

**KUNA CITY COUNCIL MEETING
MINUTES
APRIL 4, 2006
KUNA CITY HALL COUNCIL CHAMBER, 763 W. AVALON**

7:00 p.m. – REGULAR COUNCIL MEETING

1. CALL TO ORDER AND ROLL CALL

Mayor Dean Obray called the Regular Meeting to order at 7:06 p.m.

Present: Mayor Dean Obray, Council President 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, and Interim Planning & Zoning Director Diana Sanders.

2. INVOCATION – The invocation was given by Pastor Dale Foote, Cool Springs Community Church.

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

4. APPROVED MINUTES

A. Special City Council Workshop of February 13, 2006 - Moved by Councilman Lang, seconded by Councilman Dowdy to approve. Motion carried 4-0.

B. Regular City Council Meeting of February 21, 2006 - Moved by Councilman Dowdy, seconded by Councilman Lang to approve. Motion carried 4-0.

C. Special City Council Meeting of February 22, 2006 – No quorum, no vote to approve.

5. APPROVE ACCOUNTS PAYABLE

Moved by Councilman Dowdy, seconded by Councilman Lang to approve accounts payable dated April 4, 2006 in the amount of \$162,738.75. Motion carried 4-0.

6. FIRE DISTRICT REPORT

Chief Rosin reported that the City had 73 calls for the month of March--48 inside City limits and 25 outside.

7. ADA COUNTY HIGHWAY DISTRICT REPORT

Errol Morgan stated that he had nothing to report.

Mayor Obray asked Mr. Morgan to check with Mr. Brice to see if the section line right-of-way that was put in place when Idaho was created still exists.

Mr. Morgan responded that the section line right-of-way originally existed, but that was changed in the late 1960's.

Councilman Cardoza asked if ACHD took care of the sewer mains in downtown Kuna. He explained that, in front of El Gallo Giro, the main seems to be backed up and there is flooding at the corner. He asked that the main be cleared.

Mayor Obray suggested re-arranging the Agenda as follows:

Moved Item 9A.under Item 8 to allow public testimony concerning user fees an opportunity to speak after the presentation.

Add Item 8A for a presentation by William Jarocki of Boise State University to speak about financing public water and sewer systems.

Add Item 8E approving a Notice to Proceed for Irminger Construction Company to replace the irrigation line around the Johnson property.

Moved by Councilman Lang, seconded by Councilwoman Stroebel to approve amending the agenda by moving up item 9A. Under Old Business for a presentation by Hubble Homes, adding a presentation by William Jarocki just before the public hearing for the Monthly User Increase Fees and adding Item 8E approving a Notice to Proceed to Irminger Construction. Motion carried 4-0.

8. OLD BUSINESS:

9A. PRESENTATION OF DONATION FROM HUBBLE HOMES IN THE AMOUNT OF \$75,000 FOR CONSTRUCTION OF THE AMERICAN LEGION BASEBALL FIELD – DON HUBBLE.

Don Hubble thanked Council for allowing him to present a \$75,000 donation to the Kuna School District on behalf of Hubble Homes for construction of the American Legion Baseball Field. He stated that his firm's policy is to help support the communities they work and live in.

8.A. PUBLIC HEARING –

ADOPT PROPOSED RESOLUTION R2-2006 TO INCREASE MONTHLY USER FEES FOR THE MUNICIPAL WATER AND SEWER SYSTEMS.

Mayor Obray read the Resolution by title only.

Mayor Obray introduced William Jarocki from the Environmental Finance Center of Boise State University.

Mr. Jarocki stated that the point of his presentation was to educate the public on why cities need to fund depreciation and build repair and replacement funds for municipal water and sewer systems. The points of his presentation were as follows:

- Is municipal water a good deal? Imagine the bargain of filling a common-sized room to the ceiling with safe drinking water. That's a lot of water for not a whole lot of money. Could anyone buy 1.3 million ounces of anything else at a cost of \$31.27?
- ~~Consume to fill the room referenced in his first point:~~ Drinking water costs \$31.27 compared to the cost of items people buy on a daily basis, such as Moxie Java, bottled water, Coca Cola, milk, beer, gasoline.
- The need for revenue changes over time to provide the full cost funding level of operations, infrastructure replacement/depreciation and amortized utility debt for a municipal water system.
- Typical Idaho water systems requiring replacement of capital facilities wearing out over time are virtually ignored. There is a gap between what should be funded and what is being funded. The system may be technically OK, but is a financial disaster waiting to happen.
- When a system doesn't set money aside for capital replacement, it is less resilient. Future capital needs due to replacement, new facility needs, changes in regulations, etc., suddenly occur and have to be funded from new debt
- Most systems need to do a better job of funding system replacements as they go. This is the least cost method of sustaining facilities over multiple generations. Money is accumulated and specifically spent for system replacement.
- Don't expect to be funded by the federal government forever. President Bush's budget reduces funding for local governments. The trends are clear—money is tight for local projects.
- If customers don't see regular rate increases, they become accustomed to rates staying the same and are not happy when rates have to be raised. They are conditioned to rates staying the same, so they can spend their money on other things.
- Most systems have poor RCI values. This means that it's harder to increase rates when you really need the money because the rate increases are more severe.
- Every community has a "Nessie" monster. This is the monster that needs revenue to replace worn out facilities.
- The Nessie curve is named after the Loch Ness Monster. It represents the difference between current rates (customer charges) and the amount needed to fund the wear and tear on the system as customers use it. Nessie is a good name, because many believe the monster doesn't exist (or they choose to ignore it). But, it's real and successful communities charge their customers for how they use up the system. City officials should behave like businessmen. If your business is selling water service, why wouldn't you reinvest in your means of production? If you don't, you're planning on going out of business. That doesn't make sense.
- The longer you wait two things happen; first, the system falls apart and requires more operational costs to keep it together, second, the longer you wait, the more

it's going to cost. Every asset in your physical inventory has a point in time when the quality drops and it makes sense to reinvest in new facilities.

- Think about it...why should generations x and y use up the system so that generation z inherits a bunch of junk?
- The idea is that each generation sets money aside so that when facilities erode in quality the money will be there to replace them. One single generation doesn't have to "pay the freight" for the previous generations that got a free ride and artificially (or politically) reduced service charges. So even though rates will be higher if you do the right things, in the long run, user charges are equitable and economical because you don't saddle future generations with unnecessary costs and if you reinvest as you go, net costs will be less.

(Appendix A: William Jarocki slide notes as part of minute documentation.)

In response to Councilman Dowdy, Mr. Jarocki answered that the average household uses 880 gallons/day.

Justin Walker, Keller Associates, provided a report on historical and progressive data to assure the financial stability of the City. He presented alternatives to help with these decisions:

- Revenue sources: Connection fees and user rates. Expand existing system to accommodate growth; connection fees should completely fund expansion.
- Operation, maintenance and replacement should be covered by user rates.
- Expenditures and revenues come from growth.
- Expenditures and revenues come from operation, maintenance and replacement on the user rate side of the City.
- Revenues from connection fees vs. expenses to expand the system to grow. Capital improvement revenue substantially more than revenues from user fees.
- Compared operation, maintenance and replacement revenue from user rate fees are insufficient to cover the expenditures incurred to maintain and operate the existing system.
- Capital improvement revenue fund increased by raising the connection fees for new homes from \$2,800 to \$4,200.
- Capital improvement revenue fund = City is pursuing the LID approach to fund the new wastewater treatment plant.
- Operation, maintenance and replacement revenue fund = the primary way to increase this fund is to raise sewer rates. Existing sewer rate \$17.50, proposed sewer rate increase to \$23.00, not \$23.50 as advertised. (Mr. Walker displayed a chart showing sewer rates for other communities).
- User rates for a sewer are based on water consumption. The proposal is not to charge by consumption but to establish a flat fee \$23.00 per month.
- Connection growth is offsetting the city's existing systems operation and maintenance costs.
- Present rates: Use 20,000 gallons of water you will pay ~~\$15.00~~ \$15.50 per month. Every 1,000 over the 20,000 is charged ~~55¢~~ \$.65. Senior rate average consumption is 3,000 gallons/month paying \$11.00 per month.

- Customers who have no access to pressurized irrigation will be charged \$75.00 for the summer watering months to use potable water to water their yards. He stated that he looked at 118 residents without separate irrigation and on average, they used around 36,000.
- He presented 2 alternatives: 1) drop base rate to \$14 month and water allotment to 3,000 gallon/month. 2) Raise base rate to \$17/month for 7,000 gallons.
- He presented a consumptive rate chart and explained this is the direction the City would like to proceed for water rate usage. There is less encouragement for conservation with a flat rate structure. Low water users subsidize higher water users.

Mayor Obray opened the Public Hearing at 9:05 p.m.

Speakers in support:

None.

Speakers opposed:

Donald Fox, 512 Dawn Ct., stated that the proposal in the public hearing notice indicated a 50% increase.

Elaine ~~Low~~ Logue, 648 Boise St., indicated that she supported Alternative 2 for water, but asked for a smaller increase for sewer.

Maggie Bacher, 525 Linder, felt that cutting the amount of water from 20,000 to 3,000 is too drastic. She suggested that the City only increase the rate by \$4.00 and slow down amount of increase.

Alice Stoddard, 420 Cleveland, agreed with other speakers opposed to the increase and asked that the usage rate not be altered.

Mary Grover – Left meeting.

Chris Maurer, 518 Dawn Ct., felt that the proposed increase is a shockingly high amount, especially with the proposed consumption reduction from 20,000 to 3,000 gal./mo.

Michael Lueddeke stated that the increase was too large.

Bosworth – Left meeting.

Della Field, 555 Dawn Ct., stated that her irrigation removed when Ross Elementary was built.

Mr. Jarocki suggested that staff do the following:

- The City Attorney should look into leasing excess water rights.
- Consider modification of the rates for seniors.
- Make water conservation a priority by providing retrofit kits for showers, toilets, washers, etc.
- Look at debt that City has to pay. May have excess after debt is paid.

Colleen Cook, City Treasurer, stated that she would be happy to run water consumption reports for citizens opposed to the rate increase to see how they would be affected by the increases.

Neutral Speakers:

None

There being no further testimony offered, Mayor Obray closed the Public Hearing at 9:40 p.m.

Moved by Councilman Dowdy, seconded by Councilwoman Stroebel to continue the public hearing to the April 18, 2006 Council meeting. Motion carried 4-0.

B. PUBLIC HEARING –

05/13/ZC, ROCKWOOD PROPERTIES REZONE WITH A DEVELOPMENT AGREEMENT, 2ND AND 3RD STREET EAST OF LINDER.

Diana Sanders, Interim Planning & Zoning Director, gave the staff report and explained that this was a rezone from R-6 to R-12. In September of 2005, a lot line adjustment was approved which made four of the lots non-build able. The lots did not meet City Code dimensional standards. She stated that the Planning & Zoning Commission recommended that Rockwood Properties rezone the property to R-12 which would meet frontage setbacks. Currently, the frontage in an R-12 would be 0 feet; in an R-6, the road frontage would be 70 ft.. The applicant proposed a Development Agreement to try to address some of the concerns that the public expressed during the Planning & Zoning Commission meeting, proposed a minimum of 900 sq. ft. and showed examples of elevations that could be placed on the properties. The Commission placed a limitation of 35' in height. In the Development Agreement, the applicant agreed to make sure that there were two parking spaces per lot and commit to meeting all of setbacks for the R-12.

Attorney Grove agreed that the lot line adjustment did not comply with the City code. An application for re-platting should have been applied for, not a lot line adjustment. The property is now in multiple ownerships. Lot lines went right through the buildings making the lots were non-build able in an R-6 zone because they were only 25 feet wide. These old lots pre-existed the city's zoning ordinance. Several of the buildings were on 2 or 3 lots.

Dan Dixon, Rockwood Properties, stated that one entity still controls the property, but there is a vested interest from another party.

Mayor Obray suggested waiving City fees on development of the property because of the City's mistake.

Mr. Grove indicated that he would take steps to undo the City's mistake.

Mr. Dixon reported that when the project began, his firm tried to get every four-plex on its own lot and that there were to be four build able lots. Each lot will have a single-family residence of 900 sq. ft.

Ms. Sanders reported that the applicant was not charged a fee for the rezone application he is presenting this evening.

Moved by Councilman Dowdy, seconded by Councilman Lang to deny the application for a rezone for Rockwood Properties based upon the illegal lot line adjustment approved September 2005. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to rescind the lot line adjustment for Rockwood Properties approved September 2005. Motion carried 4-0.

No public hearing held.

RECESS: Mayor Obray recessed the meeting at 10:10 p.m.

RECONVENE: Mayor Obray reconvened the meeting at 10:25 p.m.

C. AWARDED NOTICE TO PROCEED TO HILLS CONSTRUCTION FOR THE TOMORROW IRRIGATION PUMP STATION.

Moved by Councilman Dowdy, seconded by Councilman Lang to award a Notice to Proceed to Hills Construction for the Tomorrow irrigation pump station. Motion carried by the following Roll Call Vote:

AYES: Lang, Dowdy, Stroebel, Cardoza

NOES: None

ABSENT: None

D. APPROVED LOAN OF WATER CONTINGENCY FUNDS IN AN ESTIMATED AMOUNT OF \$100,000 FOR CUSTOM FARMING OF THE SEWER FARM.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve a loan of water contingency funds not to exceed \$100,000 from Fiscal Year 2005-06 for custom farming of the sewer farm. Motion carried 4-0.

E. AWARDED CONTRACT TO IRMINGER CONSTRUCTION FOR THE JOHNSON PROPERTY IRRIGATION PROJECT IN THE AMOUNT OF \$116,376.

Moved by Councilman Lang, seconded by Councilman Dowdy to award a contract to Irminger Construction for the Johnson property irrigation project in an amount not to exceed \$116,376 and approve the Notice to Proceed. Payment for the contract would come out of the irrigation fund. Motion carried by the following Roll Call Vote:

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

9. CITIZEN'S REPORTS OR REQUESTS:

B. STEVE DANIELS REGARDING UPCOMING SOCCER TOURNAMENT.

Mr. Daniels was not in attendance.

C. REQUEST FOR SUPPORT OF FLAG DAY PARADE ON JUNE 10, 2006 - TOM GASE, REPRESENTING VIETNAM VETERANS (continued from February 21, 2006).

Council agreed to support the parade and directed staff to inform Mr. Gase.

D. REQUEST FOR WAIVER OF FEES FOR USE OF BAND SHELL AT BERNIE FISHER PARK FOR A FLAG BURNING CEREMONY ON JUNE 16, 2006 DESSIREE JAGIELLO/GORDON HALSTEAD.

Mr. Halstead explained that the ceremony is being arranged to properly retire old, worn out American flags.

Moved by Councilman Lang, seconded by Councilman Dowdy to waive park rental fees for the flag burning ceremony on June 16, 2006. Motion carried 4-0.

E. REQUEST FOR WAIVER OF FEES FOR USE OF BERNIE FISHER PARK AND GREENBELT FOR THE BIRDS OF PREY ARTS AND EDUCATION FESTIVAL SPONSORED BY THE CHAMBER OF COMMERCE, JUNE 3, 2006.

Moved by Councilman Dowdy, seconded by Councilman Lang to continue the request for waiver of fees to the April 18, 2006 Council meeting. Motion carried 4-0.

10. LICENSES AND PERMITS:

A. APPROVED BUSINESS LICENSE/TEMPORARY BUSINESS PERMIT – KAREN WALLIN AND LISA DRIESEL, “SNACK SHACK TROPICAL SNOW,” 6590 LOLA LN.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve the business license/temporary business permit for Lisa Driesel doing business as “Snack Shack Tropical Snow” at 6590 Lola Lane. Motion carried 4-0.

- B. APPROVED BUSINESS LICENSE – AMY MOONEY, “KIDS INDEPENDENT DAY SCHOOL,” 1615 LINDER RD.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve the business license for Amy Mooney doing business as “Kids Independent Day School” at 1615 Linder Road. Motion carried 4-0.

- C. APPROVED BUSINESS LICENSE – TROY NELSON, “ICE CREAM MAN, INC.,” 2901 S. CURTIS RD., BOISE.

Moved by Councilman Dowdy, seconded by Councilwoman Stroebel to approve the business license for Troy Nelson doing business as “Ice Cream Man, Inc.” at 2901 S. Curtis Road, Boise, ID. Motion carried 4-0.

- D. APPROVED BUSINESS LICENSE – GREG MILLER, “ICXING, LLC,” 2970 FIELDSTREAM DR., MERIDIAN.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve the business license for Greg Miller doing business as “Icxing, LLC,” at 2970 Fieldstream Dr., Meridian. Motion carried 4-0.

- E. APPROVED BUSINESS LICENSE – SYLVIA USSERY, “FIT-N-FANCY,” 820 N. SCHOOL.

Moved by Councilman Lang, seconded by Councilwoman Stroebel to approve the business license for Sylvia Ussery doing business as “Fit N Fancy, LLC,” at 820 N. School. Motion carried 4-0

11. NEW BUSINESS:

- A. **PUBLIC HEARING –**

PROPOSED ORDINANCE NO. 2006-24 AMENDING DIMENSIONAL STANDARDS.

Diana Sanders, Interim Planning & Zoning Director, gave the staff report and explained that the ordinance would amend the city’s dimensional standards. She stated that

the chart with the official height and area regulations would be deleted and R-1, R-5, R-16 zones would be completely removed from the zoning ordinance. Kuna has more zones than any other surrounding cities. The Planning & Zoning Commission recommended the zoning omissions and asked that garage setbacks be left in the Code. Ms. Sanders recommended that garage setbacks be removed from the Code because the setback reduces the size of rear yards. She further recommended removing the minimum square footage from the Code and the Commission recommended 1,000 sq. ft. for single-family dwellings and a minimum of 600 sq. ft. for multi-family dwelling units. The Code does not specify whether the minimum square footage is for single or

multi-family dwellings. In addition, the mix of the lot size formula would be removed because it did not lend itself to the zone that the applicants' received (for example, R-6 would get 3 units per acre, instead of the 6 that R-6 implied).

Mayor Obray opened the Public Hearing at 11:07 p.m.

Speakers in support of application:

Kent Brown, Bailey Engineers, 1500 E. Iron Eagle, stated that his firm designs subdivisions based on the housing market and following the rules of each city and the ACHD.

Lee Kellogg, 1669 W. Yukon, stated he would like the 25 ft. setback for garages to be decreased because it requires garages to be next to a house rather than in front of the house. Further, he stated that the 25 ft. setback makes lots wider and it becomes difficult to get a single-level home and a two car garage on a 75 ft. wide lot.

Speakers opposed to application:

Tom Swanstrom, 222 E. 2nd St., opposed the reduction of the frontage in an R-6 zone from 70 ft. to 50 ft. because it would allow a 40 ft. wide house. He believed that reducing the frontage required for an R-6 zone is a big mistake for Kuna. The neighborhoods need to be kept and if they have pie-shaped lots with not much frontage, they should be dealt with under a special use permit.

Neutral Speakers:

None

There being no further testimony offered, Mayor Obray closed the Public Hearing at 11:40 p.m.

Moved by Councilman Lang, seconded by Councilman Dowdy to continue the public hearing on proposed Ordinance No. 2006-24 amending dimensional standards to the 4/18/06 Council meeting. Motion carried 4-0.

B. APPROVED AMENDED AGREEMENT WITH THE NETWORK GROUP FOR SUPPORT AND MAINTENANCE SERVICES FOR THE CITY'S COMPUTER NETWORK.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve amended agreement with the Network Group for support and maintenance services for the City's computer network . Motion carried by the following Roll Call Vote:

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

Moved by Councilman Cardoza, seconded by Councilwoman Stroebel to direct staff to seek bids for network services. Motion carried 4-0.

C. PROPOSED ALCOHOL BEVERAGE LICENSING ORDINANCE – CONSIDER DEVELOPMENT OF A POLICY DEALING WITH CURRENT LICENSE HOLDER TRANSITION TO NEW LICENSES.

Moved by Councilman Lang, seconded by Councilman Dowdy to set a public hearing for the May 2, 2006 Council meeting and direct staff to advertise. Motion carried 4-0.

12. REPORTS:

P & Z - CODE ENFORCEMENT REPORT / INT. DIRECTOR DIANA SANDERS – Ms. Sanders reported that 21 new residential building permits and 2 new commercial were issued in the month of March. The average square footage of a single-family residence was 2,448 and the average price was \$201,573.00. She announced that the department hired Marla Smith from Ada County Development Services as a Planner I.

Ms. Sanders further announced that the Birds of Prey Homeowners Association president contacted the city to request permission to remove their present water feature at the entrance to that subdivision.

CITY ENGINEER / KEVEN SHREEVE - No report.

CITY ATTORNEY / RANDY GROVE – Mr. Grove reported there is an executive session item regarding land acquisition on this agenda.

Attorney Grove informed Council that the City was dismissed from the Moo Brew lawsuit.

CITY CLERK / LYNDA BURGESS – No report.

13. APPROVE FINDINGS OF FACTS & CONCLUSIONS OF LAW:

A. SADIE CREEK SUBDIVISION

Moved by Councilman Lang, seconded by Councilman Dowdy to approve the Findings of Facts and Conclusions of Law for the Sadie Creek Subdivision. Motion carried 4-0.

B. GALIANO ESTATES SUBDIVISION

Moved by Councilman Dowdy, seconded by Councilman Lang to approve the Findings of Facts and Conclusions of Law for the Galiano Estates Subdivision. Motion carried 4-0.

C. THE VILLAS AT CRIMSON POINT

Moved by Councilman Lang, seconded by Councilman Dowdy to approve the Findings of Facts and Conclusions of Law for The Villas at Crimson Point. Motion carried 4-0.

14. ORDINANCES & RESOLUTIONS:

A. **ORDINANCE NO. 2006-20:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ORDINANCE ANNEXING CRIMSON POINT NORTH SUBDIVISION.

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. 2006-20. Motion carried 4-0.

Moved by Councilman Dowdy, seconded by Councilwoman Stroebel to adopt Ordinance No. 2006-20. Motion carried by the following Roll Call vote:

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

B. **ORDINANCE NO. 2006-21:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ORDINANCE ANNEXING SADIE CREEK SUBDIVISION.

Mayor Obray read the Ordinance by title only.

Moved by Councilman Dowdy, seconded by Councilman Lang to dispense with full reading and 3 consecutive readings of Ordinance No. 2006-21. Motion carried 4-0.

Moved by Councilman Lang, seconded by Councilman Dowdy to adopt Ordinance No. 2006-21. Motion carried by the following Roll Call vote:

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

B. **ORDINANCE NO. 2006-22:** DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS – ORDINANCE ANNEXING GALIANO ESTATES SUBDIVISION.

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. 2006-22. Motion carried 4-0.

Moved by Councilman Dowdy, seconded by Councilman Lang to adopt Ordinance No. 2006-22. Motion carried by the following Roll Call vote:

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

15. MAYOR / COUNCIL DISCUSSION:

16. ANNOUNCEMENTS:

17. EXECUTIVE SESSION:

Moved by Councilman Dowdy, seconded by Councilman Lang to adjourn to Executive Session per Idaho Code 67-2345 regarding property acquisition at 12:25 a.m. Motion carried 4-0.

Adjourned Executive Session at 1:00 a.m.

18. ADJOURNMENT

There being no further business to conduct, it was moved by Councilman Lang, seconded by Councilman Dowdy to adjourn the meeting at 1:06 a.m. Motion carried 4-0.

O. Dean Obray, Mayor

ATTEST:

Lynda Burgess, City Clerk

APPROVED: May 2, 2006