

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
MINUTES
Tuesday, December 3, 2019

6:00 P.M. REGULAR CITY COUNCIL

1. Call to Order and Roll Call

COUNCIL MEMBERS PRESENT:

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

CITY STAFF PRESENT:

Bob Bachman, Public Works Director
Jared Empey, City Treasurer
Chris Engels, City Clerk
Bill Gigray, City Attorney
Lisa Holland, Economic Development Director
Wendy Howell, Planning & Zoning Director
Nancy Stauffer, Human Resources Director
Bobby Withrow, Parks Director

2. Invocation: D. Scott Allen, Kuna United Methodist Church

3. Pledge of Allegiance: Mayor Stear

4. Consent Agenda: ALL OF THE LISTED CONSENT AGENDA ITEMS ARE ACTION ITEMS
(Timestamp 00:01:56)

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.

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.

A. City Council Meeting Minutes

I. Regular City Council Minutes, November 19, 2019

B. Accounts Payable Dated November 26, 2019 in the Amount \$292,940.37

C. Resolutions

1. Consideration to approve Resolution No. R90-2019

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE WATER TRUNK REIMBURSEMENT AGREEMENT FOR SPRINGHILL SUBDIVISION NO. 1; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND THE CITY CLERK TO ATTEST TO SAID SIGNATURE; AND AUTHORIZING THE CITY TREASURER TO PAY COREY BARTON HOMES, INC. dba CBH HOMES THE AMOUNT OF FORTY-FOUR THOUSAND SEVEN HUNDRED SIXTY-EIGHT DOLLARS AND ZERO CENTS (\$44,768.00) PURSUANT TO THE TERMS OF SAID AGREEMENT.

2. Consideration to approve Resolution No. R91-2019

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE SEWER TRUNK REIMBURSEMENT AGREEMENT FOR SPRINGHILL SUBDIVISION NO. 1; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND THE CITY CLERK TO ATTEST TO SAID SIGNATURE; AND AUTHORIZING THE CITY TREASURER TO PAY COREY BARTON HOMES, INC. dba CBH HOMES THE AMOUNT OF EIGHT HUNDRED NINETY-EIGHT THOUSAND ONE HUNDRED SIXTEEN DOLLARS AND TWENTY-SIX CENTS (\$898,116.26) PURSUANT TO THE TERMS OF SAID AGREEMENT.

3. Consideration to approve Resolution No. R92-2019

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE PRESSURIZED IRRIGATION TRUNK REIMBURSEMENT AGREEMENT FOR SPRINGHILL SUBDIVISION NO. 1; AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND THE CITY CLERK TO ATTEST TO SAID SIGNATURE; AND AUTHORIZING THE CITY TREASURER TO PAY COREY BARTON HOMES, INC. dba CBH HOMES THE AMOUNT OF THREE HUNDRED TWENTY THOUSAND NINE HUNDRED FIFTY DOLLARS AND ZERO CENTS (\$320,950.00) PURSUANT TO THE TERMS OF SAID AGREEMENT.

4. Consideration to approve Resolution No. R93-2019

A RESOLUTION OF THE CITY OF KUNA, IDAHO, APPROVING AND ADOPTING THE REVISED CITY OF KUNA PERSONNEL POLICY MANUAL:

- UPDATING TERMINOLOGY AND POSITION TITLES; AND

- REASSIGNING DUTIES TO THE HUMAN RESOURCES DIRECTOR; AND
- UPDATING SECTION 6.12 REGARDING INTERNET ACCESS TO SOCIAL MEDIA WEBSITES TO BE ALL INCLUSIVE; AND
- UPDATING SECTION 7.2.4 TO INCLUDE POST ACCIDENT DRUG AND ALCOHOL TESTING; AND
- REVISING SECTION 7.4.2 EXPENSE REIMBURSEMENTS TO NO LONGER REFERENCE A SPECIFIC YEAR; AND
- REVISING SECTION 10.1.1 TO REMOVE SECTION B REGARDING A DEDICATED CITY ATTORNEY AND REMOVE THE TITLE OF FACILITIES DIRECTOR AND INCLUDE AND ECONOMIC DEVELOPMENT DIRECTOR; AND
- REVISING SECTION 12.3 TO REMOVE THE SECTION REGARDING VACATION LEAVE BANK; AND
- REVISING SECTION 12.17 BEREAVEMENT LEAVE TO INCLUDE IN LAWS AND STEP CHILDREN; AND
- REVISING SECTION 12.14 TO INCLUDE DISCIPLINARY ACTION FOR REFUSAL TO WEAR SAFETY EQUIPMENT; AND
- REVISING CHAPTER 13 REGARDING EMPLOYEE PERFORMANCE AND DISCIPLINE AT THE ADVISEMENT OF ICRMP; AND
- REVISING CHAPTER 14 REGARDING WORKPLACE DISCRIMINATION, HARASSMENT AND RETALIATION AT THE ADVISEMENT OF ICRMP; AND
- DIRECTING THE HUMAN RESOURCES DIRECTOR; AND
- PROVIDING AN EFFECTIVE DATE.

5. Consideration to approve Resolution No. R94-2019

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE SERVICES AGREEMENT WITH CMIT SOLUTIONS OF BOISE FOR INFORMATION TECHNOLOGY SERVICES; DIRECTING THE EXPENDITURE OF FUNDS; AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT.

D. Findings of Fact and Conclusions of Law

- I.* Consideration to approve Findings of Fact and Conclusions of Law for Case No 19-03-TE (Time Extension) for Rising Sun Estates

Council President Buban-Vonder Haar moved to approve the consent agenda. Seconded by Council Member McPherson. Approved by the following roll call vote:

Voting Aye: Council Members Cardoza, Christensen, Buban-Vonder Haar, and McPherson

Voting No: None

Absent: None

Motion carried: 4-0

5. *Community Reports or Requests:*

- A. Ada County Sheriff's Office 2019 Report to Citizens - Jon McDaniel, Kuna Police Chief
(Timestamp 00:02:30)

Chief Jon McDaniel presented the 2019 Report to Citizens from Ada County Sheriff's Office. He reviewed the items specific to Kuna. Dispatch was understaffed but there were continued efforts to increase staffing. He reviewed response times; then stood for questions.

Mayor Stear stated the police did a great job communicating with the citizens and did their best to have a positive impact. They spent a lot of time on community policing which was very important. Mayor Stear appreciated the efforts and Kuna's officers.

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

None

7. *Business Items:*

- A. Consideration to accept November 5, 2019 Kuna City Election Results – Chris Engels, City Clerk ACTION ITEM
(Timestamp 00:07:10)

City Clerk Chris Engels presented the canvassed 2019 Kuna City Election Results and stood for questions.

Council Member Cardoza asked if there had been a request for a recount.

Ms. Engels replied there had not.

Council President Buban-Vonder Haar moved to accept the November 5, 2019 Kuna City Election Results. Seconded by Council Member McPherson. Motion carried 4-0.

- B. *Informational Only* FY19 Budget Results Presentation – Jared Empey, City Treasurer
(Timestamp 00:08:37)

City Treasurer Jared Empey reviewed the FY19 Budget Results. He noted there was a dramatic increase in account funds at the end of this year versus the previous. The City did a good job of staying in budget. The only account he had concerns about was the Sewer Fund. It was within budget but sewer infrastructure was very expensive. Many sewer infrastructure projects were easily north of a million dollars. They were analyzing that fund to make sure its long-term sustainability was maintained. Overall the health of the City was good. He stood for questions.

Mayor Stear noted a rate study would be coming up. It would be published a couple times and then come before Council as a public hearing; probably on January 7, 2020. That was when they would really get to dive into the Waste Water Treatment Fund. Capital improvement project costs had dramatically increased over the last few years but it seemed to be leveling out now. The City's hands were a little bit tied by the bidding process when trying to obtain the best price which created problems some times.

8. *Ordinances:*

None

9. *Mayor/Council Announcements:*

(Timestamp 00:19:10)

Mayor Stear noted there would be a couple run-off elections; in Caldwell for a Council seat and in Boise for Mayor. It would be interesting to see the results.

City Clerk Chris Engels reminded Council of upcoming events for December including Down Home Country Christmas, Light Parade, Artists and Crafters Show, Tree Lighting, and Greenbelt Lighting on December 14, 2019 and there would be bus tours going through the subdivisions to see holiday lights. Those were just some of the holiday things going on.

Mayor Stear noted the decorations in Chambers looked lovely.

10. *Executive Session:*

A. Convene to Executive Session pursuant to:

(Timestamp 00:21:04)

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

(c) To receive information regarding the acquisition of an interest in real property not owned by the City.

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

**Council President Buban-Vonder Haar moved to convene the Executive Session pursuant to Idaho Code Section 74-206 (1)(c) to receive information regarding the acquisition of an interest in real property not owned by the City and 74-206 (1)(e) to consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations. Seconded by Council Member McPherson. Approved by the following roll call vote: Voting Aye: Council Members Buban-Vonder Haar, Cardoza, Christensen, and McPherson
Voting No: None**

Absent: None
Motion carried 4-0.

Mayor Stear indicated he, Council, City Attorney Bill Gigray, Attorney Marc Bybee, City Clerk Chris Engels, Economic Development Director Lisa Holland, Public Works Director Bob Bachman, and Parks Director Bobby Withrow would remain for the Executive Session.

Executive Session City Council Regular Meeting of December 3, 2019 – The City Council, upon a unanimous vote, convened into the Executive Session, pursuant to Idaho Code Section 74-206 (1)(c) to receive information regarding the acquisition of an interest in real property not owned by the City and 74-206 (1)(e) to consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations. The executive session was convened at 6:21 p.m. In attendance was Mayor Joe Stear, Council President Briana Buban-Vonder Haar, Council Member Richard Cardoza, Council Member Warren Christensen, and Council Member Greg McPherson. Also, in attendance by request of the Mayor and Council, was City Attorney Bill Gigray, Attorney Marc Bybee, City Clerk Chris Engels, Economic Development Director Lisa Holland, Public Works Director Bob Bachman, and Parks Director Bobby Withrow. Ms. Engels was appointed as special clerk to take the minutes of this executive session. Information was then provided by Ms. Holland and City Attorney Gigray to the Mayor and the Members of the City Council regarding the subjects of the executive session. At 7:38 p.m. Council President Buban-Vonder Haar moved and Council Member Greg McPherson seconded to come out of executive session and to reconvene into open session which motion passed unanimously.


Chris Engels, Clerk of Executive Sessions

Open session resumed and Mayor Stear reported information was received during the executive session relative to the announced purposes and no action was taken.

11. Adjournment: 7:39 P.M.



Joe L. Stear, Mayor

ATTEST:


Chris Engels, City Clerk



Minutes prepared by Ariana Welker, Deputy City Clerk
Date Approved: CCM 01.07.2020