

## City of Kimberly MINUTES

City Council  
MEETING MINUTES

July 22, 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 1-650-667-2878 Enter the Pin number 130 753 178 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**

*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.

### **PUBLIC HEARINGS:**

*None*

### **3. NEW BUSINESS:**

**A. DISCUSSION ACTION ITEM** - Kimberly Police Department requests disposal of a 2008 Ford F-150 pickup, Vin. 1FTRX12W18FB48290. Publication of notice shall be two (2) weeks prior to such offering. Subject vehicle is sold as is, no warranties implied and shall be removed from City property located at 242 Hwy 30, Kimberly, Idaho, within 72 hours of bid awarding. Should no bids be received for the subject surplus personal property, the surplus personal property shall be disposed of. *Craig, Chief Bunderson*

**Craig-** Gave a brief history of the truck. When it was bought it was know the transmission had been replaced twice, and the AC never really worked right.

**Chief-** Stated it was bought in April of 2018 for \$4000.00. It had transmission issues, AC didn't work, and electrical issues. When it was used for KGND to pull the trailer this year, it about bucked you out from the shaking while idling. It is in need of a new timing chain, and possibly a new motor. It is not needed now that the department has his truck, and the Detectives new truck.

*Mayor Davidson called for a motion:*

*Council Member Richman motioned to approve the Kimberly Police Department requests disposal of a 2008 Ford F-150 pickup, Vin. 1FTRX12W18FB48290. Publication of notice shall be two (2) weeks prior to such offering. Subject vehicle is sold as is, no warranties implied and shall be removed from City property located at 242 Hwy 30, Kimberly, Idaho, within 72 hours of bid awarding. Should no bids be received for the subject surplus personal property, the surplus personal property shall be disposed of.*

*Council President Duncan 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 06-30-2024 – *Craig – Cecille Griffith – Tonya Corle – East End Provider representatives*

**Craig-** Stated the application for the 2nd half of the Grant award for FY 24-25 was received as a completed application and on time. Craig stated there were more receipts that were turned in, but we copied the ones that were readable. He again continues to hear wonderful things from the community, and those that are helped. Folks fall on hard times, and its amazing Kimberly has an organization such as East End Providers to help out.

**Richman-** Asked Ceil if there was an increase in people.

**Ceil-** Stated yes, there were over 950 kids last year, and they are up to about 30 food boxes a month year round. Tonya went and bough school supplies earlier in the day to help folks out with getting their kids the basic supplies they need to start school. Jo-Anns has closed, so Tonya is getting the fabric out of New York now for the blankets. Ceil stated there was a Fire Fighter that went out an bout 250 blankets last year to help out.

**Duncan-** Questioned if people are able to duplicate. Asked if those were vetted through a program to keep track of those already getting help.

**Ceil-** Stated no they cannot duplicate, they are cross checked with South Central Community Action. Everyone is tied into that system. They are putting in place more cross checks when it comes to the food boxes. Some people think just because its free they should get it. The goal is to reach everyone in need and not have homes stock up and leave others without.

**Duncan-** Stated that this grant was set up a few years back to help those in need. It is tax payor monies so they need to insure there is no double dipping. The goal is to help the community, but keeping it on the up and up.

**Ceil-** Stated more and more checks need to be put in place. People just take and take.

**Craig-** Stated that last year while delivering with Kevan and Jed, they witnessed the blessings EEP gives these folks. Sometimes it's a medical issue that gets some behind, or a loss of a job. The houses he visited where very appreciative. All walks of life make up the world and he is thankful he has been a small part in helping.

*Mayor Davidson called for a motion:*

*Council President Duncan motioned to approve the East End Providers grant request, per Resolution No. 385, in the amount of \$3,500.00.*

*Council Member Richman seconded the motion.*

**Tomlinson-** Stated with all due respect, he cannot support his tax dollars going to private individuals. This is a private enterprise. So his vote is no.

*Roll Call:*

*Tomlinson-No*

*Snarr-Yes*

*Duncan- Yes*

*Richman-Yes*

**C. DISCUSSION ACTION ITEM** – Agreement for Criminal Prosecution of City Misdemeanors. The attached agreement replaces the July 24th, 2012 Agreement, which compensated the Twin Falls County Prosecutor at the rate of \$2,200.00 per month, \$26,400 per year. Proposed 2025 agreement is \$3,066.67 per month or \$36,800.00 per year for the updated cost estimate for misdemeanor prosecution services for cases initiated by Kimberly-Hansen Police Department. *Chief, Bunderson, Craig*

**Chief-** Stated there has not been an increase since 2012. He is happy with Grant Lobes and his office. He doesn't find this increase to be out of sorts.

**Craig-** Stated this is effective October 1, 2025 to September 30, 2026. It has not been adjusted since 2012, and stated it will more than likely never go this long without an increase again. He stated to expect it in front of them yearly. The increased amount is budgeted in the 2026 fiscal budget.

**Chief** – confirmed

*Mayor Davidson called for a motion:*

*Council Member Snarr motioned to approve the Agreement for Criminal Prosecution of City Misdemeanors. In the amount of \$3,066.67 per month or \$36,800.00 per year*

*Council Member Tomlinson seconded the motion.*

*Roll Call:*

*Tomlinson-Yes*

*Snarr-Yes*

*Duncan- Yes*

*Richman- Yes*

#### 4. UNFINISHED BUSINESS:

##### A. DISCUSSION- ACTION

**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 July 8, 2025

##### B. Accounts Payable for July 9, 2025 – July 22, 2025

|              |                     |
|--------------|---------------------|
| General Fund | \$ 22,743.16        |
| Water Fund   | \$ 25,253.42        |
| Sewer Fund   | \$ 1,757.42         |
| Library      | \$ 1,112.48         |
| <b>TOTAL</b> | <b>\$ 50,866.48</b> |

*Mayor Davidson called for a motion:*

*Council Member Richman 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-** Stated his department had a great time at KGND, and also just did Hansen Days this past weekend. They have been staying busy.

**Public Engineer Brian Reed-** Gave high praise to the Public Works crew for a fantastic job on KGND. Stated his crew was getting ready to complete the speed dips on Diamond.

**City/P&Z Administrator Craig Eckles-** Handed out a packet with the current e-mail paper trail to Mike Murray Id. Power, the current Ordinance 684 – Id. Power franchise which depicts on page 2 of the “All facilities constructed under this ordinance shall be placed and maintained at such places and positions in or upon such public ways and public places as shall not interfere with the Passage of traffic and shall conform to all applicable laws rules and regulations”. and

Ord. that apply in RE: to the public comments stated on Face Book in the Rants and Raves section by Skip Young (*see attached*).

**Duncan-** Stated that we really can't change the Ordinance for the Right of Way in the ally, due to the agreement with Idaho Power that guarantees so much space for them to work if needed. They have to be able to get down there.

**Craig-** Stated he was going to clarify this. He can see where Nancy is going with this. Mr. Skip Young and Larry Young's testimony, per-batium minutes and thank you Carrie for that detail. Their request was to amend the ordinance text, to reduce the set-backs on their own land, adjacent to a Public Right / alley, in the R-2 Residential zone. Their last request before you in April, it's not dealing with the platted alley right of way. Their request is to reduce the setbacks for their future building foot print on their land. This would not affect Idaho Power's easement, or our platted Right of Way / alley. Its to reduce the set-backs on Larry Young's lot. This would allow him to move his proposed new garage further back on his property with a less setback against the alley right of way. Reducing his set backs on his property would not affect the City's Right of Way. Just to clarify, set-backs are based on the building foot print of the structure, measured to the survey property line. We all have set-backs. We have street / alley / right of way set-backs as well. Again, Mr. Skip Young, and Larry Young want to amend the text to reduce the street / alley set-backs in the R-2 zone required for their building foot print on their property. It does not affect the public Right of Way alley.

**Tomlinson-** Asked how far back they are wanting to go then.

**Craig-** Stated he had no idea; there has not been an application submitted. There have been comments on Rants and Raves, and even Mr. Young here stating Twin Falls only has a 5' set back. That is not correct. It is 20' for an R-2 zone rear setback, and Kimberly is at a 25' setback for right of way – street / alley setbacks.

**Richman-** Questioned how they would amend the text.

**Craig-** Stated the application that we mailed out, regular mail, and also Certified mail which has been confirmed being received by Skip Young, needs to be filled out telling us what they are proposing so we have something to go off of. An ally is a Public Right of Way, we have set-backs for Public Right of Ways. Neighbors are calling in wanting to know why encroachments have been allowed in the ally. They have no way to get into the back of their property regardless of whether the alley has been developed or not.

**Tomlinson-** Stated that in Texas, the home owner had to find the pins, and do set backs from that.

**Duncan-** Questioned if all the neighbors be getting letters.

**Craig-** Stated yes, absolutely.

Craig confirmed Council receiving an email late Monday night with final figures we hope for budget. He will be meeting with the Mayor and Carrie next week, and then setting up a budget workshop for Council within the next few weeks.

**Carrie-** Handed out a copy of the Financial Statement (*see attached*) to get them familiar with current standings, and to prep for budget workshop that Craig will be scheduling.

## **7. COUNCIL COMMENTS -**

*None*

## **8. MAYOR COMMENTS –**

*None*

**9. 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

**A. Discussion – Action Item - Executive Session** - Council may enter executive session to discuss such matters under Idaho Code 74-206 1 (F). Council shall state who they want to attend the executive session. *Council motion required -Roll call vote.*

*Mayor Davidson calls for a motion*

*Council Member Snarr motioned to enter Executive Session to include Legal Counsel, Tim Stover and City Administrator Craig Eckles.*

*Council Member Richman seconded the motion.*

*Roll Call:*

*Tomlinson-Yes*

*Snarr-Yes*

*Duncan- Yes*

*Richman-Yes*

*Mayor Davidson excused from executive session*

**B. Discussion – Action Item –** Council to reconvene from executive session. *Council motion required. Roll call vote.*

*Council President Duncan reconvenes*

*Council Member Snarr motioned to reconvene.*

*Council Member Tomlinson seconded the motion.*

*Roll Call:*

*Tomlinson-Yes*

*Snarr-Yes*

*Duncan- Yes*

*Richman-Yes*

**C. Discussion – Action Item** – *Council Action if any – Council motion required, roll call vote.*

*Council President Duncan motioned and stated for staff to proceed as discussed in Executive Session.*

*Council Member Richman seconded the motion.*

*Roll Call:*

*Tomlinson-Yes*

*Snarr-Yes*

*Duncan- Yes*

*Richman-Yes*

**ADJOURNMENT:**

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**City Clerk, Carrie Kimball**

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**Mayor, Burke Davidson**