

# Amended City of Kimberly Agenda

City Council  
Meeting Agenda

June 25, 2019  
6:00 pm

242 Hwy 30 E., Kimberly, ID 83341

## **CALL TO ORDER & PLEDGE OF ALLEGIANCE**

## **WELCOME – PLEASE TURN OFF CELL PHONES – THANK YOU**

## **ROLL CALL OF CITY COUNCIL MEMBERS**

## **CEREMONIES, APPOINTMENTS, 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 – Discussion - Action:** Tuscany Development -Mill Creek- Final Plat Subdivision, Phases One and Two containing 31 lots. Subject land is not in the City limits, consists of 40 acres located at the northwest corner of 3500 East and 3600 North in the City’s impact area, zoned Agriculture per the adopted Kimberly Zoning / Impact map. Craig

- B. **Public Hearing:** City initiated amendments to Title 17, Section, 17.02.010 Definitions, Section 17.09.020 Allowed Use of Signs; Section 17.04060 Commercial Business, Section 17.04.070 Residential Professional (RP), Section 17.04.080 Commercial Gateway (CG), Section 17.04.085 Commercial Interior (CI); and Section 17.13.020 Available Permits. Craig

**3. CONSENT CALENDAR** -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 June 11, 2019**

- B. **Accounts Payable : June 12-June 25, 2019**

General Fund	\$ 31,852.40
Water Fund	\$ 30,832.51
Sewer Fund	\$ 3,802.33
Library	\$ 538.19
<b>TOTAL</b>	<b>\$ 67,025.43</b>

**DISCUSSION-ACTION ITEM**

**4. UNFINISHED BUSINESS**

- A. **DISCUSSION-ACTION ITEM-**

**5. NEW BUSINESS**

- A. **DISCUSSION-ACTION ITEM-** Approval of Liquor License's- *Roxie Bymun*

- B.

**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.

- A. **DISCUSSION-ACTION ITEM-** Ordinance No. 656 - AN ORDINANCE OF THE CITY OF KIMBERLY, IDAHO, AMENDING TITLE 17 OF THE KIMBERLY MUNICIPAL CODE BY AMENDING SECTION 17.02.010 DEFINITIONS; SECTION 17.09.020 ALLOWED USE OF SIGNS; SECTION 17.04.060 COMMERCIAL BUSINESS; SECTION 17.04.070 RESIDENTIAL-PROFESSIONAL (RP); SECTION 17.04.080 COMMERCIAL GATEWAY (CG); SECTION 17.04.085 COMMERCIAL INTERIOR (CI); SECTION 17.13.020 AVAILABLE PERMITS; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE UPON PASSAGE, APPROVAL AND PUBLICATION BY SUMMARY ACCORDING TO LAW.

**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.**

Nancy Duncan	Burke Richman	Burke Davidson	Jim Eisenhower	Robert Tomlinson
Councilwoman	Councilman	Mayor	Councilman	Councilman

Posted June 21st, 2019 – Amendment posted 06-24-2019