

**KUNA CITY COUNCIL MEETING
MINUTES
OCTOBER 19, 2010
KUNA CITY HALL COUNCIL CHAMBER, 763 W. AVALON**

1. 7:00 p.m. – REGULAR COUNCIL MEETING

M/Dowdy called the meeting to order at 7:00 p.m.

PRESENT: Mayor Dowdy, Council President Bachman, Councilmember Cardoza, Councilmember Hoiland and Councilmember Lang.

ALSO PRESENT: City Attorney Richard Roats; City Engineer Gordon Law; Planning & Zoning Director Steven Hasson; City Treasurer John Marsh; Senior Planner Troy Behunin and Deputy City Clerk Chris Engels.

2. INVOCATION: Invocation was given by Pastor Chris Bent, Calvary Chapel - Kuna

3. PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by Boy Scout Troop 808

AMEND NEW BUSINESS TO INCLUDE 7.C. APPROVE LICENSE FOR SALE OF OFF PREMISE BEER AND WINE FOR THE WALGREEN CO., "WALGREENS #13614," 869 E. AVALON ST.

STAFF BECAME AWARE OF THE NEED TO AMEND THE AGENDA FOR THE ABOVE MATTER TODAY, OCTOBER 19, 2010.

Moved by C/Lang, seconded by C/Bachman to amend the agenda as proposed. Motion carried 4-0.

4. CONSENT AGENDA:

Moved by C/Cardoza, seconded by C/Bachman to remove 4.B., Accounts Payable and 4.G., R38-2010 for further discussion. Motion carried 4-0.

Moved by C/Lang, seconded by C/Bachman to approve the Consent Agenda as amended. Motion carried 4-0.

A. APPROVED MINUTES OF REGULAR CITY COUNCIL MEETING OF SEPTEMBER 21, 2010.

- C. APPROVED BUSINESS LICENSE FOR WALGREEN CO., "Walgreens #13614" 869 E. AVALON ST.
- D. APPROVED CATERING PERMIT FOR CK ENTERPRISES OF IDAHO THE COMMUNITY HALL ON NOVEMBER 9, 2010.
- E. APPROVED CATERING PERMIT FOR PSL INC. AT THE COMMUNITY HALL ON NOVEMBER 5, 2010.
- F. APPROVED JOINT POWERS AGREEMENT BETWEEN THE ADA COUNTY SHERIFF'S OFFICE IN THE AMOUNT OF \$1,248,522.46, THE ADA COUNTY PROSECUTING ATTORNEY'S OFFICE IN THE AMOUNT OF \$49,209.00, AND THE CITY OF KUNA RELATING TO LAW ENFORCEMENT SERVICES AND PROSECUTION SERVICES FOR FISCAL YEAR 2010-2011.

4.B. APPROVED ACCOUNTS PAYABLE DATED OCTOBER 15, 2010 IN THE AMOUNT OF \$306,694.36.

C/Cardoza asked CT/Marsh if there were funds in line item 01-6085

CT/Marsh answered C/Cardoza's question that there wasn't money in the fund and money would need to be transferred in. He agreed to transfer money into the line item with Councils approval.

C/Cardoza suggested transferring \$7,800 in the account.

C/Bachman clarified that the funds to be transferred to the election account would be coming from the contingency account that is reserved for emergencies.

Moved by C/Lang seconded by C/Hoiland to move \$7,800 from the contingency fund 01-6045, \$7,800 to the election fund 01-6085. Motion carried 3-2. (Bachman and Cardoza voted no. Mayor broke the tie with a yes vote.)

Moved by C/Lang seconded by C/Hoiland to approve accounts payable in the amount of \$306,694.36. Motion carried 3-2. (Bachman and Cardoza voted no. Mayor broke the tie with a yes vote.)

4.G. APPROVED RESOLUTION NO. R38-2010 AWARDED CEDAR TANK PAINTING BID TO SPECIALTY PAINTWORKS, INC IN THE AMOUNT OF \$7,450.00

C/Cardoza asked CE/Law if the bid amount will cover the project because it is significantly lower than the other bids.

CE/Law indicated he went back to the bidder and confirmed he was comfortable with the bid given. The contractor stated he was. The paint supplier also recommends this vendor for applying their product.

C/Cardoza asked if CE/Law calculated an amount of a fair bid.

CE/Law answered there was an estimate in the budget itself which was \$20,000. That amount wasn't exhaustively researched.

C/Cardoza inquired if the contractor was required to submit a bond of some type.

CE/Law stated a bond wasn't required. Some comments unintelligible. Most amounts under \$10,000 don't require a bond.

C/Cardoza asked if CE/Law was comfortable letting the contractor start and what would the city do if there was a walk off of the contractor.

CE/Law confirmed he was comfortable letting the contractor start and if it had to be completed by someone else the City would adjust the amount paid accordingly.

Moved by C/Bachman seconded by C/Lang to approve 4.G., Resolution R38-2010 awarding Cedar Tank Painting bid to Specialty Paintworks Inc in the amount of \$7,450. Motion carried 4-0.

5. OLD BUSINESS:

6. CITIZEN'S REPORTS OR REQUESTS:

BILL CLARK, KUNA FARMERS MARKET TO PROVIDE AN UPDATE ON THE POSSIBLE RELOCATION OF THE FARMERS MARKET.

Mr. Clark gave a presentation on the revenue for vendors at the Farmers Market and on the average a vendor makes \$120. The vendors have to pay their other expenses plus 6% to the Farmers Market and \$15 a year. Currently there is \$2,000 in the fund to cover insurance expenses, signs and other costs.

He spoke with ACHD about street closures. ACHD requires barriers and detour signs. Business can't be blocked and emergency services must be able to get through. He checked the costs of barricades and it would be \$800 a week for set up and take down. That rules out closing down a street.

The city park is appealing to the vendors because of the ease of access. He would like to make the improvements he previously spoke of about electricity and handicap access. If approved he asked that the park rental cost be waived.

C/Hoiland thinks it's a great idea but his concern is a couple of times a year other activities use the park and he isn't sure if that would be a conflict.

Mr. Clark said they would have to work something out.

C/Cardoza confirmed it was on the concrete and not the grass. He suggested checking with ZamZows but he supports the park option.

C/Bachman asked staff what the vendor fees are for a booth at the park such as Kuna Days.

DCC/Engels indicated that Kuna Days Vendors pay the committee a fee to put up a booth and they get a temporary vendor license from the City and that cost is \$15. The cost is for each vendor for each event.

C/Bachman thinks it's a good location. She doesn't have a problem having it there and thinks the city should work with the Farmers Market.

C/Lang supports the idea.

C/Bachman asked if the vendor license was for businesses that come from outside city limits.

DCC/Engels clarified the purpose of the vendor license is for business who will be conducting business at an event so that the city can track where they will be and when. There is also a solicitor's license if they go door to door.

C/Bachman asked about farmers markets being exempt from vendors license and the only issue would be the park reservation.

Mayor suggested the farmers market comes back closer to when it opens and discuss fees and how to deal with others using the park.

7. NEW BUSINESS:

A. POLICE CHIEF KODY ALDRICH ON THE RELOCATION OF THE KUNA POLICE STATION.

Chief Aldrich presented to council an update on the move. There will be an open house ribbon cutting once the signs arrive. He reviewed the expenses for Council. The total expense for the Cisco router for the phone and data systems was \$2,500 for both systems instead of \$250 for the phone and data. The doors were budgeted at \$2,100 but they cost \$4,200 because of door frames. The overall budget stayed close in spite of some items going over budget. The total savings for this year \$8,930 and the projected savings for next year will be \$15,606. Chief Aldrich thinks is a good move for the city financially and the technology available. Because of the move the increased detective position only increases the contract by \$5,312.

C/Hoiland asked about the fence and how quickly it went up.

Chief Aldrich indicated it was part of the expenses quoted. It came in close to budget. There is a gate on Boise St and the LDS church has opened their parking lot to the

public and a cross walk will be put in for safety reasons. The phone number to the Police Department has changed and he will make sure it is updated in all the publications.

C/Hoiland mentioned the stat rates seemed to stay flat according to the monthly report.

Chief Aldrich indicated there is some increase in crime. The biggest jump is in vehicle burglaries. He is considering a mailer to educate people to lock their vehicles.

B. PROCLAMATION FOR RED RIBBON WEEK OCTOBER 25, 2010 THROUGH OCTOBER 29, 2010.

Mayor Dowdy read the proclamation.

C. APPROVED LICENSE FOR SALE OF OFF PREMISE BEER AND WINE FOR THE WALGREEN CO., "WALGREENS #13614," 869 E. AVALON ST.

Moved by C/Bachman, seconded by C/Lang to approve the License for Sale of Off Premise Beer and Wine for Walgreens #13614. Motion carried 4-0

8. **PUBLIC HEARINGS:** 7 p.m. or as soon thereafter as matters may be heard.

9. **ORDINANCES:**

10. **MAYOR / COUNCIL DISCUSSION:**

11. **ANNOUNCEMENTS:**

Mayor announced the upcoming Town Hall meetings will be at chambers and the high school.

C/Bachman told P & Z D/Hasson that Council met with ACHD last week to discuss the sidewalk projects. ACHD indicated the City needs to submit our projects.

C/Cardoza asked CA/Roats for an update on the LID lawsuit.

CA/Roats - The judge denied Key Banks motion to disqualify. The next step would be to set it for status conference and dates for motions will also be set.

C/Cardoza asked how far out it will go if it continues.

CA/Roats stated it would only be speculation to guess how long it would take.

C/Cardoza said he understood there was to be a priority given by the Judge in this type of suit.

CA/Roats said statutorily, yes. In response to C/Cardoza's question about how long it will take for discovery, CA/Roats said it also would be speculation but could be months.

12. **EXECUTIVE SESSION:**

13. **ADJOURNMENT:** There being no further business to discuss, it was moved by C/Lang, seconded by C/Hoiland to adjourn the meeting at 7:44 p.m. Motion carried 4-0.

ATTEST:

Mayor, J. Scott Dowdy

Clerk

DATE APPROVED: November 16, 2010