

City of Kimberly minutes

City Council
MEETING minutes

January 25, 2022

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 1-513-796-6932 Enter the Pin number 839 371 732 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

Tomlinson – absent

Eisenhower – yes

Duncan - yes

Richman – yes

CEREMONIES, ANNOUNCEMENTS, PRESENTATIONS, APPOINTMENTS

1. Mike Burr, annual audit presentation for fiscal year ending 2021. Council approval/action----- See Insert

AMENDMENTS TO THE AGENDA

Yes, Craig asked the agenda item 3C be removed. He was not able to get in contact with the Vipers so they could attend.

Mayor Davidson called for a motion to amend the agenda.

Council member Eisenhower motioned to approve to strike 3C **DISCUSSION – ACTION –** Request for exemption of park reservation fees, paid by Idaho Vipers, for the 2022 youth baseball season. Fee Exemption, is for \$6,200.00 paid, per First Federal check #001246. A nonrefundable, \$25.00 park application fee has been paid per check #0012471156. This Fee Exemption is in accordance to Kimberly Ordinance Ord. #654, Chapter 12. *Craig-Janine*

Council Member Duncan seconded the motion.

Roll call:

Tomlinson - absent

Eisenhower - yes

Duncan - yes

Richman - yes

DECLARATION OF CONFLICT

None

1. CITIZEN ISSUES – PUBLIC INPUT –

None

2. PUBLIC HEARINGS RULES –

None

3. NEW BUSINESS:

- A. DISCUSSION-ACTION – Mike Burr, annual audit presentation for fiscal year ending 2021. Mike Burr -Council approval/action**

Mayor Davidson called for a motion to approve.

Council member Eisenhower motioned to approve the annual audit presentation for fiscal year ending 2021 presented by Mike Burr.

Council Member Richman seconded the motion.

Roll call:

Tomlinson - absent

Eisenhower - yes

Duncan - yes

Richman - yes

- B. DISCUSSION – ACTION –Council direction regarding park fee exemptions, in-conjunction with proposed park development impact fees. Craig**

Mayor Davidson called for a motion to approve.

Council member Duncan motioned to approve that staff proceed with what is already in place.

Council Member Richman seconded the motion.

Roll call:

Tomlinson - absent

Eisenhower - yes

Duncan - yes

Richman - yes

~~**C. DISCUSSION – ACTION ITEM.** Request for exemption of park reservation fees, paid by Idaho Vipers, for the 2022 youth baseball season. Fee Exemption, is for \$6,200.00 paid, per First Federal check #001246. A nonrefundable, \$25.00 park application fee has been paid per check #0012471156. This Fee Exemption is in accordance to Kimberly Ordinance Ord. #654, Chapter 12. *Craig Janine*~~

D. DISCUSSION – ACTION ITEM. Per Kimberly City Code Chapter 17.15, Section 17.15.010 “Prior to annexation of an unincorporated area, the Council shall request and receive a recommendation from the Commission on the proposed plan and zoning ordinance changes for the unincorporated area.” Applicant / Owner requesting annexation is Alyeska Properties LLC c/o Gerald Martens. Subject property is legally described as RP10S18E291810, non-developed farm land, located at the West end of Brentwood Drive, accessed off South Main Street. Parcel contains approximately 5.52 acres and is zoned Agriculture. Action by the Council is not to approve the subject application. It is to direct staff to proceed or not proceed with an annexation application to be processed before the Planning and Zoning Commission. *Craig*

Mayor Davidson called for a motion.

Council member Eisenhower motioned to approve the authorization for staff to initiate Annexation proceedings for item 3-D.

Council Member Duncan seconded the motion.

Roll call:

Tomlinson - absent

Eisenhower - yes

Duncan - yes

Richman - yes

E. DISCUSSION – ACTION ITEM. Per Kimberly City Code Chapter 17.15, Section 17.15.010 “Prior to annexation of an unincorporated area, the Council shall request and receive a recommendation from the Commission on the proposed plan and zoning ordinance changes for the unincorporated area”. Applicant / Owner requesting annexation is Don McFarland-Big Sky Farms LLC c/o Gerald Martens. Subject properties are non-developed farm land, described as Parcels RP10S18E203050 containing 26.23 acres, zoned Agriculture, Parcel RP10S18E203005 containing 11.88 acres, zoned Agriculture, Parcel RP10S18E203601 containing 22.26 acres, zoned Light Industrial, Parcel RP10S18E205400 containing 3.19 acres, zoned Agriculture, Parcel RP10S18E205560, containing 9.19 acres, zoned Agriculture and Parcel P10S18E205405 containing 10.68 acres zoned Agriculture. Subject properties are located South of Hwy 30, East of 3400 East, North of the Union Pacific right of way - tracks and west of Sierra Way. Action by the Council is not to approve the subject application. It is to direct staff to proceed or not proceed with an annexation application to be processed before the Planning and Zoning Commission. *Craig*

Council member Duncan discussed the need for a traffic light to be installed at the intersection of 3400 E and HWY 30, what triggers that improvement before any more traffic is loaded there and where it is not in the city limits how does the City makes sure it happens.

Craig thanked the Council for the questions and stated that the applicant of the parcels noted in 3-E of the agenda has been made aware of the need for a traffic light improvement at the 3400 E / Hwy 30 intersection, yes, it is outside of the city limits, it is in our impact area. The traffic created by the potential residential units of around 200 homes will generate around 1,800 vehicle trips a day, which are most likely going to go to that intersection to go to work, medical, entertainment, etc. Mr. Martens has been made aware. I believe Brian got this intersection added to the Transportation list for traffic light improvements. Mr. Martens is the President of the Greater Transportation group. Nancy you are aware of that group.

Nancy: yes.

Brian confirmed that this intersection is on the list.

Nancy questioned the fact and need for pressure reductions stations. Nancy state that she was glad that the Industrial zone adjacent to Sierra Way is possibly going away and that the residential zoning will flow to the south adjacent to Ridgeline area.

Craig stated that the proposed zoning upon annexation will be mostly residential with some nonresidential adjacent to highway 30 and adjacent to the developed industrial to the west, ADM, Meyrs, Id. Power, etc. Proposed is a minimum 300’ buffer of higher density housing and the existing industrial development.

Councilmember Eisenhower discussed potential annexations of property west of 3400 E in the future.

Craig and Brian stated that this area would need to have those possibly one maybe two. Mr.

Martens is also aware of that.

Mayor Davidson called for a motion.

Council member Duncan motioned to approve the authorization for staff to proceed with Big Sky Farm Annexation proceedings.

Council Member Eisenhower seconded the motion.

Roll call:

Tomlinson - absent

Eisenhower - yes

Duncan - yes

Richman - yes

F. DISCUSSION – ACTION ITEM. Per Kimberly City Code Chapter 17.12, Section 17.12.030 (k) 5. “The Council may, determine at their discretion, approve and accept cash contributions in lieu of park land with improvements, which contributions shall be used for park land acquisition and /or park improvements.” Ballard’s Phase III Subdivision Park in lieu fees: A cash in lieu fee for a park area required per Title 17, section K (2) of Kimberly Subdivision Ordinance applicable to Ballard’s Phase III Subdivision = Total Park in-lieu fees to be paid prior to issuance of any building permits. = \$52,911.46 \$65,109.92--
Craig

Mayor Davidson called for a motion.

Council member Eisenhower motioned to approve A cash in lieu fee for a park area required per Title 17, section K (2) of Kimberly Subdivision Ordinance applicable to Ballard’s Phase III Subdivision = Total Park in-lieu fees to be paid prior to issuance of any building permits. = \$65,109.92

Council Member Duncan seconded the motion.

Roll call:

Tomlinson - absent

Eisenhower - yes

Duncan - yes
Richman - yes

G. DISCUSSION – ACTION ITEM. Per Kimberly City Code Chapter 17.12, Section 17.12.030 (k) 5. “The Council may, determine at their discretion, approve and accept cash contributions in lieu of park land with improvements, which contributions shall be used for park land acquisition and /or park improvements.” Centennial PUD Subdivision Park in lieu fees: A cash in lieu fee for a park area required per Title 17, section K (2) of Kimberly Subdivision Ordinance applicable to Centennial PUD Subdivision = Total Park in-lieu fees to be paid prior to issuance of any building permits. = \$16,927.00 *Craig*

Mayor Davidson called for a motion.

Council member Eisenhower motioned to approve A cash in lieu fee for a park area required per Title 17, section K (2) of Kimberly Subdivision Ordinance applicable to Centennial PUD Subdivision = Total Park in-lieu fees to be paid prior to issuance of any building permits. = \$16,927.00

Council Member Richman seconded the motion.

Roll call:

Tomlinson - absent
Eisenhower - yes
Duncan - yes
Richman - yes

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 January 11, 2022**
- B. Accounts Payable for January 12, 2022 – January 31, 2022**

General Fund	\$ 34,579.25
Water Fund	\$ 24,780.97
Sewer Fund	\$ 16,247.50
Library	\$ 772.67
TOTAL	\$ 76,380.39

Mayor Davidson called for a motion.

Council member Richman motioned to approve the Consent Calendar as presented.

Council Member Duncan seconded the motion.

Roll call:

Tomlinson - absent

Eisenhower - yes

Duncan - yes

Richman - yes

5. ORDINANCES AND RESOLUTIONS –

None

6. UNFINISHED BUSINESS—

None

7. ADMINISTRATIVE / STAFF REPORTS -

Chief Perry- Updated staff on Officer Damron finishing up his K-9 certification with Officer Riggs. Sgt Arrington traveling to Colorado to become SRO Certified. Been busy and his officers are keeping up.

Craig- Thanked Carrie for another great Audit this year, and complimented staff on good participation throughout the year. Updated that his department is staying very busy and things are going well building activity has really surged with potential interest raising.

Brian- Gave update that his crew was working on maintenance and finishing up the plowing and sanding. He has been very impressed with his crew and applauds them. Crew will be working on organizing and inventory this next week.

Carrie- Thanked Craig for his involvement in the Audit. Reported she was very pleased with this last year.

8. COUNCIL COMMENTS –

None

9. MAYOR COMMENTS –

None

10. EXECUTIVE SESSION – DISCUSSION-ACTION ITEM-

None

ADJOURNMENT:

Mayor, Burke Davidson

City Clerk, Carrie Kimball