

Minutes of the July 09, 2019 City council meeting

City Council
Meeting minutes

July 9, 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

Rock Creek Fire updated the council on their stats for the month.

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 June 25, 2019 & July 1, 2019

B. Accounts Payable June 26, 2019-July 9, 2019

General Fund	\$ 7,323.39
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Water Fund	\$ 2,255.35
Sewer Fund	\$ 1,759.51
Library	\$ 408.70
TOTAL	\$ 11,746.95

DISCUSSION-ACTION ITEM

Consent calendar as submitted

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

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

3. UNFINISHED BUSINESS

A. DISCUSSION-ACTION ITEM-

4. NEW BUSINESS

A. DISCUSSION-ACTION ITEM- *The Kimberly Public Works Street Department, requests approval of an agreement, for professional services to be performed by JUB Engineers, Inc. for (Project No. 60-190-048) described as, the Update to the 2013 Kimberly Master Transportation Plan. Associated fee costs for this project are (Task 001 Update Master Transportation Plan - \$18,000.00), (Task 002 Public Involvement - \$5,000.00) (Task 003 Project Admin. & Close out - \$2,000.00) Total proposed project cost per agreement is \$25,000.00. Kevan, Jed, Tracy*

Mayor called on Craig – Mayor and Council just a little history here, a year ago we budgeted an increase from the \$4,000 Engineering figure, line item 01-431-405 to \$29,000 to cover the \$25,000 projected cost for JUB Engineers, to update our amended 2011 Master Transportation Plan. JUB has provided you a scope of work with the detailed costs as noted in this agenda notice and in your packet. This scope of work will require some committee meetings, a town hall presentation and a public hearing upon its adoption. The goal is to have this completed before the end of September. Do you have any questions?

Council member Duncan asked if this is a mandatory process.

Craig stated that the jurisdictions that we apply for grants from, such as the TAPP LTHAC grant for Center Street, and future grants like an Army Corp grant, require our transportation plan to not be older than five years upon application of the grant. I was very close on the TAPP grant and they accepted our 2011 plan, because the scope of work was in the plan. One of the main issues upon amending this plan, is to bring it into reflecting how the City is expanding boundaries, connections to parks, business areas for pedestrians and safe vehicle travel. Also, when travel corridors change such as when WATTCO – Union Pacific – Eastern Idaho Shortline, adopted new crossing criteria, prohibiting any future rail crossings in the City limits of Kimberly. These changes will be incorporated. New language will be inserted regarding the asking of ITD and T.F. County Hwy Dist. to improve the intersection of 3400 E. – Hwy 30. There will be many other updates. This updated 2019 Master Transportation will also be utilized when I am working with the Magic Valley MPO, which is just around the corner. Council please state the amount in your motion. Thanks Craig

Councilman Eisenhower motioned to approve JUB Project # 60-19-048 to revamp and update the cities 2013 Kimberly Master Transportation Plan not to exceed \$25,000.00. Motion seconded by Councilwoman Duncan,
Roll call; Tomlinson Yes, Eisenhower Yes, Duncan Yes, Richman Yes.

B. DISCUSSION-ACTION ITEM- *Park reservation fee exemption request, from Idaho Vipers, for their 2020 youth baseball season, per City Code 12.20.030 - Fee Exemption. Idaho Vipers has paid the full reservation assessment in the amount of \$3,150.00 plus a \$25.00 Park application fee. This fee exemption request is in accordance to Kimberly Ordinance Ord. #654, Chapter 12. – Craig*

Mayor calls on Craig - *Mayor and Council you have the request before you. The applicant has paid all fees including a park application fee of \$25.00 which is not refunded. CSO officer Janine Taylor has sent a curtesy notices to the same group using the park this year and a couple of groups that did not reserve to let them know the park is being reserved now. There have been no other reservations requested at this time.*

*Councilwoman Duncan motioned to approve the exemption of the park reservation fees for the 2020 youth baseball season in the amount of \$3,150 for the Idaho Vipers. Motion seconded by Councilman Tomlinson,
Roll call; Tomlinson Yes, Eisenhower Yes, Duncan Yes, Richman Yes.*

C. DISCUSSION-ACTION ITEM- *Dave and Sara Taylor representing the Vipers, – request Council to consider installation of permanent sponsor signage, in the Kimberly City Park in conjunction with a request to install signage, re-naming the South East ball field, adjacent to Madison Street, “Welcome To Pheasant Cove – Dental Field – Shannon Widmier, DDS, 208-423-6444”. The Kimberly City Park is located between Monroe Street East, Ash Street North, Madison Street East and Chestnut Street North. Subject property is zoned “Parks” – Craig*

Mayor calls on Craig – *Craig briefed the Council on the sign sitting on the table and the discussion with staff and Legal counsel regarding the phone # and Widmier name and that the sign would be “Welcome To Pheasant Cove – Dental Field” only.*

Tim Stover, legal counsel explained that the public park shall not be used to solicit or advertise a business and that the phone #, Shannon Widmier, DDS was most likely crossing the line. The intent and Statues regarding this issue is to allow signage for recognition of the donors who have made the improvements, either labor or materials, not to advertise the business.

Chief Perry voiced his concerns and requested a vision gap be allowed between the signage on the back of the dugout, adjacent to Madison Street, so the Police can monitor that area better.

Sarah Taylor representing the Vipers, explained that they had received numerous other donors and that is why there were so many signs compared to last year’s discussion and that she would make sure there would be a gap in the signage attached to the back of the dugout adjacent to Madison Street, for compliance with the Police Department.

*Councilwoman Duncan motioned to approve the proposed signage for the ball diamond on South side of the City Park in accordance with the proposal in hand tonight, with the understanding that the 3x6 and the 2x6 signs that mention Pheasant Cove have no names or phone numbers and that any cost from defect or maintenance be the responsibility of the Idaho Vipers. 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 several pursuit's that the offices have been in and assisted in the one for the Twin Falls robberies. He talks about the life savings awards that hopefully will be done on the next council meeting. He updated on stats and Sircom is up 8.3%. He talked about KGND.

Craig thanked JUB for their work on getting geared up for the update on the transportation plan. Mayor and Council, we have just paid \$7,000 out of the TAPP Center Street project for the Cultural Environmental Historical study of the area and specifically two trees one on the west end near Banning and one on the East end near Oak Street. I want to say thanks to Janine for the work she has done on the weeds, vehicles, and cat rescue across / north of the park. She has been working a trap process and the cat owners in removing so far, around 27 cats that have been using the north west ball field as their kitty litter box. El Toro will be moving in soon to the former Papa Kelsey's, as Chuck has just signed the ok on the grease separator and they are acquiring their beer and wine license. They have facilities in Gooding, Hailey and Twin Falls. Guppies Hot Rod Grill, should be opening in about a month.

Chuck updated council on getting ready for KGND.

Roxie updates council on Liquor License, Maverick is paid and issued, Petersons / Guppies has their state beer, wine and liquor license and will be getting their county and then will be in to the City. Cactus Grill is still pending. Please remember your August 1, 2019 Budget workshop.

6. COUNCIL COMMENTS -

NO Council comments.

7. MAYOR COMMENTS –

Mayor welcomes Scout Adam from troop 243.

8. EXECUTIVE SESSION – DISCUSSION-ACTION ITEM- None

ADJOURNMENT: *Mayor Davidson adjourns meeting.*

Burke Davidson
Mayor

Roxie Bymun
City Clerk