, retired, active duty, or reserve Marines who believe passionately that the values they learned as Marines had a positive affect on them. It is through these caring adults that Young Marines learn the inner values of Honor, Courage, and Commitment. Adult volunteers are individually screened by the National Headquarters based on background information and recommendations provided with each person's registration.



Cynthia L. Jones
LN1, USN Retired
Snake River Young Marines
Adjutant/Paymaster
EIN: 38-2346425 501(c)3



City of Kuna PUBLIC HEARING NOTICE

NOTICE IS HEREBY GIVEN that the Mayor and Council have set a public hearing on October 15, 2013 commencing at 7:00 P.M. at the Kuna City Hall, 763 W. Avalon Street, Kuna, Idaho. The public hearing shall be the time and place for interested parties and citizens to have an opportunity to be heard to discuss the proposed payoff for the LID lien in the amount of approximately \$258,595.66, plus additional penalties and interest that may accrue from and after September 15, 2013 as attached to the property known as the Kuna 75, LLC property, as shown on the map attached hereto as Exhibit A. Resolution R29-2013 declares the intent of the City to pay off the LID lien and acquire the sixty (60) EDUs resulting in the City of Kuna owning said real property free and clear of any and all liens and consisting of approximately 20.164 acres.



RESOLUTION NO. R29- 2013

A RESOLUTION DECLARING THAT THE CITY OF KUNA, OWNER OF THE REAL PROPERTY, AS LEGALLY DESCRIBED HEREIN AND CONSISTING OF APPROXIMATELY 20.164 ACRES, AND KNOWN AS THE KUNA 75, LLC PROPERTY AND ITS SIXTY (60) EQUIVALENT DWELLING UNITS (EDU'S), DOES NOT MEET THE DEFINITION OF SURPLUS PROPERTY, AND THEREFORE THE CITY OF KUNA SHALL PAY OFF THE LID LIEN FOR SAID PROPERTY AND THE CITY OF KUNA WILL THEN OWN THE REAL PROPERTY AND THE SIXTY (60) EDU'S FREE AND CLEAR OF ANY AND ALL LIENS; INSTRUCTING THE CITY CLERK TO PUBLISH A SUMMARY OF THE ACTION TAKEN BY THIS RESOLUTION AND ESTABLISH AND PUBLISH NOTICE OF THE HEARING DATE TO REVIEW THE PROPOSED ACTION; APPROVING A SUMMARY OF THE ACTION TAKEN BY THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, The City of Kuna, pursuant to Idaho Code §50-1710, adopted and passed by the City Council on September 19, 2006 (the "*Enacting Ordinance*"), which created *Local Improvement District No. 2006-1 ("LID")* for the purpose of making and paying for the acquisition, construction, and equipping of wastewater treatment facilities and conveyance pipelines, lift stations, and related facilities and improvements (collectively, the "*Project*") for the provision of wastewater collection and treatment to serve the benefited real property within the *LID*; and

WHEREAS, The following legally described real property, owned by Kuna 75, LLC (Real Property), was annexed into the City of Kuna, and included in the LID. A map of the Real Property is attached hereto as Exhibit A:

THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 19, TOWNSHIP 2 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO.

LESS AND EXCEPTING PARCEL C OF RECORD OF SURVEY NO. 8359 BEING THE EAST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 19, TOWNSHIP 2 NORTH, RANGE 1 EAST, BOISE MERIDIAN, CITY OF KUNA, ADA COUNTY, IDAHO AND DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND ALUMINUM CAP MONUMENT MARKING THE SOUTHWEST CORNER OF SAID SECTION 19; THENCE NORTHERLY ALONG THE WESTERLY LINE OF SAID SECTION 19 NORTH 00°04'47" EAST A DISTANCE OF 2640.20 FEET TO A FOUND ALUMINUM CAP MONUMENTING THE WEST QUARTER CORNER OF SAID SECTION 19 AND THE CENTER LINE OF EAST MEADOW VIEW ROAD AND THE NORTHERLY LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 19;

THENCE EASTERLY ALONG THE CENTERLINE OF SAID EAST MEADOW VIEW ROAD AND THE NORTHERLY LINE OF SAID SOUTHWEST QUARTER OF SECTION 19 SOUTH 89°38'41" EAST A DISTANCE OF 1901.60 FEET TO, THE POINT OF BEGINNING.

THENCE CONTINUING SOUTH 89°38'41" EAST A DISTANCE OF 665.21 FEET TO A FOUND ALUMINUM CAP MONUMENTING THE C 1/4 CORNER OF SAID SECTION 19; THENCE SOUTHERLY ALONG THE EASTERLY LINE OF SAID SOUTHWEST QUARTER SOUTH 00°36'30" WEST A DISTANCE OF 1322.44 FEET TO A FOUND STEEL PIN MONUMENTING THE CS 1/16TH CORNER OF SAID SECTION 19; THENCE WESTERLY ALONG THE SOUTHERLY LINE OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER NORTH 89°35'33" WEST A DISTANCE OF 664.11 FEET TO A SET STEEL PIN; THENCE LEAVING SAID LINE NORTH 00°33'40" EAST A DISTANCE OF 1321.82 FEET TO THE POINT OF BEGINNING.

WHEREAS, Said Real Property consists of approximately 20.164 acres; and

WHEREAS, Pursuant to agreement, said Real Property was assigned sixty (60) Equivalent Dwelling Units (EDUs) with a value of \$3,233.75 per EDU; and

WHEREAS, The Project was constructed and it is now a fully functioning treating waste water plant for the City of Kuna; and

WHEREAS, The City of Kuna, on February 18, 2010, pursuant to Idaho Code §50-1715 adopted *Ordinance No. 2010-3* (the “*Lien Ordinance*”) confirming the *Final Assessment Roll* for properties within the LID; and

WHEREAS, The City of Kuna, on February 19, 2010, pursuant to Idaho Code §50-1721, recorded *Local Improvement District Ordinance No. 2010-3* with the Ada County Recorder containing the assessment amount due, against the Real Property owned by Kuna 75, LLC, which became a lien against the Real Property; and

WHEREAS, The above-mentioned lien is, pursuant to Idaho Code §50-1721, “superior to the lien of any mortgage or other encumbrance, whether prior in time or not, and shall constitute such lien until paid, and until paid, such lien shall not be subject to extinguishment for any reason whatsoever, including but not limited to the sale of the property assessed on account of the nonpayment of general taxes or the conveyance of such property by any means to the United States of America, or any agency thereof, the State of Idaho, or any county, city school district, junior college district or other public body, agency or taxing unit in said state”; and

WHEREAS, The City of Kuna, on February 19, 2010, mailed to the owner of the Real Property, a *Notice of Assessment, Local Improvement District No. 2006-1*, which provides the amount of the “*Annual assessment*” due for the Real Property; and

WHEREAS, an *Affidavit of Mailing* for the *Notice of Assessment, Local Improvement District No. 2006-1* evidencing the mailing of said document to the owner of the Real Property was prepared by the City; and

WHEREAS, The *Notice of Assessment, Local Improvement District No. 2006-1*, pursuant to Idaho Code §50-1715, provided that the *Annual Assessment* was due on April 11, 2011; and

WHEREAS, The owners of the Real Property failed to pay the *Annual Assessment* as provided for in the *Notice of Assessment, Local Improvement District No. 2006-1*, which was due April 11, 2011; and

WHEREAS, The City of Kuna, on May 17, 2011, pursuant to Idaho Code §50-1739, approved and adopted *Resolution, R26-2011*, which declared the unpaid *Annual Assessment* delinquent and accelerated the assessment amount owed on said Real

Property, together with penalties and a default interest rate, pursuant to statutory requirements by issuing the *Kuna Local Improvement District 2006-1 Delinquency Certificate*; and

WHEREAS, The City of Kuna, on May 25, 2011, mailed to owners of the Real Property, the *Delinquency Certificate*, together with a letter explaining the effect of the *Delinquency Certificate*; and

WHEREAS, As a result of the issuance of the *Delinquency Certificate*, the total amount due was accelerated; and

WHEREAS, The City Treasurer, pursuant to Idaho Code §50-1746, did make and file an affidavit showing a full compliance with the requirements of pursuant to Idaho Code §50-1745, and did file said affidavit with the office of the City Treasurer; and

WHEREAS, The City of Kuna, on April 11, 2013, by and through its City Treasurer prepared and recorded with the Ada County Recorder, a *Treasurer's Deed* on April 11, 2013; and

WHEREAS, On April 25, 2013, the City of Kuna filed a complaint in the Fourth Judicial District Court in and for the County of Ada, State of Idaho, case number CV OC 1307443, to quiet title pursuant to Idaho Code §6-401 et. Seq.; and

WHEREAS, On June 11, 2013, the Court issued its Judgment quieting title to the City of Kuna against Kuna 75, LLC; and

WHEREAS, The LID lien for the Real Property remains a lien against the Real Property in the principal amount of \$194,025.00 plus penalties and interest, as of September 15, 2013, the amount is \$258,595.66; and

WHEREAS, The City of Kuna has determined that the Real Property is beneficial and useful to the City of Kuna and its citizens for public purposes, and it therefore does not meet the requirements of surplus property pursuant to Idaho Code §50-1401; and

WHEREAS, The City of Kuna shall pay off the LID lien and acquire the sixty (60) EDUs with a value of \$3,233.75 each or \$194,025.00 total value to be owned free and clear by the City of Kuna, and the land in the approximate acreage of 20.164.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF KUNA, IDAHO:

Section 1. The City of Kuna finds that the Real Property may be developed for a park and sports fields for the benefit of Kuna, and therefore the Real Property is beneficial and useful to the City of Kuna and its citizens for public purposes, and it therefore does not meet the requirements of surplus property pursuant to Idaho Code §50-1401.

Section 2. The Real Property has a LID lien recorded against it in the principal sum of \$194,025.00 together with penalties, and the City of Kuna shall pay the principal sum of \$194,025.00 together with penalties and interest, calculated to be \$258,595.66 as of September 15, 2013 (Proceeds) to release the LID lien.

Section 3. Upon payment of the Proceeds the City of Kuna will own the Real Property and the sixty (60) EDUs free and clear of any and all liens.

Section 4. The City of Kuna shall wire transfer the Proceeds to Key Bank within three (3) days of the public hearing.

Section 5. The City of Kuna shall prepare and record a LID lien release upon transfer of the Proceeds.

Section 6. The City Clerk shall publish the notice of a public hearing setting the public hearing for Special City Council meeting on October 15, 2013 at 7:00 P.M. at the Kuna City Hall 763 W. Avalon Street, Kuna, Idaho, concerning the proposed payoff of the LID lien.

Section 7. The draft summary of this Resolution and the draft notice of public hearing, attached hereto as Exhibit B, and the approved Notice of Hearing, attached as Exhibit C, are approved as to both form and content.

Section 8. This Resolution shall be in full force and effective immediately upon its adoption and approval.

PASSED BY THE COUNCIL of Kuna, Idaho this 17th day of September 2013.

APPROVED BY THE MAYOR of Kuna, Idaho this 17th day of September 2013.

W. Greg Nelson, Mayor

ATTEST:

Chris Engels, Deputy City Clerk

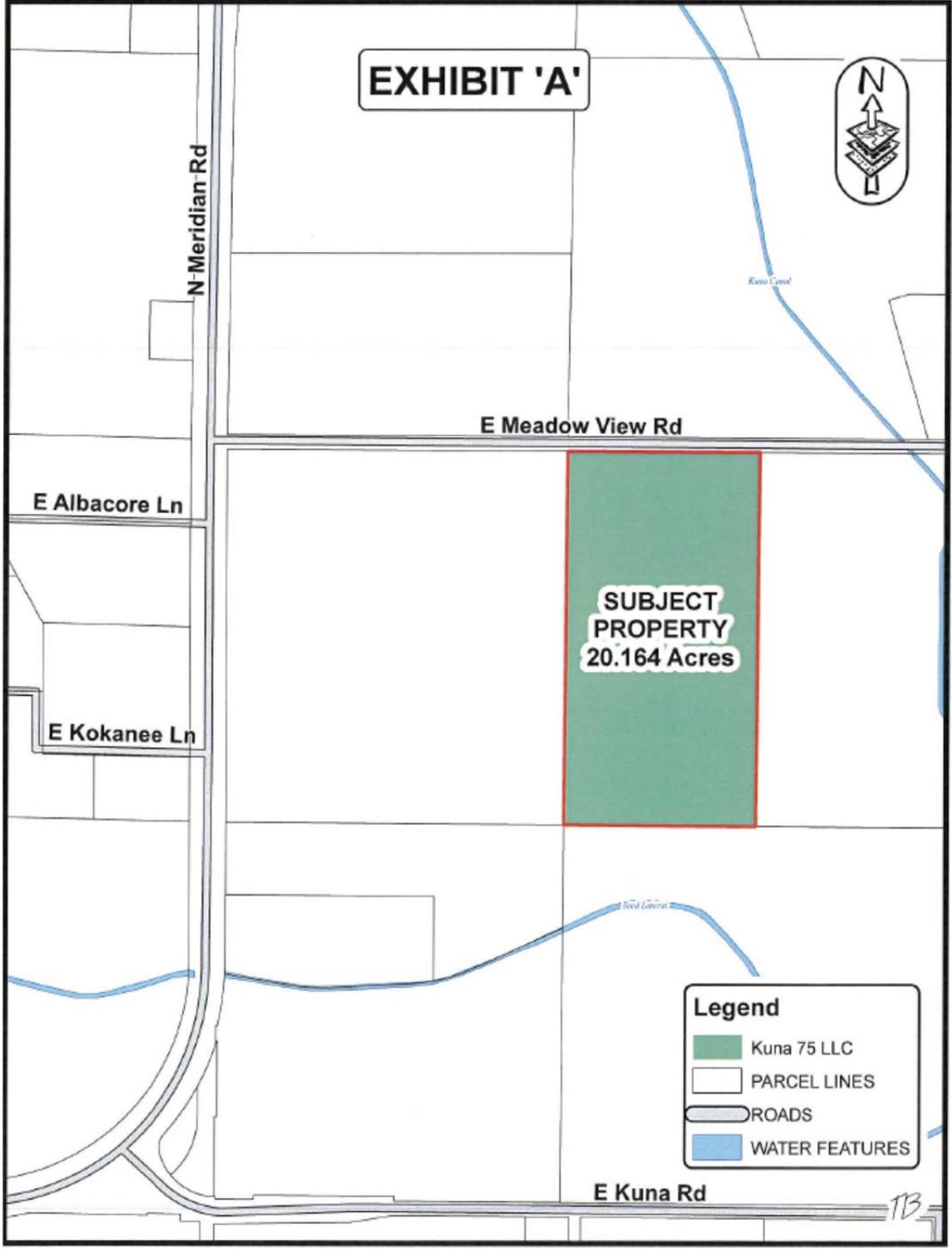


EXHIBIT "B"

Notice of Public Hearing: City of Kuna Declaration of Intent to Payoff LID lien for the Real Property

Summary of City Council Action:

NOTICE IS HEREBY GIVEN that the City of Kuna, Idaho, adopted at its regular meeting on September 17, 2013, Resolution No. R29- 2013; this resolution declares that City intends to payoff the LID lien in the amount of approximately \$258,595.66, plus additional penalties and interest that may accrue from and after September 15, 2013 for the property known as the Kuna 75, LLC property and as shown on the map, attached hereto as Exhibit A. Finally, the resolution instructs the City Clerk to publish notice of the public hearing on October 15, 2013, at 7:00 P.M. to review the proposed action.

Notice of Hearing:

NOTICE IS HEREBY GIVEN that the Mayor and Council have set a public hearing on October 15, 2013 commencing at 7:00 P.M. at the Kuna City Hall, 763 W. Avalon Street, Kuna, Idaho. At the public hearing it shall be the time and place for interested parties and citizens alike shall have an opportunity to be heard to discuss the payoff the LID lien in the amount of approximately \$258,595.66, plus additional penalties and interest that may accrue from and after September 15, 2013 for the property known as the Kuna 75, LLC property and as shown on the map, attached hereto as Exhibit A. Resolution R29-2013 declares the intent of the City to payoff the LID lien and acquire sixty (60) EDUs and thereafter the City of Kuna will own said real property free and clear of any and all liens and consisting of approximately 20.164 acres.



CITY OF KUNA
P.O. BOX 13
KUNA, ID 83634
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Email: gordon@cityofkuna.com

MEMORANDUM

TO: Mayor Nelson and Members of City Council

FROM: Gordon N. Law
Kuna City Engineer

RE: 2014 Irrigation Assessments

DATE: October 10, 2013

**REQUEST: Adopt Irrigation Assessment Resolution.
Accept Assessment Roll**

The State Code requires that by the second Wednesday of February, the City Council shall make an estimate of the irrigation expenses for the coming season and apportion the same to the benefitting properties.

The State Code authorizes cities to establish municipal irrigation systems or districts, in which cities may take delivery of irrigation water (in the same manner as if they were a farmer) and distribute it to their citizens for landscape irrigation purposes. The process pools all the water rights for all the property served by the municipal irrigation district, and for delivery and payment purposes, treats the City as if it was a single “farmer” for that land. The State Code also directs in detail the manner in which assessments are to be established for benefitted lands.

The setting of assessments is an annual process that involves the following essential requirements:

1. Preparation of an assessment roll;
2. Preparation of an estimate of costs;
3. Development of a uniform method of distributing costs to benefitted lands according to the benefit derived by a parcel;
4. Providing of notice of assessment; and
5. Providing an opportunity for objections to assessments to be heard.

The attached resolution fulfills the essential requirements of State Law and continues, with some modification, the assessment methodology adopted in 2013. Of particular note are the paragraphs describing the uniform method of assessment. A purely flat rate of assessment, without any regard to property area, may not be “uniform” in that it gives no consideration to the greater benefit derived by a larger parcel compared to a smaller one. In a similar manner, an assessment method proportioned solely on parcel size fails to account for costs that are not proportional to property size.

The assessment method employed in the resolution mixes both approaches by assigning a flat rate to all parcels 10,000 SF in size or less and a surcharge based on property area to parcels exceeding 10,000 SF in size. The attached resolution assumes the excess area is charged at the rate of \$2/1,000 SF but Council would have the latitude of amending the resolution and altering rates according to their own findings. Also included is an analogous assessment method governing properties served by gravity irrigation and vacant properties not yet occupied. The attached resolution is structured largely as the 2013 Resolution with the following items of note:

1. Paragraph IV.E is retained which allows a 50% reduction in connection fees for parcels in older areas of town to encourage their conversion from the use of potable water for irrigation to the use of pressurized surface water. The allowance expires in 2015.
2. Paragraph V.G is for calculating assessments on vacant lots. It relies on a flat-rate assessment of \$13.75 for each buildable lot one acre in size or less. Larger vacant lots are assessed as gravity irrigation land. Paragraphs V.D and V.E provide that if a vacant lot obtains a building permit after the setting of assessments, it will be charged a “full-year” or “partial-year” assessment as applicable. The effect of this paragraph is to shift costs from the vacant parcels to occupied parcels but does not reduce overall costs.
3. Section VI provides for payment of annual assessments in monthly increments for the majority of accounts. The enforcement of payment would be through the monthly potable water shut-off (as the City used to do), to eliminate or reduce the annual back-yard shut-off practice and to flatten out payment of the annual assessment. It is recommended that this season’s assessment is spread out over 9 months.

The assessment rates adopted in 2013 are adjusted for 2014 to cover the projected costs. The resolution also adopts anew, the pressure irrigation connection fees and miscellaneous charges from the previous year.

EXPENSES

One of the key responsibilities of the assessment process is to estimate expenses for the 2014 irrigation season and include the same in the fee resolution in Section II. The attached table is to show the comparison of the expenses between the 2013 and 2014 seasons.

For 2013, the net estimated expenses for purposes of assessment were \$468,156 compared to net estimated expenses of \$482,750 for 2014. No expenditures are included from contingency account or for capital expenditures related to system expansion - which is funded by connection fees. The attention of Council is directed toward differences year-to-year in some of the expenditures:

1. Power Costs: Actual expenses in 2013 exceeded the estimate of expenses for assessment purposes by approximately \$6,000 and are reflected in the proposed power cost estimate for 2014.
2. Water Rental: Water rental costs from Boise-Kuna and New York Irrigation Districts are \$5,000 more than actual costs in 2013. This is due to a 6% year-over-year increase in district assessment rates to the city.
3. Labor Costs: The 2014 labor costs reflect the 3% COLA and bonus adjustment over 2013 wage rates, an approved staff increase and a shift in attorney costs, or approximately \$18,500.
4. Other Operational Costs: 2014 operational costs for assessment purposes are kept the same as 2013 and compare to actual 2013 costs of \$92,522. This item is highly variable and a margin of safety is reflected in the assessments.

5. Major Component Replacement: This item includes repair and replacement of major system components such as pumps, motors, VFDs, electronic filters and fittings. The actual annual cost of this item is highly variable but is budgeted to be adequate for most years. Repair or replacement of smaller system components are provided under Other Operational Costs. The 2014 increase over 2013 is \$1,200.
6. Equipment Costs: This item includes the Pressure Irrigation Fund's share of large ticket pieces of equipment, an item established at budget time and which varies from year-to-year. Smaller tools are provided under Other Operational Costs. The 2014 increase over 2013 is \$1,500.
7. Adjustments by Council: In the 2013 Board(s) of Correction, Council directed staff to either remove or adjust write off some assessments amounting to \$2,200. The 2014 estimated adjustment expense is virtually the same as 2013.
8. Delinquent Assessment Payments: The Idaho State Code allows the City to expense up to 10% of its total assessment for delinquent payments – in other words payments not made in the year in which the assessment was made. In 2010, the delinquencies exceeded \$65,000 and so the City commenced over-the-fence shut-offs of PI in 2011, as provided in state code. The result was a dramatic reduction in delinquencies for 2011 and 2012 and a corresponding increase in redemptions. In 2013, back yard shut-offs were largely ended and partially replaced with a potable water shut-off as the city used to do. Estimated delinquencies appear as an expense and estimated redemptions appear as a credit.
9. Potable Pumping Cost: When irrigation demand exceeds the ability of the PI system to deliver water, potable water is used to make up the difference. In 2013, the potable system provided 222 million gallons out of its total production of 732 million gallons to the PI system because of the drought. The pumping cost is simply the PI system's pro rata share of the cost of electricity to pump the water. The 2014 estimated expense is lowered \$10,500 under the presumption the severity of the drought will not be repeated.
10. Potable Chemical Cost: The chemical cost is simply the PI system's pro rata share of the cost of chemical added to the portion of potable water diverted to the PI system. The 2014 estimated expense is lowered \$2,500 under the presumption the severity of the drought will not be repeated.
11. Redemptions: When delinquent assessments of prior years are paid, together with penalties and interest, the amount is a credit against expenses for the year in which it is paid. There is no change in the estimate for 2014 compared to 2013.
12. Connections After Assessment: As building permits are issued, properties converting from "vacant" to "occupied" during the season are charged a fee for the season of use before the property is properly included in the next assessment cycle.

SCHEDULE

The Idaho Code requires that a proposed assessment roll be in the clerk's office on or before the fourth Monday of January. It also requires that assessments are officially adopted by Council on or before the second Wednesday of February. It was decided in 2013 the city would move to a November assessment schedule, would implement a monthly payment system, would combine irrigation billings onto the water-sewer-trash statement and would replace the over-the-fence shut-off with the potable water shut-off.

This will be the first November assessment. Beginning with the November billing, irrigation will be on the combined monthly statement and delinquent payment shut-off for all services will thereafter be combined. It is contemplated that the annual assessment will be spread equally over nine months for 2014. If unpaid, the assessment becomes delinquent July 1st, with a lien recorded against the property by the 4th Monday in July.

BOARD OF CORRECTION

The Idaho Code requires a Board of Correction is convened on or before March 20th of each year. The Mayor and Council are designated as the Board. The proposed resolution sets March 18th, 2014 at 5:30 pm in City Hall as the date for the meeting of the Board. The purpose of the Board is to hear objections to individual assessments and make corrections as appropriate.

ANNUAL ASSESSMENTS

For 2013 the annual assessment for pressure irrigation for the typical residential lot less than 10,000 SF in area was \$93.50. With the increases in costs, the annual assessment for 2014 would be \$95.50 for a typical residential lot. The present gravity irrigation assessment for the typical residential lot less than 10,000 SF in area is \$34.00. With the aforementioned changes the 2014 gravity assessment would be \$34.75. Vacant lots under one acre will increase from \$13.00 to \$13.75.

DELIBERATIONS

This information is provided to Council so that they may examine the projections, consider options, confer with staff, and ultimately make an informed decision. The 2014 assessment roll lists 4,480 occupied lots with pressure irrigation, 266 lots with gravity irrigation, 540 vacant lots with pressure irrigation available and 116 special accounts (like HOA lots) - for a total assessed lots of 5,402.

It may be helpful to address the adoption of the assessment resolution in the following ordered manner:

1. Review and tentatively concur with the proposed expenditures or amend the proposal as appropriate.
2. Review and tentatively concur with the proposed assessment formulas or amend the proposals as appropriate.
3. Review and tentatively concur with the proposed Board of Correction schedule or amend the proposal as appropriate.
4. Adopt the resolution as amended and direct staff to prepare a clean version consistent with Council's intent for signature.

Enclosures

PROJECTED IRRIGATION EXPENSES

Account	Item	2013 Estimate	Last Assessment	2014 Budget	Proposed Assessment
25-6290	Estimated Power Costs	71,237	66,200	78,000	72,000
25-6116	BK Water Rental	71,957		71,957	
	NY Water Rental	10,340		10,340	
	(\$47 to \$50 per acre)	82,297	76,500	82,297	87,550
	Wages and Benefits	129,559	121,538	141,150	140,000
25-6025	Janitorial	502		974	
25-6050	Contract Labor	500		1,000	
25-6052	Contract Services	3,264		5,532	
25-6054	Credit Card Processing Fees	0		0	
25-6065	Dig Line Expenses	161		500	
25-6075	Dues and Memberships	236		149	
25-6115	M&R / Gravity System	500		1,000	
25-6125	Legal Publications	1,165		1,900	
25-6130	Liability and Property Insurance	3,011		3,543	
25-6131	Insurance Claims Paid	42		100	
25-6140	M&R / Bldgs and Grounds	4,718		3,000	
25-6142	M&R / Equipment	7,154		6,350	
25-6150	M&R / PI System	37,389		50,000	
25-6155	Meetings/Committees			400	
25-6160	Miscellaneous Expense	420		1,313	
25-6165	Office Supplies	425		750	
25-6175	Small Tools	3,026		7,357	
25-6190	Postage & Billing	11,187		10,051	
25-6202	Professional Services	808		6,329	
25-6211	Rent - Building & Land	6,294		6,406	
25-6212	Rent - Equipment	470		800	
25-6230	Safety Training & Equipment	857		900	
25-6255	Telephone	3,098		3,274	
25-6265	Training & Schooling	482		500	
25-6270	Travel Expenses	95		200	
25-6285	Uniforms	528		750	
25-6300	Fuel	2,252		3,100	
25-6305	M&R / Vehicle	990		1,250	
25-6505	Bank Fees	2,906		2,993	
25-6500	Cash Over / Short	42		100	
	Other Operational Costs	92,522	105,000	120,521	105,000
	Replace Pumps Motors & Equipment	34,250	38,110	39,253	39,300
	Harmonic Filter-Chapparosa			9,000	
	SCADA Upgrade			8,800	
	IT Project-Web Site			1,135	
	IT Project-Document Storage			1,479	
	Pickup			4,000	
	Harmonic Filter-Tomorrow	3,415			
	IT Project	1,067			

PROJECTED IRRIGATION EXPENSES

Aerial Photos	117			
Total Station	0			
PI Crossing of Ash St	7,361			
Equipment Costs	8,545	22,908	24,414	24,400
Interest and Retirement of Debt	0	0	0	0
Unpaid and Delinquent Assessments				
2010 Delinquencies	1,992		396	
2011 Delinquencies	3,077		1,360	
2012 Delinquencies	7,566		2,722	
2013 Delinquencies	9,161		9,161	
	21,796	12,600	13,639	9,200
Adjustments by Council				
Small Delinquent Amounts	5			
Plateau Removed	848			
Oasis Removed	264			
Business Park Removed	1,094			
	2,211	2,000	2,000	2,000
Power Cost for Potable Water	21,604	23,500	6,113	13,000
Chemical Cost for Potable Water				
AllQuest	3,905			
Chlorine	3,092			
	6,997	7,200	1,887	4,700
Connections After Assessment				-7,000
(75 lots x 93.50)				
Redemptions - Credit				
From 2010	1,814.00			
From 2011	1,430.00		1,900.00	
From 2012	4,612.00		1,500.00	
From 2013	1,436.00		4,000.00	
	-9,292.00	-7,400	-7,400.00	-7,400
ASSESSMENT FOR 2014			501,874	482,750
ASSESSMENT FOR 2013 (For Comparison)	461,726	468,156		

City of Kuna, Idaho
Kuna Municipal Irrigation District Assessments and Fees

RESOLUTION NO. R44-2013

A RESOLUTION OF THE COUNCIL OF THE CITY OF KUNA, IDAHO SETTING FORTH FEES, ASSESSMENTS AND POLICIES FOR THE KUNA MUNICIPAL IRRIGATION DISTRICT FOR SAID CITY; RECEIVING AND ACCEPTING THE ASSESSMENT BOOK FOR THE 2014 IRRIGATION SEASON; RECEIVING AND ACCEPTING THE ESTIMATE OF EXPENSES FOR THE 2014 IRRIGATION SEASON; SETTING THE TIME AND PLACE FOR THE MEETING OF THE BOARD OF CORRECTION FOR 2014 ASSESSMENTS; SETTING FEES FOR CONNECTING TO SAID IRRIGATION SYSTEM; SETTING UNIFORM METHOD OF ALLOCATING ASSESSMENTS FOR THE 2014 IRRIGATION SEASON; ESTABLISHING BILLING POLICIES; SETTING CUSTOMER SERVICE CHARGES; SETTING SYSTEM POLICIES; REPEALING EXISTING FEES AND POLICIES AS PREVIOUSLY SET BY RESOLUTION, AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City of Kuna, Idaho has established a Municipal Irrigation System, with all the powers and authorities necessary to operate, maintain, replace and/or extend said System; and

WHEREAS, Section 7-8-5 of the Kuna City Code authorizes the City of Kuna, Idaho to charge hook-up fees set forth in a rate schedule adopted by the City Council as a condition for connection to the Municipal Irrigation System; and

~~**WHEREAS**, Section 7-5-16-1 of the Kuna City Code authorizes the City of Kuna, Idaho to charge irrigation main line fees for new connections within the Municipal Irrigation System limits in accordance with a rate schedule adopted by the City Council; and~~

~~**WHEREAS**, Section 7-5-16-2 of the Kuna City Code authorizes the City of Kuna, Idaho to charge “late comers fee” in accordance with a rate schedule adopted by the City Council; and~~

WHEREAS, Section 7-8-12 of the Kuna City Code authorizes the City to charge fines and costs for unauthorized connection to the Municipal Irrigation System; and

WHEREAS, Section 7-8-7 of the Kuna City Code authorizes the City Council to establish annual irrigation assessments pursuant to Idaho law:

I. ASSESSMENT ROLL

NOW THEREFORE BE IT RESOLVED, that pursuant to Idaho Code 50-1807, an assessment book for the Kuna Municipal Irrigation District was filed in the office of City Clerk on **October 15, 2013**, and by this action, Mayor and Council of said City duly receive, make corrections and accept the same.

II. ESTIMATE OF EXPENSES

BE IT FURTHER RESOLVED the estimated expenses or the necessary funds for the expenses of maintaining, operating, improving, extending and enlarging said City's irrigation system for the **2014** irrigation season, and which shall be allocated in proportion to the benefits received to the properties in said assessment book, are as follows:

Estimated Power Costs	\$ 72,000
BK Irrigation Water Rental (1,557 4,528 Ac)	\$ 76,550
NY Irrigation Water Rental (245 278 Ac)	\$ 11,000
Wages and Benefits	\$140,000
Other Operational Costs	\$105,000
Equipment Costs	\$ 39,300
System Improvements	\$ 24,400
Interest and Retirement of Debt	\$ -
Unpaid and Delinquent Assessments	\$ 9,200
Adjustments by Council	\$ 2,000
Potable Power Cost (135 175 MG)	\$ 13,000
Potable Chemical Cost (135 175 MG)	\$ 4,700
Redemptions - Credit	(\$ 7,400)
Connections After Assessment – Credit	(\$ 7,000)
TOTAL ESTIMATED EXPENSES	\$482,750

By this action, Mayor and Council duly receive and accept the same.

III. BOARD OF CORRECTION

BE IT FURTHER RESOLVED the Board of Correction to hear protests to aforesaid assessments, and as deemed appropriate, to correct the same, shall meet March **18, 2014** at 5:30 P.M. at the Kuna City Hall, 763 W. Avalon, Kuna, Idaho, and continue as long thereafter as may be necessary to conduct the business of the Board. The Board of

Correction shall receive protests as to issues of fact in setting assessments, shall correct assessments to conform to the facts and shall conclude the process by confirming the corrected assessment roll. A protestant unable to attend the meeting of the Board may submit a protest in writing any time up to 3:00 P.M. March 18, 2014.

IV. IRRIGATION CONNECTION FEES

BE IT FURTHER RESOLVED, that the charge(s) for connecting to the City Irrigation System shall be determined as follows:

A) Irrigation Main Fees: Each residential property to be connected to a System pressurized irrigation main shall be assessed a one-time connection fee for reimbursement of the capital cost of providing pressurized irrigation trunk mains to serve the property. The amount of said fee shall be a minimum six hundred and twenty dollars (\$620.00) for each lot or parcel up to ten thousand (10,000) square feet in total area plus eight and nine tenths cents (\$.089) per square foot for area exceeding ten thousand square feet.

Each commercial property to be connected to a System pressurized irrigation main shall be assessed a one-time connection fee for reimbursement of the capital cost of providing pressurized irrigation trunk mains to serve the property. The amount of said fee shall be a minimum six hundred and twenty dollars (\$620.00) for each lot or parcel up to seven thousand (7,000) square feet in total landscaped area plus eight and nine tenths cents (\$.089) per square foot for landscaped area exceeding seven thousand square feet.

B) Irrigation Supply Fee: Each residential property to be connected to a System pressurized irrigation pump station shall be assessed a one-time connection fee for reimbursement of the capital cost of providing pressurized irrigation pump stations to serve the property. The amount of said fee shall be a minimum nine hundred dollars (\$900.00) for each lot or parcel up to ten thousand square feet in total area plus twelve and nine tenths cents (\$.129) per square foot for area exceeding ten thousand square feet.

Each commercial property to be connected to a System pressurized irrigation main shall be assessed a one-time connection fee for reimbursement of the capital cost of providing pressurized irrigation pump stations to serve the property. The amount of said fee shall be a minimum nine hundred dollars (\$900.00) for each lot or parcel up to seven

thousand (7,000) square feet in total landscaped area plus twelve and nine tenths cents (\$0.129) per square foot for landscaped area exceeding seven thousand square feet.

C) **Irrigation Service Fees:** Each irrigation service shall be assessed charges for completing services and connections in accordance with the following schedule:

3/4"	Service	\$ 150/ea
1"	Service	\$ 200/ea
1 1/2"	Service	\$ 250/ea
2"	Service	\$ 300/ea
3" & larger	Service	Time & Material
1/2 Street Asphalt Patch		See Resolution R26-2008
Full Street Asphalt Patch		See Resolution R26-2008

D) **Previous Connections:** In instances where an improvement on a property has previously been connected to the pressurized irrigation system and complied with the connection fee(s) in force at the time of connection, the above fees do not apply. If, however, the connection involves an increase in demand on the system, then the connection is subject to these fees for the amount of the increase only.

E) **Conversion To Pressure Irrigation:** In instances where a parcel was annexed into the corporate limits of the City of Kuna prior to January 1, 1998, was not annexed and connected into the pressurized system of the Kuna Municipal Irrigation District, and subsequently desires to connect to the pressurized system, the applicable connection fees are 50% of the full amount chargeable per paragraphs A through C above. After January 17, 2015, the connection fees shall return to the full amount chargeable per paragraphs A through C above.

F) **Capital Improvements Fund:** All funds collected from connection fees (Irrigation Main, Irrigation Supply) may be used only for initial construction, **late-comer reimbursements according to adopted policies** or replacement of Irrigation System Facilities.

V. **IRRIGATION ASSESSMENTS**

BE IT FURTHER RESOLVED the City hereby establishes a uniform method of allocating assessments, determined as follows:

A. **Pressurized Irrigation Service** - Each parcel or lot receiving pressurized irrigation service shall receive an annual assessment, consisting of the sum of three components, ASSESSMENT EXPENSE, BASE ASSESSMENT, and OPERATIONS ASSESSMENT. Each component is computed as defined below:

1. **Assessment Expense** - All accounts shall be assessed four dollars (\$4.00) per account to defray the cost of preparing, mailing and collecting the assessment.

2. **Base Assessment** - Each parcel or lot shall be assessed at the rate of forty-seven dollars (\$50.47.00) per acre, but with a minimum assessment per account of forty-one dollars and no cents (\$41.00). This component of the total assessment is largely to defray the cost of water rental charged by the underlying irrigation districts, with any amounts remaining to contribute to capital replacement and maintenance costs.

3. **Operations Assessment** - Any properties with pressure irrigation service shall be assessed annually forty-eight dollars and fifty cents (\$50.5048.50) per account for a property up to ten thousand (10,000) square feet in total area. The added assessment for accounts larger than ten thousand (10,000) square feet shall be two dollars (\$2.00) per thousand (1,000) square feet for the portion of the property exceeding ten thousand (10,000) square feet in area.

B. **Gravity Assessment** - Each parcel or lot receiving gravity irrigation service from the Municipal Irrigation System shall receive an annual assessment, consisting of the sum of three components, ASSESSMENT EXPENSE, BASE ASSESSMENT, and OPERATIONS ASSESSMENT. Each component is computed as defined below:

1. **Assessment Expense** - All accounts shall be assessed four dollars (\$4.00) per account to defray the cost of preparing, mailing and collecting the assessment.

2. **Base Assessment** - Each parcel or lot shall be assessed at the rate of forty-seven dollars (\$50.47.00) per acre, but with a minimum assessment per account of twelve dollars (\$12.00). This component of the total assessment is largely to defray the cost of water rental charged by the underlying irrigation districts, with any

amounts remaining to contribute to capital replacement and maintenance costs.

3. **Operations Assessment** - Any properties with gravity irrigation service shall be assessed at the rate of eighteen dollars (~~\$18.75~~18.00) per account for a property less than one acre in total area. The added assessment for residential accounts one acre and larger shall be two dollars (\$2.00) per acre for the portion of the property exceeding one acre in area.

C. **Assessments Due** – Assessments are due and payable on April 1st or the first business day thereafter.

D. **Partial Year Assessment** – For purposes of calculating partial year assessments, the irrigation season is presumed to be April 10th to October 10th. For initial connections made during the course of the irrigation season (such as properties newly annexed into the municipal irrigation system), the new connection shall pay the full Base Assessment, the full Assessment Expense and a prorated Operations Assessment based on the portion of the irrigation season remaining. Partial year assessments are due and payable at the time of building permit issuance, and in instances where a building permit is not being issued, at or before the time of connection.

E. **Full Year Assessment** – Initial connections made before the commencement of the irrigation season (before April 10th) but after adoption of the annual assessment roll, shall be assessed the full annual irrigation assessment, prior to delivery of irrigation water, as if included in the annual assessment roll.

F. **Dual Assessment** – In the event a parcel receives an assessment from Kuna Municipal Irrigation District, and also receives and pays an assessment from the property's underlying irrigation district for the same irrigation season, the amount paid to the underlying irrigation district shall be credited to the account with Kuna Municipal Irrigation District. This policy presumes the city does not receive an assessment from the underlying irrigation district for the same parcel.

G. **Vacant Lot Assessment** – A non-irrigated parcel of one acre or less in area which has access to pressure irrigation and which is eligible for a building permit for either residential or commercial purposes, but which has not yet exercised that right at the time of assessment, shall be assessed thirteen dollars (~~\$13.75~~13.00) per buildable parcel.

Vacant lots larger than one acre in size are assessed as a gravity irrigation lot. In the event a building permit is obtained on said parcel after the time of assessment, but before the end of the irrigation season, said parcel shall be treated as a “partial year” or “full year” assessment, as defined above, with credit given for the vacant lot assessment already paid.

VI. CUSTOMER BILLING:

A. Annual Billings – All irrigation accounts which do not also have a potable water account shall be billed annually, with **courtesy monthly** reminders until paid, and be subject to shut-off of the irrigation service if payment is delinquent as provided in Idaho Code.

B. Monthly Billings – Each residential or commercial property that is served by potable water that also has a municipal irrigation account shall be billed for the annual irrigation assessment, as part of their municipal utilities billing statement, in equal monthly installments until paid in full, and be subject to shut-off of the potable water service in addition to other statutory remedies if the monthly payments are delinquent as provided in Kuna City Code.

C. Opt Out Provision - A municipal irrigation account holder may opt out of the monthly billing program at their option, and be billed for the annual irrigation assessment in a lump sum payment due as provided for in Title 50, Section 18, Idaho Code. The City shall cause a form to be mailed out to all municipal irrigation/potable water account holders informing them of their option of opting out of the monthly billing program and providing for a check box on the form indicating their desire to opt out of the program and the address where the form is to be returned to the City.

D. Monthly Rates – The monthly installments for payment of the **2014** annual irrigation assessment shall **be nine (9) equal** installments. After retirement of the **2014 annual** irrigation assessment, the monthly installments shall **end continue** until **re-started** altered by the **2015** annual irrigation assessment resolution, ~~but the monies collected shall be credited toward the 2015 annual irrigation assessment.~~

VII. CUSTOMER SERVICE CHARGES:

A. New Service Accounts - Requests to subdivide an account into additional

accounts or aggregate existing accounts under single ownership, into fewer accounts, may be made by application in person at Kuna City Hall between 8:00 a.m. and 5:00 p.m. during normal workdays. Customers will be billed five dollars (\$5.00) for each account added or reduced, payable at the time of the request. Adjustments in assessments during irrigation season, to the benefit or to the expense of the resulting accounts, shall be treated as “Partial Year Assessments” and prorated from the date of the request. Adjustments to the expense of an account shall be payable at the date of request and adjustments to the credit of an account shall be processed as an account payable in conformance with city procedures.

B. Delinquencies – All delinquent accounts shall be processed in accordance with the provisions of Idaho State Code.

C. Short Notice Line Location Charges - The City of Kuna, as required by law, participates in the Dig Line system. Forty-Eight (48) hours notification is required prior to excavation by any party. Line locations without forty-eight (48) hours notice will be billed to the requesting party at the rate ten dollars (\$10.00) per request. There will be no charge for line locations during times of individual hazard or public emergency.

D. Re-connect Fee – A re-connect fee of fifteen dollars (\$15.00), if performed during normal work hours or fifty dollars (\$50.00) if performed after normal work hours, which shall be paid prior to the account being reconnected, or as subsequently adopted by resolution of City Council, shall be charged to any account to reconnect service following disconnection for non-payment or for any other reason not in the discretion of the City of Kuna or its agents. This fee shall be applied separately for each request and must be paid before reconnection can occur.

E. Tampering Fee – A tampering fee of thirty-five dollars (\$35.00), or as subsequently adopted by resolution of City Council, shall be charged to any account reconnecting service without authorization following disconnection for non-payment of assessments. This fee shall be applied separately for each unauthorized reconnection and must be paid before reconnection can occur.

VII. WATER ALLOTMENT

BE IT FURTHER RESOLVED, that no lot or parcel is entitled to receive delivery of a quantity of water which exceeds the allotment of water provided for that parcel by the

underlying irrigation district holding the water right in trust. It is hereby declared to be in the public's best interest that water be used efficiently for its intended irrigation purpose, that a property's use of the irrigation system not impose an unauthorized over-spray or drainage burden on adjacent property and that such unauthorized use or any other misuse or wanton wasting of the same shall be due cause for disconnecting the offending lot or parcel from the pressure or gravity irrigation system for the duration of the irrigation season without any prorated reimbursement of assessment. It is further declared, delivery of water through the pressure or gravity systems ceases when deliveries end by the underlying irrigation district.

VIII. REPEAL OF EXISTING FEES AND POLICIES

BE IT FURTHER RESOLVED, that the connection fees and other charges established herein are effective beginning **October 15**, 2013; prior similar fees and policies established by earlier resolution(s) are hereby repealed.

IX. SEVERABILITY CLAUSE

BE IT FURTHER RESOLVED, that the sections of this Resolution are severable. The invalidity of a section shall not affect the validity of the remaining sections.

X. EFFECTIVE DATE

BE IT FURTHER RESOLVED, that this resolution shall become effective upon passage by the Kuna City Council.

PASSED BY THE COUNCIL of the City of Kuna, this **15th day of October**, 2013.

APPROVED BY THE MAYOR of the City of Kuna, this **15th day of October**, 2013.

W. Greg Nelson, Mayor

ATTEST:

Brenda S. Bingham, City Clerk



CITY OF KUNA

**PO BOX 13 KUNA, ID 83643 * 763 AVALON * PH. 208.922.5546 * FAX
208.922.5989 * JOHN@CITYOFKUNA.COM**

TO: Mayor Nelson and Members of City Council
FROM: John Marsh – Kuna City Treasurer
SUBJECT: RESOLUTION R45-2013
DATE: 10/11/2013

SUMMARY DISCUSSION

The City has been offered an interim renewal date for its existing health insurance plan with Regence BlueShield of Idaho.

For reference, the current renewal date occurred August 1, 2013. The interim renewal date offered is December 1, 2013 and would move to December 1 of each subsequent year, unless changed by the City.

Within the renewal, none of the existing plan contents have changed except for a 1.4% reduction in the City's monthly premiums. The premium reduction amounts to an annualized savings of \$2,959.20 for the City.

The reason for the offer is due to insurance carriers having to re-map and re-rate plans due to new requirements of the Affordable Care Act, effective 1/1/2014. As a result of this interim process, the City's plan rates dropped.

Since the offered renewal date occurs prior to 1/1/2014, compliance with the Affordable Care Mandates effective in 2014 do not have to be met by the City's plan until the new renewal date in 2014 (12/1/2014).

ACTIONS REQUESTED OF CITY COUNCIL

Approval of the attached resolution (R45-2013), which sets out the following:

- Authorization for the Kuna City Treasurer to accept, on behalf of the City, the interim renewal date of 12/1/2013 for the City's health insurance plan with Regence BlueShield of Idaho.

Thank You!

RESOLUTION NO. R45-2013

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE CITY TREASURER TO ACCEPT AN INTERIM OFFER OF RENEWAL OF THE CITY'S EXISTING HEALTH INSURANCE PLAN WITH REGENCE BLUESHIELD OF IDAHO, THE CITY'S CURRENT HEALTH INSURANCE CARRIER.

BE IT HEREBY RESOLVED by the Mayor and Council of the City of Kuna, Idaho, that the City Treasurer of same is authorized to accept and interim offer of renewal of the City's existing health insurance plan with Regence BlueShield of Idaho.

Furthermore, the City's renewal date will occur on December 1, 2013, and on December 1 of each year thereafter, unless changed by the City.

Additionally, the contents of the existing health insurance plan will remain static as part of the renewal, save for an expected minor reduction in premium costs.

PASSED BY THE COUNCIL of Kuna, Idaho this 10th day of October, 2013.

APPROVED BY THE MAYOR of Kuna, Idaho this 10th day of October, 2013.

W. Greg Nelson, Mayor

ATTEST:

Brenda S. Bingham, City Clerk