

## OFFICIALS

Joe Stear, Mayor  
Pat Jones, Council President  
Briana Buban-Vonder Haar, Council Member  
Richard Cardoza, Council Member  
Greg McPherson, Council Member



## CITY OF KUNA

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

### City Council Meeting AGENDA Tuesday, April 5, 2016

#### 6:00 P.M. REGULAR CITY COUNCIL

1. **Call to Order and Roll Call**
2. **Invocation:** Karen Hernandez, United Methodist Church
3. **Pledge of Allegiance:** Mayor Stear
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 Business or as instructed by the City Council.*

- A. City Council Meeting Minutes:
  1. Board of Control Minutes, March 15, 2016
  2. Regular City Council Minutes, March 15, 2016
- B. Accounts Payable Dated March 31, 2016 in the Amount of \$354,448.81
- C. Alcohol Licenses:
  1. Enrique's Mexican Restaurant – On Premise Beer and Wine
  2. Grantura Kuna Event Center – On Premise Beer and Wine
  3. PSL Inc. – Liquor-by-the-Drink and On Premise Beer
  4. The Arlene – Liquor-by-the-drink and On Premise Beer
  5. Walgreens #13614 – Off Premise Beer and Wine
  6. Pacwest Bars LLC – Liquor-by-the-Drink and On Premise Beer
  7. Jacksons #26 – Off Premise Beer and Wine
  8. Jacksons #160 – Off Premise Beer and Wine
- D. Resolutions

1. Resolution No. R28-2016 Idaho Power Pole Use Agreement

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE POLE ATTACHMENT AND CONDUIT USE AGREEMENT BETWEEN IDAHO POWER COMPANY AND CITY OF KUNA AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND THE CLERK TO ATTEST TO THE MAYOR'S SIGNATURE.

5. Community Reports or Requests:

- A. Farewell presentation for School Resource Officer Mark Hudson followed by a brief introduction of his replacement, Germain Neumann. – Chief Justin Dusseau, Kuna City Police

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

- A. 16-01-ZOA -A request by the City of Kuna to amend Kuna City Code, Title 6; Subdivision Regulations, Chapter 4: Improvement standards to require LED lights for all public street lighting. – Bob Bachman, Fleet Facility Directors

1. Consideration to Approve Resolution No. R29-2016

A RESOLUTION OF THE CITY COUNCIL, KUNA, IDAHO ADOPTING THE LED LIGHTING FIXTURES- APPROVED PART NUMBER LISTING FOR THE CITY OF KUNA, IDAHO STREET LIGHTING IN ACCORDANCE WITH KUNA, IDAHO ORDINANCE NO. 2016-08

2. Consideration to Approve Ordinance No. 2016-08

*Consideration to waive three readings*

*Consideration to approve ordinance*

*Consideration to approve a summary publication of the ordinance*

AN ORDINANCE AMENDING KUNA CITY CODE, TITLE 6-SUBDIVISION REGULATIONS, CHAPTER 4-IMPROVEMENT STANDARDS, SECTION 2-REQUIRED PUBLIC IMPROVEMENTS, PART T TO CLARIFY THAT THE LIGHTING STANDARDS SHALL BE ADOPTED BY THE CITY COUNCIL; PROVIDING FOR A SEVERANCE CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

- B. Consideration to approve 15-02-CPM (Comp Plan Map Change), 15-04- ZC (Rezone) and 15-06-S (Pre Plat) – Troy Behunin, Senior Planner

Applicant requests to change to the Comprehensive Plan Map *designation* for lot 2, block 6 within the Mineral Springs No. 2 Subdivision, from commercial to residential. Applicant requests to rezone approximately 6.50 acres from C-1 (Neighborhood Business Dist.) to R-4 (Low Density Residential) and Preliminary

Plat approval for 12 buildable lots within Mineral Springs Subdivision No. 2. The site is located at the southwest corner (SWC) of Ardell Road and School Avenue.

**7. Business Items:**

- A.** Consideration to approve 16-01-LLA (Lot Line Adjustment) – Troy Behunin, Senior Planner  
Applicant seeks LLA approval to remove a skinny lot within the Sandstone Plaza. The applicant believes the removal of the skinny lot improves the suites ability to attract tenants. If approved, the area of the skinny lot will be added to the lot directly west of it.
- B.** Consideration to approve 16-02-LS (Lot Split) – Troy Behunin, Senior Planner  
  
Applicant seeks Lot Split approval to create two lots from an original parcel. If approved, this will give the owner the ability to sell the smaller piece to another business owner.
- C.** Consideration to select City Hall location – Mayor Stear and Council
- D.** Consideration to approve Resolution No. R30-2016 Transfer of Alcohol License – Chris Engels, City Clerk

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO  
AUTHORIZING PURSUANT TO KCC 3-1-9 THE TRANSFER OF THE CITY  
ALCOHOL LICENSE FROM Z-INC TO ALBERTSONS EFFECTIVE APRIL 15,  
2016 TO MAY 1, 2016 AND CONTINGENT UPON ALBERTSONS  
RECEIVING A TRANSFER OF THE STATE OF IDAHO, IDAHO STATE  
POLICE RETAIL ALCOHOL BEVERAGE LICENSE AND THE ADA  
COUNTY, IDAHO RETAIL ALCOHOL BEVERAGE LICENSE.

- E.** Discussion on Proposed FYE 2017 Budget Setting Workshop Calendar – John Marsh, City Treasurer

**8. Ordinances:**

- A.** Ordinance No. 2016-09 Kuna Municipal Utility Billing Code – Richard Roats, City Attorney

*Consideration to waive three readings*

*Consideration to approve ordinance*

*Consideration to approve a summary publication of the ordinance*

AN ORDINANCE OF THE CITY COUNCIL FOR KUNA, IDAHO ADOPTING  
THE KUNA CITY MUNICIPAL UTILITIES SYSTEM BILLING CODE THAT:  
SETS FORTH THE SHORT TITLE AND PURPOSE OF THE ORDINANCE;

PROVIDES A DEFINITION OF THE CITY'S MUNICIPAL UTILITIES; PROVIDES FOR THE REQUIREMENTS FOR AN APPLICATION FOR UTILITY SERVICES, INCLUDING A THIRD PARTY BILLING AGENT, SECONDARY RECIPIENT FOR UTILITY BILLS, AND FOR A CONSENT TO LIEN PROVISION; PROVIDES FOR A PAYMENT STRUCTURE FOR THE CITY PRESSURIZED IRRIGATION ASSESSMENT; PROVIDES FOR A THE SENIOR DISCOUNT TO BE SET BY RESOLUTION OF THE CITY COUNCIL; PROVIDES FOR A INDIGENCY DISCOUNT PROCEDURE AFTER HEARING BEFORE CITY COUNCIL; SETS FORTH THE DUE DATE FOR ACCOUNTS ON THE FIFTEENTH (15<sup>TH</sup>) OF THE MONTH; SETS FORTH THAT ACCOUNTS ARE DELINQUENT IF PAYMENT IS NOT RECEIVED BY THE SIXTEENTH (16<sup>TH</sup>) OF THE MONTH; PROVIDES FOR A LATE FEE OF FIFTEEN DOLLARS (\$15.00) TO BE ASSESSED IF PAYMENT IS NOT RECEIVED BY THE TWENTY-SECOND (22<sup>ND</sup>) OF THE MONTH; PROVIDES THAT WATER WILL BE SHUTOFF ON THE TUESDAY FOLLOWING THE 15<sup>TH</sup> OF THE FOLLOWING MONTH THAT PAYMENT WAS DUE; PROVIDES FOR NOTICE OF WATER SHUT OFF TO BE POSTED; PROVIDES THAT WATER WILL BE TURNED ON WITHIN TWENTY-FOUR (24) HOURS AFTER PAYMENT AT THE UTILITY BILLING DEPARTMENT; PROVIDES FOR PAYMENT AND HARDSHIP ARRANGEMENTS; PRESERVES THE RIGHT TO SHUT OFF WATER FOR NON PAYMENT OF TRASH AND WATER ACCOUNTS; SETS FORTH COLLECTION PROCEDURES FOR AGED ACCOUNTS; SETS FORTH LANGUAGE ON UTILITY BILLINGS; PROVIDES FOR SECURITY DEPOSITS AND UNCLAIMED DEPOSITS; PROVIDES FOR CRIMINAL PENALTIES; REPEALS THE EXISTING KUNA CITY CHAPTER 7 IN ITS ENTIRETY; PROVIDES FOR A SEVERABILITY CLAUSE; AND PROVIDES AN EFFECTIVE DATE.

**9. Mayor/Council Discussion Items:**

**10. Announcements:**

**11. Executive Session:**

**12. Adjournment:**