

# City of Kimberly Agenda

City Council  
MEETING AGENDA

July 27, 2021

6:00 pm

242 Hwy 30 E., Kimberly, ID 83341

**TO PARTICIPATE BY PHONE, call in at approximately 5:55 p.m. to the conference call number, 1-651-447-8207 Enter the Pin number 877 994 283 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**

## **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. Public Hearing** – no public hearings

**3. NEW BUSINESS:**

- A. **DISCUSSION-ACTION ITEM** –Phase III Ballard’s Subdivision final plat. Subject land contains approximately 23 acres, to be subdivided into 69 residential lots. This property received P & Z Commission, preliminary plat approval, on March 30<sup>th</sup>, 2021, including conditions. Subject property is in the Kimberly City limits, north of Paintbrush Ave. Property is legal described as: E1/2 NW1/4, Section 20 Township 10 S. Range 18 East Boise Meridian, Twin Falls County -RPK 86710202910 and a portion of RPK 86710202510. Subject property is zoned R-2 residential, with adjoining properties zoned Commercial Gateway to the north, Industrial and Agriculture to the west and Agriculture to the east. This is not a public hearing. *Craig*
- B. **DISCUSSION-ACTION ITEM** - Council comments on a Twin Falls County application for a rezone of land, located at the NE Corner of 3300 East and Hwy 30-Kimberly Rd., from Agriculture to Commercial Gateway. Request is in Compliance with the Kimberly Comprehensive land use map land use designation. Subject land contains approximately 27.01 acres and is in the Kimberly Impact Area. Owner is Champ, LLC, Representative is Gerald Martens. *Craig*
- C. **DISCUSSION-ACTION ITEM** - Mayor recommendation to the Council of appointment of a Development Impact fee advisory Committee member, in accordance to Idaho Code 67-8205 2 (c). Appointment is to be effective July 28, 2021 for six years, expiring 07-28-2027. *Mayor Davidson -Craig*
- D. **DISCUSSION-ACTION ITEM** – Mayor recommendation to the Council of appointment of a Planning and Zoning Commission member to fill a vacant seat. Appointment is to be effective July 28, 2021, expiring, 09-08-2022. *Mayor Davidson - Craig*

**4. 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 July 13, 2021**

**B. Accounts Payable for July 14, 2021 - July 31, 2021**

General Fund	\$ 50,415.24
Water Fund	\$ 40,770.70
Sewer Fund	\$ 2,123.50
Library	\$ 1,274.32
<b>TOTAL</b>	<b>\$ 94,583.76</b>

**5. ORDINANCES AND RESOLUTIONS –**

Ordinances and resolutions are formal measures considered by the City Council to implement policy which the Council has considered. Resolutions govern internal matters to establish fees and charges pursuant to existing ordinances. Ordinances are laws which govern general public conduct. Certain procedures must be followed in the adoption of both ordinances and resolutions; state law often establishes those requirements.

**A. DISCUSSION-ACTION ITEM –**

**6. UNFINISHED BUSINESS**

**A. DISCUSSION-ACTION ITEM**

**7. ADMINISTRATIVE / STAFF REPORTS -**

**8. COUNCIL COMMENTS -**

**9. MAYOR COMMENTS –**

**10. 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.**

Robert Tomlinson	Jim Eisenhower	Burke Davidson	Nancy Duncan	Burke Richman
Councilman	Councilman	Mayor	Council President	Councilman