

**KUNA CITY COUNCIL MEETING**  
**MINUTES**  
**MAY 16, 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.**

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**7:00 p.m. – REGULAR COUNCIL MEETING**

**1. CALL TO ORDER AND ROLL CALL**

Mayor Dean Obray called the Regular Meeting to order at 7:05 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 Treasurer Colleen Cook, and Interim Planning & Zoning Director Diana Sanders.

**2. INVOCATION –** The Invocation was given by Pastor Bruce Wheeler, New Beginnings Christian Church.

**3. PLEDGE OF ALLEGIANCE/FLAG CEREMONY BY BOY SCOUT TROOP 800**

**SUGGESTED CHANGES TO THE AGENDA:**

Mayor Obray requested that Item No. 8.D.1., 8.F., 8.G., 8.H., 8.I., 10.E. be added to the agenda.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve amending the agenda by adding Item No. 8.D.1, Waiver of Park Fees for VFW Flag Day, 8F. Approve Liquor Catering Permit for Red Eye Saloon for Party at the Kuna Community Center on June 3, 2006. 8.G., Approve Liquor Catering Permit for Long Horn Saloon for Party at the Kuna Community Center on May 26, 2006, 8.H, Cathy Gealy Update on the Boys and Girls Club, 8.I. Approve Occupancy Permit – Roger and Bona Quarles, “Indian Creek Floral,” 383 N. Linder Rd., 10.E. New Waste Water Treatment Plant Land Purchase. Motion carried 4-0.

**4. APPROVE MINUTES**

Regular City Council Meeting of April 18, 2006 - Moved by Councilman Dowdy, seconded by Councilman Lang to approve regular minutes of April 18, 2006. Motion carried 4-0.

**5. APPROVE ACCOUNTS PAYABLE**

Dated May 16, 2006 in the amount of \$159,128.96.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve Accounts Payable dated May 16, 2006 in the amount of \$159,128.96. Motion carried 4-0.

**6. SHERIFF MONTHLY REPORT**

Sergeant Laraway presented the Statistical Report for April 2006 and pointed out the highlights and trends of the report. He announced that that a traffic enforcement team will be in Kuna twice per month for the next three months.

Sgt. Laraway further reported on bomb threats at public schools.

**7. ADA COUNTY HIGHWAY DISTRICT REPORT**

Errol Morgan reported temporary stop signs were put up at the corner of Porter, Linder and Kay Streets for a soccer tournament in the City. ACHD got many complaints concerning these temporary stop signs.

**8. CITIZEN'S REPORTS OR REQUESTS:**

**A. PRESENTATION BY AX YEWER, ADA COUNTY PROSECUTOR, REGARDING PROSECUTOR SERVICES FOR FISCAL YEAR 2006-07.**

Mr. Yewer gave a summary of Kuna cases in the last year. There was a 37% increase in coming budget from \$13,500.00 to \$18,430.00. Councilman Dowdy asked that there be designations of city limits on tickets to track what tickets are written inside the City limits. Councilman Dowdy asked for a breakdown of cases occurring inside Kuna City limits, not all Kuna addresses are inside the City. Scott Bandy reported that the City gets all the money from fines on all Kuna cases, even outside city limits.

**B. PRESENTATION BY ALLEN GAMEL REGARDING "KUNA DAYS."**

Allen Gamel, Kuna Days Chairman, presented their plans for the celebration. This year's theme is "For the Kids". They are having a poster contest and will use the winner on posters and all literature for the event. The children's parade will be at the front of the parade procession. The committee would like to include a teen dance as well as two street dances. In conclusion the Kuna Day's Committee would like to have a workshop with the City Council and Ada County Sheriff within the next two weeks.

Three Council members, Councilwoman Stroebel, Councilman Dowdy, and Councilman Cardoza, volunteered to attend this joint meeting. It will be posted as a Special Meeting, scheduled for May 25, 2006 at 6:00 p.m. at the Kuna Community Center.

**C. PRESENTATION OF KUNA CLEAN UP PRIZE AWARDS BY J & M SANITATION.**

Chad Gordon presented the report on the Kuna Clean-Up event. It was a great turnout and there were a lot of volunteers. Four groups got cash awards:

Girl Scout Troop 57 - \$100

Boy Scout Troop 800 - \$100

Cub Scouts Troop 106 - \$100

Sutter's Mill Home Owners Association will be presented next meeting.

**D. REQUEST FOR WAIVER OF FEES FOR BERNIE FISHER PARK BY BOY SCOUT TROOP 800.**

Tom Briscoe requested fees be waived for this event because it is a fund raiser. Boy Scout Troop 800 will use no electricity nor ask the City crew to move any tables.

Moved by Councilman Lang, seconded by Councilman Dowdy to waive the park rental fees for Bernie Fisher Park by the Boy Scout Troop 800. Motion carried 4-0.

**D-1. REQUEST FOR WAIVER OF FEES FOR VFW FLAG DAY.**

Moved by Councilman Lang, seconded by Councilman Dowdy to waive the park rental fees for VFW Flag Day Celebration on Saturday, June 10, 2006. Motion carried 4-0.

**E. TRACEE MILBURN, REPRESENTING KUNA YOUTH SOFTBALL, REGARDING CITY COUNCIL APPROVAL ON JULY 19, 2005 FOR DONATION OF \$2,000 FOR BALLFIELD IMPROVEMENTS.**

Tracee Milburn asked Council to consider donating the \$2,000 that was budgeted for ball field improvements. He outlined the work that was done and had receipts for supplies and materials that totaled \$1,611.80. The remainder of the \$2,000 donation will be used to build a storage shed on the northwest corner of the field toward the BMX track; they will use approximately \$800 of their own funds for this shed. Furthermore, he asked what his association could do to get the City to consider adding more ball fields in the community. Mayor Obray instructed Mr. Milburn to attend the Town Hall Meeting on May 31, 2006 where this will be one of the issues discussed for the community.

Moved by Councilwoman Stroebel, seconded by Councilman Dowdy to approve \$2,000 donation for ball field improvements for Kuna Youth Softball Association. Motion carried 3-0-1. (Councilman Cardoza abstained)

**F. APPROVE LIQUOR CATERING PERMIT FOR RED EYE SALOON FOR PARTY AT THE KUNA COMMUNITY CENTER ON JUNE 3, 2006.**

Moved by Councilman Dowdy, seconded by Councilwoman Stroebel to approve a Liquor Catering Permit for the Red Eye Saloon for a party at the Kuna Community Center on June 3, 2006 from 12 noon to 7:00 p.m. Motion carried 4-0.

**G. APPROVE LIQUOR CATERING PERMIT FOR LONGHORN SALOON FOR PARTY AT THE KUNA COMMUNITY CENTER ON MAY 26, 2006.**

Moved by Councilman Dowdy, seconded by Councilman Lang to table item to the end of agenda or until someone shows up. Motion carried 4-0.

Mayor Obray called for the catering permit for the Longhorn to be discussed. A representative of the Longhorn was now present. Brett Judy outlined plans for the party on May 26, 2006 at the Kuna Community Hall.

Moved by Councilwoman Stroebel, seconded by Councilman Cardoza to approve the catering permit for the Longhorn Saloon for a party at the Kuna Community Center on May 26, 2006 from 5:00 p.m. to 12:00 midnight. Motion carried 3-0-1. (Councilman Dowdy voted no.)

#### H. CATHY GEALY UPDATE ON THE BOYS AND GIRLS CLUB.

Cathy Gealy reported on the feasibility study to bring these clubs to Kuna. The YMCA has contracted with a consultant to do their own study. Ms. Gealy's board will present their feasibility study and answer financing questions at the July 5, 2006 Council meeting.

#### I. APPROVE OCCUPANCY PERMIT – ROGER AND BONA QUARLES, “INDIAN CREEK FLORAL,” 383 N. LINDER RD.

Councilman Dowdy recused himself and left the Council table because he is working with them on another matter.

Diana Sanders reported the Quarles needed to appeal Planning and Zoning's decision on their design review. The Quarles had one year to meet their conditions, but have not met them. They must appeal their case to Planning and Zoning Commission by June 5 or 6, 2006. Mr. and Mrs. Quarles gave history of their design review. The design review included curb, gutters and sidewalks for 4<sup>th</sup> Street and Linder Road. They could not get anyone to do that small of a job. They also checked with ACHD for their requirements. These design conditions are cost prohibitive for a small business that is just trying to get established in the community. The Quarles requested a temporary occupancy permit until the sidewalks can be built. Attorney Grove advised that City Code provides for Design Review and we would violate our own ordinance if we repealed the review. Mr. Grove advised the Quarles to reapply to Planning and Zoning for a new design review, which will involve another fee of \$330, plus city engineering fees if needed. Mrs. Sanders provided documents for Council review.

**RECESS:** Mayor Obray recessed the meeting at 8:30 p.m. to allow the Council time to look over the Design Review history that Mrs. Sanders provided to Council.

**RECONVENE:** Mayor Obray reconvened the meeting at 8:40 p.m.

Mrs. Quarles stated she would like an extension on this design review or she will sell

out. Mrs. Sanders supplied the Quarles with a contractor's name that would do that small sidewalk and gutter work.

Moved by Councilman Lang, seconded by Councilwoman Stroebel to approve a six month extension with work to be completed even if property is sold. Motion carried 3-0.

Councilman Dowdy returned to the Council table.

## **9. LICENSES AND PERMITS:**

- A. APPROVE BUSINESS LICENSE – LARRY CHRISTENSEN, “IDA-GEM PROMOTIONAL ADVERTISING,” 1110 OPAL CT.

Moved by Councilman Dowdy, seconded by Councilwoman Stroebel to approve the business license for Larry Christensen, doing business as “Ida-Gem Promotional Advertising,” at 1110 Opal Ct. Motion carried 4-0.

- B. APPROVE BUSINESS LICENSE – DRAM ENTERPRISES, LLC, and “MAIL-N-MORE,” 703 E. WYTHE CREEK ST., STE. 102A.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve the business license for Dram Enterprises, LLC, doing business as “Mail-N-More,” at 708 Wythe Creek Ct., Suite 102A. Motion carried 4-0.

## **10. OLD BUSINESS:**

- A. DISCUSSION REGARDING FUTURE WELLS.

Council authorized Mayor Obray to proceed with discussions regarding future wells for the City.

- B. DISPENSE WITH FULL READING AND 3 CONSECUTIVE READINGS - ORDINANCE NO. 2006-25 REPEALING CHAPTERS 1 AND 2 OF TITLE 3 OF THE KUNA CITY CODE, DESIGNATING A NEW CHAPTER 1 OF TITLE 3 GOVERNING LICENSES FOR SELLING ALCOHOLIC BEVERAGES IN THE CITY OF KUNA; PROVIDING FOR APPLICATIONS, FEES, OPERATIONAL REGULATIONS, CONDITIONS, HEARINGS REGARDING SUSPENSIONS OR REVOCATIONS, AND CRIMINAL PENALTIES; ADOPTING PROVISIONS FROM TITLE 23, IDAHO CODE; REDESIGNATING KUNA'S ALCOHOL CATERING PERMIT ORDINANCE FROM CHAPTER 2A, TITLE 3 TO CHAPTER 2, TITLE 3; AND PROVIDING FOR AN EFFECTIVE DATE (Continued from 5/2/06).

Attorney Grove stated he did more research on fees governing liquor licensing. He found that there is a \$25.00 fee to change location of a liquor license. Council

discussed a 10% of fee or other % opposed to a flat fee, settled on 15%. Mr. Grove will bring a final draft to the June 6, 2006 Council Meeting.

C. APPROVE ADDENDUM NO. 1 TO AGREEMENT FOR ENGINEERING SERVICES WITH KELLER ASSOCIATES, INC. (Continued from 5/2/06).

Moved by Councilman Cardoza, seconded by Councilman Dowdy to approve Addendum No. 1 to remove Keller Associates as the City's Engineer; Keller will be available for consulting to the City. Motion carried by the following Roll Call vote:

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

D. APPROVE AGREEMENT FOR ENGINEERING SERVICES WITH SHREEVE & ASSOCIATES, INC. (Continued from 5/2/06).

Keven Shreeve explained to Council that he is looking at office space in Kuna and plans on hiring a secretary. Councilman Cardoza wanted \$1,000,000 coverage under Chapter 11. Mr. Shreeve agreed to the insurance policy coverage amount.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve agreement for engineering services with Shreeve & Associates, Inc. Motion carried by the following Roll Call vote:

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

Moved by Councilman Dowdy, seconded by Councilman Lang to amend the motion to include that Shreeve & Associates, Inc. will carry insurance coverage under Chapter 11 in the amount of \$1,000,000. Motion carried 4-0.

E. NEW WASTE WATER TREATMENT PLANT LAND PURCHASE.

Discuss in Executive Session.

**11. NEW BUSINESS:**

A. SCHEDULE WORKSHOP TO DISCUSS FISCAL YEAR 2006-07 BUDGET.

Moved by Councilman Lang, seconded by Councilman Dowdy to schedule a pre-Council workshop for June 6, 2006 at 6:00 p.m. to discuss Fiscal Year 2006-07 Budget. Motion carried 4-0.

B. PROPOSED RESOLUTION NO. R3-2006 APPROVING A NOTICE OF INTENT TO CREATE A LOCAL IMPROVEMENT DISTRICT.

Attorney Grove sent Resolution No. R3-2006 to Charles Aris at DEQ and Skinner Faucett Law Offices who had revisions. Public Hearing should be set for June 20, 2006. Mr. Grove requested a Special Meeting next Tuesday, May 23, 2006, at 1:00 p.m. to approve final Resolution.

C. CONSIDER REQUEST BY SENIORS FOR WAIVER OF RENTAL FEES FOR THE KUNA SENIOR/COMMUNITY CENTER.

Council discussed turning the Kuna Senior/Community Center over for the Seniors to run and operate. Suggested that someone help them learn the processes of operation.

Moved by Councilman Cardoza, seconded by Councilman Dowdy to deny waiver of rental fees for the Kuna Senior/Community Center. Motion carried 4-0.

D. APPROVE PAY REQUEST NO. 3 FOR THE WINTER STORAGE LAGOON - WF CONSTRUCTION AND SALES, LLC.

Jim Taylor reported that they will start filling the lagoon tomorrow and will be doing six to seven weeks of testing.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve pay request No. 3 from WF Construction and Sales, LLC in the amount of \$240,483.57 for the winter storage lagoon. Motion carried 4-0.

E. LOT LINE ADJUSTMENT/06-01-LLA/SUTTER'S MILL.

Diana Sanders, Interim Planning & Zoning Director, reported that High Desert Construction needs this lot line adjustment/06-01-LLA in Sutter's Mill. A shed was built and they need to adjust the lot line to meet the City's setbacks from property line to remedy. There will be no Certificate of Occupancy issued on this lot until this adjustment is approved.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve Lot Line Adjustment/06-01-LLA/Sutter's Mill. Motion carried 4-0.

F. APPROVE DEQ COMPLIANCE AGREEMENT SCHEDULE FOR THE WINTER STORAGE LAGOON.

Keven Shreeve presented an explanation for the DEQ agreement and recommended that Council approve it. By approving this agreement, the City can issue "will serve letters" sooner and it will expedite cash flows.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve DEQ compliance agreement schedule for the winter storage lagoon. Motion carried by the following Roll Call vote.

AYES: Lang, Dowdy, Stroebel, Cardoza

NOES: None  
ABSENT: None

**G. APPROVE CONTRACT WITH W.FLOYD AYERS AS LOCAL IMPROVEMENT DISTRICT & FINANCING CONSULTANT.**

Mr. Ayers presented his qualifications and experience to Council and stated that the City will need bond counsel for this Local Improvement District. The consulting fees should be assessed in the LID costs. A typo was corrected in the first sentence of page 2. The clause protects the independent contractor status.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve contract with W. Floyd Ayers as LID & financing consultant. Motion carried by the following Roll Call vote.

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

**H. APPROVE CONTRACT WITH RICK SKINNER AS LOCAL IMPROVEMENT DISTRICT BOND COUNSEL.**

Randy Grove explained to Council that the cost of bond counsel is applied to the LID.

Moved by Councilman Lang, seconded by Councilman Dowdy to approve contract with the law office of Rick Skinner as counsel for the Local Improvement District Bond. Motion carried by the following Roll Call vote.

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

**RECESS:** Mayor Obray recessed the meeting at 10:05 p.m.

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

**12. PUBLIC HEARINGS:**

**A. PUBLIC HEARING:**

06-05-AN/SMITH/610 W. COLUMBIA ROAD

Diana Sanders, Interim Planning & Zoning Director, gave the staff report and explained that this application is to be annexed with an agricultural zone only. The property is located at 610 W. Columbia Road and is approximately 37.121 acres.

Mayor Obray opened the Public Hearing at 10:10 p.m.

Speakers in support of application:

None.

Speakers opposed to application:

None

Neutral Speakers:

None

There being no public testimony offered, Mayor Obray closed the Public Hearing at 10:10 p.m.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve Annexation 06-05-AN/Smith/610 W. Columbia Road with Agriculture Zone. Motion carried 4-0.

**B. PUBLIC HEARING:**

06-06-AN/MURPHY/SOUTH SCHOOL AVE.

Diana Sanders gave the staff report and explained that this application is to be annexed with an agricultural zone only. The property is located on the west side of South School Avenue—portion of lots 8 & 9 Kuna Orchard Tracts, South and is approximately 6.22 acres.

Mayor Obray opened the Public Hearing at 10:12 p.m.

Speakers in support of application:

None.

Speakers opposed to application:

None

Neutral Speakers:

One neutral speaker signed up, but had left the meeting.

Applicant would like to be included in the LID.

There being no public testimony offered, Mayor Obray closed the Public Hearing at 10:12 p.m.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve annexation 06-06-AN/Murphy/South School Ave. of 6.22 acres with an Agriculture zone and participation in the LID. Motion carried 4-0.

**C. PUBLIC HEARING:**

06-07-AN/FREDERICKS/8680 S. BLACK CAT ROAD

Mrs. Sanders gave the staff report and explained that this application is to be annexed with an agricultural zone only. The property is located at 8680 South Black Cat Road and is approximately 64.935 acres.

Applicant would like to be included in the LID.

Mayor Obray opened the Public Hearing at 10:15 p.m.

Speakers in support of application:

None.

Speakers opposed to application:

None

Neutral Speakers:

None

There being no public testimony offered, Mayor Obray closed the Public Hearing at 10:15 p.m.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve Annexation 06-07-AN/Fredericks/8680 S. Black Cat Road of 64.935 acres with an Agriculture Zone with 36 acres east of the canal participating in the LID. Motion carried 4-0.

**D. PUBLIC HEARING:**

06-08-AN/GORDON/1206 BLACK CAT ROAD

Mrs. Sanders gave the staff report and explained that this application is to be annexed with an agricultural zone only. The property is located at 1206 South Black Cat Road and is approximately 187 acres.

Mayor Obray opened the Public Hearing at 10:18 p.m.

Speakers in support of application:

Tim Gordon stated he was in favor and would participate in the LID.

Speakers opposed to application:

None

Neutral Speakers:

Doug Segol, 424 W. Cherry Lane, Meridian – wanted to be assured that he will have access to his property. He would need an easement before development begins.

There being no further public testimony offered, Mayor Obray closed the Public Hearing at 10:21 p.m.

Moved by Councilman Dowdy, seconded by Councilman Lang to approve Annexation 06-08-AN/Gordon/1206 Black Cat Road with Agriculture Zone and participation in the LID. Motion carried 4-0.

**E. PUBLIC HEARING:**

06-09-AN/LEE/HIGHWAY 69

Mrs. Sanders gave the staff report and explained that this application is to be annexed with an agricultural zone only. The property is located on the southwest corner of South Meridian Road and west Aristocrat Drive and is approximately 63.488 acres.

Applicant would like to be included in the LID.

Mayor Obray opened the Public Hearing at 10:25 p.m.

Speakers in support of application:

None.

Speakers opposed to application:

None

Neutral Speakers:

None

There being no public testimony offered, Mayor Obray closed the Public Hearing at 10:25 p.m.

Moved by Councilman Dowdy, seconded by Councilwoman Stroebel to approve Annexation 06-09-AN/Lee/Highway 69 with Agriculture Zone and participation in the LID. Motion carried 4-0.

**13. REPORTS:**

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

Diana Sanders presented the April Building Permit Report to Council. Mrs. Sanders asked Council to identify three possible sites for the railroad overpass and she will pass the information on to ACHD: The Council chose 1) Linder to 5 lanes plus overpass on Swan Falls. 2) Kay Street to Luker 3) Kuna Meridian Road.

Mrs. Sanders asked Council if they had looked at the entry for the Birds of Prey Subdivision. She pointed out that they want to do away with the water feature.

P & Z has an annexation commitment which will make the sewer lagoons contiguous to the City limits. That property will be included in the next annexation group.

Code enforcement has slowed down.

Two businesses have to do their design review and have been stopped until the design review is complete.

CITY ENGINEER / KEVEN SHREEVE – Mr. Shreeve reported that there are 1,684 acres to date committed to the LID and the City only needed 1,500 acres to support the LID process.

Recreation Bond is proceeding forward with a Town Meeting scheduled for May 31, 2006 at 7:00 p.m.

The Thornton's will accept the affluent onto their property for land application with no financial compensation. There was discussion about a formal contract with the Thornton's to accept the affluent onto their land.

Plans for the presentation at the May 31, 2006 Town Meeting are coming together. Mr. Shreeve will write up advertisement for "request for qualifications" for a developer of the recreation facility and the notice will run for one week and then give them two weeks to get RFQ's submitted to the City. The Council would like to have all publications and design review in order by July to run a bond election in August.

CITY ATTORNEY / RANDY GROVE – One item for executive session.

CITY CLERK / LYNDA BURGESS – Not present.

**14. APPROVE FINDINGS OF FACTS & CONCLUSIONS OF LAW:**

**15. ORDINANCES :**

**16. MAYOR / COUNCIL DISCUSSION:**

Mayor Obray informed Council that Square Dancers are coming to Kuna to perform at the Kuna High School on June 10, 2006. Mayor Obray will be gone to AIC Convention in Lewiston and is taking Luke Connally a high school student. There will be a meeting on college plans with Lori Fisher of the Albertsons Foundation on May 24, 2006 at 1:30 p.m. at JB's Restaurant in Meridian.

**17. ANNOUNCEMENTS:**

Jeff Lang stated that he had a copy of reasons to go into Executive Session and passed out copies to the Mayor and Council.

Mayor Obray reported that 6,000 acres on Kuna Mora corridor is in the process of developing. He asked the Council if they were interested in the City expanding that far. Councilwoman Stroebel said services already go that way. Could get water rights for City.

This item will be included on the Town Meeting Agenda to get public feedback on whether the City should consider annexing the land.

**18. EXECUTIVE SESSION:**

Moved by Councilman Dowdy, seconded by Councilman Lang to adjourn to Executive Session per Idaho Code 67-2345 regarding property acquisition at 11:00 p.m. Motion carried 4-0.

Adjourned Executive Session at 11:20 p.m.

Re-opened Regular Council Meeting at 11:20 p.m.

Land acquisition – three proposed changes: 1) Closing date change, 2) Approve put in full at closing date, 3) Temp loan from water to sewer for \$650,000 from the budgeted funds for future wells. These funds will be paid back from the LID funds.

Moved by Councilman Dowdy, seconded by Councilman Lang to modify contract terms for closing date of May 17, 2006 at 7:00 p.m. Seller, Kenneth and David Durant and one payment of \$650,000.00. Motion carried by the following Roll Call vote.

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

Moved by Councilman Dowdy, seconded Councilman Lang to approve loan transfer from water to sewer of \$650,000.00. Motion carried 4-0.

**19. ADJOURNMENT**

There being no further business to conduct, it was moved by Councilman Dowdy, seconded by Councilwoman Stroebel to adjourn the meeting at 11:29 p.m. Motion carried 4-0.

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O. Dean Obray, Mayor

ATTEST:

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Colleen Cook, City Treasurer

DATE APPROVED: June 6, 2006