JOINT MEETING MIDDLETON CITY COUNCIL, PLANNING & ZONING COMMISSION, MIDDLETON URBAN RENEWAL AGENCY (MURA) SEPTEMBER 7, 2022

The Joint Meeting was called to order at on September 7, 2022, at 5:32 p.m. by Council President Rob Kiser.

Roll Call:

City Council: Council President Kiser, Council Members Huggins and O'Meara were present Council Member Murray was absent.

P&Z Commission: Chairman Waltemate, Commissioners Summers, Christiansen and Tremble were present. Commissioner Crofts was absent.

MURA: Chairman Kiser, Commissioners Huggins and Waltemate were present. Commissioners Bishop and Lohrengel were absent.

City Attorney Douglas Waterman, City Administrator Becky Crofts, City Treasure Wendy Miles, Public Works Director Jason Van Gilder and Deputy Clerks Jennica Reynolds and Amber Day were present. Mayor Rule was absent. MURA attorney Meghan Conrad entered at 5:41 p.m.

Pledge of Allegiance, Invocation: JoEllen Ringer

Action Items

A. Approve Amended Agenda

Motion: Motion by Council President Kiser to approve the agenda as posted September 6, 2022, at 10:15 a.m. Motion seconded by Council Member O'Meara and approved unanimously by all the board members present.

Joint Workshop: Workshop to discuss Urban Renewal

City Administrator Becky Crofts, Public Works Director Jason VanGilder, City Attorney Douglas Waterman and MURA Attorney Meghan Conrad gave an update of the progress and next steps for the formation of the MURA East Revenue Allocation Area. Information was shared. No decisions were made.

Adjourn Joint Meeting: Council President Kiser adjourned the Joint Meeting at 5:56 p.m.

Call to Order Middleton City Council Meeting: Council President Kiser called to order the City Council Meeting at 5:57 p.m.

Action Items:

- 1. Consent Agenda (items of routine administrative business) (Action Items)
 - a. Consider approving minutes for City Council August 17, 2022, regular meeting.
 - b. Consider approving minutes for City Council August 31, 2022, special meeting.
 - c. Consider ratifying payroll for August 26, 2022, in the amount of \$105,665.09.
 - d. Consider approving accounts payable through September 2, 2022, in the amount of \$292,781.10.

Council President Kiser called the items and stated he had reviewed the accounts payable.

Motion: Motion by Council President Kiser to approve Consent Agenda Items 1 a-d.

Middleton City Council Meeting September 7, 2022

Motion seconded by Council Member O'Meara and approved unanimously.

2. Consider approving the Mayor's Appointment of Jeff D. Smith as the City of Middleton Police Chief. – Becky Crofts

Council President Kiser called the agenda item and stated he has been a part of the interview process for the Chief of Police and Mr. Smith stood out above the others.

Motion: Motion by Council President Kiser to approve the Mayor's Appointment of Jeff D. Smith as the City of Middleton Police Chief. Motion seconded by Council Member O'Meara and approved unanimously by Roll Call Vote.

3. Swearing in of Jeff D. Smith as City of Middleton Police Chief. – Becky Crofts

City Administrator Becky Crofts administered the Oath of Office and Jeff Smith gave a brief introduction of himself.

Council President Kiser called for a brief recess at 6:02 p.m. and resumed the meeting at 6:14 p.m.

4. Public Hearing: Consider approving the proposed budget Fiscal Year 2023 (from October 1, 2022, to September 30, 2023) Pursuant to Idaho Code 50-1002 to consider adopting an annual appropriations ordinance. – Wendy Miles

Council President Kiser opened the public hearing at 6:14 p.m.

City Treasurer Wendy Miles explained the reason for the public hearing was a clerical error in publication. The budget stays the same, but to be in compliance with State Law, a second public hearing needed to be held. (See Exhibit 1)

Council President Kiser opened public comment at 6:16 p.m. No public comment Council President Kiser closed public comment at 6:17 p.m.

No discussion by Council

Council President Kiser closed the public hearing at 6:17 p.m.

5. Consider adopting Amended Ordinance No.670: AN ORDINANCE OF THE CITY OF MIDDLETON, CANYON, COUNTY, IDAHO, ENTITLED THE "ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2022, APPROPRIATING \$21,295,629.00 DEEMED NECESSARY TO DEFRAY ALL EXPENSES AND LIABILITIES OF THE CITY OF MIDDLETON, IDAHO FOR FISCAL YEAR 2023, AND SPECIFYING THE OBJECTS AND PURPOSES FOR WHICH SAID APPROPRIATIONS ARE MADE; PROVIDING FOR A WAIVER OF THE READING RULES; AND PROVIDING AN EFFECTIVE DATE. – Wendy Miles **Motion:** Motion by Council President Kiser to read Amended Ordinance 670 by title only. Motion was seconded by Council Member Huggins and approved unanimously.

Council President Kiser read the Ordinance by title only.

Motion: Motion by Council President Kiser to waive the 3-reading rule and to adopt Amended Ordinance 670. Motion was seconded by Council Member Huggins and approved unanimously by Roll Call Vote.

6. Consider adopting Resolution 475-22 increasing the city's existing utility water and sewer base rate and user fees by amounts that do not exceed 5%. Notice was published August 26 & September 2, 2022, in the Idaho Press Tribune. – Wendy Miles

City Treasurer Wendy Miles explained the utility rate needed to be noticed in the paper even though it was added into the FY2023 budget. Thus the need for the Resolution.

Motion: Motion by Council President Kiser to approve Resolution 475-22 increasing the city's existing utility water and sewer base rate and user fees by amounts that do not exceed 5%. Motion was seconded by Council Member Huggins and approved unanimously.

7. Consider approving the Amended and Restated Lease Agreement between the City of Middleton and Knife River. – Douglas Waterman

Council President Kiser called the agenda item City Attorney Waterman explained the amended agreement would allow Knife River to construct the Sawtooth/Middleton Round-About instead of paying the City royalties on the fill and gravel removed as they had done previously. This will cause the round-about to be built much sooner than would have been possible if the City had to fund it.

Motion: Motion by Council President Kiser to approve the Amended and Restated Lease Agreement between the City of Middleton and Knife River. Motion was seconded by Council Member O'Meara and approved unanimously by Roll Call Vote.

8. Consider ratifying On-Call Professional Services Task Order (T-O #3) in an amount not to exceed \$6,000.00. – Jason VanGilder

Council President Kiser called the agenda item and Public Works Director Jason VanGilder explained that due to new information received regarding a parcel originally thought needed to be surveyed regarding the Sawtooth/Middleton Round-About does not need to be surveyed. As a result the Task Order is to approve an amount that does not exceed \$6,000.00 for the work that T-O engineers has already done before they were called off of the project.

Council discussed they want to approve the actual amount and would like table the agenda item to the next meeting when an invoice can be approved.

Motion: Motion by Council President Kiser table Action Item #8 to the next regularly scheduled meeting. Motion was seconded by Council Member O'Meara and approved

unanimously.

9. Consider approving purchase of a new hydro-excavator (Vactor Truck) from MetroQuip in an amount not to exceed \$557,502.40. This amount is \$7,502.40 above the amount budgeted in the 22-23 budget. – Jason VanGilder

Council President Kiser called the item and Public Works Director Jason VanGilder explained that due to a shortage of parts, the City is able to get a better, heavier-duty model delivered early 2023 for \$7,502.40 more instead of waiting for the original model which would not be delivered until some unspecified future date. There is money in the sewer, water and streets funds and this item is priced from the Sourcewell pricing index.

Motion: Motion by Council President Kiser to approve purchase of a new hydroexcavator (Vactor Truck) from MetroQuip in an amount not to exceed \$557,502.40. Motion seconded by Council Member O'Meara and approved unanimously.

10. Consider approving Change Order #5 from LaRiviere to reconnect Perfection Tire sewer service in an amount not to exceed \$44,384.75. – Jason VanGilder

Council President Kiser called the item and Public Works Director Jason VanGilder and City Engineer Kirby Cook explained that the increase to account for IDAPA 3501-02 which states a use tax must be paid when the contractor uses the pipe the City originally purchased as tax exempt.

Motion: Motion by Council President Kiser approve Change Order #5 from LaRiviere to reconnect Perfection Tire sewer service in an amount not to exceed \$44,384.75. Motion was seconded by Council Member O'Meara and approved unanimously.

11. Consider approving Change Order #6 from LaRiviere to remove existing and install new manhole for Tractor Supply tie-in, 2 foot barrel section for MH-A1 to bring to grade at the WWTP in an amount not to exceed \$11,320.67. – Jason VanGilder

Council President Kiser Council President Kiser called the item and Public Works Director Jason VanGilder explained the change order.

Motion: Motion by Council President Kiser approve Change Order #6 from LaRiviere to remove existing and install new manhole for Tractor Supply tie-in, 2-foot barrel section for MH-A1 to bring to grade at the WWTP in an amount not to exceed \$11,320.67. Motion was seconded by Council Member O'Meara and approved unanimously.

Public Comments

- Jeremy Rudolph: Concerned about lack of discussion about alternate ITD bypass. (Mr. Rudolph's personal presentation attached per his request.)
- Travis Hunter: Proposed update to Star Law Suite.
- Ron Amerall: Comment about ITD bypass.

Mayor and Council Comments

Council President Kiser stated that Council Member Murray shared an information item at the last meeting. No action can be taken on information items. The City is in constant communication with ITD regarding the traffic in Middleton.

Adjourn: Council President Kiser adjourned the city council meeting at 7:08 p.m.

ATTEST:

ennica Reynolds, Deputy Clerk Minutes Approved: September 21, 2022



Rob Kiser, Council President



EXHIBIT "1"



MEMO INVOICE

c/o ISj Payment Processing Center PO Box 1570, Pocatello,ID 83204 Ph. (208) 465-8129 Fax: (907) 452-5054

BILLING DATE:	ACCOUNT NO:
08/09/22	23106

JENNICA REYNOLDS 1 MIDDLETON, CITY OF P.O. BOX 487 MIDDLETON, ID 83644

AD #	DESCRIPTION	START	STOP	TIMES	AMOUNT
266992	PH 8/17/2022 - 2023	08/02/22	08/09/22	2	\$327.84



Payments:

Date Method

Card Type Last 4

Last 4 Digits

Check Amount

Discount: Surcharge: Credits: \$0.00 \$0.00 \$0.00 Gross:**\$327.84** Paid Amount:**\$0.00**

Amount Due:\$327.84

We Appreciate Your Business!

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LEGAL NOTICE

NOTICE OF PUBLIC HEARING PROPOSED BUDGET FOR FISCAL YEAR 2022-2023 (FY2023) CITY OF MIDDLETON, IDAHO

A PUBLIC HEARING, pursuant to Idaho Code 50-1002, will be held for consideration of the proposed budget for the fiscal year from October 01, 2022 to September 30, 2023. The hearing will be held at City Hall, 1103 W. Main Street, Middleton, Idaho at <u>5:30pm</u>, <u>August 17, 2022</u>. All interested persons are invited to appear and show cause, if any, why such budget should or should not be adopted. Copies of the proposed city budget in detail are available at City Hall during regular office hours (8:00am to 5:00pm, weekdays). City Hall is accessible to persons with disabilities. Any person needing special accommodations to participate in the above noticed hearing should contact the City Administrative Offices, 208-585-3133 two days prior to the public hearing. The proposed 2023 Fiscal Year Budget is listed below.

	FY 2021 ACTUAL	2022 BUDGETED	2023 PROPOSED EXPENDITURE
FUND NAME	EXPENDITURE	EXPENDITURE	EXPENDITURE
GENERAL FUND:			
Elected Officials	\$70,092	\$148,984	\$152,799
City Administration	\$1,139,658	\$1,168,806	\$1,395,476
Police	\$1,115,603	\$1,333,493	\$1,682,554
Building/Code Enforcement & Safety	\$401,868	\$417,206	\$501,025
Buildings & Grounds	\$183,252	\$141,738	\$113,611
City Parks	\$344,930	\$421,016	\$531,636
Transfer's Out	\$324,000	\$257,500	\$273,350
General Fund Total	\$3,579,413	\$3,888,743	\$4,650,4\$1
OTHER FUNDS			6 + AFA AAF
Transportation	\$2,126,199	\$3 564,937	\$4,960,885
Library	\$245,876	\$288,062	\$309,650
Other Funds Total	\$2,372,075	\$3,852,999	\$5,270,535
ENTERPRISE FUNDS:	6653.554	¢630.034	\$728,306
Solid Waste	\$653,551	\$639,924	\$2,308,194
Water	\$1,101,454	\$1,681,181 \$4,409,893	\$5,369,464
Waste Water	\$2,648,198	\$69,000	\$97,920
Storm Water	\$8,992 \$4,412,195	\$6,799,998	\$9,503,884
Enterprise Fund Total	34,412,133	40,130, <u>300</u>	4414431004
MISCELLAN FOUS FUNDS			
Impact Fees	\$970,770	\$937,000	\$2,281,230
Total Miscellaneous Funds	\$970,770	\$937,000	\$2,281,230
TOTAL EXPENDITURES ALL FUNDS	\$11,334,453	\$15,478,740	\$21,706,100
	FY 2021	2022	2023
	ACTUAL	BUDGETED	PROPOSED
BY CLASSIFICATION	REVENUES	REVENUES	REVENUES
PROPERTY TAX LEVY:	\$1,189,882	\$1,351,594	\$1,488,916
General Fund	\$1,312,894	\$1,198,584	\$1,320,360
Transportation	\$2,502,776	\$2,550,178	\$2,809,276
Total Property Tax Revenue	32,302,778	\$2,550,270	Ariantina
OTHER REVENUE			
General Fund	\$3,706,442	\$2,537,149	\$3,161,535
Transportation Fund	\$1,980,548	\$2,366,353	\$3,640,525
Solid Waste Fund	\$659,756	\$639,924	\$728,306
Water Fund	\$2,465,481	\$1,681,181	\$2,308,194
Waste Water Fund	\$5,384,446	\$4,409,893	\$6,369,464
Storm Water Fund	\$68,238	\$69,000	\$97,920
Impact Fee Fund	\$2,331,800	\$937,000	\$2,281,230
Library Fund	\$274,595	\$288,062	\$309,650
Total Other Revenue	\$16,871,306	\$12,928,562	\$18,896,824
TOTAL REVENUE ALL FUNDS	\$19,374,082	\$15,478,740	\$21,706,100
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August 2, 9, 2022			266992
Augual 2, 0, 2024			



ADVERTISING PROOF

c/o ISj Payment Processing Center PO Box 1570, Pocatello,ID 83204 **Ph.** (208) 465-8129 **Fax:** (907) 452-5054

BILLING DATE:	ACCOUNT NO:
08/22/22	23106

JENNICA REYNOLDS 1 MIDDLETON, CITY OF P.O. BOX 487 MIDDLETON, ID 83644

AD #	DESCRIPTION	START	STOP	TIMES	AMOUNT
274704	PH 9/7/2022 - 2023 B	08/26/22	09/02/22	2	\$342.06

Payments:

Date Method

Card Type

Last 4 Digits

Check Amount

Discount:	\$0.00	Gross: \$342.06
Surcharge:	\$0.00	Paid Amount: \$0.00
Credits:	\$0.00	
		Amount Due: \$342.06

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	FY 2021 ACTUAL XPENDITURE	2022 BUDGETED EXPENDITURE	2023 PROPOSED EXPENDITURE
GENERAL FUND: Elected Officials City Administration Police Building/Code Enforcement & Safet Buildings & Grounds City Parks Transfer's Out General Fund Total	\$70,092 \$1,139,668 \$1,115,603 y \$401,868 \$183,252 \$344,930 \$324,000 \$3,579,413	\$148,984 \$1,168,806 \$1,333,493 \$417,206 \$141,738 \$421,016 \$257,500 \$3,888,743	\$152,799 \$1,395,476 \$1,682,554 \$501,025 \$113,611 \$531,636 \$273,350 \$4,650,451
OTHER FUNDS Transportation Library Other Funds Total	\$2,126,199 \$245,876 \$2,372,075	\$3,564,937 \$288,062 \$3,852,999	\$4,960,885 \$309,650 \$5,270,535
ENTERPRISE FUNDS: Solid Waste Water Waste Water Storm Water Enterprise Fund Total	\$653,551 \$1,101,454 \$2,648,198 \$8,992 \$4,412,195	\$639,924 \$1,681,181 \$4,409,893 \$69,000 \$6,799,998	\$728,306 \$2,308,194 \$6,369,464 \$97,920 \$9,503,884
MISCELLANEOUS FUNDS Impact Fees Total Miscellaneous Funds	\$970,770 \$970,770	\$937,000 \$937,000	\$2,281,230 \$2,281,230
TOTAL EXPENDITURES ALL FUNDS	\$11,334,453	\$15,478,740	\$21,706,100
BY CLASSIFICATION	FY 2021 ACTUAL REVENUES	2022 BUDGETED REVENUES	2023 PROPOSED REVENUES
PROPERTY TAX LEVY: General Fund Transportation Total Property Tax Revenue	\$1,189,882 \$1,312,894 \$2,502,776	\$1,351,594 \$1,198,584 \$2,550,178	\$1,605,214 \$1,294,902 \$2,900,116
OTHER REVENUE General Fund Transportation Fund Solid Waste Fund Water Fund Waste Water Fund Storm Water Fund Impact Fee Fund Library Fund Total Other Revenue	\$3,706,442 \$1,980,548 \$659,756 \$2,465,481 \$5,384,446 \$68,238 \$2,331,800 \$274,595 \$16,871,306	\$2,537,149 \$2,366,353 \$639,924 \$1,681,181 \$4,409,893 \$69,000 \$937,000 \$288,062 \$12,928,562	\$3,045,237 \$3,665,983 \$728,306 \$2,308,194 \$6,369,464 \$97,920 \$2,281,230 \$309,650 \$18,805,984
TOTAL REVENUE ALL FUNDS	\$19,374,082	\$15,478,740	\$21,706,100
August 26, September 2, 2022			274704



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4) FY23 BUDGET

September 7, 2022 - City Council - Public Hearing

Please check

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Public Comment Sign In

City Council - September 7, 2022

	Name	Address	Phone or Email	Topic/Agenda Item #
X	JEREMY RUDOLAH	507 TRIUMPH		
2	Travis Ampter	2628 9. Wise Way	208/484-3000 Hunter Doischmitertre	mes-com
3	Mine McDabbau	13037 GRZENWELL	208 606 2273	Item 7
Á	Ron Amal	26105 Amasel Way	831 26 5700	
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Jeremy Rudolph Personal Presentation to City Council during Public Comment

Middleton ITD Bypass Alternative

September 7, 2022

By Jeremy Rudolph Concerned Citizen of Middleton

Contents

- 1. Middleton Bypass Alternative Information
- 2. 8/17/22 Middleton Bypass Alternative Information Meeting Details
- 3. Maps where bypass covers
- 4. Next City Council Meeting
- 5. City Council Meeting Etiquette for the Public

Details

Middleton Bypass Alternative Information

 <u>Agenda item 2</u> from the August 17, 2022 City council meeting was for a possible ITD bypass alternative, brought forth by Councilmember Murray

• The relevant portion of the meeting can be <u>viewed here</u> (6:00 - 28:30) • City of Middleton \rightarrow <u>YouTube Channel Here</u> \leftarrow <u>Please subscribe</u>

Bypass Meeting Details 8/17/22

• Councilmember Murray presents

- The details of the alternative proposal suggest to split HWY 44
 - 2 lanes on main street going west (roughly start from Middleton Place Park to HWY I-84) w/ 35-40mph limit
 - 2 lanes East leveraging original ITD South proposal
 - Maps -
 - West map here
 - East map here
- Precedence of proven effectiveness in Other Communities
 - Boise and Caldwell
 - Spokane and San Antonio

Against Argument

This proposal is not great for the City of Middleton because it will destroy the little amount of Commercial ~5% of business Middleton has. This will be unfair to the current businesses when our town is already struggling. Access to our current business will be more difficult and they will not receive the traffic they do today due to single directional traffic. We lose access to the city's riverwalk plan and this doesn't align with the goals that the city has put together. Additionally, developers with land entitlements will lose their land.

We are harming our local businesses and not providing our local developers and landowners with the current entitlements they own to their land. Additionally, <u>Developers will lose less land with a commercial corridor</u>.

Tradeoffs - Bypass Meeting Details 8/17/22

• Against

- ~11 or so unhappy farmers / landowners
- Negatively affects the riverwalk
- 1-way traffic past commercial developments
- Forced traffic in a different direction
- Blue line on sawtooth w/ 5 way roundabout
 - Removes access from e.g. Casa Mexico, Bank, EIC 15yr businesses
- Riverwalk and river point entitled access to developers millions of \$\$\$\$
- Divide city into 2 pieces North and South
- \circ Great access to river / park \rightarrow lose that and commercial strength

Tradeoffs - Bypass Meeting Details 8/17/22

- Not good for developers
- Not good for commercial developers
- Urban renewal issues
- Wastewater treatment acreage disappears
- Entitled landowners
- Viable commercial corridor goes away for local businesses like TOK, Coldwell Banker, Lee & Associates
- Don't want to hurt existing businesses concept change of business development

For Argument

This proposal puts the people of Middleton first and provides a solution to the current traffic issues Middleton continues to face as our town grows. Middleton residents are looking to solve traffic issues, frequent additional eateries, utilize our new riverwalk, and foster a safer community for their children. This proposal accomplishes the above, fosters responsible growth, and enables our current commercial businesses to receive a higher volume of foot traffic for which they would not otherwise receive. Additionally, it allows for responsible growth in an area with little disruption to current residents.

If we keep funneling vehicles on HWY 44, we continue to intensify Middleton's traffic issues as growth continues. The growth will not stop and our **additional tax dollars will continue being wasted** on more traffic studies and additional traffic lights are not in the public's best interest.

Tradeoffs - Bypass Meeting Details 8/17/22

• For

- Significantly less traffic on main street Middleton will continue to grow
- City receives significant money from the state for highway infrastructure
- Hotbed for restaurants, cafe's, retail, healthcare, etc. Additional Centralized commercial infrastructure with safe vehicle speeds (current 5% commercial / 95% residential)
- Safer for our community Bypass cuts 11 current landowners property but lower speeds vs. original 5 lane highway in the south of town original alternative from ITD was to expand HWY 44 and cut into ~82 current landowners (mostly commercial) - main reason not to expand 44

Maps where bypass covers









Next City Council Meeting

• Next City Council Meeting

- Agenda Here
- Packet Here (this is what council reviews before the meeting)

• Where and When

1103 W Main Street, Middleton @ 530PM

City Council Meeting Etiquette

ACTION - <u>Please sign in</u> - There is a general sign in sheet on the table to the right when you first walk in. **Why?** This sheet records who was here and any comments you have and puts them on public record. Sign sheet labeled "Attendance"

You may only speak if you sign your name to the sheet to talk at the end of the meeting, otherwise do not make any comments at any time as this is part of the procedure. The mayor will hit his gavel if you speak out of turn and you will be reprimanded.

Agenda - The City has placed an agenda on the back table for you to review, This is an outline of what they will cover in the meeting.

What to expect? Meeting will start with roll call, pledge and approval of agenda.

City Council Meeting Etiquette (cont)

Once the council gets through all items on the agenda, they will open up for public comment at the very end. If you would like to speak sign "Public Comment" sheet.

It can sometimes be hard to understand what is going on during the meeting, I suggest you stay calm and patient. I also suggest to review the agenda and packet prior to the meeting, which will provide you with more insight into what everyone is referring to.

- All Agenda's & Packets Here
 - Click on the year and scroll to the last 2 items on the bottom of the section