

CITY OF KIMBERLY

CITY COUNCIL
MEETING MINUTES

JULY 26TH 2011
6:00PM

Location: 242 Hwy 30, Kimberly, ID 83341

CALL TO ORDER & PLEDGE OF ALLEGIANCE

Meeting was called to order by Mayor Overacre at 6:00pm and all present were invited to recite the Pledge of Allegiance with him.

ROLL CALL OF CITY COUNCIL MEMBERS

City Council Present: Mayor – David Overacre
 Council President - Lee McKinlay
 Councilwoman - Mitzi Cheldelin
 Councilman - Brandon Hoobler
 Councilman - Burke Richman

City Staff Present: City Clerk - Jennifer Rowe
 Planning & Zoning Director - Jenny Nickerson
 Public Works Foreman – Kevan Hafer
 Police Chief – Pat Bermingham
 City Engineer – Tracy Ahrens
 City Attorney – Bill Hollifield

CEREMONIES, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS

None

AMENDMENTS TO THE AGENDA

Accounts Payable amended to add \$125.00 to Idaho Suds for Police Car washes.
 Consent Calendar amended to include minutes from July 18th.
 Old Business amended to add 2011-2012 budget items.

DECLARATION OF CONFLICT

None

1. CONSENT CALENDAR -

- A. Approve Minutes for July 12th and July 18th.
- B. Approve accounts payable July 9th through July 22nd.

General Fund	\$ 10,929.46
Water Fund	\$ 10,081.31
Sewer Fund	\$ 7,807.65
Library Fund	\$ 143.71
TOTAL	\$ 28,962.13

Councilwoman Cheldelin made the motion to approve the Consent Calendar. Councilwoman McKinlay seconded, all approved, none opposed, motion passed.

2. PUBLIC HEARINGS –

None.

3. CITIZEN ISSUES – PUBLIC INPUT –

Gary Ledbetter addressed the Council regarding the care of his property on the corner of Gem and Main.

4. UNFINISHED / OLD BUSINESS –

A. Water Project Update – Tracy Ahrens reported that the distribution mains are completed except for the punchlist. The pump and chlorine analyzer for the well house are on order. Kevan reported that some meters are still being reprogrammed. The server is still in the process of fine tuning.

B. Scott Parks from Western Waste gave a presentation on a proposed R4R, Rewards for Recycling, program. He also reported that the trial recycling program averaged 83% participation on the first run. Councilman Hoobler asked what the hard cost for the recycling program would be. Scott quoted \$3.50 per month per household along with a 2 year contract extension plus an additional \$1.00 for the rewards program.

C. Jeri Henley of Robert Jones Realty represented Westway in their proposal to buy the Simplot. Westway's plans for the property would include initially expanding parking and future building. Councilman Hoobler made a motion to prepare a counter offer to include stipulated property improvements and right-of-ways. Councilwoman McKinlay seconded, all approved, none opposed, motion passed.

D. Allen Park of Big Al's returned to the Council for consideration of a variance to allow him to purchase a beer/wine license. Mr. Park had attended the School Board meeting and they had compromised that no alcohol would be sold before 3:30pm. Councilman Hoobler asked that no alcohol signage would be allowed on the exterior of the building. Councilwoman Cheldelin moved that the Council preapprove Big Al's beer/wine license with the restrictions that no alcohol would be sold before 3:30pm and no alcohol signage would be allowed visible from the exterior. Councilman Hoobler seconded, all approved, none opposed, motion passed.

E. Mike Burr provided, via e-mail, a new GASB-54 fund balance policy. Councilwoman Cheldelin moved to adopt the policy as written. Councilman Hoobler seconded, all approved, none opposed, motion passed.

F. The Mayor asked the Council to finalize several budget items. **1.** On the request for an additional Police Officer position, the Council all agreed to an opening under the proposed grant. **2.** On the request for a new patrol car, the Council all agreed to wait and not include it in the 2011-2012 budget. **3.** Regarding the request to add a new full-time position to the Maintenance Department. Councilwoman McKinlay moved to add an additional full-time position to the Maintenance Department. Councilwoman Cheldelin seconded, Councilman Hoobler voted no, Council members Cheldelin, McKinlay and Richman voted yes, motion passed. **4.** The Council all agreed not to add a full-time engineer position. **5.** Regarding the planned concrete fence at the City Yard, Councilwoman Cheldelin moved to fund the fence from the Building Fund. There was no second, motion died. **6.** On the landscaping of the Stonegate water retention areas, Councilman Hoobler moved for the landscaping of the two water retention ponds to be included in the budget. Councilwoman McKinlay seconded, all approved, none opposed, motion passed. **7.** Mayor Overacre asked that the Council pass a new ordinance providing for the mayor's salary to be lowered to \$600 and council member's salary lowered to \$400. Councilwoman Cheldelin moved that the current ordinance remain. Councilman Hoobler seconded. Councilman Richman and Councilwoman McKinlay voted no. Councilwoman Cheldelin and Councilman Hoobler voted yes. Mayor Overacre voted no to break the tied decision. Councilman Richman moved for an ordinance to set the Council salary at \$500 and the Mayor salary at \$600. Councilwoman Cheldelin voted no, Council members Hoobler, McKinlay and Richman voted yes, motion passed. **8.** Alternate medical benefit packages were discussed and will be further investigated. **9.** Councilwoman McKinlay moved that the tentative budget be adopted on August 9th and the final budget adopted on August 23rd. Councilwoman Cheldelin seconded the motion, all approved, none opposed, motion passed.

5. NEW BUSINESS –

None.

6. ORDINANCES AND RESOLUTIONS –

A. Resolution to commit property tax revenue to the City Library. Councilwoman Cheldelin moved to adopt a resolution committing property tax revenue for the fiscal year 2010/2011 to the City Library for operating purposes in the amount of \$23,275. Councilman Hoobler seconded, all approved, none opposed, motion passed.

7. ADMINISTRATIVE / STAFF REPORTS –

A. City Clerk – Jennifer Rowe

Jennifer reported that she and Office Huffman had attended the Critical Infrastructure & Key Resources course sponsored by the County and a Kimberly area team will be developed after the first of the year. Thankyou cards from Miranda Overacre and Ageless Senior Citizens were read.

B. Public Works Department – Kevan Hafer

Kevan introduced Scott Owings as a new member of the Public Works Department. Kevan also reported that the excess dirt from the water project had been sold, the salvaged asphalt is being ground, we are on a waiting list with Pacific Container, and the sod has been laid at the Redwood site.

C. Police Department – Pat Bermingham

Pat reported on resent patrol car accidents and repairs.

D. Planning & Zoning Director – Jenny Nickerson

Jenny shared that the Northwest Community Development Conference was an amazing experience. There will be a Downtown Stakeholders meeting wrap-up will be upcoming and Operation Facelift awards will be made at the next meeting.

E. City Engineer – Tracy Ahrens

Tracy reported the Stonegate sewer prebid had been held, an addendum was added and the bid was on schedule for the 28th with the award to be at the Special City Council meeting on August 2nd at 5:30pm.

F. City Attorney – William R. Hollifield

None.

8. COUNCIL COMMENTS –

9. MAYOR COMMENTS –

10. EXECUTIVE SESSION –

Councilwoman McKinlay made a motion to enter into executive session under 67-2345(1)f.

Councilwoman Cheldelin seconded, all approved, none opposed, motion passed and session was entered at 8:00pm.

REGULAR SESSION –

Reconvened at 8:46. Councilwoman Cheldelin moved to propose a settlement with Mr. Caraway for \$160,000. Councilman Hoobler seconded, all approved, none opposed, motion passed.

ADJOURNMENT – 8:50pm.

Accommodation of special needs to participate in the meetings should be addressed to the Office of the City Clerk, 120 Madison W., Kimberly, Idaho 83341 or call 208-423-4151.

Brandon Hoobler	Lee McKinlay	David Overacre	Mitzi Cheldelin	Burke Richman
Councilman	President	Mayor	Councilwoman	Councilman

David Overacre
Mayor

Jennifer A. Rowe
City Clerk