

KUNA CITY COUNCIL MEETING
MINUTES
FEBRUARY 7, 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.

6:00 p.m. - PRE-COUNCIL MEETING:

Mayor Dean Obray called the Pre-Council Meeting to order at 6:15 p.m.

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

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

COMPASS WORKSHOP REGARDING COMMUNITIES IN MOTION

Charles ~~Wilson~~ **Trainor** of COMPASS led Council through his Communities in Motion plan for the Treasure Valley. He stated that 55% of Boise County workers actually work in Ada or Canyon Counties. The plan is to preserve future corridors and look at the funding issues. In the past, COMPASS did not look at multiple options but only looked at one way growth in the valley and planned for that growth. In the last year, COMPASS started to look at the possible population of 825,000 people that will live in the two county areas including density types and land uses which might serve this population growth. Two basic scenarios were proposed: 1) a lower density/high land use consumption pattern or 2) a preferred, more concentrated growth trying to preserve space between communities, allowing for open space, and agricultural by bringing jobs, services and houses. The valley has a long narrow band of growth which forces traffic into very congested east/west patterns. He stated that COMPASS discussed major alternative corridors on such roads as Kuna Mora, McDermott and Lake Hazel. COMPASS would like to work in tandem with the city and ACHD to study future road uses which are issues affecting other communities as well. Major investments in public transportation will be required and if the improvements are not budgeted now, there will be significantly more congestion on valley roadways. He stated that one of the challenges currently being faced is that growth continues even as plans are developed for the new corridors. There are over 3200 preliminary plats in process today for the greater Kuna area. He pointed out that if the corridor isn't developed before it's needed, it will be too late. Previous map alignments called for Black Cat or Ten Mile for an expressway road, but that cannot be done with the current development.

7:00 p.m. – REGULAR COUNCIL MEETING

1. CALL TO ORDER AND ROLL CALL

Mayor Dean Obray called the Regular Meeting to order at 7:03 .m.

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

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

2. INVOCATION The Invocation was given by Pastor Stan Johnson, Kuna Life Center Church.

3. PLEDGE OF ALLEGIANCE Posting of Colors and Pledge: Boy Scouts Troop 800.

Changes to Agenda:

Mayor Obray stated that he would like to move Item 11F to Item 5A under Accounts Payable to consider establishment of a credit card system for collection of utility payments; add Item 7A for a presentation of the Sheriff Department budget; add Item 8C to award a contract to Keller Associates for pre-design of the wastewater treatment plant or direct staff to release RFPs.

Moved by Councilman Lang, seconded by Councilwoman Stroebel to amend the agenda for February 7, 2006 by moving 11F to 5A regarding establishment of a credit card system for collection of utility payments, adding Item 7A for a presentation by Sergeant Laraway regarding the Sheriff Department budget and adding Item 8C regarding a contract for the wastewater treatment plant to Keller Associates. Motion carried 4-0.

4. APPROVED MINUTES

- A. Special Meeting of January 10, 2006 - Moved by Councilman Dowdy, seconded by Councilwoman Stroebel to approve. Motion carried 4-0.
- B. Regular Meeting of January 17, 2006 - Moved by Councilman Dowdy, seconded by Councilman Lang to approve. Motion carried 4-0.
- C. Special Meeting of January 18, 2006 - Moved by Councilwoman Stroebel, seconded by Councilman Dowdy to approve. Motion carried 4-0.

5. APPROVED ACCOUNTS PAYABLE

Moved by Councilman Lang, seconded by Councilman Dowdy to approve Accounts Payable dated February 7, 2006 in the amount of \$88,816.10. Motion carried 4-0.

- A. **CONSIDER ESTABLISHMENT OF A CREDIT CARD SYSTEM FOR COLLECTION OF UTILITY PAYMENTS.** Treasurer Colleen Cook stated that the City had received numerous requests from citizens for payment of utility bills with a

credit card. She explained that she had contacted the City's accounting program vendor, USTI, who has a module that will interface with the City's website and residents can choose to enter that link to pay their utility bill. The City would be charged a monthly access fee of \$14.95. She further stated that Farmers & Merchants bank would also like to give the city a proposal for credit card payments and their fee would be \$.20 per transaction. Tabled to February 21, 2006 for receipt of proposal from F & M Bank.

6. FIRE DISTRICT REPORT

Chief Rosin reported that the city had 64 calls for the month of January--46 inside city limits and 18 outside. He announced that the final inspection for a paramedic would be taking place in the next couple of days which will provide paramedic services around the clock.

7. ADA COUNTY HIGHWAY DISTRICT REPORT

Errol Morgan corrected his previous comments regarding early morning bi-weekly street sweeping services by reporting that the supervisor of the night shift was getting behind in his work so he took the sweeping of Kuna's streets off the schedule. When they get more resources they will begin sweeping Kuna's streets again. The quarterly meeting with the commissioners to update ACHD 5-year plan will be Monday, February 13, 2006.

Keven Shreeve asked if ACHD has gathered enough information to put in a traffic light at Deer Flat Road. Mr. Morgan answered that the traffic light at that intersection is a joint project between ACHD and ITD and they are working on it.

A. FISCAL YEAR 2006-07 SHERIFF DEPARTMENT BUDGET

Sergeant Laraway reported that budget proposal for 2006-07 is not asking to increase personnel and explained that the detective position will be filled in April. The City will be asked to pay \$38,742, half of the detective's salary.

8. OLD BUSINESS:

A. CONSIDER COOPERATIVE AGREEMENT WITH VALLEY REGIONAL TRANSIT FOR ANNUAL DUES AND SERVICE CONTRIBUTION (Continued from November 1, 2005).

Councilman Lang proposed paying the contribution.

Moved by Councilman Cardoza, seconded by Councilman Dowdy to pay zero until service is provided or a more reasonable proposal is presented next year. Motion carried 3-1. (Councilman Lang voted no).

B. DISCUSS COOPERATION WITH THE DEVELOPMENT COMMUNITY REGARDING SEWERS.

Moved by Councilman Lang, seconded by Councilwoman Stroebel to give Mayor Obray the authority to work with developers, continue negotiations and bring back proposals at February 21, 2006 Council meeting. Motion carried 3-1 (Councilman Cardoza abstained).

B. WASTEWATER TREATMENT PLANT – AWARD CONTRACT TO KELLER ASSOCIATES OR DIRECT STAFF TO RELEASE REQUEST FOR PROPOSALS.

Moved by Councilman Dowdy, seconded by Councilman Lang to award a contract to Keller Associates since design of the plant is associated with the phased work that Keller was already hired to do. Motion carried 4-0.

RECESS: Mayor Obray recessed the meeting at 8:27 p.m.

RECONVENE: Mayor Obray reconvened the meeting at 8:35 p.m.

9. CITIZENS REPORTS OR REQUESTS:

W.R. GODFREY REQUESTING PERMISSION TO EXTEND THE BIKE PATH FROM THE SOUTH POND TO THE CREEKSIDE PARKING LOT.

Moved by Councilman Lang, seconded by Councilman Dowdy to grant permission to extend the bike path from the south pond to the Creekside parking lot. Motion carried 4-0.

10. LICENSES AND PERMITS:

11. NEW BUSINESS:

A. APPROVED LOT SPLIT:

05-05-LS Richard Beck

R5070002445; R5070002450; R5070002455; R5070002460

Diana Sanders, Interim Planning & Zoning Director, gave the staff report and explained that this is a request for a lot split of 4 lots currently on Park Street. They are in the original Kuna town site platted in 1905. The purpose of the split is to create 8 lots, 4 of which would be flag lots, allowed by City ordinance with a 30' frontage on a paved road. Another requirement of flag lots is that they would have to put in sidewalks, curbs and gutters along the properties. Staff recommended approval of the splits.

Moved by Councilwoman Stroebel, seconded by Councilman Dowdy to approve the lot split for file # 05-05-LS to create 8 lots, add sidewalks, curbs, gutters and directing that the applicant follow all staff recommendations. Motion carried 4-0.

B. PUBLIC HEARING –

05-13-AN/KUNA LIFE CENTER/500 E. DEER FLAT RD.

Lisa Bachman, Planner, gave the staff report and explained that this is a request for annexation into the City with an R-2 zone. She stated that staff recommended approval of this annexation.

Mayor Obray opened the Public Hearing.

Stan Johnson, 3699 E., stated that the reason the Life Center requested annexation of the property is to be able to hook-up to city sewer and water. Completion of the building is anticipated within 8 months or approximately September. Further, he stated that the second reason for the requested annexation was that the Life Center wished to remain part of Kuna, not Meridian.

Speakers in support of application:

Rick Jason, 212 Star Lane, Meridian, stated that he wanted to get the facility designed and cannot do that without the property being annexed.

Speakers opposed to application:

None

Neutral Speakers:

None

There being no further testimony offered, Mayor Obray closed the Public Hearing.

Councilman Cardoza asked Mr. Johnson what plans they had for the existing house on the property.

Mr. Johnson responded that temporary plans are to use it as extra office space. He explained that, at present, the home is in a life estate and the Church will not have access to the home until the life estate stipulation is removed from the home.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve annexation for the Kuna Life Center, file number 05-13-AN as an R-2. Motion carried 4-0.

C. PUBLIC HEARING –

APPEAL OF PLANNING AND ZONING COMMISSION'S DENIAL OF SPECIAL USE 05-05-A - CRIMSON VILLAS

Randy Grove, City Attorney, explained that the Planning and Zoning Commission has the final determination on Special Use, therefore a request of this type only gets to the Council by an appeal. Further, he stated that the Council must decide whether Planning and Zoning's decision was correct or in error and on what facts they based their decision. The Council can accept public testimony as long as it is limited to the issues

that were raised before the Planning and Zoning Commission. The Council will hear it based on city ordinances, whether the facts support their decision or if the decision seems arbitrary or capricious or contrary to law.

Diana Sanders, Interim Planning & Zoning Director, gave the staff report and explained that on September 27, 2005, the Planning and Zoning Commission denied the Special Use application for the following reasons: 1) allowance of multi-family housing in a C-1 zone, which was previously approved in the Crimson Point development; 2) the applicant's planned development called for 1 acre of limited office in the northeast corner and in the center with high development density in the southern section designated as commercial. The applicant is now requesting multi-family in a 10-acre, 11-acre and 1 acre limited office. She pointed out that the Commission denied the Special Use because it did not comply with the original planned unit development.

Mr. Grove reported that shortly after the PUD was granted, proposed findings of facts and conclusions of law were developed but never approved or signed. Findings and conclusions that were adopted do not have "as proposed" in it. It is up to the Council to evaluate the most reasonable interpretation on whether or not Planning and Zoning made an error in their decision to deny the request. Multi-family in a commercial zone is not an allowed use under the city's zoning ordinance; it is a Special Use.

Jim Jewett, 1560 Carroll St., Meridian, applicant, clarified denial of the special use permit by stating that the P & Z Commission denied the permit based on their interpretation that there was no need for a Special Use. He agreed that the Commission did not have Findings and did not properly following the zoning ordinances.

Mayor Obray pointed out that the P & Z Commission Minutes states "because they denied this then there is no need for a special use permit" was in error since a Special Use Permit would be required for anything to be constructed in the area in question.

Attorney Grove explained that the issue is complicated because the hearing for both issues happened at the same time before the Commission. There was no dispute over the northwest portion of the property because it had always been designated multi-family. The southern portion was originally shown as a business district for commercial. The application was presented as a whole preliminary plat. The Commission felt that the southern portion of the property did not comply with the original PUD and they felt compelled to deny the whole application.

Mr. Jewett stated that the Council has two decisions to make: 1) did P & Z err in denying this special use application and 2) what would be the appropriate clauses to grant the special use permit.

Attorney Grove clarified that P & Z should have made a determination on the Special Use and then made a decision on the preliminary plat instead of lumping them together as one decision.

In response to Councilman Cardoza regarding what was denied, Mr. Jewett stated that the P & Z Commission approved a C-1 zoning with a Special Use Permit for all uses.

Ms. Sanders explained that even though the area business district is actually a C-2 zone, this project was granted a C-1 zone, which is a neighborhood business district.

Ms. Sanders clarified that there are two items and they talk about the high density of the approximately 5 acres section and expected development of a 60 to 80 unit apartment complex. In the paragraph below, it talks about the net density and the applicant is requesting 690 for all of Crimson Point, which is allowed in their agreement.

In response to Mayor Obray about how that computes for density in the questioned area, Ms. Sanders explained that the net density of a single-family resident area is 5.2 overall, and the applicant has the correct number of lots.

Mr. Grove stated that there was never any approval in his understanding of any specific number dwelling units for the buildings that were to be on that lot. There was overall density for the entire project.

Mayor Obray clarified that Mr. Jewett is not increasing the density of the overall project.

Mayor Obray opened the Public Hearing.

Speakers in support of application:

None.

Speakers opposed to application:

George Gowers, 1399 Butler, stated that it appears that what was approved was approved. The document he had seen said 80 units had been approved and they wanted to add another 80 units.

Marilyn Komloski felt that the Council should not agree to have a multi-family unit in this area because there is too much density.

David Crossett, N. Kuna Ave. stated that he opposed the project as the multi-family project should be located elsewhere where it would be more acceptable.

Charity Crossett agreed with the comments made by David Crossett.

John Thomas, 952 N. Quartzite stated that he was opposed to the density.

Carolyn Beck, 2180 N. McClure Ln., stated that she did not want apartments in her backyard. The least amount of units as possible should be provided, if the project is approved.

Forrest McKinnon, 22 N. Ten Mile Rd., stated that the P & Z Commission denied the project for two reasons – the Special Use and the high density of the apartments. He pointed out that there is no place for children to play. The plan originally called for 5 acres yet now it is 9 acres for the 40 units.

Jerry Beck, 2180 N. McClure Ln., stated that he was completely opposed the apartment complex.

Neil Grant, 7592 S. Ten Mile said that he was opposed to the apartment complex because of the high density. The main road the residents will be using is Ten Mile and he expressed concern about the number of vehicles on the road at the same time as farm equipment is being moved. He felt that Kuna is not an apartment complex community.

Wendy Carr, 2082 N. McClure suggested that the project “go back to the drawing board.” She expressed concern regarding the traffic impacts on Deer Flat and Ten Mile roads and getting children to school safely. She felt that more thought should be given to the effects on the community.

Myrna McKinnon, 2255 N. Ten Mile said that she was completely opposed to the project because of the high density and the traffic that will be generated by vehicles belonging to residents in 30-40 apartments.

Brian Williams, 1874 N. Thistle felt that the issue should be send back to the P & Z Commission so that growth is managed responsibly. He pointed out that the traffic is already heavy on Ten Mile, Deer Flat and Ardell.

Raymond Gerard, 1537 N. Crenshaw expressed concern about crime, traffic and other elements associated with apartments and urged the city to reconsider the proposed plan.

Dan Wright, 1791 N. Bisque Ave. stated that he did not know about the apartments when he purchased his home in Crimson Point and asked to go on record against the project.

Anna Wright, 1791 N. Bisque Ave. agreed with statements made by Dan Wright.

Linda Williams , 1874 N. Thistle – Not present.

Chris Driscoll, 1725 N. Bisque Ave. also stated that he was not aware of the apartment project when he purchased his home in Crimson Point.

Andrew Shaber, 2290 N. McClure requested that the area be kept to a manageable density.

Stacy Shaber, 2290 N. McClure stated that she had attended 3 of the Planning & Zoning meetings and got a pretty good feel for what was originally requested. She suggested that the P & Z Commission reconsider the project due to the confusion over the Commission’s denial of the project.

Frank James, 1497 W. Castro Dr. stated that he did not want further approval of the density for the apartment section of the development and pointed out that there is not a place for children to play and they will be crossing busy street to get to other play areas. He felt that the project was denied by the P & Z Commission for good reasons and he was opposed to further density.

Neutral Speakers:

None.

Applicant Rebuttal:

Mr. Jewett stated that he did not see any reason to start the design over. The issues of density, traffic, parking and opens space are related to approval of the preliminary plat, not approval of a Special Use.

Councilman Dowdy pointed out that issues such as density, parking, and traffic contributed to the reasons why the P & Z Commission denied the Special Use. The appeal issue is whether or not the Commission made an error when they denied the Special Use Permit. The Commission stated that the reason they denied the Special Use was that it didn't comply with the originally-adopted PUD.

Mr. Jewett clarified that the Commission's actual reasons for denial was that they denied the preliminary plat since it did not comply with the original plat.

Attorney Grove explained that one of the standards applicable to the Special Use definition is that it "will not be hazardous or disturbing to existing or future neighboring uses." A higher dense use right next to a lower density is an issue for the special use, not the specific number of units, but the fact that there is a higher density use right next to residential. The actual number of units and how the configuration looks is a plat issue.

Councilman Dowdy stated that P & Z's denial is a complete contradiction of their findings and facts.

There being no further testimony offered, Mayor Obray closed the Public Hearing.

Moved by Councilman Lang seconded by Councilman Dowdy to table the public hearing decision on the appeal for Crimson Point Villas to February 21, 2006. Motion carried 4-0.

RECESS: Mayor Obray recessed the meeting at 11:05 p.m.

RECONVENE: Mayor Obray reconvened the meeting at 11:19 p.m.

D. PUBLIC HEARING –

APPLICATION FOR PRELIMINARY PLAT 05-10-2 – CRIMSON VILLAS

Moved by Councilman Lang, seconded by Councilman Dowdy to continue the public hearing to February 21, 2006. Motion carried 4-0.

E. AWARD CONTRACT FOR THE WINTER STORAGE POND EXPANSION PROJECT.

City Engineer Shreeve reported that David Kendrie of Keller Associates recommend that the Pond 7 blowers be replaced at the same time as the winter storage pond expansion due to problems such as high speed, an inadequate drive and bearing failure.

Moved by Councilwoman Stroebel, seconded by Councilman Lang to approve notice of award to WF Construction and Sales LLC in the amount of \$1,210,000 which includes Change Order No 1 in the amount of \$426,400. Motion carried 4-0.

G. APPROVE SPECIFICATIONS FOR CONTRACT FOR “THE FARM.”

Moved by Councilman Lang, seconded by Councilman Dowdy to approve the proposal for specifications for the contract for the farm as submitted. Motion carried 4-0.

12. REPORTS:

P & Z - CODE ENFORCEMENT REPORT / INT. DIRECTOR DIANA SANDERS –
Diana Sanders presented the impact and building permit reports.

CITY ENGINEER / KEVEN SHREEVE – See attached City Engineering Report – Sewer Project February 6, 2006. Schedule LID meeting on the February 23, 2006.

CITY ATTORNEY / RANDY GROVE – City Attorney Grove stated that Council will see a draft of an ordinance in their packet that gives the building inspector more authority for the following building code problems: 1) starting construction without a building permit, 2) occupying of structures without an occupancy permit and 3) contractors ignoring inspection points.

Mr. Grove further reported that he was working on proposed changes to the beer, wine and liquor license ordinance. He stated that the city’s fees, set in 1969, are out of line with what is allowed by the code and charged by surrounding communities.

CITY CLERK / LYNDA BURGESS – No report.

13. APPROVE FINDINGS OF FACTS & CONCLUSIONS OF LAW:

PRELIMINARY PLAT 05-13-S – NICHOLSON SUBDIVISION

Moved by Councilman Lang, seconded by Councilman Dowdy to approve Findings of Facts and Conclusions of Law for the Nicholson Subdivision preliminary plat 05-13-S. Motion carried 4-0.

14. ORDINANCES & RESOLUTIONS:

Mayor Obray read all of the following Ordinances by title only:

- A. **ORDINANCE NO. 2006-03:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – AMENDING ORDINANCE NO. 715 ANNEXING CERTAIN REAL PROPERTY, KNOWN AS THE YESTERDAY SUBDIVISION.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-03. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-03. Motion carried by the following Roll Call vote:

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

- B. **ORDINANCE NO. 2006-04:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY, NOW KNOWN AS PARCEL NUMBER S1310346805, W. HUBBARD ROAD, DAVID & BARBARA DOAN AND DOUGLAS DOAN, OWNERS.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-04. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-04. Motion carried by the following Roll Call vote:

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

- C. **ORDINANCE NO. 2006-05:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY, NOW KNOWN AS PARCEL NUMBER S1313244650, 1315 W. HUBBARD ROAD, CORTLAND & SUSAN WALKER, OWNERS.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-05. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-05. Motion carried by the following Roll Call vote:

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

- D. ORDINANCE NO. 2006-06:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER S1313120700, 447 W. HUBBARD ROAD, JERRY HESS, OWNER.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-06. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-06. Motion carried by the following Roll Call vote:

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

- E. ORDINANCE NO. 2006-07:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER S1313120602, 447 W. HUBBARD ROAD, JERRY HESS, OWNER.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-07. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-07. Motion carried by the following Roll Call vote:

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

- F. ORDINANCE NO. 2006-08:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER S1312336000, 9360 S. LINDER ROAD, KIM & EFFIE SCHULTSMEIER, OWNERS.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-08. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-08. Motion carried by the following Roll Call vote:

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

- G. ORDINANCE NO. 2006-09:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW

KNOWN AS PARCEL NUMBER S1312346600, 1030 W. HUBBARD ROAD, KIM & EFFIE SCHULTSMEIER, OWNERS.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-09. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-09. Motion carried by the following Roll Call vote:

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

- H. **ORDINANCE NO. 2006-10:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER S1315212400, 4387 W. HUBBARD ROAD, Y.E.S. DEVELOPMENT, OWNER.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-10. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-10. Motion carried by the following Roll Call vote:

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

- I. **ORDINANCE NO. 2006-11:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER S1310314800, 4400 W. HUBBARD ROAD, TIMOTHY & BELINDA GORDON, OWNERS.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-11. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-11. Motion carried by the following Roll Call vote:

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

- J. **ORDINANCE NO. 2006-12:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER R9404210100, W. COLUMBIA ROAD, GLENN RODGERS, OWNER.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-12. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-12. Motion carried by the following Roll Call vote:

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

- K. ORDINANCE NO. 2006-13:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER R3719270370, 8397 S. OLD FARM PLACE, RUSSELL & MARIE DURRANT, OWNERS.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-13. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-13. Motion carried by the following Roll Call vote:

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

- L. ORDINANCE NO. 2006-14:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER R3719270330, 8397 S. OLD FARM PLACE, RUSSELL & MARIE DURRANT, OWNERS.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-14. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-14. Motion carried by the following Roll Call vote:

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

- M. ORDINANCE NO. 2006-15:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER R3719270410, 8397 S. OLD FARM PLACE, RUSSELL & MARIE DURRANT, OWNERS.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-15. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-15. Motion carried by the following Roll Call vote:

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

- N. **ORDINANCE NO. 2006-16:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ANNEXING CERTAIN REAL PROPERTY NOW KNOWN AS PARCEL NUMBER R3719270050, 8397 S. OLD FARM PLACE, RUSSELL & MARIE DURRANT, OWNERS.

Moved by Councilman Lang, seconded by Councilman Dowdy to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-16. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-16. Motion carried by the following Roll Call vote:

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

- O. **ORDINANCE NO. 2006-17:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS - AMENDING CHAPTER 1, TITLE 4 OF THE KUNA CITY CODE TO PROVIDE FOR FINES TO BE LEVIED DIRECTLY BY THE CITY FOR VIOLATIONS OF THE BUILDING CODE; TO AUTHORIZE THE CITY TO SUSPEND OR REVOKE PERMITS FOR VIOLATIONS OF THE BUILDING CODE, TO AUTHORIZE THE CITY TO ISSUE STOP WORK ORDERS FOR VIOLATIONS OF THE BUILDING CODE, AND PROVIDING AN EFFECTIVE DATE.

Moved by Councilman Dowdy, seconded by Councilman Lang to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-17. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-17. Motion carried by the following Roll Call vote:

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

15. DISTRIBUTION OF FINANCIAL REPORTS FOR JANUARY 2006

16. MAYOR / COUNCIL DISCUSSION:

17. ANNOUNCEMENTS:

18. ADJOURNMENT

There being no further business to conduct, Councilman Dowdy moved, seconded by Councilwoman Stroebel to adjourn the meeting at 12:37 p.m. Motion carried 4-0.

ATTEST:

O. Dean Obay, Mayor

Lynda Burgess, City Clerk