

# **NAMPA CITY COUNCIL REGULAR MEETING MINUTES**

## **November 4, 2024**

### **Call to Order/Roll Call**

Present: Mayor Debbie Kling, Councilmember Victor Rodriguez, Councilmember Natalie Jangula, Councilmember David Bills, Council President Dale Reynolds, Councilmember Randy Haverfield, Councilmember Sebastian Griffin

Absent: None

Staff Present: Chief Financial Officer Doug Racine, City Attorney Todd Lakey, City Clerk Char Tim

Mayor Kling called the meeting to order at 5:00 PM.

### **Invocation/Pledge of Allegiance**

Pastor Butch Schierman – Calvary Nampa led Council in the Invocation and Pledge of Allegiance.

### **Proposed Amendments to Agenda**

Mayor announced that staff would be proposing a continuance for Public Hearing Item 8-3.

### **Adoption of Agenda (Action Item)**

**MOVED** by Reynolds and **SECONDED** by Jangula to Adopt the agenda as presented.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

### **(1) Consent Agenda (Action Items)**

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the Consent Agenda as presented.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- 1-1. The City Council dispenses with the three (3) reading rule of Idaho Code 50-902 for all ordinances

- 1-1. Minutes

*Other than City Council minutes, Boards and Commission minutes are included on the agenda to acknowledge receipt.*

- a. City Council – Regular Meeting – October 21, 2024

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- b. City Council and Nampa Development Corporation – Joint Meeting (Workshop) – October 17, 2024

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- c. Planning & Zoning Commission – Regular Meeting – October 15, 2024

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- d. Nampa Development Corporation - Regular Meeting - September 17, 2024

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- e. Airport Commission - Regular Meeting - August 12, 2024

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- f. Council on Aging – Regular Meeting – September 17, 2024

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

1-2. Plat Approvals

- a. Action Item: Subdivision Final Plat approval for Sierra Meadows subdivision at 3 S Sugar St, a 1.58 acre parcel #R3188300000 in the RD (Two-family Residential) zoning district, located in the NW 1/4 of Section 26, T3N, R2W, BM, for Centurion Engineers/David Crawford representing Robert Corral (SPF-00263-2024). Original concept: 4 buildable lots.

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- b. Action Item: Subdivision Final Plat approval for Astaire Commercial subdivision in a BC (Community Business) zoning district at 0 Midland Blvd, a 10.48 acre portion of parcel #R3087000000 in the SE 1/4 of Section 05, T3N, R2W, BM, for Kent Brown Planning Services representing CIF Enterprises LLC (SPF-00270-2024). Original concept: 3 commercial lots and 2 common lots.

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

1-3. Authorize Public Hearings

- a. Action Item: Annexation and Zoning to IL (Light Industrial) and potential development agreement for future development at 8615 Cherry Ln, a 2.0 acre parcel #R3104601000 located in the NW 1/4 of Section 10, T3N, R2W, BM, for Tanner Lindquist representing AI Cherry LLD (ANN-00312-2024) Original Concept: future industrial development not yet designed. To be considered by City Council on November 18, 2024.

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- b. Action Item: Annexation and Zoning to RS4 (Single Family Residential) and potential development agreement for a future residential subdivision (Shadow Creek at Lake Lowell) at 1408 Lake Lowell Ave, a 2.06 acre parcel #R3201900000 located in the SE 1/4 of Section 29, T3N, R2W, BM, for Blake Wolf (ANN-00311-2024) Original Concept: 12 buildable lots for single family detached dwelling units and 3 common lots. To be considered by City Council on November 18, 2024.

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- c. Action Item: Vacation of public utilities drainage and irrigation easement, future street right -of-way easement, and right-of-way associated which are with three properties in the Madison Acres Subdivision, which have never been used and serve no purpose now, specifically identified portions of 4.02 acres in three parcels #R2418300000, R2418400000, R2418500000, addressed as 16261, 16285, and 16317 Madison Rd in the IL (Light Industrial) zoning district located in the SW 1/4 of Section 10, T3N, R2W, BM) for Kent Brown representing Adler AB Owner V LLC (VAC-00070-2024). Original Concept: Work with irrigation district for relocation of the Phyllis lateral to allow for future development of industrial warehouses on these properties. To be considered by City Council on November 18, 2024.

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

1-4. Authorization for Execution of Contracts and Agreements

- a. Action Item: Authorize the Mayor to sign, (1) Agreement to Waive First Right of Refusal and Terminate Lease with R&R Aircraft, LLC dated March 1, 2006, for Lot 2354; (2) Nampa Municipal Airport Land Lease Agreement; and (3) Memorandum of Lease with Schmidt Investments L.P. effective January 1, 2025 for Lot 2354. (Standard Template)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- b. Action Item: Authorize Mayor and Public Works Director to sign Task Order with Stantec for the Water Renewal Facility Digestion Complex Heating and Alternatives Evaluation in an amount not to exceed \$97,444.00. (Standard Template) (Approved in FY25 Budget; #25-8080-018)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- c. Action Item: Authorize Public Works staff to reject bids from Layne of Idaho and Riverside Inc. for the FY25 Pump Maintenance project due to non-compliance and re-bid the project.

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- d. Action Item: Award Bid and authorize Mayor to sign contract with Northwest Excavation LLC for the Annual Miscellaneous Asphalt Patch FY25 in the amount of \$145,335.00. (Standard Template) (Approved in FY25 Operations Budget)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- e. Action Item: Authorize Chief Financial Officer to sign the audit Engagement letter with Eide Bailly for the Fiscal Year 2024 audit in the amount of \$102,000.00 for the audit fee plus \$12,000.00 for the single audit of federally funded programs. (Approved by City Attorney Todd Lakey) (Approved in FY25 Budget)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- f. Action Item: Authorize purchase of one (1) Aries Industries Voyager stormwater inspection camera for the Streets Division from Sourcewell Contract Number 120721-ARS with an estimated purchase price of \$108,976.00. (Approved in FY25 Budget, # 25-8040-003)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- g. Action Item: Authorize Public Works to reject construction bids for the Streets Division Building Addition project. (Standard Template) (Approved in FY25 Budget-Streets Impact Fees; #24-8040-032)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- h. Action Item: Authorize Mayor to sign the Kohlerlawn Cemetery Tree Removal & Stump Grinding contract with Wildwood Tree Care LLC in the amount of \$109,244.00. (Approved by City Attorney Todd Lakey) (Approved in FY25 Budget; #25-6020-022)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

1-5. Licenses

- a. Action Item: Transfer of Ownership-Alcohol License – El Camino (Formerly Nampa ADI)– 324 3<sup>rd</sup> St S. – Off-Premise Beer & Wine

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

1-6. Formal Findings

- a. Action Item: Approval of formal findings for City Council’s approval of the Appeal of Planning & Zoning Commission approval of the Subdivision Preliminary Plat for Falcon TownHomes Subdivision in a RD (Two-Family Residential) zoning district, Parcel#s R3204500000, R3204501200, and R3204501300 totaling 7.77 acres at 0 Lake Lowell Ave (located in SE 1/4 of Section 30 T3N, R2W, BM) for Delta LLC representing Ataul Karim, appealed by Zebediah Hanes (APL-00024-2024 in regard to SPP-00146-2024). Original Concept: 1 common lot and 44 buildable lots for single-family attached dwelling units in (12) 3-unit buildings and (4) 2-unit buildings. (Approved by City Attorney Todd Lakey)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None



**(2) Items Moved From Consent Agenda (Action Items)**

None

**(3) Agency & Commission Reports**

None

**(4) Staff Communications**

4-1. Public Works Staff Communication

Jeff Barnes, Water introduced John Spencer, Water who spoke on FY24 highlights from the Water and Irrigation Division team.

Crystal Craig, Transportation introduced Matt Ricks, Transportation who provided an update on a COMPASS grant that funded a survey on options to address safety issues at the intersection of Garrity Boulevard and Sugar Avenue, which is a high accident-prone area.

4-2. Planning & Zoning Staff Communication

Rodney Ashby, Planning & Zoning reported out on Planning and Zoning Commission action items.

4-3. Planning & Zoning 2024 3rd Quarter Density Report

Rodney Ashby, Planning & Zoning provided the report to Council.

**(5) New Business**

5-1. Action Item: Approve and Adopt the new Idaho Hispanic Community Center (IH2C) Logo.

Jose DeLeon, Idaho Hispanic Community Center presented the item to Council and responded to Council's questions on the logo and confirmed the designs were from the community.

Mayor stated that a general acceptance of the logos presented is what is before Council.

Councilmember Jangula noted the significant deliberation that had ensued with the Committee members on the submitted logos.

**MOVED** by Griffin and **SECONDED** by Rodriguez to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- 5-2. Action Item: Authorize Mayor and Public Works Director to sign Task Order with Paragon Consulting Inc. for the Garrity Traffic and Safety Improvements design project in an amount not to exceed \$163,440.00. (Standard Template) (Approved in FY25 Budget; #25-8040-016)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- 5-3. Action Item: Authorize Mayor to sign the Amended Variance Conditions Acceptance Agreements with Highway District No. 4 for the Midway Park roadway improvements. (Approved by City Attorney Todd Lakey)

**MOVED** by Reynolds and **SECONDED** by Bills to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- 5-4. Action Item: Award bid and authorize Mayor to sign contract with Idaho Site Works, LLC for the 16th Ave S to 19th Ave S and 2nd St S to 7th St S Waterline Replacement Project in the amount of \$2,369,435.00. (Standard Template) (Approved in FY25 Budget-ARPA; #24-3020-005R)

**MOVED** by Bills and **SECONDED** by Reynolds to Approve the item.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

After the vote, Daniel Badger, Engineering responded to Council's questions on any future change orders and Jeff Barnes, Water responded to Council's questions on the bid spread.

- 5-5. Action Item: Authorize Mayor to sign Resolution implementing changes in the service rates and fees charged by the City of Nampa outlined in the City of Nampa Equivalent Dwelling Unit and Strength Class Guide used to determine user classification for Wastewater and Water Services, revising the restaurant category and adding an RV park category.

Daniel Badger, Engineering provided a handout, Exhibit A, with corrected formatting and responded to Council's questions on payment schedule and retro-activeness.

Significant discussion ensued on applications already submitted but not issued, which would not qualify for the new fees as written in the proposed Resolution. Todd Lakey, Legal spoke on various options in order to include these specific applications for the new fees.

**MOVED** by Jangula and **SECONDED** by Reynolds to Pass the Resolution and number it **22-2024**, with amended language to include applications that have been submitted but the issuance of the permit had not occurred.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

## **(6) Proclamations**

- 6-1. World Town Planning Day

*Clerk's Note: Prior to hearing Item 6-1, Mayor announced Council would first consider Item 8-3 before returning to the regular order of the agenda.*

Rodney Ashby, Planning & Zoning accepted the Proclamation and spoke on the City's efforts to involve the community in Planning. He commended Amy Bowman, Mayor's Office for her support and assistance with the past year's video series on Planning.

## **(7) Public Forum**

Nampa residents wishing to speak on a non-agenda item (5 person limit); 3-minute limit per speaker. **Comments related to Zoning and Land Use matters may only be made during properly noticed Public Hearings.**

Rob Swanson, 11518 W Pram Dr, Nampa spoke on his frustration with the recent TDS fiber install in his subdivision, which caused damage to his irrigation water line and TDS would not do the repairs and also denied the submitted claim for repairs that he paid for out-of-pocket. Mayor requested Daniel Badger, Engineering to connect with TDS on this situation.

Margie Potter, 1811 N Cobble Way, Nampa spoke on the recent Region 3 Housing Coalition conference where Rodney Ashby was a keynote speaker and felt that he made the conference a success.

Dan Strunk, DumpStor, 6093 E Gateway Dr, Boise spoke on the monopoly of Republic Services for waste (trash) removal in Nampa.

Martiva, Chuck-It-Bucket, 423 Fletcher Dr, Nampa spoke on the monopoly of Republic Services for trash removal in Nampa and advocated for more competition.

## **(8) Public Hearings**

8-1. Action Item: Authorize Nampa Parks and Recreation to increase user fees for Parks, Recreation Programming, Harward Recreation Center, City Golf Courses and City Cemetery and accept policy changes as proposed.

- Action Item: Authorize Mayor to sign Resolution authorizing fee increases for the Nampa Parks and Recreation Center Fees, Park Fees, Cemetery Fees, Ridgecrest Golf Club Fees, and Centennial Golf Course Fees effective November 5, 2024.

Mayor opened the public hearing.

Darrin Johnson, Parks and Recreation provided an overview of the item. Jennifer Ayala-Vanderpool, Parks and Recreation presented the item to Council and responded to Council's questions on lifetime benefits.

Veldon Raysdale, 16780 N Gentry Dr, Nampa allotted his time to Randy Aldridge.

Randy Aldridge, 10306 Millgrain St, Nampa, President of the Senior Association, spoke on behalf of the seniors who are on fixed incomes and requested that the increase be lowered and the new funds be used to buy equipment (i.e., lawn mowers). He also stated that a retired engineer in their association has offered to provide his expertise in order to save City funds on hiring out those services for the upcoming capital project.

Tony Blasius, Golf spoke on improvements to enhance their customer's experience and noted that the Centennial Golf Course lost money due to capital costs. Daniel Badger, Engineering spoke on the requirements the City had to follow when selecting and awarding to design engineers for the upcoming irrigation system capital project. Ms. Ayala-Vanderpool, Parks and Recreation responded to Council's questions on senior fees, senior season passes and day passes, and the basis for increases. Doug Racine, Finance responded to Council's questions on credit card transaction fees.

Significant discussion ensued on senior fees and the needed irrigation system capital project. Councilmember Griffin acknowledged the need for the increases but preferred a lower increase for seniors.

**MOVED** by Reynolds and **SECONDED** by Griffin to close the public hearing. Mayor asked for a voice vote with all Councilmembers present voting **YES**. MOTION CARRIED.

**MOVED** by Bills and **SECONDED** by Reynolds to Authorize Nampa Parks and Recreation to increase user fees for Parks, Recreation Programming, Harward Recreation Center, City Golf Courses and City Cemetery and accept policy changes as proposed.

**RESULT: Passed [4 TO 2]**

**AYES:** Jangula, Bills, Reynolds, Haverfield

**NOES:** Rodriguez, Griffin

**ABSTAIN:** None

**RECUSE:** None

**MOVED** by Reynolds and **SECONDED** by Jangula to Pass the Resolution and number it **23-2024**.

**RESULT: Passed [4 TO 2]**

**AYES:** Jangula, Bills, Reynolds, Haverfield

**NOES:** Rodriguez, Griffin

**ABSTAIN:** None

**RECUSE:** None

- 8-2. Action Item: Annexation and Zoning to RD (Two-Family Residential), potential development agreement, and Subdivision Short Plat approval for Cornerstone subdivision at 1500 W Orchard Ave, a 1.23 acre parcel #R3137300000 located in the SE 1/4 of Section 17, T3N, R2W, BM, for William Mason/Mason & Associates Inc. representing Jose Hernandez (ANN-00309-2024, SPS-00060-2024) Original Concept: Five buildable lots for two-family attached dwelling units and two common lots.

Mayor opened the public hearing.

William Mason, Applicant Representative, 924 3<sup>rd</sup> St S, Nampa presented the request.

Rodney Ashby, Planning & Zoning presented the item to Council and responded to Council's questions on RD zoning, access road, guest parking, and dwelling units' parking.

Michael Vos, 405 W Cornwall Dr, Nampa, adjacent to lot-voiced concern on the construction time period as the noise and dust would have negative impacts to current residents.

Amy Bowman, 1623 W Orchard Ave, Nampa supported the project as it would bring sidewalks to that area.

Applicant Representative did not provide any closing remarks.

**MOVED** by Reynolds and **SECONDED** by Griffin to close the public hearing. Mayor asked for a voice vote with all Councilmembers present voting **YES**. MOTION CARRIED.

Councilmembers Bills and Haverfield disclosed they have a working relationship with Mr. Mason on past and current projects but do not have a financial interest in the project before Council. Todd Lakey, Legal stated that if there was no financial interest in the project and they felt they could be fair and impartial in their decision, then they could vote on the project.

At the request of Council, Daniel Badger, Engineering spoke on the anticipated construction timeframe and the required erosion permits. Mayor requested that when the building process begins it is duly noted and communicated of the concerns voiced during public testimony.

**MOVED** by Reynolds and **SECONDED** by Haverfield to Approve the Annexation and Zoning to RD (Two-Family Residential) and Subdivision Short Plat approval for Cornerstone subdivision at 1500 W Orchard Ave, a 1.23 acre, for William Mason/Mason & Associates Inc. representing Jose Hernandez (ANN-00309-2024, SPS-00060- 2024) and adopt the proposed findings in the staff report.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- 8-3. Action Item: Vacation of an 8ft wide portion of the 22ft wide access easement (leaving a 14 ft wide easement) on a 0.14 acre parcel in the RD (Two-Family Residential) zoning district located at 77 N Canyon St. (Parcel #R1665500000, in the SE 1/4 of Section 21, T3N, R2W, BM) for Kaden Snooks (VAC-00069-2024). Original Concept: Reduce width of access easement to limit the impact to the dwelling on the front lot.

Mayor opened the public hearing.

Todd Lakey, Legal explained that pursuant to Idaho Code 50-1321, it is required to obtain consent from adjoining owners for an order of vacation. At the time of the submittal of the application, the applicant owned both adjoining parcels. However, one of the adjoining parcels has since been sold and there has been no demonstration of the applicant attempting to obtain consent from the new property owner. As a result, Mr. Lakey stated that the item needed to be continued in order to allow the applicant time to resolve this issue. At the request of the new property owner who was in attendance, this information was translated into Spanish by Jose DeLeon, a City employee with the Idaho Hispanic Community Cultural Center. The new property owners were encouraged to meet with Planning & Zoning staff and to have a translator with them.

The applicant was not present.

**MOVED** by Reynolds and **SECONDED** by Griffin to Continue the item to the January 21, 2025 meeting.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

**(9) Unfinished Business**

- 9-1. Action Item: 1st reading of ordinance ratifying the action taken in Ordinance 4828, which amended Ordinance 4751, the appropriations ordinance for the Fiscal Year beginning October 1, 2023 and ending September 30, 2024.

Mayor presented the ordinance under suspension of rules.

Clerk read the following ordinance:

AN ORDINANCE OF THE CITY OF NAMPA, IDAHO, RATIFYING THE ACTION TAKEN IN ORDINANCE NO. 4828 AND HEREBY AMENDING ORDINANCE NO. 4751 THE APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2023, AND ENDING SEPTEMBER 30, 2024; APPROPRIATING ADDITIONAL MONIES THAT ARE TO BE RECEIVED BY THE CITY OF NAMPA, IDAHO, AND PROVIDING AN EFFECTIVE DATE.

**MOVED** by Reynolds and **SECONDED** by Bills to Pass the Ordinance under suspension of rules and number it **4829**.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- 9-2. Action Item: 1st reading of Ordinance for Deannexation from IL (Light Industrial) Zoning to County enclave with zoning to be determined by Canyon County for a 0.48 acre parcel #R3100501000 at 0 Madison Rd (in the NE 1/4 of Section 10, T3N, R2W, BM) for Radix Construction (DANX-00015-2024). (Approved by City Attorney Todd Lakey)

Mayor presented the ordinance under suspension of rules.

Clerk read the following ordinance:

AN ORDINANCE OF THE CITY OF NAMPA, IDAHO DETERMINING THAT CERTAIN LANDS, COMMONLY KNOWN AS 0 MADISON RD, NAMPA, IDAHO, (COUNTY PARCEL R3100501000) COMPRISING APPROXIMATELY .48 ACRES, MORE OR LESS, ARE WITHIN THE LIMITS OF THE CITY OF NAMPA, CANYON COUNTY, STATE OF IDAHO, AND THAT SAID LANDS SHOULD BE DE-ANNEXED FROM THE CITY OF NAMPA, AND BE RETURNED TO COUNTY ZONING; DECLARING SAID LANDS BY PROPER LEGAL DESCRIPTION AS DESCRIBED BELOW TO NO LONGER BE A PART OF THE CITY OF NAMPA; DETERMINING THAT SAID DE-ANNEXATION IS IN THE BEST INTEREST OF THE PUBLIC AND THE CITY; DIRECTING THE CITY ENGINEER AND PLANNING AND ZONING DIRECTOR TO REMOVE SAID PROPERTY FROM THE OFFICIAL MAPS OF THE CITY OF NAMPA;



PROVIDING FOR RECORDATION; PROVIDING FOR SEVERABILITY;  
PROVIDING AN EFFECTIVE DATE; REPEALING ALL ORDINANCES,  
RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HERewith;  
AND, DIRECTING THE CITY CLERK TO FILE A CERTIFIED COPY OF THE  
ORDINANCE AND MAP OF THE AREA TO BE DE-ANNEXED WITH CANYON  
COUNTY, STATE OF IDAHO AND THE IDAHO STATE TAX COMMISSION,  
PURSUANT TO IDAHO CODE, SECTION 63-215.

**MOVED** by Griffin and **SECONDED** by Reynolds to Pass the Ordinance  
under suspension of rules and number it **4830**.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- 9-3. Action Item: 1st reading of Ordinance for the Annexation and Zoning to RS8.5 (Single Family Residential) and potential development agreement at 1158 S Powerline Rd, a 1.01 acre parcel #R3236500000 located in the NW 1/4 of Section 35, T3N, R2W, BM, for Ruth Kmiecik (ANN-00307-2024). (Approved by City Attorney Ben Layman)

Mayor presented the ordinance under suspension of rules.

Clerk read the following ordinance:

AN ORDINANCE OF THE CITY OF NAMPA, IDAHO DETERMINING THAT CERTAIN LANDS COMMONLY KNOWN AS 1158 S. POWERLINE ROAD, NAMPA, IDAHO (COUNTY PARCEL R3236500000, LOCATED IN THE NW 1/4 OF SECTION 35, T3N, R2W, BM) COMPRISING APPROXIMATELY 1.01 ACRES, MORE OR LESS, LAY CONTIGUOUS TO THE LIMITS OF THE CITY OF NAMPA, CANYON COUNTY, STATE OF IDAHO, AND THAT SAID LANDS SHOULD BE ANNEXED INTO THE CITY OF NAMPA, AND BE ZONED RS8.5 (SINGLE FAMILY RESIDENTIAL); DECLARING SAID LANDS BY PROPER LEGAL DESCRIPTION AS DESCRIBED BELOW TO BE A PART OF THE CITY OF NAMPA; DETERMINING THAT SAID ANNEXATION AND ZONING IS IN THE BEST INTEREST OF THE PUBLIC AND CONSISTENT WITH THE COMPREHENSIVE PLAN; DIRECTING THE CITY ENGINEER AND PLANNING AND ZONING DIRECTOR TO ADD SAID PROPERTY TO THE OFFICIAL ZONING MAPS OF THE CITY OF NAMPA, AND TO DESIGNATE SAID PROPERTY AS RS8.5 (SINGLE FAMILY RESIDENTIAL) ON THE OFFICIAL ZONING MAP AND OTHER AREA MAPS OF THE CITY; PROVIDING FOR CONDITIONS OF APPROVAL; PROVIDING FOR RECORDATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE; REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS OR PARTS THEREOF IN CONFLICT HERewith; AND, DIRECTING THE CITY CLERK TO FILE A CERTIFIED COPY OF THE ORDINANCE AND MAP OF THE AREA TO BE ANNEXED WITH CANYON COUNTY, STATE OF IDAHO AND THE IDAHO STATE TAX COMMISSION, PURSUANT TO IDAHO CODE, SECTION 63-215.

**MOVED** by Haverfield and **SECONDED** by Reynolds to Pass the Ordinance under suspension of rules and number it **4831**.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

- 9-4. Action Item: 1st reading of Ordinance for Vacation of areas of Right-of-Way and alley to including 20,482 sq. ft. portion of S Ivy St directly south of Hawaii Ave and abutting three parcels R1177901100, R1178000000 & R1178001000 addressed as 0, 605, & 611 E Hawaii Ave , a 2600 sq. ft. portion of Ivy Street Right-of-Way adjacent to parcels R1177901100, R1177900000 & R1178000000 addressed as 0, 515, & 605 E Hawaii Ave, and the alley between parcels R1177901100 (0.82 acres at 0 E Hawaii Ave) and R1177900000 (0.82 acres at 515 E Hawaii Ave), located in the NW 1/4 of Section 34, T3N, R2W, BM for the White Pines Apartment Homes for Brandon McDougald/Kimley-Horn & Associates, Inc., representing Pedcor Investments, LLC/Patrick Stoffregen (VAC-00066-2024, VAC-00067-2024, VAC-00068-2024). (Approved by City Attorney Todd Lakey)

Mayor presented the ordinance under suspension of rules.

Clerk read the following ordinance:

AN ORDINANCE OF THE CITY OF NAMPA, CANYON COUNTY, IDAHO, VACATING A 20,482 SQUARE FOOT PORTION THE PUBLIC RIGHT-OF-WAY AND ALLEY FOR SOUTH IVY STREET DIRECTLY SOUTH OF HAWAII AVENUE ABUTTING THREE PARCELS R1177901100, R1178000000 & R1178001000 ADDRESSED RESPECTIVELY AS 0, 605, & 611 E HAWAII AVE, MORE PARTICULARLY A 2650 SQ. FT. PORTION OF IVY STREET RIGHT-OF-WAY ADJACENT TO PARCELS R1177901100, R1177900000 & R1178000000 ADDRESSED RESPECTIVELY AS 0, 515, & 605 E HAWAII AVE, AND THE ALLEY BETWEEN PARCELS R1177901100 (0.82 ACRES AT 0 E HAWAII AVE) AND R1177900000 (0.82 ACRES AT 515 E HAWAII AVE), LOCATED IN THE NW 1/4 OF SECTION 34, T3N, R2W, BM AND MORE SPECIFICALLY DESCRIBED BELOW AND RETAINING A UTILITY EASEMENT FOR IDAHO POWER AS THEY EXIST WITHIN THE PROPERTY BOUNDARIES, IN NAMPA, CANYON COUNTY, IDAHO, AND DIRECTING THE CITY ENGINEER TO ALTER THE USE AND AREA MAP AND OTHER APPLICABLE MAPS ACCORDINGLY; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS AND PARTS THEREOF IN CONFLICT HEREWITH.

**MOVED** by Reynolds and **SECONDED** by Jangula to Pass the Ordinance under suspension of rules and number it **4832**.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

## **(10) Executive Sessions**

**Action Item:** Motion to Adjourn into Executive Session Pursuant to Idaho Code 74-206 (1):

(a) To consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need.

(e) To consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations.

**MOVED** by Jangula and **SECONDED** by Griffin to Adjourn into Executive Session at 7:49 PM.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

**MOVED** by Griffin and **SECONDED** by Reynolds to Adjourn out of Executive Session at 9:24 PM.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

**Adjournment**

**MOVED** by Reynolds and **SECONDED** by Bills to Adjourn the meeting at 9:25 PM.

**RESULT: Passed [6 TO 0]**

**AYES:** Rodriguez, Jangula, Bills, Reynolds, Haverfield, Griffin

**NOES:** None

**ABSTAIN:** None

**RECUSE:** None

Passed this 18th day of November 2024.

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MAYOR

ATTEST:

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NAMPA CITY CLERK