

# AMENDED City of Kimberly Agenda

City Council  
MEETING AGENDA

September 28, 2021

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.**

**Currently face masks are not required by the Mayor, to be worn if you attend in person.**

**TO PARTICIPATE BY PHONE, call in at approximately 5:55 p.m. to the conference call number, 1-330-648-3330 Enter the Pin number 229 140 810 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**

Appointment of Debbie Ginder, residing at 821 Elm Street. N. Kimberly Idaho, to the Kimberly Library Board of Trustees, to complete a 13-month term, ending October 28<sup>th</sup>, 2022, vacated by Kathy Lundy. *Mayor Davidson*

## **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**

Proposed amendments to Ordinance 664, the annual appropriation ordinance for fiscal year 2021, appropriating additional funds received by the City. Funds incorporate, ARPA (American Rescue Plan Act Funding) \$435,999.77, COVID 19 Cares funding, \$136,400.00, State of Idaho Police Interdiction grant funds, \$5,500.00 and Source Water Protection DEQ grant funds, \$5,651.26. *Craig-Carrie (action to be taken per agenda item # 5A)*

**3. NEW BUSINESS:**

**A. DISCUSSION-ACTION ITEM** – JUB presentation of the Drinking Water Facility Planning Study- Master Plan 2021. *Tracy Ahrens, Gary Haderlie and Brian Reed* – Council to receive the plan / recommendations and select applicable alternatives. Document/power point at meeting-JUB

**B. DISCUSSION-ACTION ITEM** – Approval for a grant from the Bureau of Justice Assistance Program for up to \$150,000.00, from the US Department of Justice.-*Chief Perry*

**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 September 14, 2021**

**B. Accounts Payable for September 15, 2021 – September 30, 2021**

|              |                     |
|--------------|---------------------|
| General Fund | \$ 10,032.46        |
| Water Fund   | \$ 73,586.41        |
| Sewer Fund   | \$ 17,331.18        |
| Library      | \$ 1,095.31         |
|              |                     |
| <b>TOTAL</b> | <b>\$102,045.36</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 – Ord. 669**

AN ORDINANCE OF THE CITY OF KIMBERLY, IDAHO, AMENDING ORDINANCE 664 THE APPROPRIATION ORDINANCE FOR THE FISCAL YEAR 2021; APPROPRIATING ADDITIONAL FUNDS RECEIVED BY THE CITY OF KIMBERLY, IDAHO. AMENDMENTS ARE INCORPORATING ARPA-AMERICAN RESCUE PLAN ACT FUNDING, COVID 19 CARES FUNDING, SOURCE WATER PROTECTION DEQ GRANT FUNDS AND STATE OF IDAHO POLICE DRUG INTERDICTION GRANT FUNDS.

**6. UNFINISHED BUSINESS-**

**A. DISCUSSION-ACTION ITEM-** Third request for a partial payment to JUB for invoice #144881 in the amount of \$8,750.00, relative to the 2021 Water Facility Planning Study.  
*Brian*

**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;

- A. Council may make a motion to enter into executive session per Idaho Code 74-206-1 (b) (f).
- B. Council motion to reconvene from executive session.
- C. Council action if any regarding executive session

**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    |

Amended Agenda posted 09-24-2021 6:31 p.m.