

## 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, June 21, 2016

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

1. **Call to Order and Roll Call**
2. **Invocation:** Stan Johnson, Kuna Life 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. Regular City Council Minutes, June 7, 2016

#### B. Accounts Payable Dated June 16, 2016 in the Amount of \$373,450.34

#### C. Alcohol Licenses:

#### D. Resolutions

#### E. Findings of Fact and Conclusions of Law

1. 16-02-AN (Annexation) Gerald & Evelyn Butler/Jayne Butler

Annexation of approximately 1.145 acres parcel located at 7945 S. Linder Road into the City of Kuna with a 'C-1' (Commercial) zoning designation

#### 5. **Community Reports or Requests:**

- A. Ada County Prosecutor’s Fiscal Year 2017 Budget Request – Tamera Kelly, Deputy Prosecutor
- B. Kuna City Police Fiscal Year 2017 Budget Presentation- Police Chief Justin Dusseau

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

- A. Consideration to approve 16-03-AN (Annexation) Patrick and Lisa Lee – Trevor Kesner, Planner II

Applicants request approval to annex an approximately 0.9 acre parcel located at 80 S. Sailer Place into the City of Kuna with an ‘R-4’ (Residential) zoning designation.

- B. Consideration to approve 16-01-AN (Annexation) and 16-01-CPM (Comp Plan Map amendment) – Troy Behunin, Senior Planner

A request from Scott Stanfield to annex approximately 4.70 acres into the city of Kuna with an R-12 High Density Residential zoning, and amend the Comprehensive Plan Map for said parcel, from Medium Density Residential to High Density Residential in preparations to develop the site as a multi-family project

- C. Consideration to approve Ordinance No. 2016-12 and Resolution No. R45-2016 Park Impact Fee – Bobby Withrow, Parks Director and Richard Roats, City Attorney

**1. Public Hearing on Ordinance No. 2016-12 Park Impact Fees**

AN ORDINANCE OF THE CITY OF KUNA, IDAHO, AMENDING THE CITY OF KUNA’S MUNICIPAL CODE BY ADDING A NEW TITLE, ENTITLED “DEVELOPMENT FEES” AND CREATING A NEW CHAPTER ENTITLED “PARK IMPACT FEES”; SETTING FORTH ITS AUTHORITY, FINDINGS, PURPOSE, DEFINITIONS, EXEMPTIONS, CALCULATION OF DEVELOPMENT FEES AND METHODOLOGY, DEVELOPER’S ELECTION FOR PAYMENT, SCHEDULE FOR CALCULATION OF FEES, PROCEDURE TO CALCULATE FEES, EXEMPTION FROM FEES, CALCULATING INDIVIDUAL FEES, DETERMINING EXTRAORDINARY IMPACTS, CERTIFICATION OF FEES, CREDITS AND REIMBURSEMENTS, DETERMINING REFUNDS, COLLECTION AND ADMINISTRATION OF IMPACT FEES INCLUDING DEPOSITS AND TRUST FUND ACCOUNTING, USE OF DEVELOPMENT FEES, APPEALS PROTESTS AND MEDIATION OF FEE DISPUTES, PERIODIC REVIEWS, CONSIDERATION OF DEVELOPMENT IMPACT FEE COMMITTEE REVISIONS TO ORDINANCE, ENFORCEMENT AND COLLECTION OF FEES, CERTAIN MISCELLANEOUS PROVISIONS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

*Consideration to waive three readings*  
*Consideration to approve ordinance*  
*Consideration to approve a summary publication of the ordinance*

2. Public Hearing and consideration to approve Resolution No. R45-2016 Park Impact Fee Study

A RESOLUTION OF THE CITY OF KUNA, IDAHO ADOPTING THE CITY OF KUNA, IDAHO PARK IMPACT FEE AND CAPITAL IMPROVEMENTS PLAN

**7. Business Items:**

- A. Resolution R40-2016 Park Use Agreement – Richard Roats, City Attorney

A RESOLUTION OF THE CITY COUNCIL FOR KUNA, IDAHO APPROVING THE PARK USE AGREEMENT FOR BERNIE FISHER PARK WHERE THE FEE IS WAIVED IN CONSIDERATION OF THE NON-PROFIT ENTITY PERFORMING A COMMUNITY SERVICE AT A CITY PARK AND THE EVENT IS FREE AND OPEN TO THE GENERAL PUBLIC; AND AUTHORIZING THE CITY CLERK TO SIGN THE PARK USE AGREEMENT FORM.

- B. Resolution R44-2016 Approve Agreement with B&A Engineers for Lake Hazel Sewer Trunk Design – Gordon Law, City Engineer

RESOLUTION AWARDED CONTRACT FOR CONSULTING SERVICES TO B & A ENGINEERS, INC. IN THE AMOUNT OF \$35,995.00 FOR DESIGN OF THE LAKE HAZEL SEWER TRUNK PROJECT; DIRECTING EXPENDITURE OF FUNDS FROM THE SEWER FUND FOR SAID WORK; AND AUTHORIZING THE MAYOR, CITY CLERK AND CITY ENGINEER TO EXECUTE CONTRACT DOCUMENTS WITH SAID CONSULTANT.

- C. Resolution R46-2016 Approve Agreement with Keller Associates for Preparation of Sewer Lift Station Controls and Equipment Standards – Gordon Law, City Engineer

RESOLUTION AWARDED CONTRACT FOR CONSULTING SERVICES TO KELLER ASSOCIATES IN THE AMOUNT OF \$19,500.00 FOR PREPARATION OF CONTROL AND EQUIPMENT STANDARDS FOR SEWER LIFT STATIONS; DIRECTING EXPENDITURE OF FUNDS FROM THE SEWER FUND FOR SAID WORK; AND AUTHORIZING THE MAYOR, CITY CLERK AND CITY ENGINEER TO EXECUTE CONTRACT DOCUMENTS WITH SAID CONSULTANT.

**8. Ordinances:**

**A. Consideration to Approve Ordinance No. 2016-17 Annexing Certain Real Property for Gerald and Evelyn Butler**

*Consideration to waive three readings*

*Consideration to approve ordinance*

*Consideration to approve a summary publication of the ordinance*

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY, TO WIT: PARCEL NO. R1693860270 SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA INTO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

**B. *Third Reading* of Ordinance No. 2016-09A Amending Ordinance No. 2016-09 to Modify and Re-Number Certain Sections**

*Consideration to approve ordinance*

*Consideration to approve a summary publication of the ordinance*

AN ORDINANCE OF THE CITY COUNCIL FOR KUNA, IDAHO AMENDING ORDINANCE NO. 2016-09- THE KUNA CITY MUNICIPAL UTILITIES SYSTEM BILLING CODE TO MODIFY, DELETE AND RE-NUMBER CERTAIN SECTIONS, SPECIFICALLY: SECTION 7-7-6a ENTITLED “THIRD PARTY BILLING AGENT” TO ALLOW THE CITY TO PROVIDE THE FORM FOR THE THIRD PARTY AGENT; SECTION 7-7-6b ENTITLED “SECONDARY RECIPIENT OF BILLS” TO PROVIDE FOR AN ONLINE BILLING PROCESS WHEN AVAILABLE, METHODS OF TRANSMISSION OF THE SHUT OFF WARNING TO SECONDARY RECIPIENTS OF BILLS AS SET UP BY ACCOUNT OWNER; SECTION 7-7-9 ENTITLED “INDIGENCY ASSISTANCE” TO CLARIFY THAT THE PROGRAM IS AVAILABLE ONLY IF THE FUNDS ARE APPROPRIATED BY THE CITY COUNCIL; SECTION 7-7-12 ENTITLED “LATE FEE” TO PROVIDE THAT THE LATE FEE WILL BE ASSESSED IF PAYMENT IS NOT RECEIVED BY THE FIFTEENTH (15TH) OF THE MONTH FOLLOWING THE BILL’S ORIGINAL DUE DATE; SECTION 7-7-13 ENTITLED ACCOUNT SHUT OF WARNING” TO ADD SEPARATE NOTICE ALSO BEING PROVIDED BY AUTOMATED DIALER; SECTION 7-7-14 ENTITLED “ACCOUNT SHUT OFF” TO PROVIDE AN EFFECTIVE DATE ON OR AFTER NOVEMBER 16, 2016 FOR SHUTOFFS OF ACCOUNTS TWO (2) BILLING CYCLES PAST DUE; SECTION 7-7-15 ENTITLED “ACCOUNT TURN ON- WATER SERVICE” TO PROVIDE AN EFFECTIVE DATE ON OR AFTER NOVEMBER 16, 2016 FOR ACCOUNT WATER TURN ON SERVICE AND CHARGES INCLUDE ALL CHARGES OR FEES THAT HAVE ACCRUED SINCE THE LAST BILL; SECTION 7-7-16 ENTITLED “NOTICE OF SHUT OFF-WATER SERVICE” TO PROVIDE THAT NOTICE OF SHUT OFF MAY

BE TRANSMITTED BY ELECTRONIC DELIVERY OR AUTOMATED DIALER IN LIEU OF POSTING ON THE PROPERTY; DELETING SECTION 7-7-17 ENTITLED "PAYMENT ARRANGEMENTS"; DELETING SECTION 7-7-18 ENTITLED "HARDSHIP ARRANGEMENTS"; RENUMBERING THE REMAINING SECTIONS; AND CHANGING THE EFFECTIVE DATE TO AUGUST 31, 2016.

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

**10. Announcements:**

**11. Executive Session:**

**12. Adjournment:**