

b. City Council – Regular Meeting – March 18, 2024

NAMPA CITY COUNCIL REGULAR MEETING MINUTES

March 18, 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 Victor Villegas, City Clerk Char Tim

Invocation

Pastor Tony Johnson – Nampa First Church of the Nazarene led Council in the Invocation and the Pledge of Allegiance.

Pledge of Allegiance

Proposed Amendments to Agenda

Mayor announced that Items 7-3 and 7-4 were being removed from the agenda.

Adoption of Agenda (Action Item)

MOVED by Rodriguez and **SECONDED** by Reynolds to Adopt the agenda as amended.

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 Griffin to Approve Consent Agenda.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

1-1. Minutes

- a. City Council – Regular Meeting – March 4, 2024

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

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

- b. Council on Aging – Regular Meeting – February 13, 2024

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

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: 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 Final Plat Approval for Clearcreek Subdivision in the RS4 and RS6 (Single-Family Residential) zoning district; a 15.25 acre parcel R3203001000 addressed as 0 S Middleton Rd, for Challenger Development Inc/Becky McKay representing Endurance Holdings LLC (SPF-00251-2023). Original Concept: 58 Single-family detached dwelling units and 9 common lots.

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

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

1-4. Authorize Public Hearings

- a. Authorize Public Hearing to consider amending Nampa City Code Title 5 to create a new license, Mobile Food Vendor, to be considered on April 15, 2024.

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

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

1-5. Authorize to Proceed with Bidding Process

- a. Authorize I.T. Department to proceed with releasing a Request for Proposals (RFP) to replace the HR, Timekeeping, and Payroll portion of the City's Enterprise Resource Planning (ERP) system.

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

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

1-6. Authorization for Execution of Contracts and Agreements

- a. Action Item: Authorize Mayor to sign amended task order for attached Scope of Work with Keller Associates, Inc. for the Madison Road Sewer Extension project design services in the amount of \$97,400.00 (T&M NTE). (Standard Task Order Agreement documents approved by Legal) (Project will use allocated funds from the Purdam Sewer Extension project, approved in FY24 Budget - Impact Fees, #24-8080-007)

MOVED by Reynolds and **SECONDED** by Griffin 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 Paragon Consulting, Inc. for the Garrity Traffic and Safety Improvements KN22712 in the amount of \$91,380.00 (T&M NTE). (Standard Consultant Selection and Task Order Agreements approved by Legal) (Approved in FY24 Budget, #24-8040-010)

MOVED by Reynolds and **SECONDED** by Griffin 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 Mayor and Public Works Director to sign task order amendment with Ardurra Group, Inc. to prepare construction ready plans and specifications including, survey, design, and engineer of record services for the development of the Karcher segment of the Karcher/Midway New Surface Water Station (South System) project in the amount of \$71,000.00 (T&M NTE). (Standard Task Order Agreement Amendment approved by Legal) (FY24 Budget Amendment Needed)

MOVED by Reynolds and **SECONDED** by Griffin 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: Authorize 1) Mayor to sign State/Local Agreement (SLA) for the design and construction of West Park Ped Improvements, Key No. 24230, and 2) Approve the associated Resolution. (Standard State/Local Agreement approved by Legal) (Approved in FY24 Budget, #24-2030-002)

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

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

1-7. Monthly Cash Report

a. February 2024

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

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

1-8. Resolutions

- a. Action Item: Authorize Mayor to sign Resolution to amend the Wastewater Pretreatment Regulation Enforcement Policy. (Approved by City Attorney Bryan Norton)

MOVED by Reynolds and **SECONDED** by Griffin to Pass the Resolution and number it **05-2024**.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

1-9. Licenses

- a. Action Item: New Alcohol License – Stinker Store #122 – 1902 N Franklin Blvd – Off-premise Beer and Wine

MOVED by Reynolds and **SECONDED** by Griffin 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) Proclamations

None

(4) Public Forum

Public Comment will not be accepted due to the agendized appeal regarding the revocation of a conditional use permit. The appeal process does not allow for public testimony and therefore to maintain fairness and integrity of the appeal process, the City has suspended public comment to avoid unauthorized statements that may violate the applicant's legally protected due process rights.

- Graduation of the 2024 City of Nampa Citizens Academy

Mayor Kling and Amy Bowman, Mayor's Office presented certificates to the first graduating class of the Citizen's Academy and a short video was shown. The class presented Ms. Bowman a plaque for her hard work and thanked the Mayor for supporting the Citizens Academy.

(5) Agency & Commission Reports

None

(6) Staff Communications

- 6-1. Public Works Staff Communications (included in agenda packet)

There was no presentation.

(7) New Business

- 7-1. Action Item: Appeal of Planning & Zoning Director's Revocation of a February 2023 Conditional Use Permit for Concrete Batching & Mixing for Sunroc Corporation in an IL (Light Industrial) zoning district at 39 N Picard Ln (a 7.83 acre parcel #R3174500000 located in the SE ¼ of Section 24, T3N, R2W, BM) for Sunroc Corporation (APL-00019-2024, CUP-00303-2022).

Victor Villegas. Legal spoke on the procedures and limited scope of the agenda item.

Craig Jenson, Appellant Representative, 15 W South Temple, Suite 1200, Salt Lake City, UT conducted a PowerPoint presentation on their appeal of the Planning & Zoning Director's revocation of the February 2023 Conditional Use Permit. Mr. Jensen cited the International Building Code (IBC), the Demolition Permit obtained after the fact from the Building Official, and that the City's process is flawed as there was no opportunity for them to fix the issues before the permit was revoked.

Rodney Ashby, Planning & Zoning conducted a PowerPoint presentation that highlighted the project's timeline and also the various related codes, such as Nampa City Code 10-25-12 (Revocation), IBC Code 105.1, and the project's Conditions of Approval.

Council posed questions on if an EAP Permit was issued and if a Stormwater Pollution Prevention Plan was filed.

Mr. Jensen provided a rebuttal.

MOVED by Reynolds and **SECONDED** by Griffin to Uphold the Planning & Zoning Director's decision to revoke Conditional Use Permit CUP-00303-2022 for Sunroc Corporation.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

- 7-2. Action Item: Authorize Mayor to sign the Record of Survey for 300 Railroad (Fire Training Center).

Chief Kirk Carpenter, Fire responded to Council's questions on the reason for the request and next steps.

MOVED by Rodriguez 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

- 7-3. Action Item: Authorize Mayor to sign Resolution on the intent to disestablish the Business Improvement District (BID) and to authorize a public hearing on May 6, 2024.

Item was removed from the agenda at the beginning of the meeting.

No action taken.

- 7-4. Action Item: Authorize the allocation of \$130,000.00 in Community Development Block Grant (CDBG) funds to NeighborWorks Boise to operate a program that will provide home-ownership assistance to qualifying Nampa households. (Approved in FY24 Budget)

Item was removed from the agenda at the beginning of the meeting.

No action taken.

7-5. Action Item: 1st reading of Street Naming Ordinance for N Progress Way

Clerk's Note: Prior to hearing Item 7-5, Mayor announced Council would move to the Public Hearing section, starting with Item 8-1.

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, CANYON COUNTY, IDAHO
NAMING A PRIVATE STREET NORTH PROGRESS WAY.

MOVED by Haverfield and **SECONDED** by Bills to Pass the Ordinance under suspension of rules and number it **4794**.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

7-6. Action Item: 1st reading of Street Naming Ordinance for N Debra Lynne Ln

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, CANYON COUNTY, IDAHO
NAMING A PRIVATE STREET NORTH DEBRA LYNNE LANE.

MOVED by Reynolds and **SECONDED** by Griffin to Pass the Ordinance under suspension of rules and number it **4795**.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

- 7-7. Action Item: Authorize Mayor to sign Memorandum of Understanding between the Nampa Highway District No. 1 and the City of Nampa for the Robinson Boulevard Railroad Overpass and Robinson Boulevard and Greenhurst Road Intersection Improvements. (Approved by City Attorney Joe Borton) (Approved in FY24 Budget – Streets Transportation Planning 5630)

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

RESULT: Passed [5 TO 0]

AYES: Rodriguez, Jangula, Bills, Reynolds, Haverfield

NOES: None

ABSTAIN: None

RECUSE: None

- 7-8. Action Item: Authorize Mayor to sign State/Local Agreement Addendum (Construction) for Franklin Boulevard & Karcher Road Intersection project Key No. 22102 in the amount of \$1,059,680.00. (Standard SLA Agreement documents approved by Legal) (FY24 Budget Amendment Needed, #24-8040-17 and #24-8040-27)

Daniel Badger, Engineering responded to Council's questions on funding and the budget amendment.

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

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

- 7-9. Action Item: (1) Award proposal for an Advanced Traffic Management System software to Econolite Systems; and (2) Authorize Mayor to sign a purchase agreement in the amount of \$171,169.00. (Approved by City Attorney Joe Borton) (Approved in FY24 Budget, #24-3020-004)

Crystal Craig, Transportation responded to Council's questions on funding the project's equipment, including software. Captain Eric Skoglund, Police spoke on the system's functions.

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

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

- 7-10. Action Item: Authorize Public Works to sign Regional Water Sustainability Grant Contract documents with the Idaho Water Resource Board.
(Approved by City Attorney Joe Borton) (FY24 Budget Amendment Needed)

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

- 7-11. Action Item: 1st reading of Ordinance amending Title 8, Chapter 9, Sections 3, 4, 6, 7, 8, and 9 of the Nampa City Code for Wastewater Pretreatment. (Approved by City Attorney Bryan Norton)

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, AMENDING CERTAIN CHAPTERS OF THE NAMPA CITY CODE, INCLUDING AMENDING TITLE 8, CHAPTER 9, SECTION 4, NAMPA CITY CODE, PERTAINING TO WASTEWATER PRETREATMENT, INCLUDING AMENDMENTS TO THE DEFINITIONS SECTION, AMENDMENTS TO REGULATIONS REGARDING TEMPERATURES OF WASTEWATER, AMENDMENTS TO: THE LANGUAGE USED TO DESCRIBE THE BOARD OF SEWER APPRAISERS, AMENDMENTS TO THE OBLIGATIONS OF A DISCHARGER REGARDING THEIR DUTY TO REAPPLY FOR A PERMIT, AMENDMENTS TO THE LANGUAGE CLARIFYING THE NOTIFICATION PERIOD, AMENDMENTS TO THE DAYS PERMITTED TO REPORT ON COMPLIANCE, AND AMENDMENTS TO THE RECORDS RETENTION POLICY; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY; ALLOWING FOR A SUMMARY OF THIS ORDINANCE TO BE PUBLISHED; AND REPEALING ALL ORDINANCES, RESOLUTIONS, ORDERS AND PARTS THEREOF, IN CONFLICT HERewith.

MOVED by Haverfield and **SECONDED** by Reynolds to Pass the Ordinance under suspension of rules and number it **4796**.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

(8) Public Hearings

- 8-1. Action Item: Conditional Use Permit to construct and operate a public storage facility in a BC (Community Business) zoning district and a Variance of NCC 10-1-16.A.1.c requiring a minimum distance of 100' from RS (Single Family Residential) zoning district in order to construct and operate a public storage facility, on 4.27 acres located at 0 E Railroad St (parcel #R3239201400, located in the NE 1/4 of Section 36, T3N, R2W, BM) for Andrew Newell with Blaine Womer Civil Engineering representing Landmark Pacific Development, Inc (CUP-00329-2023, VAR-00153-2023). Original Concept: Public storage facility with 382 storage units plus 1 unit designated as the facility's office and variance to allow a setback from the RS zone of 48' rather than the required 100'. **(continued from February 20, 2024 meeting)**

Mayor opened the public hearing.

Blaine Womer, Applicant Representative, 4355 W Emerald St, Ste 145, Boise presented the request and announced that they had amended their request by removing the Variance application.

Rodney Ashby, Planning & Zoning presented the item to Council. Kristi Watkins, Planning & Zoning responded to Council's questions on fencing.

Mayor spoke on the image of the community and that the corridors need to be attractive.

No one spoke in support of or in opposition to the item.

Applicant Representative provided closing remarks.

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

MOVED by Jangula and **SECONDED** by Rodriguez to Approve the Conditional Use Permit for Reflections Edge Mini Storage in a BC zoning district at 0 E Railroad St for Andrew Newell with Blaine Womer Civil Engineering representing Landmark Pacific Development, Inc (CUP-00329-2023) with all conditions listed in the staff report and to adopt the proposed findings of approval as stated in the staff report including a point of clarity that 10-1-16-B7 shall limit the height of the storage building to 15 feet from the edge of the eaves, include the Nampa Engineering Division conditions, the Nampa Fire District conditions, and all of the new Design Review requirements in 10-1-16-B.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

- 8-2. Action Item: Annexation and Zoning to RS8.5 (Single-Family Residential) zoning district for 57.1 acres, potential development agreement, and Subdivision Preliminary Plat for Lakeview Subdivision at 12529 Midway Rd & 0 Iowa Ave (two parcels #R3310800000 & R3311500000, located in the S 1/2 of the NE 1/4 of Section 36, T3N, R3W, BM), for Flexspace, LLC representing Karen Lea and Bob Lee Anderson (ANN-00293-2023 & SPP-00135-2023). Original Concept: 1 existing SF home, 155 single-family detached residential, and 11 common lots.

Mayor opened the public hearing.

Hethe Clark, Applicant Representative, 251 E Front St, Ste 310, Boise presented the request.

Kristi Watkins, Planning & Zoning presented the item to Council and responded to Council's questions on Right to Farm. Daniel Badger, Engineering responded to Council's questions on well water rights and lift station. Rodney Ashby, Planning & Zoning spoke on low density zoning, County's zoning discussion, and the standard process for noticing land use public hearings.

Clerk's Note: Prior to public testimony, Mayor announced a short break at 7:45 PM.

The following spoke in opposition to the item due to protection of wildlife and incompatibility with the surrounding area: Linda Steele, 1219 S Spring Valley Dr, Nampa; Al Gambetti, 12091 S Aves Pl, Nampa; Cheryl Higley, 12441 S Abbot Downing Way, Nampa; Helen Cooper, 12364 Iowa Ave, Nampa; Belinda McBurney, 11914 Iowa Ave, Nampa; Jennifer Kerr, 11230 W Shay Park Dr, Nampa; Bryce Roberts, 12262 Iowa Ave, Nampa; and Carol Gammel, 12606 Memory Ln, Nampa; Amanda Ranke, 1638 W Tenzing St, Nampa; and Cody Bell, 12316 W Iowa, Nampa.

David Thoene, 12232 S Hunters Point, Nampa spoke in opposition to the item and voiced concern on improper noticing of public hearing, lack of scope and importance of neighborhood meetings provided to residents; and encroachment to agricultural lands, open space and wildlife.

The following did not speak but were in opposition to the item: Judy Meadors, 12304 S Abbot Downing Way, Nampa (transferred time to Cheryl Higley); Iping Stark, 11771 W Buteo Dr, Nampa (transferred time to David Thoene); Leslie Harrier, 12678 Stanhope Way, Nampa; Allyson Bilello, 11349 W Timken Way, Nampa; and Tony Beesley, 12165 S Hunters Point Dr (transferred time to David Thoene).

Susan Weaver, 3653 S Pimmit Ave, Boise, spoke on behalf of the applicants, stating that they have been unable to lease the land for farming as it was difficult to access the land and it is not good soil for agriculture.

Applicant Representative provided closing remarks.

MOVED by Rodriguez 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 Haverfield and **SECONDED** by Rodriguez to Deny the Annexation and Zoning to RS8.5 zoning district for 57.1 acres, potential development agreement, and Subdivision Preliminary Plat for Lakeview Subdivision at 12529 Midway Rd & 0 Iowa Ave, for Flexspace, LLC representing Karen Lea and Bob Lee Anderson (ANN- 00293-2023 & SPP-00135-2023) based on the proposed findings for denial of annexation listed in the staff report due to compatibility with the Comp Plan as discussed with the Canyon County Board of Commissioners.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

- 8-3. Action Item: Nampa City Comprehensive Plan Future Land Use Map Amendment to change the Residential Mixed Use, Community Mixed Use and Medium Density Residential designations to High Density Residential, Commercial and Industrial Designations in the area north of the Railroad tracks, south of I-84, east of Northside Blvd and west of the railroad tracks; and Nampa City Code Text Amendment to make changes to Title 10 Planning and Zoning, Chapter 1 to remove references to guesthouses, change bonding language, revise the definition for building/structure height and add Figure 9 to demonstrate building/structure height; Chapter 2 to clarify zoning map amendment criteria and add time limits on changes to the Comprehensive Plan; Chapter 3 to add a paragraph about dual zoned properties, change paragraph regarding ambiguous uses, clarify note regarding commercial daycares, remove Mobile/Manufactured Home/RV sales as an allowed use in the RP zone; Chapter 8 to remove an unnecessary reference to Chapter 1; Chapter 11 & 12 to add a 5 foot rear setback unless adjacent to existing residential; Chapter 13 to add an 8 foot rear setback unless adjacent to existing residential; Chapter 15 to add fencing language for commercial uses in the DB Zone; Chapter 16 to add the words Building and Parking to the setbacks section; Chapter 19 to clarify height limitations; Chapter 22 to add language regarding the width of an access to be able to require landscaping and a new parking formula for health clubs; Chapter 24 to clarify the granting of a variance permit and removal of the criteria in 10-24-2.B.4.d as repetitive and remove 10-24-2.C for Parking Reductions; Chapter 25 Conditional Use Permits, adherence to approved plan to define the effective date of the permit; Chapter 26 to fix the numbering for the Density & Lot Size section; Chapter 27 add procedure language for cemeterys and collumbariums and change required landscape buffer width to twenty-five feet (25'); Chapter 31 to add the Midland Corridor Study section, Chapter 33 to define Zeroscape and to include the BC zone specific landscape buffer width in the table; and

Chapter 34 to clarify the reference to wing wall fencing, for the City of Nampa. CMA-00057-2024 & ZTA-00039-2024

Clerk's Note: Due to the lateness of the hour and the numerous requested amendments that need to be considered, Mayor suggested the item be continued to the next Council meeting.

MOVED by Bills and **SECONDED** by Haverfield to Continue the item to the April 1, 2024 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 for Zoning Map Amendment from RA (Suburban Residential) to RD (Two-Family Duplex Residential) zoning district at 1105 & 1113 W Orchard Ave (two parcels #R1603001100 & R1603000000, totaling .33 acres located in the NE 1/4 of Section 20, T3N, R2W, BM) for Darla Braun, representing Marvin and Darla Braun Revocable Living Trust (ZMA-00184-2023).

Clerk's Note: Prior to hearing Item 9-1, Mayor announced Council would return to the regular order of the agenda, starting with Item 7-5.

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 TO PROVIDE AN RD (TWO-FAMILY DUPLEX RESIDENTIAL) ZONE DESIGNATION FOR A PORTION OF CERTAIN LANDS, COMMONLY KNOWN AS 1105 & 1113 WEST ORCHARD AVENUE, NAMPA, CANYON COUNTY, IDAHO (COUNTY PARCELS R1603001100 & R1603000000), COMPRISING APPROXIMATELY 0.33 ACRES, MORE OR LESS; DETERMINING THAT SAID ZONING IS IN THE BEST INTEREST OF THE CITIZENS AND CONSISTENT WITH THE CITY'S COMPREHENSIVE PLAN; REZONING PROPERTY FROM RA (SUBURBAN RESIDENTIAL) TO RD (TWO-FAMILY DUPLEX RESIDENTIAL) ZONING DISTRICT; PROVIDING FOR RECORDATION; INSTRUCTING THE CITY ENGINEER TO DESIGNATE SAID PROPERTY AS RD (TWO-FAMILY DUPLEX RESIDENTIAL) ON THE OFFICIAL ZONING MAP AND OTHER AREA MAPS OF THE CITY; SUBJECT TO THE TERMS OF CERTAIN CONDITIONS OF APPROVAL ENTERED INTO BETWEEN THE APPLICANT AND THE CITY OF NAMPA; AND DIRECTING THE CITY ENGINEER TO ALTER THE USE AND AREA MAP ACCORDINGLY; PROVIDING FOR AN EFFECTIVE DATE; AND REPEALING ALL

ORDINANCES, RULES AND REGULATIONS, AND PARTS THEREOF, IN CONFLICT HEREWITH.

MOVED by Bills and **SECONDED** by Reynolds to Pass the Ordinance under suspension of rules and number it **4797**.

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 Annexation and Zoning to the RS8.5 (Single-Family Residential) zoning district on a .59 acre parcel at 2723 Commanche St (#R2302051000, in the SE ¼ of Section 2, T2N, R2W, BM), for Daniel Narsavage and Katharine Pickett (ANN-00295-2023).

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 2723 COMMACHE STREET, NAMPA, ID (COUNTY PARCEL # R2302051000); COMPRISING APPROXIMATELY 0.59 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) ZONING DISTRICT; 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; SUBJECT TO THE TERMS AND CONDITIONS OF APPROVAL SPECIFIED; 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 Griffin to Pass the Ordinance under suspension of rules and number it **4798**.

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):

(c) To acquire an interest in real property not owned by a public agency.

MOVED by Griffin and **SECONDED** by Haverfield to Adjourn into Executive Session at 9:27 PM.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

MOVED by Reynolds and **SECONDED** by Jangula to Adjourn out of Executive Session at 9:56 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 Jangula to Adjourn the meeting at 9:57 PM.

RESULT: Passed [6 TO 0]

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

NOES: None

ABSTAIN: None

RECUSE: None

Passed this 1st day of April 2024.

MAYOR

ATTEST:

NAMPA CITY CLERK