

City of Kimberly minutes

City Council
MEETING minutes

February 25, 2025

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 1-385-323--0256 Enter the Pin number 517 585 077 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

Snarr-Yes

Duncan- Yes

Richman- Yes

CEREMONIES, ANNOUNCEMENTS, PRESENTATIONS

None

AMENDMENTS TO THE AGENDA

Yes. Craig requested we defer action on item 3B to a later date due to Cecille and Tonya medical appointment conflicts.

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.

PUBLIC HEARINGS:

None

3. NEW BUSINESS:

A. DISCUSSION ACTION ITEM – Adoption of Ordinance No. 684 - Idaho Power 10 year franchise agreement - “AN ORDINANCE IN ACCORDANCE WITH IDAHO CODE 50-328, 50-329 AND 50-329A GRANTING A FRANCHISE TO IDAHO POWER COMPANY, A CORPORATION, AND TO ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, MAINTAIN AND OPERATE IN AND UPON THE PRESENT AND FUTURE STREETS, HIGHWAYS AND OTHER PUBLIC PLACES WITHIN THE CORPORATE LIMITS OF THE CITY OF KIMBERLY, IDAHO, ELECTRIC UTILITY PROPERTY AND FACILITIES FOR SUPPLYING ELECTRICITY AND ELECTRIC SERVICE TO THE CITY, THE INHABITANTS THEREOF, AND OTHERS FOR A TERM OF TEN (10) YEARS, FROM AND AFTER MARCH 4, 2025 (the effective date of this ordinance), INCLUDING THE NONEXCLUSIVE RIGHT TO PHYSICALLY LOCATE AND MAINTAIN TELEPHONE, CABLE, FIBER OPTICS OR OTHER COMMUNICATIONS FACILITIES; SETTING FORTH AN AGREEMENT NOT TO COMPETE, RESERVING POWER OF EMINENT DOMAIN; PROVIDING FOR THE PAYMENT OF FRANCHISE FEES; SPECIFYING OTHER LIMITATIONS, TERMS AND CONDITIONS GOVERNING THE EXERCISE OF SAID FRANCHISE.”; AND PROVIDING FOR THE EFFECTIVE DATE, THIRTY DAYS AFTER PUBLICATION AND COUNCIL ADOPTION, ACCORDING TO LAW.” - *Craig*

Mayor Davidson called for a motion:

Council Member Richman motioned to Dispense the 2nd and 3rd reading and pas by Title only for ORD #684.

Council Member Tomlinson seconded the motion.

Roll Call:

Tomlinson-Yes
Snarr-Yes
Duncan- Yes
Richman-Yes

Mayor Davidson called for a motion:

*Council Member Richman motioned to approve **ORDINANCE NO. 684** - Idaho Power 10 year franchise agreement - “AN ORDINANCE IN ACCORDANCE WITH IDAHO CODE 50-328, 50-329 AND 50-329A GRANTING A FRANCHISE TO IDAHO POWER COMPANY, A CORPORATION, AND TO ITS SUCCESSORS AND ASSIGNS, TO CONSTRUCT, MAINTAIN AND OPERATE IN AND UPON THE PRESENT AND FUTURE STREETS, HIGHWAYS AND OTHER PUBLIC PLACES WITHIN THE CORPORATE LIMITS OF THE CITY OF KIMBERLY, IDAHO, ELECTRIC UTILITY PROPERTY AND FACILITIES FOR SUPPLYING ELECTRICITY AND ELECTRIC SERVICE TO THE CITY, THE INHABITANTS THEREOF, AND OTHERS FOR A TERM OF TEN (10) YEARS, FROM AND AFTER MARCH 4, 2025 (the effective date of this ordinance), INCLUDING THE NONEXCLUSIVE RIGHT TO PHYSICALLY LOCATE AND MAINTAIN TELEPHONE, CABLE, FIBER OPTICS OR OTHER COMMUNICATIONS FACILITIES; SETTING FORTH AN AGREEMENT NOT TO COMPETE, RESERVING POWER OF EMINENT DOMAIN; PROVIDING FOR THE PAYMENT OF FRANCHISE FEES; SPECIFYING OTHER LIMITATIONS, TERMS AND CONDITIONS GOVERNING THE EXERCISE OF SAID FRANCHISE.”; AND PROVIDING FOR THE EFFECTIVE DATE, THIRTY DAYS AFTER PUBLICATION AND COUNCIL ADOPTION, ACCORDING TO LAW.”*

Council Member Tomlinson seconded the motion.

Roll Call:
Tomlinson-Yes
Snarr-Yes
Duncan- Yes
Richman-Yes

B. DISCUSSION ACTION ITEM - East End Providers grant request per Resolution NO. 385 in the amount of \$3,500.00. Application received 01-15-2024 – *Craig – Cecille Griffith – Tonya Corle – East End representatives.*

Craig explained that the application before you tonight has been submitted timely and that Cecille and her representative were dealing with medical issues and were not able to attend this meeting. he will reschedule the meeting as soon as he can get an update. Most likely towards the end of March.

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 11, 2025

B. Accounts Payable for February 12, 2025 – February 25, 2025

General Fund	\$ 3,992.29
Water Fund	\$ 24,174.39
Sewer Fund	\$ 528.96
Library	\$ 604.93
TOTAL	\$ 29,300.57

Mayor Davidson called for a motion:

Council Member Snarr motioned to approve the Consent Calendar as presented.

Council President Duncan seconded the motion.

Roll Call:

Tomlinson-Yes

Snarr-Yes

Duncan- Yes

Richman-Yes

6. ADMINISTRATIVE / STAFF REPORTS -

Chief Bunderson- Updated Mayor and Council that Officer Camacho and his wife welcomed a new baby boy. All are home and healthy. The agency has been very busy with investigations. Chief wanted to give praise to Detective Novak for all of his hard work on the two most recent cases in the news. It's unfortunate KPD was not listed as a very involved agency regarding the first case to hit the media.

Duncan- Asked about the open position she saw posted.

Chief- Stated yes there was. Officer Camacho will be leaving March 13th to take a position with Idaho State Probation and Parol. He is hoping to have a replacement by this evening.

Duncan- questioned if when they are doing their sex crime investigations, do they have all the equipment needed for that.

Chief- Stated yes. With the grants from OURR we got the equipment, and we just pay yearly subscription fees.

Duncan- Thank you to you all. It's not easy.

City/P&Z Administrator Craig Eckles- Thanked Carrie, Brian, and Chief for meeting with him this last week and starting the budget process and fine tuning it for Council when its presented later this year. Craig has been generous in the past with building permit connection fees used in the water and sewer departments. He will be fine tuning that to make sure everyone understands that those fees are one time money, and not to be used for long term use.

The city is growing and there is limited staff. The Chief says he is fully staffed, but is he really. Once you factor in 24-hours a week in Hansen and an SRO at the school 9-months out of the year, that takes away from patrol, I want to make sure we have adequate staff to fill the gaps.

There seems to be a hot spot here in town that has many calls of service, and is not compliant with City Ordinance's. He has a meeting scheduled with the property/land owners coming up next week. Craig, Chief, Brian, Maddison, Janine, and Carrie will be attending this meeting as well.

On the Sub-division side of things, Big Sky is moving right along, and will be breaking ground soon. This is Phase I, just west of Sierra Way. Kristin Sub-division already has homes going up. It is very slim pickings for lots in the other areas. We have plenty of water thanks to this councils great planning. The Good Neighbor Sub-division off of Taylor, will be underway soon. Lezamiz has his 12-plex under way off of Main Street.

There are about 3 years or a little less left on the Bus Barn lease. Do we do another lease, Robert you're the liaison so you would know more. The programs are picking up over there at the library. Parking is slim right now. Time to start thinking about the long-range forecast for the library, a library district may be the direction that supports the future growth.

Duncan- Asked if we knew when Les Schwab will be doing a grand opening.

Craig- replied he thought probably by the end of April.

Tomlinson- Asked why no one knew about the Town Hall meeting that was held at the library.

Craig- Informed Mr. Tomlinson great question, no one here at City Hall was aware of it until he received a call about it on last Friday after Helen had reserved the library. Mr. Miller and his office had been calling the week prior wanting to have a meeting in our Chambers. Carrie took the first call and let his secretary know that we no longer allow any meetings other the city meetings in the chambers. Our chambers are first and foremost for the use of our Police Department 24/7. Carrie then transferred the call back to Craigs office due to them wanting to confirm with the City Administrator. Craig had a few calls, no one answering, left messages, no answers, but detailed voice mails left, and also an email sent to them explaining the same thing. Chambers are for City use only, and we no longer allow meetings of any sort here including

HOA meetings as the Mayor is aware of also. He then gave them a list of places, along with their phone numbers to call to possibly facilitate their meeting. Once Craig was e-mailed the flyer of which you all received at the same time he did, stating the “City Leaders”, which implies the governing body, allowing this at the library which was untrue he asked them to immediately remove this from their flyer. It did not happen. Craig had spoken with Helen about the flyer after he was contacted on Friday about it. Helen had stated someone from the campaign group contacted her about holding a meeting at the library. Helen McCord, the Kimberly Public Librarian, informed the group, of a very limited occupancy at the most 12-13, with a response from legislator, that the legislators will handle that. Helen told them the maximum occupancy will not exceed 14 bodies. *(See attached Email and flyer)*

Mayor Davidson- Stated this is correct, this was discussed with Helen in the staff meeting this morning and reiterated that the chambers are for the police department, Council and P & Z. He gave the example of the call the Police Department had regarding the “corn field” incident. The PD needed this room for their agency plus others that were assisting the police department. The Chambers are for City use only.

Public Engineer Brian Reed- Updated Mayor and Council that the PW crew has been doing continued maintenance on the PI improvements. They are also working on the Spring equipment and getting it ready to transition out of winter mode. Insituform should be done by the end of the week with the first phase of the CIPP project. They have met with a few people for pre-bids on the 2nd phase of the CIPP project. Big Sky is moving along well and should be turning dirt soon. Les Schwab is moving along nicely.

City Clerk/Treasurer Carrie Kimball- Updated Mayor and Council that for the month of February, there were approximately 1700 invoices mailed out, and 90 payments were mailed back in. She will update at the end of March for the months count.

7. COUNCIL COMMENTS –

None

8. MAYOR COMMENTS –

None

9. EXECUTIVE SESSION – DISCUSSION-ACTION ITEM-

None

ADJOURNMENT:

Mayor, Burke Davidson

City Clerk, Carrie Kimball

