

Minutes of the February 26, 2019 City council meeting

City Council
Meeting Minutes

February 26, 2019
6:00 pm
242 Hwy 30 E., Kimberly, ID 83341

CALL TO ORDER & PLEDGE OF ALLEGIANCE

Mayor called the meeting to order and led the Pledge of Allegiance.

WELCOME – PLEASE TURN OFF CELL PHONES – THANK YOU.

Mayor welcomes everyone and request cell phones be turned off.

ROLL CALL OF CITY COUNCIL MEMBERS

City Clerk Roxanne Bymun confirmed by roll call the following officials in attendance.

Mayor Burke Davidson

Councilman Tomlinson

Councilman Eisenhower

Council President Duncan

Councilman Richman

CEREMONIES, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS

Scouts from Troop #343 & Troop #288 are here for a Citizenship in Community Merit Badge.

Chief Jeff Perry awarded the Officer of the Year to Alex Arrington.

AMENDMENTS TO THE AGENDA

NO amendments declared.

DECLARATION OF CONFLICT

NO conflicts declared.

1. CITIZEN ISSUES – PUBLIC INPUT –No person shall be permitted to speak from a location other than the public podium. This section of the agenda is reserved for citizens wishing to address the Council regarding a City-related issue. In order to ensure adequate public notice, Idaho Law provides that any item requiring Council action must be placed on the agenda of an upcoming Council meeting, except for emergency circumstances. Comments related to future public hearings should be held for that public hearing. Persons wishing to speak will have **3** minutes. Comments regarding performance by city employees are inappropriate at this time and should be directed to the Mayor, either by subsequent appointment or after tonight's meeting if time permitting. Public participation at a Kimberly City Council meeting is limited to participation in the public comment portion of the meeting. The City Council does not take any action or make any decisions during public comment.

NO citizen input.

2. CONSENT CALENDAR -The consent calendar includes items which require formal Council action, but which are typically routine or not of great controversy. Individual Council members may ask that any specific item be removed from the consent calendar in order that it is discussed in greater detail.

Explanatory information is included in the Council agenda packet regarding these items and any contingencies are part of the approval.

A. Approve Minutes for February 12, 2019

B. Accounts Payable February 13, 2019-February 28, 2019

General Fund	\$ 6,591.40
Water Fund	\$ 7,168.40
Sewer Fund	\$ 1,697.64
Library	\$ 305.70
TOTAL	\$15,763.14

DISCUSSION-ACTION ITEM

Consent calendar as submitted

Councilman Tomlinson motioned to accept the consent calendar. Motion seconded by

Councilman Eisenhower, Roll call; Tomlinson Yes, Eisenhower Yes, Duncan Yes, Richman Yes.

3. UNFINISHED BUSINESS

A. DISCUSSION-ACTION ITEM-

4. NEW BUSINESS

A. DISCUSSION-ACTION ITEM- Stephanie Snarr – located at lot 7 Stonegate Estates Division No. 1, respectively, 1120 Connor Court, Kimberly Idaho, has requested to purchase a portion of City property located in the north west corner of lot 15, adjacent to the Snarr property, lot 7. Lot 15 is one of the storm water collection areas owned by the City of Kimberly in the Stonegate Subdivision. The subject portion of land, is a non-improved small triangular shaped area that is not being used for storm water collection, contains approximately 368 sq. ft. and is not part of an access easement and is zoned R-2 Residential. Action is not to approve or deny a conveyance of land, it is to have Council direct staff accordingly. Craig-Kevan

Craig briefed the Council on the request and stated that Stephanie had contacted Kevan in the beginning of the discussions about this triangle piece of City Property. Council you may recall that Lot 7 was one of the lots the City owned. There are some components that are being worked on with Kevan regarding the irrigation box on lot 7. Kevan has told me that this area is difficult at best to take maintain due to the concrete gate nearby and the shape. Kevan also confirmed that this triangle shaped piece of ground in discussion tonight does not serve any function for the actual storm water retention area nor the PI System and supports the City cleaning up this area. The City has thought from the platting process that this piece actually belonged to lot 7. Craig provided the State Statues governing the declaration of surplus property, values, public noticing, etc. Craig also stated on the record that the costs will be born by the person requesting and that there is a risk of other interested parties bidding on the subject property. There will be no refunds of any application fees and the requester shall be responsible for their selecting an engineer and pay them directly. All associated costs, legal, publication, postage, engineering shall be paid by the requester/applicant. Craig stated that at a certain point prior to publications of declaration, he would have this back on the agenda to confirm a value per statue.

Councilwoman Duncan, motioned to direct Staff to begin the declaration lot line adj. process for the Snarr request / RPK91560010150. Motion seconded by Councilman Tomlinson, Roll call; Tomlinson Yes, Eisenhower Yes, Duncan Yes, Richman Yes.

5. ADMINISTRATIVE / STAFF REPORTS -

The Mayor called on staff for updates.

Chief Perry talked about being very busy, they assisted the City of Twin Falls with a high-speed pursuit, domestic calls, multiple drug, trafficking, & meth charges. He has accepted the resignation of an officer so the have a spot for a certified officer.

Craig updated on the El Cazador building, were about 10 days from closing, if everything holds the future use will be a restaurant and bar, continued apartment upstairs. DL Evans bought the old Wells Fargo building and hopes to open around August 1st. The former Home Style Direct is being rehabbed into Lazy Keto's a specialty food service provider. At this point they are remodeling. Don McFarland's 40 acres on the west side of the Layne Pump, adjacent to Hwy 30, has been listed by Lezamiz Real-estate and there are some inquires coming in. Most have been the distance to connect to Kimberly's water at about 3,500 feet away compared to 1,100 feet away from Twin Falls water and the associated costs for sewer from Kimberly verses Twin Falls and again distances. Craig thanked the Mayor Council and staff for the condolences card on his nephew's death. I want to thank the Chief for educating me on what is really happening in our communities today. My Nephew got hooked on to huffing and it final got him. A young talented smart 47-year-old man. He just couldn't beat it. I am on the legislative committee and this issue has been brought up and our law enforcement hands are tied because it is not illegal to huff unless the person huffing gets behind the wheel and gets stopped. We have to try to get a handle on this so our law enforcement can cite appropriately to save some lives.

Roxie is playing catchup and is still recovering from being sick.

Tim has nothing.

6. COUNCIL COMMENTS -

NO Council comments.

7. MAYOR COMMENTS –

NO Mayor comments.

8. EXECUTIVE SESSION – DISCUSSION-ACTION ITEM- Certain City-related matters may need to be discussed confidentially as a matter of law subject to applicable legal requirements; the Council may enter executive session to discuss such matters under Idaho Code 74-206(1)

ADJOURNMENT:

Burke Davidson
Mayor

Roxie Bymun
City Clerk