

NAMPA CITY COUNCIL REGULAR MEETING MINUTES

June 20, 2023

Call to Order/Roll Call

Present: Mayor Debbie Kling, Councilmember Darl Bruner, Councilmember Randy Haverfield, Councilmember Natalie Jangula, Councilmember Dale Reynolds, Councilmember Victor Rodriguez

Absent: None

Staff Present: City Clerk Char Tim, City Attorney Todd Lakey, Finance Director Doug Racine

Mayor Kling called the meeting to order at 5:31 p.m.

Invocation

Pastor Monty Sears – Christian Faith Center

Pledge of Allegiance

Proposed Amendments to Agenda

None

Adoption of Agenda (Action Item)

MOVED by Reynolds and **SECONDED** by Haverfield to Adopt the Agenda as presented.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

(1) Consent Agenda (Action Items)

MOVED by Reynolds and **SECONDED** by Jangula to Adopt the Consent Agenda.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

1-1. Minutes

a. City Council – Regular Meeting – June 5, 2023

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

b. Planning & Zoning Commission - Regular Meeting - May 23, 2023

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

c. Airport Commission - Regular Meeting - May 8, 2023

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

d. Council on Aging – Regular Meeting – May 9, 2023

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

1-2. The City Council dispenses with the three (3) reading rule of Idaho Code 50-902 for all ordinances

1-3. Plat Approvals

- a. Subdivision Short Plat approval for W Dooley Development Subdivision in an RS22 (Single-Family Residential) zoning district at 3260 & 3300 S Halibut Ln (parcels #R2926101000 & R29261010A0, totaling 3.39 acres (located in the NE 1/4 of the SW 1/4 of Section 4, T2N, R2W, BM) for Blake Wolf - Wolf Building Co. (SPS-00051-2023). Original concept: 4 single family detached lots and 1 common lot.

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- b. Subdivision Final Plat for Seven Maples Ranch No. 1 Subdivision in an RS6 (Single-Family Residential) zoning district at 0 E Oklahoma Ave, (portions of two parcels including #R2115601000 and #R2909301000 totaling 13.16 acres, portions of the S 1/2 of the NW 1/4, and the N 1/2 of the SW 1/4 of Section 1, T2N, R2W, BM) for Kent Brown representing Corey Barton (SPF-00239-2023). Original concept: 46 SF detached homes and 8 common lots.

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- c. Subdivision Final Plat for Harvest Creek No. 3 Subdivision in an RS6 (Single-Family Residential) zoning district at 0 E Locust Lane (a 16.95 acre parcel #R28918010B0 located the S 1/2 of the NW 1/4, and the NW 1/4 of Section 7, T2N, R1W, BM) for Tim Mokwa representing Brookfield Holdings (Harvest), LLC (SPF-00240-2023). Original concept: 46 SF detached homes and 5 common lots.

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

1-4. Authorize Public Hearings

- a. Zoning Map Amendment from RD (Duplex Residential) and RML (Limited Multiple-Family Residential) to only RML (Limited Multiple-Family Residential) zoning district at 508 E Hawaii Ave (a 1.48 acre Parcel #R1176200000 located in the NW 1/4 of Section 34, T3N, R2W, BM) for Ideal Custom Homes representing Marla Dean (ZMA-00175-2023). Original concept: This property is zoned both RML and RD zones. Concept is to apply the RML zone to the entire parcel in order to develop the property as townhouses in the future. To be considered by City Council on July 5 2023.

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- b. Annexation and Zoning to RMH (Multiple-Family Residential) zoning district on 18.59 acres, and potential development agreement for the NWC Cherry and Can Ada Roads Multi-family Development at 0 & 0 CanAda Rd (R3074001200 & R30740012A0 - located in the SE 1/4 of Section 1, T3N, R2W, BM) for Kimley-Horn representing Syndica LLP (ANN-00275-2023). Original concept: 2 parcels, 306 dwelling units in 9 buildings, and 25% open space. To be considered by City Council on July 5 2023.

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- c. Annexation and Zoning to RS6 (Single-Family Residential) zoning district and potential development agreement for a 1.53 acre parcel #R3138700000 with assigned addresses 2226 & 2230 W. Orchard Ave. (located in the SW 1/4 of Section 17, T3N, R2W, BM), for Ken Cook - Timberline Surveying representing Kenneth Roberts (ANN-00278-2023). Original concept: A single parcel with two existing homes to be split into two parcels w/ a home on each parcel. To be considered by City Council on July 5 2023.

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- d. Annexation and Zoning to RS6 (Single-Family Residential) zoning district and potential development agreement at 19628 & 0 Franklin Rd (parcel #'s R342320000 & R3423301100 totaling 81.47 acres); Planned Unit Development and Subdivision Preliminary Plat for Resting Rock Subdivision; located in the W 1/2 of the NW 1/4 of Section 26, T4N, R2W, BM), for Sabrina Durtschi with KB Home Idaho representing the owner Linda Naugle, (ANN-00272-2023, PUD-00012-2023 & SPP-00120-2023). Original concept: 291 single-family detached dwelling lots and 32 common lots. To be considered by City Council on July 5 2023.

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

1-5. Authorize to Proceed with Bidding Process

- a. Action Item: Authorize Engineering to proceed with the formal bid process for the Irrigation Water Quality FY23 Materials Procurement. (Approved in FY23 Budget)

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

1-6. Authorization for Execution of Contracts and Agreements

- a. Action Item: Authorize Mayor to sign the change order for the Pump Maintenance FY22 project with Layne of Idaho for \$55,882.00. (Approved in FY23 Budget)

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

1-7. Monthly Cash Report

a. May 2023

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

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

None

(3) Proclamations

None

(4) Public Forum

- Non-Agenda Items

None

- Agenda Items

Tonia Bellevante, Meals on Wheels Coordinator, supported Item 7-2 and spoke on the Meals on Wheels program.

(5) Agency & Commission Reports

5-1. Legislative Briefing on House Bill 341 and Efforts to Combat Human Sex Trafficking – Representative Bruce Skaug (District 10)

Representative Bruce Skaug spoke on the efforts to combat human sex trafficking and presented an Official Commemorative Copy of House Bill No. 341 to the City of Nampa.

(6) Staff Communications

6-1. Police Staff Communications

Deputy Chief Curt Shankel, Police spoke on the recent contract signed with the Nampa School District regarding School Resource Officers.

6-2. Public Works Staff Communications

Jeff Barnes, Water provided the monthly update on the Wastewater Plant Construction Project.

(7) New Business

- 7-1. Action Item: Consider request by Aguililla Restaurant, located at 324 11th Ave N, to add Liquor by Drink to their existing Alcohol License, which is currently for On Premise Beer & Wine.

Char Tim, Clerk's Office responded to Council's questions on the reason for the applicant's request and if the business had any assessed points.

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

RESULT: Passed [4 TO 1]

AYES: Haverfield, Jangula, Reynolds, Rodriguez

NOES: Bruner

ABSTAIN: None

- 7-2. Action Item: Allocate the 2023 Community Development Block Grant funding for Administration/Planning, Public Service, and Non-Public Service activities, as presented.

Matt Jamison presented the item to Council and responded to Council's questions on the status of the pedestrian ramp improvement project, explanation of the 1% difference in the formula calculations, and why the Nampa Senior Center had not been on the list.

Brian Foster, Facilities responded to Council's questions on the West Park Bathroom Replacement Project costs.

Councilmember Jangula expressed interest in adding in the 1%, which totaled approximately \$7,000, and allocating it to the Meals on Wheels program as their participation rate had doubled.

MOVED by Jangula and **SECONDED** by Haverfield to Approve the item with direction to allocate the additional 1% to the Meals on Wheels program.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- 7-3. Action Item: Authorize Mayor to sign Non-Development Agreement for Lekeitio Village Subdivision No. 3.

Prior to the start of Item 7-3, Mayor announced that Council would move to the Public Hearing section of the agenda, starting with Item 8-1.

Daniel Badger, Engineering presented the item to Council.

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

RESULT: Passed [4 TO 1]

AYES: Bruner, Haverfield, Jangula, Reynolds

NOES: Rodriguez

ABSTAIN: None

- 7-4. Action Item: Authorize Mayor and Public Works Director to sign Task Order with Six Mile Engineering for the N Franklin Blvd and Cherry Ln Roundabout in the amount of \$367,198.00 T&M NTE. (Approved in FY23 Budget)

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- 7-5. Action Item: Award bid and authorize Mayor to sign a construction contract with Excelsior Construction Company for the Hugh Nichols Public Safety Building Traffic Management Center & Incident Management Center Remodel project for a total amount of \$252,500.00 which includes the base bid of \$232,000.00 and the Add Alternate 1 of \$20,500.00. (Approved by Legal) (Approved in FY23 Budget)

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

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- 7-6. Action Item: 1st reading of ordinance amending Title 2, Chapter 14, Section 1 of the Nampa City Code, revising provisions regarding the terms of appointment for Venue Management Advisory Commission Members. (Approved by Legal)

Mayor presented the request to pass the ordinance under suspension of rules.

The Clerk read into the record the following ordinance:

AN ORDINANCE OF THE CITY OF NAMPA, IDAHO AMENDING TITLE 2, CHAPTER 14, SECTION 1 OF THE NAMPA CITY CODE, REVISING PROVISIONS REGARDING THE TERMS OF APPOINTMENT FOR VENUE MANAGEMENT ADVISORY COMMISSION MEMBERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND REPEALING ALL ORDINANCES, RULES AND REGULATIONS, AND PARTS THEREOF, IN CONFLICT HEREWITH.

MOVED by Rodriguez and **SECONDED** by Reynolds to Pass the Ordinance under suspension of rules and number it **4739**.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- 7-7. Action Item: Authorize Mayor to sign the Idaho Power Customer Cost Quote to schedule the installation of electrical service for the Ford Idaho Center-Horse Park RV Parking Project in the amount of \$102,448.00. (Approved in FY23 / FY24 Budgets)

Todd Lakey, Legal stated that there was one modification to the proposed contract which added standard contract language.

MOVED by Rodriguez and **SECONDED** by Reynolds to Approve the item with the contract modification as noted by Legal.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

(8) Public Hearings

- 8-1. Action Item: Annexation and Zoning to RS6 (Single-Family Residential) zoning district and potential development agreement at 0, 0, 2306, 2414, & 2418 E Locust Ln (parcel #'s R2911600000, R2912000000, R2912101000, R2911700000, R2911900000 totaling 25.06 acres); Subdivision Preliminary Plat for Stoddard Crossing Subdivision; located in the SE ¼ of Section 2, T2N, R2W, BM), for Patrick Connor - Providence Properties, representing Sawtooth Land Acquisition LLC & WFS LLC, (ANN-00269-2023 & SPP-00119-2023). Original Concept: 92 single-family detached dwelling units and 15 common lots.

Mayor opened the public hearing.

Patrick Connor, Applicant Representative, 701 S Allen St, Meridian presented the request.

Parker Bodily, Planning & Zoning presented the item to Council. Daniel Badger, Engineering spoke on the turn lane analysis and responded to Council's questions on closed pipe systems, flashing beacon pedestrian crossings, stub street to the East, and one-access point for the proposed subdivision.

The following spoke in opposition to the project: Dave Allen, 1712 E Iowa Ave, Nampa (drainage, traffic, and maintenance of irrigation pipes); Tammy Allen, 2404 E Locust Ln, Nampa (density); Carol Nelson, 3607 Shane St, Nampa (density, lack of a Traffic Impact Study, and Fire Stations); Carolyn King, 2518 E Locust Ln, Nampa (maintenance of irrigation pipes); Susan Wyatt, 2112 Patrice Dr, Nampa (traffic); and Dalton Skelton, 2422 E Locust Ln, Nampa (bad faith of Hubble Homes).

Applicant Representative provided rebuttal remarks.

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

During deliberations, significant discussion ensued on density, lack of multiple access points, turn lanes, and traffic.

MOVED by Haverfield and **SECONDED** by Rodriguez to Continue the item to the July 17, 2023 meeting.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- 8-2. Action Item: Variance of NCC 10-8-5.A requiring a minimum RS6 (Single Family Residential) zoning district lot size of 6,000 sq. ft. at 1405 E Amity Ave (parcel #R1144400000 located in the NE 1/4 of Section 34, T3N, R2W, BM) for Jason Perkins (VAR-00143-2023). Original Concept: Intend to split the lot into 2 buildable lots.

Mayor opened the public hearing.

Jason Perkins, Applicant, 5307 Mamer Ln, Nampa presented the request.

Parker Bodily, Planning & Zoning presented the item to Council and responded to Council's questions on radius turns, easements, and zero lot lines.

No one appeared in favor of or in opposition to the request.

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

MOVED by Bruner and **SECONDED** by Rodriguez to Approve the Variance of NCC 10-8-5.A requiring a minimum RS6 (Single Family Residential) zoning district lot size of 6,000 sq. ft. at 1405 E Amity Ave for Jason Perkins (VAR-00143-2023) with all conditions listed in the staff report and adopt the recommended findings for approval in the report.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- 8-3. Action Item: Reconsideration request by applicant of City Council's decision to deny a Comprehensive Plan Map Amendment from Commercial to Industrial designation, Zoning Map Amendment from BC (Community Business) to IL (Light Industrial) zoning district, & potential Development Agreement at 1508 & 1510 W Karcher Rd. (parcel #s R2446800000 & R2446900000, located in the SE 1/4 of Section 8, T3N, R2W, BM) for Tyler Delay representing Doris Young (CMA-00055-2022 & ZMA-00170-2022). Original Concept: Obtain the correct zoning for the existing land use of outdoor storage of equipment for Young's Equipment addressed at 1502 W Karcher Rd and in order to construct a chain link security fence around the property.

Mayor opened the public hearing.

Tyler Delay, Applicant, 3006 E Denali Pl, Nampa presented the request (remote).

Doug Critchfield, Planning & Zoning presented the item to Council.

Pat Delay, 3006 E Denali Pl, Nampa appeared in favor of the request.

Applicant provided rebuttal remarks.

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

MOVED by Rodriguez and **SECONDED** by Jangula to Approve the Comprehensive Plan Map Amendment from Commercial to Industrial designation, Zoning Map Amendment from BC (Community Business) to IL (Light Industrial) zoning district, and potential Development Agreement at 1508 & 1510 W Karcher Rd (CMA-00055-2022 & ZM-00170-2022) with all conditions listed in the staff report and to adopt the findings of fact to support the conclusions of law criteria.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- 8-4. Action Item: Confirm Assessment Roll for Local Improvement District No. 167 for the Purpose of Constructing Concrete Curbs, Gutters, Sidewalks, Pedestrian Ramps, Drive Approaches, and Street Improvements in Zone E.

Clerk's Note: Prior to the start of Item 8-4, Mayor announced a short recess at 8:33 p.m.

Mayor opened the public hearing.

Daniel Badger, Engineering presented the item to Council and noted that all participants were voluntary.

No one appeared in favor of or in opposition to the request.

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

Clerk's Note: Councilmember Reynolds was temporarily absent from his seat and did not vote on the item.

MOVED by Haverfield and **SECONDED** by Jangula to Confirm Assessment Roll for Local Improvement District No. 167 for the purpose of constructing concrete curbs, gutters, sidewalks, pedestrian ramps, drive approaches, and street improvements in Zone E.

RESULT: [4 TO 0]

AYES: Bruner, Haverfield, Jangula, Rodriguez

NOES: None

ABSTAIN: None

(9) Unfinished Business

- 9-1. Action Item: 1st reading of ordinance of Annexation and Zoning to BC (Community Business) zoning district for 4.69 acres addressed as 2522 & 2508 N Middleton Rd (Parcel #R244560040 & #R2445600600 located in the SW 1/4 of Section 8, T3N, R2W, BM), Conditional Use Permit for a Multiple Family Development in a BC (Community Business) Zoning District on 12.48 acres addressed as 2440 & 0 Karcher Rd, 2522 & 2508 N Middleton Rd (Parcel #R2445600700, #R24456007B1, #R244560040 & #R2445600600 located in the SW 1/4 of Section 8, T3N, R2W, BM), and potential development agreement for the Northwest Village development for Randy Haverfield, representing TV Holdings, LLC & Zion Ventures, LLC (ANN-00253-2022 & CUP-00295-2022). Original Concept: Mixed Use Development with 1 commercial building and 264 dwelling units in 11 apartment buildings.

Clerk's Note: Prior to starting Item 9-1, Mayor announced that Council would return to the regular order of the agenda, starting with Item 7-3.

Mayor presented the request to pass the ordinance under suspension of rules.

The Clerk read into the record the following ordinance:

AN ORDINANCE OF THE CITY OF NAMPA, IDAHO DETERMINING THAT CERTAIN LANDS, COMMONLY KNOWN AS 2522 & 2508 N. MIDDLETON RD., NAMPA, IDAHO, (COUNTY PARCELS R244560040 & R2445600600) COMPRISING APPROXIMATELY 4.69 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 BC (COMMUNITY BUSINESS); 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 ARE IN THE BEST INTEREST OF THE PUBLIC AND CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY; DIRECTING THE CITY ENGINEER AND PLANNING AND ZONING DIRECTOR TO ADD SAID PROPERTY TO THE OFFICIAL MAPS OF THE CITY OF NAMPA, AND TO DESIGNATE SAID PROPERTY AS BC (COMMUNITY BUSINESS) ON THE OFFICIAL ZONING MAP AND

OTHER AREA MAPS OF THE CITY; 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 Reynolds and **SECONDED** by Bruner to Pass the Ordinance under suspension of rules and number it **4740**.

RESULT: Passed [3 TO 1]

AYES: Bruner, Jangula, Reynolds

NOES: Rodriguez

ABSTAIN: Haverfield

- 9-2. Action Item: 1st reading of ordinance of Annexation and Zoning to RS 8.5 (Single-Family Residential) zoning district and potential development agreement- a .99 acre parcel #R2928000000 at 2303 Pascoe Ln (located in the NW 1/4 of Section 4, T2N, R2W, BM) for Rick Bergemann (ANN-00274-2023).

Mayor presented the request to pass the ordinance under suspension of rules.

The Clerk read into the record the following ordinance:

AN ORDINANCE OF THE CITY OF NAMPA, IDAHO DETERMINING THAT CERTAIN LANDS, COMMONLY KNOWN AS 2303 PASCOE LANE, NAMPA, IDAHO, (COUNTY PARCEL R2928000000) COMPRISING APPROXIMATELY .99 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 ARE IN THE BEST INTEREST OF THE PUBLIC AND CONSISTENT WITH THE COMPREHENSIVE PLAN OF THE CITY; DIRECTING THE CITY ENGINEER AND PLANNING AND ZONING DIRECTOR TO ADD SAID PROPERTY TO THE OFFICIAL 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 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 **4741**.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

- 9-3. Action Item: 1st reading of ordinance amending Title 5, Chapter 12, Sections 16 and 17 of the Nampa City Code adding an Alcohol Beverage Catering Requirement; Adding language regarding the assessment points for an Alcohol Beverage Catering Permit; Adding procedures for a hearing on License suspensions or revocations; Adding new members to the Alcohol Review Committee; and Notice provisions to License holders. (Approved by Legal)

Mayor presented the request to pass the ordinance under suspension of rules.

The Clerk read into the record the following ordinance:

AN ORDINANCE ENACTED BY THE NAMPA CITY COUNCIL AMENDING TITLE 5, CHAPTER 12, SECTIONS 16 AND 17 OF THE NAMPA CITY CODE, ADDING AN ALCOHOL BEVERAGE CATERING REQUIREMENT; ADDING LANGUAGE REGARDING THE ASSESSMENT POINTS FOR AN ALCOHOL BEVERAGE CATERING PERMIT; ADDING PROCEDURES FOR A HEARING ON LICENSE SUSPENSIONS OR REVOCATIONS; ADDING NEW MEMBERS TO THE ALCOHOL REVIEW COMMITTEE AND NOTICE PROVISIONS TO LICENSE HOLDERS; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; AND REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS AND PARTS THEREOF, IN CONFLICT HERewith.

Char Tim, Clerk's Office responded to Council's questions regarding changes made to Section 1 of the proposed ordinance.

MOVED by Haverfield and **SECONDED** by Jangula to Pass the Ordinance under suspension of rules and number it **4742**.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

Adjournment

MOVED by Jangula and **SECONDED** by Reynolds to Adjourn the meeting at 8:55 p.m.

RESULT: Passed [5 TO 0]

AYES: Bruner, Haverfield, Jangula, Reynolds, Rodriguez

NOES: None

ABSTAIN: None

(10) Executive Session

None

Passed this 5th day of July 2023.

ATTEST:

MAYOR

NAMPA CITY CLERK