

MIINUTES OF City of Kimberly

City Council
Meeting Minutes

July 14, 2020
6:00pm

242 Hwy 30 E., Kimberly, ID 83341

Mayor Davidson has asked that the call-in option be offered to anyone wishing to participate in the July 14, 2020, City Council meeting, by phone due to the COVID-19, pandemic, affecting Twin Falls County and the City of Kimberly staff. Operation guidelines from the State of Idaho require distancing restrictions, for your safety. You may wish to participate in this public meeting via, a telephone conference call. Everyone attending this meeting in person, shall be required to wear a face mask. We thank you in advance for complying.

TO PARTICIPATE BY PHONE

Please call in at 6:00 p.m. to the conference call number, 1-219-225-6621. Enter Pin number 701 829 285#

Be sure and enter the pound # sign following the pin number.

CALL TO ORDER & PLEDGE OF ALLEGIANCE -Mayor Davidson called the meeting to order and led the Pledge of Allegiance.

WELCOME – PLEASE TURN OFF CELL PHONES – THANK YOU

ROLL CALL OF CITY COUNCIL MEMBERS-*City Clerk Carrie Kimball confirmed by roll call the following officials in attendance.*

*Councilman Tomlinson
Councilman Eisenhower-via phone conference
Council President Duncan
Councilman Richman-via phone conference*

CEREMONIES, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS-None

AMENDMENTS TO THE AGENDA-*Consent Calendar for Accounts Payable. Utility bills were added, please see the highlighted yellow for new amounts. Also, New Business 5b-Governor Little's Public Safety Payroll Proposal. See attached.*

DECLARATION OF CONFLICT-None

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.

2. DISCUSSION-ACTION ITEM- CONSENT CALENDAR --- Councilman Duncan motioned to approve the Consent Calendar-Councilman Tomlinson second the motion. *Roll call: Councilman Tomlinson-yes, Eisenhower-yes, Duncan-yes, Richman-unavailable at this time*

- A. Approve Minutes for June 23, 2020**
- B. Approve Minutes for July 9, 2020**
- C. Accounts Payable June 24, 2020 – July 14, 2020**

General Fund	\$ 42,443.70	\$47, 043.05
Water Fund	\$ 2,916.35	\$ 5,015.55
Sewer Fund	\$ 13,540.79	\$13,927.86
Library	\$ 681.39	\$ 681.93
TOTAL	\$ 59,582.23	\$66,667.85

4. NEW BUSINESS

- A. DISCUSSION-ACTION ITEM- Parkvista Estates Subdivision PUD - Phase II-Final Plat** Craig -this is not a public hearing. *See Attached.*

Councilman Duncan motioned to approve the ParkVista Estates Subdivision PUD - Phase II-Final Plat -Councilman Tomlinson second the motion. *Roll call: Councilman Tomlinson-yes, Eisenhower-yes, Duncan-yes, Richman-unavailable at this time.*

DISCUSSION-ACTION ITEM – Governor Little’s Public Safety Payroll Proposal.

Councilman Duncan motioned to approve the Opt in Payroll Proposal letter to the Governor’s office and to discuss further options-Councilman Tomlinson second the motion. *Councilman Tomlinson-yes, Eisenhower-yes, Duncan-yes, Richman-unavailable at this time.*

5. ORDINANCES AND RESOLUTIONS –None

6. ADMINISTRATIVE / STAFF REPORTS –

Craig-Mayor and Council, *You will have a public hearing on Heritage Farms, I really don't need to hold another one, but in working with the developer, and Brian I was able to request the grandfathered ditch on the north boundary and the public hearing gives me the opportunity to get that including in the preliminary plat process, as well as it being depicted in Phase II final plat. Phase II is like the icing on the cake, as you will recall there is a large deep fenced storm water collection area that is taking care of the storm water discharge from Bowden Terrace Sub. that somehow got onto this parcel. Also, it provides the second circulation route out onto Emerald. Brian has been working really hard on the now approved construction plans, extra light, and a water sampling station incorporated. This is a good development and has corrected many deficiencies lingering from Bowden Terrace and Stonegate developments, with the rebuild of the sewer line and rebuild of adjacent Emerald street and storm water collection. Carrie and I are working every moment we can on the budgets.*

We are ready to issue a Building Permit for the O'Riley's in the near future. Brian and Jed have been on top of this as we needed their expertise in the water and sewer issues on private land in the First Fed Plaza development.

Center Street development is nearing the closing date for purchase and we hope it finalizes.

I am struggling in not being able to have at our fingertips a 6,000 to 10,000 ready to move into warehouse mfg. facility / building for an amazing owner searching in our area. This is now a public co. and is a break off from Melaleuca, what an amazing opportunity for us, if I had the building. I have put many hours in and we have the ability for grant opportunities for new job creation, etc. If we had it now, ready for them to use yesterday. Time will tell they are looking at the former Latham Motor building, that Essential Oils purchased and occupied and is nearly vacated now as they have expanded in to the old Kellwood building. Will hope for the best.

Brian-*Updated Mayor and Counsel on the Public Works crew. They are staying busy with several different projects. Complimented Klopfer Inc. for a wonderful job on the Chip Seal Project.*

Duncan-*Brian I don't know if this falls under you or not, but I noticed when I was coming through town that there is quite the mess in the middle of Center and Main Street. Looks like a whole lot went on over top of the emblem out there. Is that something you can look into? Can that be cleaned off? That was an expensive project.*

Brian-*I have heard some rumors about what happened there over the weekend, and yes that is something I can look into. As far as cleaning it up, I would have to really go down and take a good look at it.*

Duncan-*Yes, please do. Thank you.*

Carrie-*Nothing further tonight Mayor and Counsel.*

7. COUNCIL COMMENTS -*None*

8. MAYOR COMMENTS -*None*

9. 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)

- A. Discussion – Action Item** - Councilman Duncan motioned to enter Executive Session per **Idaho Code 74-206 (1) (f)**- -Councilman Tomlinson second the motion. *Roll call: Councilman Tomlinson-yes, Eisenhower-yes, Duncan-yes, Richman-yes*
- B. Discussion - Action Item** - Councilman Tomlinson motioned to reconvene from executive session. Councilman Duncan second the motion. *Roll call: Councilman Tomlinson-yes, Eisenhower-yes, Duncan-yes, Richman-yes*
- C. Discussion - Action Item** – Counselman Tomlinson motion to direct our City Engineer-Public Works Director and City Administrator to re-evaluate the sewer assessment for Oak Creek Re-Habilitation Center, located at 500 Polk Street East and make necessary adjustments if any. Any change in the monthly sewer assessment shall be reviewed and processed by legal counsel prior to being applied. The effective date shall be July 14th, 2020 forward, per adopted ordinances. Councilman Richman second the motion. *Roll call: Councilman Tomlinson-yes, Eisenhower-yes, Duncan-yes, Richman-yes*

ADJOURNMENT:

Mayor, Burke Davidson

City Clerk, Carrie Kimball