

City of Kimberly Agenda

City Council
MEETING AGENDA

AUGUST 22, 2023

6:00 pm

242 Hwy 30 E., Kimberly, ID 83341

Provisions are being made to support Council, Staff and Public participation, in this public meeting, via a telephone conference call option, or you may attend in person.

TO PARTICIPATE BY PHONE, call in at approximately 5:55 p.m. to the conference call number 1-414-909-6169 Enter the Pin number 543 771 546 followed by the pound # sign.

CALL TO ORDER & PLEDGE OF ALLEGIANCE

WELCOME – PLEASE TURN OFF CELL PHONES – THANK YOU

ROLL CALL OF CITY COUNCIL MEMBERS

CEREMONIES, ANNOUNCEMENTS, PRESENTATIONS -Susie Crain KGND-Mayor

AMENDMENTS TO THE AGENDA

DECLARATION OF CONFLICT

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. PUBLIC HEARINGS RULES - Items listed as public hearings allow citizen comment on the subject matter before the Council. Residents or visitors wishing to comment upon the item before the Council should follow the procedural steps. In order to testify, individuals must sign up in advance, providing sufficient information to allow the Clerk to properly record their testimony in the official record of the City Council. Hearing procedures call for presentation by the applicant, submission of information from City staff, and is followed by public testimony. The rules for testifying include the following: applicant will have 15 minutes to present their project; testimony by the public will be limited to 3 minutes per person. Testimony at public hearings on

applications brought forth from the Planning & Zoning Commission can be used to reaffirm previous testimony.

- A. DISCUSSION – ACTION - Public Hearing- Annual Appropriation Budget-** Proposed 2023-2024 Annual Appropriation budget in the amounts of, general fund \$3,181,908.00, library \$141,120.00, Water \$1,079,705.00 and Sewer \$1,932,999.77 for a total fund appropriation of \$6,335,732.77. The proposed tax levy on all taxable properties for general fund purposes, affords a maximum non-exempt property tax budget of \$1,610,751.00 for the fiscal 2023–2024 (FY-2024), beginning October 1, 2023, ending September 30, 2024. *Carrie – Craig - Council action per adoption of Ordinance #680.*

ORDINANCE NO. 680 - AN ANNUAL APPROPRIATION ORDINANCE OF THE CITY OF KIMBERLY, IDAHO, LEVYING AD VALOREM TAXES FOR THE CITY FISCAL YEAR BEGINNING ON THE 1ST DAY OF OCTOBER, 2023, AND ENDING ON THE 30TH DAY OF SEPTEMBER, 2024, UPON ALL TAXABLE PROPERTY IN THE CITY OF KIMBERLY, IDAHO, TO PROVIDE REVENUE TO PAY THE CITY GENERAL CURRENT EXPENSES AND PROVIDING THAT THE CITY CLERK SHALL FILE A CERTIFIED COPY OF THIS ORDINANCE AND STATE TAX COMMISSION FORM L-2 WITH THE COUNTY COMMISSIONERS AND AUDITOR OF TWIN FALLS COUNTY, IDAHO AND FILE A COPY OF THIS ORDINANCE WITH THE SECRETARY OF STATE.

- B. DISCUSSION – ACTION - Public Hearing – NWDC Kimberly LLC** - Annexation request of the 2.27 acres located in the Kimberly Impact Area - rezone - boundary change. Requested zoning change from Agriculture to Commercial Gateway, is for the west portion of the subject parcel. Re-zone is compliant with the adopted Kimberly 2019, Comprehensive land use designation map. Subject land is described as parcel #RP10S18E179020, SEC 17 T 10 R 18, 2.227A IN SE CORNER SE of the SE, N & E OF HWY 30, Twin Falls County, Idaho. Subject land is contiguous to Kimberly City limits, is accessed off US Hwy 30 and 3500E. Subject property is located at the North West corner of intersection 3500 E / US 30. *Craig - Council action per adoption of Ordinance 681*

ORDINANCE NO. 681 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KIMBERLY, STATE OF IDAHO, ANNEXING CERTAIN REAL PROPERTY DESCRIBED BELOW; PROVIDING THE ZONING CLASSIFICATION THEREFOR; PROVIDING FOR THE NECESSARY ZONING DISTRICT / AREA OF IMPACT MAP AMENDMENTS; PROVIDING THE NECESSARY COMPREHENSIVE LAND USE MAP AMENDMENTS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

3. NEW BUSINESS:

A. DISCUSSION-ACTION ITEM-

4. UNFINISHED BUSINESS-

A. DISCUSSION-

5. CONSENT CALENDAR- Discussion - Action -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 August 8, 2023

B. Accounts Payable for August 9, 2023 – August 22, 2023

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|--------------|---------------------|
| General Fund | \$ 27,174.62 |
| Water Fund | \$ 37,698.57 |
| Sewer Fund | \$ 2,673.92 |
| Library | \$ 954.30 |
| TOTAL | \$ 68,501.41 |

6. ADMINISTRATIVE / STAFF REPORTS -

7. COUNCIL COMMENTS -

8. MAYOR COMMENTS –

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)

ADJOURNMENT:

Questions concerning items appearing on this Agenda or requests for accommodation of special needs to participate in the meeting should be addressed to the Office of the City Clerk, 242 Hwy 30 E., Kimberly, Idaho 83341 or call 208-423-4151.

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| Robert Tomlinson | | Burke Davidson | Nancy Duncan | Burke Richman |
| Councilman | | Mayor | Council President | Councilman |