

KUNA CITY COUNCIL MEETING
MINUTES
JANUARY 17, 2006
KUNA CITY HALL COUNCIL CHAMBER, 763 W. AVALON

NOTE: These minutes are an unofficial record of this City Council meeting until reviewed; corrected if deemed appropriate and formally approved by the Kuna City Council at a subsequent Council meeting.

1. CALL TO ORDER AND ROLL CALL

Mayor Dean Obray called the Regular Meeting to order at 7:00 p.m.

Present roll-call: Councilman Jeffery Lang, Councilman Scott Dowdy, Councilwoman Trina Stroebel, Councilman Richard Cardoza, and Mayor Dean Obray.

Also present were: City Attorney Randy Grove, City Engineer Keven Shreeve, City Clerk Lynda Burgess, City Treasurer Colleen Cook, and Interim Planning & Zoning Director Diana Sanders.

2. INVOCATION – The Invocation was given by Pastor Scott Piper, Kuna First Baptist Church.

3. PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was led by Mayor Obray.

4. APPROVED MINUTES

Regular Meeting of January 3, 2006 - Moved by Councilman Lang, seconded by Councilman Dowdy to approve minutes of January 3, 2006 with a correction to Page 1, 1st paragraph, under Approve Minutes correct Councilmember Stroebel's last name in both sentences. Motion carried 4-0.

5. APPROVE ACCOUNTS PAYABLE

Moved by Councilman Dowdy, seconded by Councilman Lang to approve Accounts Payable dated January 17, 2006 in the amount of \$191,990.97. Motion carried 4-0.

6. SHERIFF MONTHLY REPORT

Sergeant Laraway presented the Statistical Report for December 2005. He stated that the Sheriff's department responded to 650 calls in the month of December and had a total of 8,015 calls for the year.

7. ADA COUNTY HIGHWAY DISTRICT REPORT

Errol Morgan reported that the Commuter Ride Division asked if the Kuna Council would write a letter of support for the ACHD Commuter Ride Program. Mr. Morgan reported that ACHD sweeps the streets of the downtown area every two weeks in the early a.m.

Councilwoman Stroebel asked that ACHD stripe the parking space in front of Kuna Lock and Key.

Councilman Cardoza reported that street sweepers show up around 11:00 a.m. and leave their debris at sidewalks.

8. OLD BUSINESS:

9. CITIZEN'S REPORTS OR REQUESTS:

A. PRESENTATION BY JEFF MOBIUS, NEW VISION SERVICE AT WEST VALLEY MEDICAL IN CALDWELL.

Mr. Mobius was not in attendance.

B. REQUEST BY THE KUNA CHAMBER ECONOMIC DEVELOPMENT COMMITTEE FOR FUNDING FOR ATTENDANCE BY UP TO 6 COMMITTEE MEMBERS AT GEM COMMUNITY MEETING IN WEISER, FEBRUARY 8, 2006 IN A TOTAL AMOUNT NOT TO EXCEED \$90.

Moved by Councilwoman Stroebel, seconded by Councilman Lang to approve sending 6 committee members of the Kuna Chamber Economic Development Committee to attend the Gem Community Meeting in Weiser, February 8, 2006 in a total amount not to exceed \$90. Motion carried 4-0.

10. LICENSES AND PERMITS:

A. APPROVED BUSINESS LICENSE – DANA SEYDEL “REVELATION INSPECTION SERVICES,” 395 E. SCREECH OWL DR.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve the Business License for Dana Seydel doing business as “Revelations Inspection Services” at 395 E. Screech Owl Drive. Motion carried 4-0.

B. APPROVED BUSINESS LICENSE - SANDRA WHITEHEAD “FIREHOUSE” RESTAURANT, 271 AVENUE B.

Mayor Obray asked that item B be added to the agenda, since Ms. Whitehead would be opening her restaurant “Firehouse” for business tomorrow.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve amending the agenda and adding Item 10.B. to approve a business license for Sandra Whitehead, “Firehouse” Restaurant, 271 Avenue B. Motion carried 4-0.

Ms. Whitehead asked that City vehicles not park by the rear door of her restaurant as it is an emergency exit.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve the Business License for Sandra Whitehead doing business as "Firehouse" Restaurant, 271 Avenue B. Motion carried 4-0.

11. NEW BUSINESS:

A. PUBLIC HEARING - APPLICATION FOR PRELIMINARY PLAT #05-13-S, NICHOLSON SUBDIVISION, S. TEN MILE TO ASH.

Mayor Obray opened the Public Hearing at 7:40 p.m.

Diana Sanders, Interim Planning & Zoning Director, gave the staff report and explained that this is a request for a preliminary plat for property located on Ten Mile Road currently zoned R-6; they are not asking for annexation. Requested is a 68 lot subdivision with 64 single-family lots and 4 common lots. The property extends east to Ash Street. The Planning & Zoning Commission recommended that they meet all the staff conditions and asked that they match the fencing along Ten Mile Road with Sutter's Mill Subdivision. They requested that the developer dedicate one lot, not included, as open space for a playground.

Keven Shreeve, City Engineer, stated that the applicant is aware, through conversations and a letter dated November 3, 2005 from the City, that there is currently no sewer capacity available to proceed with this subdivision and they might not be able to proceed until the new treatment plant is built.

Doug Brooks, Planner, Stanley Consultants, 1940 S. Bonito Way, Meridian, representing applicant Tom Mitchell, requested approval of a preliminary plat. The property was presented before City Council back in 1981 as Golden Sun Subdivision. The plat was approved but the property was never developed. Mr. Brooks led Council through the parameters of their plat request for Nicholson Subdivision. Requested is R-6 zoning and medium low density with 3.75 units per acre. Mr. Brooks pointed out that the vacant lot that they plan for a storm drain area will also double as a playground for the subdivision. Mr. Brooks concluded that Nicholson Subdivision meets the conditions of the comprehensive plan and city codes.

Speakers in support of application:

None.

Speakers opposed to application:

None.

Neutral Speakers:

Randy Noble, 400 S. Ten Mile, requested that there would be a privacy fence installed to separate the Nicholson Subdivision from his property.

There being no further testimony offered, Mayor Obray closed the Public Hearing at 7:42 p.m.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve preliminary plat #05-13-S Nicholson Subdivision, S. Ten Mile to Ash with the following conditions:

- 1) Install a perimeter fence on the entire property that matches the fencing along Ten Mile.
- 2) Block 5, Lot 8, will be a sufficient size to handle all storm water as calculated and with an independent lot area for playground equipment; two distinct facilities. Enlarge lot to make both of these areas fit to meet engineering requirements.

Motion carried 4-0.

B. PRESENTATION BY ZELLA JOHNSON REGARDING THE BIRD FLU VIRUS.

Zella Johnson, 664 Blue Sky, informed the Council of the following statistics regarding the Bird Flu Virus:

Isolation and quarantine: Two different types of definitions: Idaho Code & Federal Code.

- 1) There is no natural vaccine for this flu virus. All of the manufactured vaccine comes from Great Britain.
- 2) It is predicted that if the U.S. is unprepared, this strain of flu could wipe out 25% of the population.
- 3) Healthy adults have a chance to survive this pandemic; at high risk would be children and the elderly.
- 4) The virus is carried on the bird's feathers and in droppings. The birds migrate and that is how the virus is spreading.
- 5) Local government has to make decisions for the community if an epidemic occurred and the Mayor and Council would be asked to stay away from public exposure as much as possible to remain healthy. The Mayor has the ultimate authority to close schools and any other facilities where the virus might spread.
- 6) The Health Department determines whether there is an epidemic. The Mayor, with the direction of a medical team, would declare quarantine/Martial law.

C. APPROVE CONTRACT WITH BOB BACHMAN FOR PART-TIME BUILDING INSPECTOR SERVICES.

Following discussion, the matter was continued to the January 24, 2006 Town Hall Meeting.

12. REPORTS:

P & Z - CODE ENFORCEMENT REPORT / INT. DIRECTOR DIANA SANDERS

Ms. Sanders explained the proposed dimensional standard changes to City Code building regulations. Planning & Zoning would like to put these standards into an ordinance amendment. Council recommended that the document be presented to the Planning & Zoning Commission and then bring back their decisions to Council. Director Sanders stated that they are looking at modifying a couple more ordinances: 1) Planned Unit Developments and 2) procedures for accepting applications and follow-up applicant letters.

CITY ENGINEER / KEVEN SHREEVE

Mr. Shreeve reported that negotiations are still continuing with the City of Meridian on boundaries. Meridian is actively pursuing putting in a treatment facility at Mason Creek and has been approaching land owners concerning annexing into the City of Meridian.

Mr. Shreeve looked at the irrigation project on the Johnson property with Water Supervisor Janis Yerton and will shoot some elevations and get back to her with whether her proposed remedies will work.

CITY ATTORNEY / RANDY GROVE

No report.

CITY CLERK / LYNDA BURGESS

No report.

13. APPROVE FINDINGS OF FACTS & CONCLUSIONS OF LAW:

14. ORDINANCES & RESOLUTIONS:

ADOPTED ORDINANCE NO. 2006-02: DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS - ANNEXING A PORTION FROM THE BOISE-KUNA IRRIGATION DISTRICT INTO THE MUNICIPAL IRRIGATION SYSTEM FOR CALICO CREEK SUBDIVISION NO. 2.

Mayor Obray read the Ordinance by title only.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-02. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-02. Motion carried by the following Roll Call vote:

AYES: Dowdy, Stroebel, Cardoza, Lang
NOES: None
ABSENT: None

15. MAYOR / COUNCIL DISCUSSION:

Mayor Obray reminded Council about the workshop meeting Wednesday, January 18 at 4:00 p.m. Further, he reported that he had asked that the meeting with Compass at 10:00 a.m. on January 24 be moved to 6:00 p.m. The Town Hall meeting is Tuesday, January 24 at 7:00 p.m. He announced that he has scheduled a meeting with County Commissioners to bring them up to date on long range comprehensive plan review.

Councilwoman Stroebel requested that staff register her for the AIC meeting on January 26, 2006.

16. ANNOUNCEMENTS:

17. ADJOURNMENT

There being no further business to conduct, Councilman Dowdy moved, seconded by Councilman Lang to adjourn the meeting at 9:02 p.m. Motion carried 4-0.

O. Dean Obray, Mayor

ATTEST:

Lynda Burgess, City Clerk