

**CITY OF KUNA
REGULAR CITY COUNCIL MEETING
AGENDA**

TUESDAY, APRIL 21, 2015

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

7:00 P.M. REGULAR CITY COUNCIL

1. Call to Order and Roll Call

2. Invocation: Karen Hernandez, United Methodist Church

3. Pledge of Allegiance: Mayor Nelson

4. 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.** Council Workshop and Public Meeting April 7, 2015
- 2.** Regular Council Meeting April 7, 2015

B. Accounts Payable Dated April 16, 2015 in the Amount of \$329,043.02

C. Alcohol Licenses:

- 1.** S & D Kuna Inc dba Idaho Pizza – On Premise Beer and Wine
- 2.** Walgreens #13614 – Off Premise Beer and Wine
- 3.** Longhorn Lounge – Liquor-by-the-Drink and On Premise Wine
- 4.** Kuna Super C Store – Off Premise Beer and Wine
- 5.** Big Smke LLC 134 – Off Premise Beer and Wine

D. Findings of Facts and Conclusions of Law:

- 1.** **14-05-SUB** (Subdivision) and **05-05-SUP** (Amended- Special Use Permit)- This approval amends the SUP and approves development for multi-family housing (Crimson Point Villas No. 2).

5. Citizen's Reports or Requests:

- A.** Update from J & M Sanitation on Kuna Clean Up scheduled for May 9, 2015, Chad Gordon

- B. Young Marines – Request to change schedule for Senior Center from 1st and 3rd Saturday mornings of the month to 1st and 2nd Saturday mornings of the month –Bryant Lyndaker
- C. New Beginnings Christian Church, Community Vacation Bible School – Request for fee waiver for 5:00 p.m. to 8:00 p.m., August 16-20, 2015 – Darren Fontenote

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

- A. Public Hearing for Ordinance 2015-08 (*motion below under 8A*) – Wendy Howell, P & Z Director

AN ORDINANCE OF CITY OF KUNA, IDAHO, AMENDING TITLE 5, CHAPTER 16, SECTION 3, ENTITLED “LOT SPLIT” AMENDING WHEN SIDEWALK CONSTRUCTION IS REQUIRED; MODIFY THE SEWER, WATER, AND STORM DRAINAGE REQUIREMENTS; DELETION OF SEPTIC TANKS AND PRIVATE WELL PLACEMENT REQUIREMENT; AND PROVIDE AN EFFECTIVE DATE.

- B. Public Hearing and Consideration to Approve Annexation 14-07-AN and Lot Split 14-03-LS - Trevor Kesner, City Planner I

Applicants, Gina and Daniel Safford request Annexation of 2 parcels (approximately 9.34 acres) located at 1036 and 1200 Ten Mile Rd and Lot Split located at 1200 Ten Mile Rd.

7. Business Items:

- A. Idaho Power Franchise Fee, Continued Discussion for Council Direction– Richard Roats, City Attorney

- B. Consideration to Approve Lot Line Adjustment 15-01-LLA – Trevor Kesner, City Planner I

Applicants, Vito Rosati and Larry Swearingen request Lot Line Adjustment 15-01-LLA located at 323 S. School Ave and 321 S. School Ave.

- C. Consideration to Approve Resolution R20-2015 Kuna Farmers Market Lease – Richard Roats, City Attorney

A RESOLUTION OF THE CITY OF KUNA, IDAHO APPROVING THE LEASE AGREEMENT WITH THE KUNA FARMERS MARKET, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT.

- D. Consideration to Approve Resolution R21-2015 Transportation Priority List – Wendy Howell, P & Z Director

A RESOLUTION OF THE CITY OF KUNA, IDAHO APPROVING THE PROJECT PRIORITY LIST ENTITLED “CITY OF KUNA TRANSPORTATION PRIORITY REQUESTS, 2015-2016” AS THE OFFICIAL TRANSPORTATION PROJECT PRIORITY LIST FOR THE CITY OF KUNA, IDAHO TO THE ADA COUNTY HIGHWAY DISTRICT; WHICH SAID PROJECT PRIORITY LIST IS ATTACHED HERETO AND MADE A PART HEREOF; AUTHORIZING THE CITY CLERK TO TRANSMIT THE DOCUMENT TO ACHD; AND HEREBY REPEALING ALL PREVIOUS TRANSPORTATION PROJECT PRIORITY LISTS.

- E. Consideration to Approve Resolution R22-2015 Right of Way letter of support for Merlin Subdivision – Richard Roats, City Attorney

A RESOLUTION OF THE CITY OF KUNA, IDAHO AUTHORIZING THE MAYOR TO EXECUTE THE LETTER TO ACHD STATING THE CITY’S SUPPORT FOR THE VACATION THE RIGHT-OF-WAY FOR THE PROPERTY LOCATED ALONG THE NORTH BOUNDARY OF THE PRELIMINARY PLAT OF THE MERLIN SUBDIVISION KUNA, IDAHO.

- F. Consider Flood Plain Mapping Project – Discussion – Gordon Law, City Engineer
- G. Projected Irrigation Supply for 2015 – Gordon Law, City Engineer
- H. Consideration to Approve 15-01-FP, Final Plat for Crimson Point Villas No. 1- Troy Behunin, Senior Planner

Applicant requests Final Plat approval for Crimson Point Villas No. 1, which proposes 34 residential lots and five (5) common lots

- I. Consideration to Approve 15-02-FP, Final Plat for Crimson Point North No. 3 – Troy Behunin, Senior Planner

Applicant requests Final Plat approval for Crimson Point North No. 3, which proposes 15 residential lots and three (3) common lots

- J. Financial Results of Operations Through FYE 2015 Quarter No. 2 Ended 3/31/2015 – John Marsh, City Treasurer

8. Ordinances:

- A. ***First Reading of Ordinance No. 2015-08 Zoning Ordinance Amendment***
Consideration to waive three readings
Consideration to approve ordinance
Consideration to approve a summary publication of the ordinance

AN ORDINANCE OF CITY OF KUNA, IDAHO, AMENDING TITLE 5, CHAPTER 16, SECTION 3, ENTITLED “LOT SPLIT” AMENDING WHEN SIDEWALK CONSTRUCTION IS REQUIRED; MODIFY THE SEWER, WATER,

AND STORM DRAINAGE REQUIREMENTS; DELETION OF SEPTIC TANKS AND PRIVATE WELL PLACEMENT REQUIREMENT; AND PROVIDE AN EFFECTIVE DATE.

B. *Third Reading of Ordinance No. 2015-07 Police Regulations*

Consideration to approve ordinance

Consideration to approve a summary publication of the ordinance

AN ORDINANCE OF THE CITY OF KUNA, IDAHO STRIKING AND AMENDING CERTAIN SECTIONS OF CHAPTER 1, TITLE 10, KUNA CITY CODE- ENTITLED POLICE REGULATIONS, AS FOLLOWS: STRIKING 10-1-1 DISTURBING THE PEACE; AMENDING AND RENUMBERING 10-1-2 BY CHANGING THE TITLE FROM WINDOW PEEPING TO INVASION OF PRIVACY AND ADDING LANGUAGE MAKING IT UNLAWFUL TO LOOK THROUGH AN OPENING TO VIEW THE INTERIOR OF A SPACE WHERE A PERSON HAS AN EXPECTATION OF PRIVACY AND MAKING IT PUNISHABLE BY AN INFRACTION; AMENDING AND RENUMBERING 10-1-3 ENTITLED FAILING TO DISPERSE BY MAKING SEVERAL GRAMMATICAL CORRECTIONS; STRIKING SECTION 10-1-4 AND 10-1-5; AMENDING AND RENUMBERING 10-1-6 ENTITLED PUBLIC ELIMINATION OF HUMAN WASTE AND MAKING IT PUNISHABLE BY AN INFRACTION; AMENDING AND RENUMBERING 10-1-7 ENTITLED FIGHTING BY MAKING SEVERAL GRAMMATICAL CHANGES; AMENDING AND RENUMBERING 10-2-1 ENTITLED CURFEW BY CLARIFYING THAT A VIOLATION IS A MISDEMEANOR; AMENDING 10-2-2 TO RETITLE IT TO JUVENILE BEYOND THE CONTROL OF PARENTS OR GUARDIANS AND MAKING SEVERAL GRAMMATICAL CHANGES; AMENDING AND RENUMBERING 10-2-3 ENTITLED PARENTAL RESPONSIBILITY BY MAKING SEVERAL GRAMMATICAL CHANGES AND STRIKING SEVERAL SECTIONS; AMENDING AND RENUMBERING 10-3 ET SEQ.- ENTITLED ANIMAL CONTROL AND MAKING CERTAIN SECTIONS PUNISHABLE BY AN INFRACTION; AMENDING 10-4 ET SEQ. – ENTITLED FALSE ALARM ORDINANCE MAKING SEVERAL GRAMMATICAL CHANGES AND MAKING A VIOLATION AN INFRACTION; AMENDING 10-5 ET SEQ. – ENTITLED DISCHARGE OF WEAPONS MAKING SEVERAL GRAMMATICAL CHANGE, REORDERING AND RENUMBERING SEVERAL PARAGRAPHS AND MAKING A VIOLATION OF SUBSECTION B AN INFRACTION; AND PROVIDING AN EFFECTIVE DATE.

9. Mayor/Council Discussion Items:

10. Announcements:

11. Executive Session:

12. Adjournment: