

City of Kimberly minutes

City Council
MEETING minutes

february 28, 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 1-845-605-8357 Enter the Pin number 308 642 198 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

City Clerk Carrie Kimball took roll call:

Tomlinson-Yes

Eisenhower-Absent

Duncan- Yes

Richman- Yes

CEREMONIES, ANNOUNCEMENTS, PRESENTATIONS

None

AMENDMENTS TO THE AGENDA

None

DECLARATION OF CONFLICT

None

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.

None

3. NEW BUSINESS:

None

4. UNFINISHED BUSINESS-

None

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 February 14, 2023

B. Accounts Payable for February 15, 2023 – February 28, 2023

General Fund	\$ 14,280.39
Water Fund	\$ 48,417.18
Sewer Fund	\$ 2,599.83
Library	\$ 940.36
TOTAL	\$ 66,237.76

Mayor Davidson called for a motion:

Councilwoman Duncan motioned to approve the Consent Calendar as presented.

Councilman Tomlinson seconded the motion.

Roll Call:

Tomlinson-Yes

Eisenhower-Absent

Duncan- Yes

Richman-Yes

6. 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.

None

7. ADMINISTRATIVE / STAFF REPORTS –

Chief Perry-Updated Mayor and Council that it has been very busy. He has a young man applying for the last position they have to fill in the Police Department.

Duncan- asked the Chief where he was from.

Chief- replied he believed he was from the Twin Falls area.

Richman- asked if there was only this one position left.

Chief- replied yes, this is the last one to be filled. Once the applicant completes the list of things to do then he will go from there. Chief wants to insure the applicant is a good fit for the community, the City Staff, and his current Officers. Lots of things to get through before hiring.

Duncan-asked how the new 4-way stop was going and mentioned she drives through it often and its especially helpful during the school rushes.

Chief-replied that it is working well now that everyone is getting used to it. The only issue that he has seen is when it snows. The wind picks up and likes to cover the front of the signs on the west entry. Chief has made Brian aware of it and will be watching it closely during the winter months.

Richman-asked the Chief about the process of what happened with the situation at Canyon Ridge. He also wanted to know if KPD responded and about the lockdown here in Kimberly.

Chief-responded that no, KPD did not respond to Canyon Ridge, but that they were on call for Twin Falls as back up to catch calls outside of that situation. He stated the amount of resources and involvement was huge. Several different agencies were involved. The Hospital was ready and set up for the potential families that may need them. Two life flight helicopters were

attached to the call and on standby as well. Chief stated he is the contact for communicating with the Kimberly Schools. They wait on him to state when the lock down is needed and then again when they can resume with regular protocol.

Richman-asked if they will be able to catch who did this.

Chief-replied it was out of their hands and will be delt with higher up.

Stover-asked if anyone has put a dollar amount on all of the resources that were used.

Chief-answered, not to his knowledge.

Craig-Thanked the Council for their patience with the 4-way stop sign. So far, he has received 23 positive E-mails and only 3 negative ones. He hopes to keep on improving our intersections. Craig stated the Grant is in place for the 3400/Kimberly Rd. Light. He and Brian have been working very hard on the Patterson Property project. He is anticipating a 4th submittal sometime next week. The RCFD will go in front of the P&Z Commission on March 15, 2023 for their DIF. Craig stated it has been very busy in his department.

Duncan- asked if the Building Permits have slowed down at all.

Craig-stated no, not at all.

Brian-Updated that the crew is staying busy with maintain the roads and getting ready to get an early start on the weeds. He announced Arbor Day will be April 27, 2023 at 9:00am.

Carrie- Presented the investment portfolio (*see insert*) and explained all but the CD's would show monthly interest earned. CD's are quarterly.

8. COUNCIL COMMENTS - None

9. MAYOR COMMENTS –Council you will recall last September, the 13th, your direction to Craig and I following the executive session. I am pleased to announce that the City now owns the LDS Church parcel at the corner of 3600 N and 3400 E. The property as you know will be developed for park recreation uses. The process of getting it up and going should be about a year to a year and a half. Craig has been and is working very hard on it. We have had meetings with PI pump irrigation installers, Idaho Power and ground prep folks. Improvements no different than the main city park, porta-potty restrooms, gravel circulation onsite parking, ingress and egress off 3600 N., based on traffic data.

Duncan-asked if it will be operational next year and confirmed it being the LDS Church parcel in the city limits south west of Heritage Farms.

Tomlinson- Yes, it is at the corner of 3400/3600.

Craig- responded that he is working with Idaho Power, their installation of that will take place late fall 2023 after the irrigation waters are off. This ground has its own water shares and will have its own irrigation PI system. Per our discussions with multiple landscaping firms that have installed large recreation grounds at nearby schools, they have stated that athletic fields and park recreation grounds need to be at least 1-year seasoned / mowed, and maintained before being used. If its not properly seasoned, it will just get torn up and we don't want that. We should be looking at installation of grass the spring of 2024 and expect to be using it in 2025. Kudos to the Mayor and Council. Craig thanked Tim Stover for his legal advice and Council for their executive session followed by their direction out of the executive session. This is prime recreation ground. The Church was very supportive of the City being able to purchase this ground and it becoming a vital part of the recreation for the citizens of Kimberly. The closing of this property has become public and the word is out there. Please remember this is phase I of the park land development for the City in this area. As you will recall the language adopted almost eight years ago, to collect in-lieu park fees rather than having little pocket parks scattered around town, which aren't large enough to provide the badly needed youth/adult ball park recreation fields. As you know our park has been reserved in its entirety the last 3-4 years. It was reserved last July for this 2023 year. The second phase future park development, shall be the adjoining property to the east of the City's 5-acre parcel and to the north. These properties as you know, are also in the city limits. He is currently dealing with developers of those lands that were originally phase I and II of Heritage farms. When those lands develop, the adjacent land to the city's 5-acre park shall become an extension of our park. Land to the east and north based on our current ordinances for park dedication, and about another 7 acres based on park land development requirements in our subdivision ord. The future park phases/addition will go to the East and West of the current site.

Duncan- Stated its going to cost to make this a park and to maintain it. She asked if we had the funds for this.

Craig- Stated we do but he would not go into what was discussed in Executive Session. If you will look at your financials, Carrie has got the applicable line item 01-217-55 up to date, you will see after the purchase, the City has a \$75,914.00 balance for park in lieu purchases/ development etc. The power and PI system will run about \$40,000 and about \$20,000 for a sprinkler system and seeding. There will costs of gravel circulation areas, signage, etc. He expects to collect park in-lieu fees on Canyon Glenn and Olsen Farms this fiscal year of around \$150,000.00, which will certainly support your goals of this new activity park per our adopted ordinances which govern how we collect the funds. Good job, Mayor and Council.

Duncan- stated, I know the City has waived about \$40,000.00 in past park fees. We need to take a look at that. To maintain future parks, it is going to cost money. Nancy suggested that Craig notify the folks that have reserved in the past and let them know of the City's new goals and need for the fees collected for park development and maintenance.

Craig-stated that, yes about \$40,000.00 in park fees in the past eight years have been waived for the ball fields, and misc. non-profit groups. Council you asked for that information just last year in determining if you were going to continue to do that. As you know at that time the City was not in the potential land acquisition mode. Craig suggested that the Council re-visit waiving

fees, as the City has a new direction to go, in the future. The City will need those funds to maintain/develop the parks. He knows its been a great gesture for the Council to be able to waive the fees in the past, but those funds are needed going forward. Craig is glad the City's park land purchase is now public and it's out there now. If someone were to come in with a cashier's check today, to reserve parks this year, you now have a different park program to plan on and how the city collects. What and how much you decide to collect is your decision. Any further questions? There were none.

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:

Mayor, Burke Davidson

City Clerk, Carrie Kimball