

RECORD OF PROCEEDINGS

MIDDLETON CITY COUNCIL MEETING APRIL 1, 2015

The City Council Meeting of April 1, 2015 was called to order by Mayor Taylor at 6:30 p.m.

Roll Call: Council Members, Carrie Huggins, Rob Kiser, and Council President Lenny Riccio and Council Member Beverlee Furner were absent.

Mayor Taylor declared a quorum of Council Members present, and proceeded with Council business.

Mayor Taylor introduced the following City officials in attendance: City Clerk/Treasurer Pauline, Newman; Victor Islas of the Middleton Rural Fire District; Tim O'Meara Middleton Rural Fire District Commissioner; City Engineer Amy Woodruff of Civil Dynamics; City Attorney Chris Yorgason of Yorgason & Associates and Deputy City Clerk Kandice Cotterell. Also in attendance was Jordan Zwygart of Zwygart and Associates.

Motion: Motion by Council President Riccio to accept the amended agenda as posted was seconded by Council Member Kiser and carried unanimously.

Administrative Action/Consent Agenda:

3. Mayor Taylor introduced the item and answered Council's questions.

- a. Payroll and miscellaneous accounts payable
- b. Consider approving Minutes of March 4, 2015.

Motion: Motion by Council President Riccio to approve the Consent Agenda item was seconded by Council Member Kiser and carried unanimously.

New Business:

4b. Information: Victor Islas from Middleton Rural Fire District (MRFD).

Victor Islas spoke about a program called Fire Ops 101. It gives elected and public officials the opportunity to live a day in the life of a fire fighter. He then invited Mayor Taylor to attend the event scheduled for June 2015 and Mayor Taylor accepted. Mr. Islas excused himself to go and teach a training class and Mayor Taylor thanked him and the rest of the MRFD for all that they do and said that he is looking forward to the Fire Ops 101 day.

4a. Information: Jordan Zwygart presenting FY2014 City Audit.

Jordan Zwygart of Zwygart and Associates presented the FY2014 City Audit and answered Council's questions.

Council Furner arrived during the presentation of this item.

Mayor Taylor thanked Mr. Zwygart for his work and asked City Treasurer Pauline Newman if

RECORD OF PROCEEDINGS

she had anything to add, she replied that she did not. Mayor Taylor then congratulated Treasurer Newman on a great year and thanked for her hard work. He also thanked the Council for a great year and following good fiscal principles to keep the City on budget.

4c. Consider confirming Mayor's appointment of Lary Sisson to the Planning and Zoning Commission.

Mayor Taylor introduced the item and answered Council's questions. Mayor Taylor asked if anyone in the audience would like to speak on this item: none. Mayor Taylor appointed Lary Sisson to the Planning and Zoning Commission and asked for Council's confirmation.

Motion: Motion by Council President Riccio to confirm Mayor Taylor's appointment of Lary Sisson to the Planning and Zoning Commission was seconded by Council Member Kiser and carried unanimously.

4d. Consider approving a final plat for The Crossing at Meadow Park Subdivision No. 1

City Engineer Amy Woodruff presented the item and answered Council's questions. She stated that after review the City only had a handful of comments in their reply, that there were no fatal flaws and that the builders are moving forward and that the final plat is very close to the approved preliminary plat.

Mayor Taylor asked if anyone in the audience would like to speak on this item: none.

Motion: Motion by Council President Riccio to approve a final plat for The Crossing at Meadow Park Subdivision No. 1 with changes noted by the City Engineer was seconded by Council Member Furner and carried unanimously.

4e. Consider approving a resolution adopting a revised Middleton Connects future land use map.

Mayor Taylor presented the item as a visioning map as a basis for land acquisition, future land use, and the basis for a comprehensive plan map, and text containing objectives and goals can be modified.

City Attorney Chris Yorgason added that public hearing requirements for future land use maps all public hearing notices must be published and first go through the Planning and Zoning Commission and then Council.

Mayor Taylor asked that no action be taken on the item until after the three maps (land acquisition, future land use, and comprehensive plan) are considered by the Planning and Zoning commission after notice and a public hearing. No council action was taken on the item.

4f. Consider approving an increase in Mayor's salary to the amount allowed in City Code (\$4,333.33 gross income per month), and adopting an ordinance repealing

RECORD OF PROCEEDINGS

Ordinance 516, which amends City Code to reduce the Mayor's gross income per month to \$3,333.33 effective January 1, 2016.

Mayor Taylor presented the item and answered Council's questions. Mayor Taylor asked if anyone in the audience would like to speak to this item.

Tyson Sparrow said that the amended agenda was not posted on the City website and he urged the Council to table the item so that more citizens had the opportunity to be informed. He also asked about the position of City Planner that was previously mentioned and wondered if they had been filled. Mayor Taylor apologized that the amended agenda did not get posted to the website and responded that Council budgeted for a part-time Planner, advertised and received eight applications. After interviewing those that were the most qualified the City chose not to offer the position to anyone and the Mayor at this time is still performing the planning duties.

Jim Taylor said that he believed the job of the Middleton Mayor has historically been one of service and that by raising the salary he feels as though it has become more of a job pathway to a life in politics and less of a service oriented position. He added that he did see the publication for City Planner on Craigslist and asked where else the position was advertised. Deputy Clerk Cotterell answered that it was also published through the Idaho Department of Labor, local newspapers and on the City website.

Council Member Huggins stated that she was glad the item had come before them at this time. She believes now is the right time to discuss the matter as it has been two years since the last discussion and it also gives them time to decide before the budget has to be finalized. She said that she has a hard time thinking that if someone makes a lesser amount of money they generally give a higher amount of service in their job. She pointed out Chief Zimmerman as a great example, his salary is significantly lower than most Police Chief's yet the numerous hours of service to the community he gives are unmeasurable. She would like a little more time to think about the item.

Council President Riccio said that it is very hard to compare salaries of other towns that are similar to Middleton's population size and what is required of each City's Mayor. He added that for example Mayor Taylor is a numerous activities outside of the regular 8-5 business hours. He hesitates to move forward on the item if it was not on the website but added that the direction the City is going definitely warrants a full-time Mayor, and in order to receive the caliber of Mayor the City wants and deserves the position should be adequately compensated.

Council Members Kiser and Furner agreed that tabling the item until next meeting is a good idea.

Motion: Motion by Council President Riccio to table item 4f until the April 15, 2015 meeting was seconded by Council Member Kiser and carried unanimously.

Mayor Taylor declared and recess at 7:40 pm and then reconvened the meeting at 7:50 pm.

RECORD OF PROCEEDINGS

Old Business:

5a. Consider approving Ordinance 559 changing the posted speed limit in the school zone on Willis Road east of Emmett Road from 20 mph to 30 mph, to match the posted speed in the school zone on Emmett Road.

Mayor Taylor informed the Council that the City would like to contact the school district to discuss this more with the district and police department. No action was taken.

Department Comments:

City Engineer Woodruff reported:

- The walk through for the Wastewater Treatment Plant (WWTP) was completed for the headworks and grit building. The project should be wrapping up and the final pay application should be before Council soon.
- She deferred to submitted notes and comments and then answered any of Council's questions.

Deputy Clerk Cotterell reported:

- Mayor Taylor selected the 2015-2016 MYAC Executive Board, they will be at the May, 2015 meeting to be introduced to Council.
- MYAC and City Hall each had a team at the Helping Hands chili cook-off this year.
- MYAC dodgeball tournament was a success. There were ten teams and everyone had a great time.
- Color Rama registration is open and will be on September 19, 2015 this year.
- City and MYAC are involved in four different Middleton Unplugged activities and would love Council's involvement.

5b. Consider approving Ordinance 551, second reading.

AN ORDINANCE OF THE CITY OF MIDDLETON, CANYON COUNTY, IDAHO, AMENDING TITLE 5, CHAPTER 1 OF THE MIDDLETON CITY CODE MAKING MINOR MODIFICATIONS; AMENDING TITLE 5 CHAPTER 2 UPDATING THE ZONING AND LOT USE TABLES; AMENDING TITLE 5 CHAPTER 3 UPDATING AND CLARIFYING THE ADMINISTRATIVE PROCEDURES; UPDATING THE DEVELOPMENT AGREEMENT PROCEDURES IN TITLE 5, CHAPTER 4; AMENDING TITLE 5, CHAPTER 5 UPDATING THE DESIGN REVIEW REGULATIONS; MAKING MINOR MODIFICATIONS TO TITLE 5, CHAPTER 6; AND PROVIDING AN EFFECTIVE DATE.

Mayor Taylor presented the item and answered Council's questions. Council President Riccio asked about the table in this item and City Attorney Yorgason answered that everything has been added and requested changes have been made. Mayor Taylor asked if anyone in the audience would like to speak to this item: none.

Motion: Motion by Council President Riccio to read Ordinance 551 by title only was seconded by Council Member Kiser and carried unanimously.

RECORD OF PROCEEDINGS

5c. Consider approving Ordinance 552, third reading.

AN ORDINANCE OF THE CITY OF MIDDLETON, CANYON COUNTY, IDAHO, AMENDING TITLE 6, CHAPTER 1 OF THE MIDDLETON CITY CODE, UPDATING THE GENERAL SUBDIVISION AND DEVELOPMENT REGULATIONS; AMENDING TITLE 6 CHAPTER 2 MAKING MODIFICATIONS TO AND STREAMLINING THE SUBDIVISION PROCEDURES; AMENDING TITLE 6, CHAPTER 3 UPDATING DESIGN AND DEVELOPMENT STANDARDS, INCLUDING ROAD STANDARDS; AMENDING TITLE 6, CHAPTER 4 UPDATING INSPECTION REQUIREMENTS; MAKING MINOR MODIFICATIONS TO TITLE 6, CHAPTER 5 AND CHAPTER 6, AND PROVIDING AN EFFECTIVE DATE.

Mayor Taylor presented the item and answered Council's questions. Mayor Taylor asked if anyone in the audience would like to speak to this item: none.

Motion: Motion by Council President Riccio to read Ordinance 552 by title only was seconded by Council Member Kiser and carried unanimously.

Motion: Motion by Council President Riccio to approve Ordinance 552 was seconded by Council Member Huggins and carried unanimously by roll call vote.

Public Comments:

Tyson Sparrow wanted to clarify his comments to Council earlier in the meeting. He did not want them to think that he was beating the proposed Mayor's salary down; he feels like the Mayor deserves a raise and is worth every penny being proposed he just feels that is best for the community and for the sake of transparency that the residents have the opportunity to be involved in the process. He then thanked the Mayor and Council for all of their hard work and acknowledged the positive growth and movement in the City.

Mayor's Comments:

- City Staff will be trained on recognizing and helping to prevent child sexual abuse, Council members are invited to attend.
- The City has received a preliminary report regarding phase two of reusable water, it should be finalized and before Council in May.
- Treasure Valley Partnership meeting presented the Dixie Drain project findings.
- Parks Director Becky Crofts presented to Idaho Department of Parks and Rec Land and Water Conservation in hope of receiving grant funding for the splash pad to go in Piccadilly Park.
- Chief Zimmerman and MPD requested that they be able to utilize the land by the Public Works shop and WWTP as a police target shooting range. The only cost to the City will be moving the dirt to make berms and the area where shooting will be done needs to be paved.

RECORD OF PROCEEDINGS

Council Comments:

Council President Riccio mentioned that in the past the American Legion had given a firearms safety course and felt that it would be a great idea for either them or MPD to offer such course to residents. He then gave an update on the library renovation and added that he is very excited about it.

**Executive Session pursuant to Idaho Code and possible decision(s) to follow:
67-2345(1)(a) and (b) hiring, firing and performance of employees
67-2345(1)(f) potential litigation**

Motion: Motion by Council President Riccio to open Executive Session pursuant to Idaho Code and possible decision(s) to follow: 67-2345(1)(a) and (b) hiring, firing and performance of employees 67-2345(1)(f) potential litigation was seconded by Council Member Kiser and carried unanimously by roll call vote.

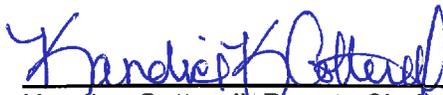
Mayor Taylor closed Executive Session.

Adjourn:

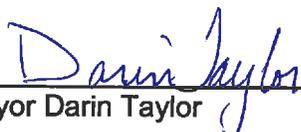
Motion: Motion by Council Member Kiser to adjourn the meeting was seconded by Council Member Furner and carried unanimously.

Mayor Taylor declared the meeting adjourned at 9:00 p.m.

ATTEST:



Kandice Cotterell, Deputy Clerk
Approved: April 15, 2015



Mayor Darin Taylor

