

## 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 MINUTES Tuesday, April 5, 2016

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

##### 1. Call to Order and Roll Call

##### COUNCIL MEMBERS PRESENT:

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

##### CITY STAFF PRESENT:

Richard Roats, City Attorney  
Chris Engels, City Clerk  
Wendy Howell, P & Z Director  
Bobby Withrow, Parks Director  
Gordon Law, City Engineer  
John Marsh, City Treasurer  
Bob Bachman, Fleet/Facilities Director

2. **Invocation:** Karen Hernandez, United Methodist Church

3. **Pledge of Allegiance:** Mayor Stear

##### 4. **Consent Agenda:**

*(Time Stamp 00:01:51)*

*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

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.

B. Accounts Payable Dated March 31, 2016 in the Amount of \$354,448.81

C. Alcohol Licenses:

1. Enrique's Mexican Restaurant – Liquor-by-the Drink and On Premise Beer
2. Grantura Kuna Event Center – Liquor-by-the Drink and On Premise Beer
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.

Council President Jones pointed out a correction that needed to be made to the minutes of the previous meeting. Page 8, half way down, the amount of \$2,300 should be \$23,000.

Council Member Cardoza asked if the shop from ACHD is still used.

Fleet/Facilities Director Bob Bachman said it is used by all the departments.

Council Member Cardoza asked about electric service for the farm for \$51.14 and if sprinkler service is being run already.

City Engineer Gordon Law explained it is for testing.

Council Member Cardoza asked what the final cost for Idaho Power will be for fiber optics being run out to the north waste water treatment plant.

Mr. Law deferred to City Attorney Richard Roats.

Mr. Roats explained the application fee as a one-time fee. The annual rental is per pole. There should be approximately five poles to get it to the Treatment Plant.

Council President Jones asked the total or final number.

Mr. Law said three bids are being secured, the poles are being determined by Idaho Power, and some may be underground. The project is well within budget.

**Council President Jones moved to approve the consent agenda with the correction on page 8. Seconded by Council Member Buban-Vonder-Haar. Motion carried 4-0.**

**5. Community Reports or Requests:**

*(Time Stamp 00:08:19)*

- 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

Chief Dusseau discussed the importance of school resource officers and how they act as role models for the youth. Chief Dusseau acknowledged Sergeant Phil Stoffel and his additions to resources.

He introduced Detective Germain Neumann as the new school resource officer.

Detective Neumann has been with the department for nine years and has wanted to be a resource officer for some time. He is honored by the position. He provided some background on himself and his family.

Chief Dusseau acknowledged Detective Mark Hudson for his work with the Kuna Police Department and as the school resource officer.

Detective Mark Hudson discussed his duties and participation in the father daughter dance with Detective Neumann. He appreciates the opportunity to speak with Mayor and Council. Detective Neumann discussed the duties of a school resource officer.

Mayor Stear thanked Detective Hudson for all his work.

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

*(Time Stamp 00:26:55)*

- 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 Director

Fleet/Facility Director Bob Bachman explained the standards are similar to surrounding communities and would apply to new construction.

Council Member Buban-Vonder Haar said that the LED in her subdivision is very bright and asked if there are some configurations where the light doesn't disturb residents.

Mr. Bachman said a reduced wattage will replace the one in place and the higher wattage was sent by mistake.

Mayor Stear opened the public hearing.

Support: None

Against: None

Neutral: None

Mayor Stear closed the public hearing.

1. Consideration to Approve Resolution No. R29-2016  
(Time Stamp 00:30:28)

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

**Council Member Buban-Vonder Haar moved to approve R29-2016. Seconded by Council President Jones. Approve by the following roll call vote:**

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

**Voting No: None**

**Absent: None**

**Motion carried 4-0.**

2. Consideration to Approve Ordinance No. 2016-08  
(Time Stamp 00:31:20)

*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 2REQUIRED 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.

**Council Member Buban-Vonder Haar moved to waive three readings of Ordinance No. 2016-08. Seconded by Council President Jones. Motion carried 4-0**

**Council Member Buban-Vonder Haar moved to approve Ordinance No. 2016-08. Seconded by Council President Jones. Approve by the following roll call vote:**

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

**Voting No: None**

**Absent: None**

**Motion carried 4-0.**

**Council Member Buban-Vonder Haar moved to approve a summary publication of Ordinance No. 2016-08. Seconded by Council President Jones. Motion carried 4-0**

- 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  
(*Time Stamp 00:33:17*)

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.

David Crawford B & A Engineers represents the applicant. He reviewed the proposed project for Mayor and Council. He stood for questions.

No questions were asked.

Senior Planner Troy Behunin updated that all requirements have been met by the applicant. A comprehensive plan map amendment was needed for the request and the change will bring a potential developer. Input from the public shows support for the application. He stood for questions.

Council Member Cardoza asked why there wasn't a letter from the home owners' subdivision.

Mr. Behunin said he thought a letter was sent but nothing came back.

Council Member Cardoza wanted to be sure the city would not be out of compliance by not informing the home owner's subdivision.

Mr. Behunin said all codes were followed and notifications were sent to a minimum of 300 feet.

Council Member Cardoza asked Mr. Roats about any repercussions to the city if the change was made without notifying the HOA.

Mr. Roats said that if they were notified and didn't respond, there shouldn't be any repercussions.

Council President Jones asked if a crosswalk could be looked at for School St.

Mayor Stear said that he and the ACHD representative toured the area. It will go on the schools priority list.

Mayor Stear opened the public hearing.

Support: None

Against: None

Neutral: None

Mayor Stear closed the public hearing.

**Council Member Jones moved to approve 15-02-CPM (Comp Plan Map Change. Seconded by Council Member Buban-Vonder. Approve by the following roll call vote:**

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

**Voting No: None**

**Absent: None**

**Motion carried 4-0.**

**Council Member Jones moved to approve 15-04- ZC (Rezone). Seconded by Council Member Buban-Vonder. Approve by the following roll call vote:**

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

**Voting No: None**

**Absent: None**

**Motion carried 4-0.**

**Council Member Jones moved to approve 15-06-S (Pre Plat). Seconded by Council Member Buban-Vonder. Approve by the following roll call vote:**

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

**Voting No: None**

**Absent: None**

**Motion carried 4-0.**

**7. Business Items:**

*(Time Stamp 00:50:39)*

- A.** Consideration to approve 16-01-LLA (Lot Line Adjustment) – Troy Behunin, Senior Planner

Applicants seek 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.

Ana Paz and Enrique Contreras are the applicants and requested the lot line adjustment of their property and their pending lot split. They stood for questions.

No questions were asked.

Mr. Behunin explained the purpose of the adjustment in the lot lines. He isn't sure how it occurred but the applicant's would like it removed. He stood for questions.

Council Member Cardoza confirmed that this is by the laundromat and that the purpose of this adjustment is to clean this up.

Mr. Behunin confirmed Council Member Cardoza was correct.

**Council President Jones moved to approve 16-01-LLA (Lot Line Adjustment). Seconded by Council Member Buban-Vonder Haar. Motion carried 4-0.**

- B.** Consideration to approve 16-02-LS (Lot Split) – Troy Behunin, Senior Planner  
*(Time Stamp 00:54:29)*

Applicants seek 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.

Mr. Behunin explained the background of the parcel. The request is for the possibility of a sale of the property. All requirements have been met. He stood for questions.

Council President Jones asked if curb, gutter, and sidewalk have been installed by ACHD.

Mr. Behunin said there are curb, gutter, and sidewalk and they go to the railroad right of way.

Council Member Cardoza asked about ACHD right of way.

Mr. Behunin responded it had been vacated.

**Council Member Buban-Vonder Haar moved to approve 16-02-LS (Lot Split). Seconded by Council President Jones. Motion carried 4-0.**

**C. Consideration to select City Hall location – Mayor Stear and Council**  
*(Time Stamp 00:58:10)*

Mayor Stear reviewed that at the last meeting two locations were selected and that Council had asked for input from the community. Mayor Stear reviewed that Creekside Location 751 W 4th St. received 66 responses, 68.8%, the current location 763 W Avalon received 18 responses, 18.8% and either location received 9 responses, 9.4%. Mayor Stear explained that there is room to expand at both buildings. He does not intend to spend beyond this year and drain our reserve funds so did not include some future expansions projects in the budget.

Council Member Buban-Vonder Haar asked what the lease amount was on the far end of the building.

Tim Gordon said it was about \$1,700 a month with an annual increase. There are two years left in the lease.

Council Member Buban-Vonder Haar thought the Avalon property already has enough space for the future but, parking is a bit of an issue. The Creekside location has plans for the upstairs and costs will be incurred for the basement updates, but parking is better. Parking is only an issue during a hot issue. She suggests opening the Senior Center parking lot for those occasions, if it is legal. She is also concerned about the lost time for moving. Her preference is to go with the Avalon location.

Mayor Stear said advertising would allow for a different location for testimonies.

He considered that in the future, if Creekside was chosen, updates to the basement would be done over time instead of dipping into the reserves and the same with the end of the current building.

Council President Jones asked Police Chief Dusseau if a left turn over a double yellow line is legal as it is done at the current location and Creekside.

Chief Dusseau said it is illegal.



Council President Jones said buying a city hall is good for the residents. He asked the other day if any changes to the building would cause a design review and was told it would. The landscape buffer would have to be brought to code and parking would be lost. Following the codes is important to him. He thinks that both buildings have space. He thinks expansion on Creekside would be easier than at the current location. There are pros and cons to both and he could stand behind a decision either way. He inquired if a committee could be appointed to design the interior if we purchased Creekside. He is concerned about the appraisal of the current building coming in less than the price offered. He thinks the pluses for Creekside outweigh the current building and thinks purchasing the Creekside is his preference.

Council Member Cardoza indicated if he could go back he would have preferred to spend the money on a swimming pool for the youth. He is leaning toward the Creekside location but asked if a first right of refusal for the adjoining property could be included.

Mr. Roats said he has made a note of it.

Council Member McPherson has been talking with residents of the city and there were pros of the current location and of the Creekside. The majority of those he spoke with feel the Creekside makes a better option and he is in support of that choice.

Council President Jones would like to stipulate the funding of the rent currently paid go back to the reserves and council can change the allocation if needed.

Mayor Stear said he has looked at that also and the economy is good but, each year things grow and improve. He is fine with that being added to the motion.

Council Member Cardoza would like the funds to go toward a swimming pool.

Council Member Buban-Vonder Haar disagrees.

Council President Jones would like to view a pool as a priority.

Mayor Stear suggested that allocation of the budget be left to the next meeting.

Council Member Buban-Vonder Haar is concerned there will only be one vacant office at the Creekside. She would like things configured upstairs that don't require improvements in the basement so that we are not so close to capacity right away.

Mayor Stear said if an immediate need arises, 3 or 4 people can easily be located upstairs and some can be located in the basement with city owned partitions. He sees it as a long term resolution.

Council President Jones was concerned also and that was why he was hoping to have a committee work on the interior design. The breakroom can go in the basement and some tweaking can be done.

Council Member Buban-Vonder Haar wanted to be sure there was enough space at move in to avoid spending significant amounts of extra money in the future.

Council President Jones agrees and shared that it was explained to him that there was plenty of room in the customer service area to add additional employees. He feels the issue would be if we started adding new directors. He would like to have some council input on the design layout so their concerns can be expressed.

Mr. Bachman said the Planning and Zoning side could house between two to four more employees. The area is quite large. He detailed some of the options of the layout.

Council Member Cardoza asked about the square footage for chambers and the space downstairs.

Mr. Bachman said downstairs is a little over 1,700 sq. ft. and the chamber is a little less than 1,000 sq. ft.

Council Member Cardoza thinks, if the public was amenable to it, chambers downstairs would be appropriate.

Mayor Stear said if a space crunch occurred it could be looked at.

Mr. Bachman stated that it is an option; there are no codes against it. The question is do we need to do that right now. It would create extra 10 to 12 offices upstairs.

**Council Member McPherson moved to have the Creekside Facility at 751 W. Fourth Street appraised and, if it is appraised at \$800,000 or more, we purchase that property for \$800,000, that we authorized the mayor to sign all supporting documents, that we approve the amount of \$226,645 for improvements, and that we take the money from the reserve funds of the 4 different amounts as previously presented. Seconded by Council Member Cardoza. Approve by the following roll call vote:**

**Voting Aye: Council Members Cardoza, Jones, and McPherson**

**Voting No: Buban-Vonder Haar**

**Absent: None**

**Motion carried 3-1.**

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Council President Jones asked about the rent payments going to the cash reserve funds.

City Treasurer John Marsh said it will be done through the budget cycle.

Mr. Law asked if the amount would be the same as what is being paid in rental costs.

Council President Jones said it would be the amount that is allocated now.

- D.** Consideration to approve Resolution No. R30-2016 Transfer of Alcohol License – Chris Engels, City Clerk  
(Time Stamp 01:36:30)

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.

Chris Engels explained the transfer of the license and the reason for it. She stood for questions.

Mayor Stear asked if this makes a smoother transition for Albertsons coming in and Paul's going out.

Council President Jones asked if this is contingent on the state allowing the transfer.

Ms. Engels explained that the state would provide a transferred license, then the county, and then ours would be valid.

Council President Jones asked if the state charges for a transfer.

Ms. Engels said there is no charge.

**Council Member Buban-Vonder Haar moved to approve R30-2016. Seconded by Council Member McPherson. Motion carried 4-0.**

- E.** Discussion on Proposed FYE 2017 Budget Setting Workshop Calendar – John Marsh, City Treasurer  
(Time Stamp 01:38:33)

Mr. Marsh explained the calendar is for review and is similar to last year's schedule. The intent is to minimize the number of stand-alone workshops by scheduling stand-alone meetings on Council Meeting days. Stand-alone meetings can be rescheduled if there is a conflict with the Council Members schedules. Council can get back to him on those dates. The public hearing date does need to be

established so it can be reported to the County as September 6, 2016. He stood for questions.

Council President Jones asked about blacked out dates.

Mr. Marsh said it was for his own purpose and if the council wanted to choose one of those dates they could.

Council Member McPherson was concerned about July 5, 2016 and people coming back from the holiday weekend.

Mr. Marsh said scheduling could be adjusted.

Council President Jones asked that stand alone meetings still be scheduled for 6:00 pm.

Mr. Marsh said ok.

Council President Jones asked when Mr. Marsh would have the information to them.

Mr. Marsh said the goal was to have it two weeks before the first meeting.

**8. Ordinances:**

*(Time Stamp 01:43:10)*

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

Mr. Roats explained the background of the process. Staff has been involved in the re-write of the code. The goal is to speed up the process. The billing delinquencies, shut offs and fees for those incidents have been defined and streamlined. There are approximately 100 shut offs. Staff is out late on shut off days turning on water. It is a cost to the city in staff time and is a possible volatile situation. The rewrite also covers who is responsible for the bill in rental situations. The property owner will be responsible. An indigence provision and payment options have also been included. He stood for questions.

Mayor Stear noted that on shut off days there are a large number of employees that are dealing with them for the entire week. After hours are excessive. There is a provision in the rewrite that states the water will only be turned on after the utility clerks notify them of payment with a 24-hour window for response. It has been an ongoing issue and prefers to fast track this ordinance out of concern for safety issues for employees. He would like the residents notified of the changes.

Council President Jones is not in favor of water being turned on after hours, weekends, or holidays. He would like to add something to exclude weekends, holidays, and after hours making turn on times during the business day. He is also fine with a higher fee for after-hours turn on.

Council Member Cardoza asked about a provision that a fifty dollar fee is charged but then the citizen has to wait 24 hours.

Mr. Roats said the 24 hours is included because staff would be on a project and would have to leave ongoing work to turn on water after payments are received.

Council Member Buban Vonder-Haar explained that they are only charged the \$50 fee if they are so late on paying their bill that their water gets shut off.

Council Member Cardoza said he would feel better if the \$50 could be charged on the next bill.

Mr. Law said we could make a change that would move the fee to the next billing.

Council President Jones is concerned about staff time to make payment arrangements.

Mayor Stear said the changes will cut back on staff time significantly. There will be some pains the first month or two but this will actually save time after that.

Council Member Cardoza asked why the city would reserve the right to report delinquencies to the credit reporting agency.

Mr. Roats said a number of accounts that are years old and there is no remedy to collect on them. Our only options would be to report them to a credit agency and or turn them over to a collection agency.

Council Member Cardoza asked Mr. Law if most of these accounts are from renters who have moved on.

Mr. Law responded to Council Member Cardoza that he didn't know if it is most of them but Kuna makes the owner responsible not the renter to try to avoid that.

Mayor Stear explained that the intent is not to give people a hard time, but to finally put in place penalties for those taking advantage of the system.

Council Member Cardoza asked about the purpose of the list being generated of delinquent accounts.

Mr. Law said the management of delinquent accounts is what has prompted this. It helps to keep track of aging accounts in the hopes of getting them off the books and

to keep track of repeat offenders. It is an in house list and is not public. The only thing that could become public is the reporting of someone as a credit risk.

Council President Jones asked about illegal hook ups and the enforcement of penalties.

Mr. Roats said enforcement of the penalties is the intent. He explained how the fines are established, how prosecutors handle these situations, and how the fines are collected.

Council Member Cardoza asked about the deposit policy and how there isn't a return of it.

Mr. Roats indicated there was a good deal of discussion of that matter. The recommendation was to maintain it and it can pay off any remaining bill when the property is sold.

Council Member Buban-Vonder Haar shares Council Member Cardoza's concerns. She asked how it can be known who should get the deposit back during a sale.

Mr. Roats said the title company requests amounts due and the city notifies them.

Mr. Law asked if something should be added on to means of disposal of the deposit.

Mr. Roats will make the adjustments.

Council Member Buban Vonder-Haar asked if we could go ahead with the ordinance or if we needed to wait to see the new draft.

Mr. Roats said the changes are minor enough that council could pass the ordinance today if they wish.

Council Member Cardoza asked to have all three readings of the ordinance instead of fast tracking it.

Mayor Stear said we will provide notice.

Council Member Bouban Vonder-Harr asked if we were notifying the public through their billing and how would that work for those who have signed up to receive their bills electronically.

Mr. Roats said that we will notify people through billings, e-mail, and the newspaper. Education will also play a big role in informing people of the changes.

Council Member Bouban Vonder-Haar asked what would give people the most notice, slow tracking it or fast tracking it, since the effective date is July 1<sup>st</sup>.

Mr. Roats suggested passing it at the next meeting so that when we notify the public it has more impact.

Mayor Stear asked why July 1<sup>st</sup> was chosen as a start date.

Mr. Roats said that date worked with the time frame for getting things up and running but the date can be changed.

Mr. Law requested that we not wait on stopping after hours turn ons for safety reasons.

Council president Jones asked Mr. Law if he could stop that in his position as a director.

Mr. Law said he can with the support of council.

Council supported Mr. Law's request to cease sending staff out after hours for turn ons.

Mayor Stear did the first reading of Ordinance No. 2016-09 Kuna Municipal Utility Billing Code.

*(Time Stamp 02:28:14)*

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:**

*(Time Stamp 02:30:31)*

Council Member McPherson said the social media updates are appreciated and the public likes them.

Council Member Buban-Vonder Haar asked if one single Facebook page could be set up with all the directors having access and log ins.

Mayor Stear updated Council on the courthouse discussions about costs and possible lawsuits for the cities to have utilization of the Ada County Courthouse. He will be working with other mayors to resolve the situation.

Council President Jones asked for an update on the Park Impact Fee Committee.

Parks Director Bobby Withrow said the committee requested to get developer input.

Council Member Cardoza thanks Mr. Withrow and Mr. Bachman for their good work on the greenbelt.

Council Member Cardoza asked Mr. Law about pressurized irrigation for Mr. John Messmer who is not receiving it.

Mr. Law said there hasn't been enough participation to justify the costs. There is a rate for potable water for property's that don't have access to irrigation. He will check on it. There is an amount budgeted for a line extension to the Messmer area if we can get enough participation and an amount budget to go to another area, one for \$3,500 and one for \$130,000. In both cases the decision was there is not enough participation to make those pay.


**10. Announcements:**

**11. Executive Session:**

**12. Adjournment:** Meeting adjourned at 8:44

*(Time Stamp 02:44:28)*



  
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Joe L. Stear, Mayor

ATTEST:

  
Chris Engels, City Clerk

*Minutes prepared by Ariana Welker, Customer Service Specialist*  
*Date Approved: CCM 04.19.2016*

