

CITY OF KIMBERLY

CITY COUNCIL
MEETING MINUTES

DECEMBER 13TH 2011
6:00PM

Location: 141 Center St. W., Kimberly, ID 83341

CALL TO ORDER & PLEDGE OF ALLEGIANCE

Meeting was called to order by Mayor Overacre at 6:00pm. Mayor Overacre asked all present to join him in the Pledge of Allegiance.

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 Administrator – Polly Hulsey
City Clerk - Jennifer Rowe
Public Works Director – Rob Wright
Planning & Zoning Director - Jenny Nickerson
Police Lieutenant – Stacy Buck
City Engineer – Tracy Ahrens
City Attorney – Bill Hollifield

AMENDMENTS TO THE AGENDA

A/P’s were amended to add Visa Card payments due on 12/26/11. Changes are shown below. City Attorney Bill Hollifield asked the Council to amend the agenda to include a discussion of the Twin Falls County’s lawsuit regarding redistricting. Councilwoman McKinlay moved to amend the agenda to add a discussion of the County’s redistricting lawsuit under new business. Councilman Richman seconded, all approved, none opposed, motion passed.

DECLARATION OF CONFLICT

None

1. CONSENT CALENDAR -

A. Approve Minutes for November 22nd.

Councilwoman McKinlay made a correction to the Minutes to include the positions of City Clerk, City Treasurer and City Attorney in the motion made by Councilman Hoobler post executive session.

B. Approve accounts payable November 18th through December 12th.

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|--------------|----------------------|-----------------------|
| General Fund | \$ 156,634.06 | (155,924.08 + 709.98) |
| Water Fund | \$ 5,584.91 | |
| Sewer Fund | \$ 17,060.33 | |
| Library Fund | \$ 9,920.44 | (9,866.77 + 53.67) |
| TOTAL | \$ 189,199.74 | |

Councilwoman McKinlay made the motion to approve the Consent Calendar as amended. Councilman Richman seconded, all approved, none opposed, motion passed.

2. PUBLIC HEARINGS –

None.

3. CITIZEN ISSUES – PUBLIC INPUT –

Kathy Woodruff expressed her appreciation of the new City Christmas decorations and asked for background on item 6C when it was reached in the meeting.

4. UNFINISHED / OLD BUSINESS –

A. City Hall Update – Polly Hulsey reported that interior walls are going up and they are on schedule.

B. Water Project Update – Rob Wright reported that the project is close to closeout. The as-built-drawings are being reviewed by DEQ.

5. NEW BUSINESS –

A. Twin Falls County Redistricting Lawsuit – The Council discussed the County’s position on the redistricting. Councilwoman Cheldelin moved to add the City of Kimberly’s support to the County for this lawsuit. Councilman Hoobler seconded, all approved, none opposed, motion passed.

6. ORDINANCES AND RESOLUTIONS –

A. Cable One Franchise Agreement – Polly Hulsey and Bill Hollifield presented the agreement for Council’s review. Jim Eisenhower asked for an explanation of the franchise agreement and Mayor Overacre explained the why the franchise agreement was made. The agreement has the Council’s support and a Public Hearing was set for January 24, 2012.

B. Ordinance to make City Administrator, Public Works Director and Chief of Police positions mayoral appointments – Bill Hollifield presented the ordinance. Councilwoman Cheldelin moved to suspend the two reading rule and approve the Ordinance as written. Councilman Hoobler seconded, all approved, none opposed, motion passed.

C. Resolution creating the Duties of City Administrator – Bill Hollifield presented the resolution. Councilwoman Cheldelin and Councilwoman McKinlay felt that the resolution would be better addressed by the upcoming Council. The issue was tabled until after January 10, 2012.

CEREMONIES, APPOINTMENTS, ANNOUNCEMENTS, PRESENTATIONS

Reaffirm Appointments: City Attorney – Bill Hollifield

City Clerk – Jennifer A. Rowe

City Treasurer – Polly Hulsey

Appointments: City Administrator – Polly Hulsey

Chief of Police – Pat Bermingham

Public Works Director – Rob Wright

Mayor Overacre asked the Council to affirm these appointments. Councilwoman McKinlay moved to affirm the Mayor’s appointments. Councilwoman Cheldelin seconded, all approved, none opposed, motion passed.

Mayor Overacre acknowledged the attendance of Scout members from Troup 243.

7. ADMINISTRATIVE / STAFF REPORTS –

A. City Administrator – South Central Community Action Partnership will be holding a groundbreaking for new homes on Saturday, December 17th. Jill from Idaho Parks and Rec. visited the site for the RV restrooms. The City held the first quarterly City Planning Meeting with the School District and Rock Creek Fire District. Jay from Western Waste is trying to place a single stream recycling dumpster in Kimberly. City officials met with Twin Falls officials regarding waste water capacity issues. JUB is currently working on the Kimberly wastewater facilities study which should be done in 6 to 9 months.

B. City Clerk – Jackie Frey from Twin Falls County Emergency Operations will be conducting a CERT (community emergency response team) training on January 13th and 14th. Please call Jennifer at City Hall for more information.

C. Public Works Department – Rob Wright reported that Melissa McCoy was hired to fill the new operations opening. Rob was asked for an update on the BioLynceus project and responded that it was difficult tell so far but have several more months in the trail.

D. Police Department – Lieutenant Buck reported that Shane Braack-Saufley’s training was proceeding well.

E. Planning and Zoning – Jenny Nickerson reported that she currently is working on 5 permits for single family dwellings along with the 4 permits for the South Central Community Action Partnership homes.

F. City Engineer – No report.

G. City Attorney – No report.

8. COUNCIL COMMENTS – Councilwoman Cheldelin asked Jenny Nickerson on the progress of the de-annexation of the property at Select Source. Bill Hollifield said that the de-annexation would need to start in P&Z. Councilwoman Cheldelin asked that the new Council continue to pursue this matter.

The Council decided to cancel the December 27th Meeting due to the holidays and lack of agenda items.

9. MAYOR COMMENTS – Mayor Overacre reported on the activities of the MYAC (Mayor’s Youth Advisory Council).

10. EXECUTIVE SESSION - None

ADJOURNMENT – 6:55pm.

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.

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

David Overacre
Mayor

Jennifer A. Rowe
City Clerk