
MIDDLETON CITY COUNCIL
APRIL 3, 2024

The Middleton City Council Meeting was called to order on April 3, 2024, at 5:33 p.m. by Mayor Jackie Hutchison.

Roll Call: City Council: Council President Kiser and Council Members Christiansen and Murray were present at the beginning of the meeting. Councilman O'Meara arrived at 5:49 p.m.

Mayor Jackie Hutchison, City Attorney Douglas Waterman, City Administrator Ms. Hobbs, Planning & Zoning Official Ms. Stewart, Public Works Director Mr. Van Gilder, and Deputy Clerk Ms. Reynolds were present.

Pledge of Allegiance, Invocation: Gary Erickson – Canyon Springs Christian Church

Action Items

A. Approve Amended Agenda

Motion: Motion by President Kiser approving the Amended Agenda posted April 1, 2024, 8:30 a.m. Motion seconded by Councilman Christiansen and approved unanimously.

Public Comment on Non-Public Hearing Items of City Business (3 min each)

Kim Carson: Stated that she was very offended by the March 20th Staff presentation about the sign permit code and the distasteful comments made about Morgan Law Firms' sign material. She believes a public apology is owed to Mr. Morgan.

Theresa Denham: Regarding the Comprehensive Plan Open house. She was frustrated that it was not listed on the City Calendar. She is concerned that the things that most concern the residents are not being taken seriously by those taking the data. She thinks the surveys are very biased.

Information Item:

1. Mike Meyers – Water District 63 presentation.

Mr. Meyers and Mr. Hogg from Water District 63 gave a presentation (Exhibit 1) to the Council regarding the history of the water district and current and future projects to track the water flow and distribution throughout the Treasure Valley.

Discussion between Council and the Mr. Meyers and Mr. Hogg from the Water District. The council would like to see the contribution towards the water district come back before them during the budget workshops. Councilman O'Meara arrived during the presentation and discussion. No action was taken.

Action Item:

1. Consent Agenda (items of routine administrative business)

- a. **Consider approving minutes for City Council March 20, 2024, Regular meeting.**
- b. **Consider ratifying payroll for March 22, 2024, in the amount of \$176,547.45.**
- c. **Consider approving accounts payable through March 29, 2024, in the amount of \$148,520.63**

Council President Kiser called the items and stated that he had reviewed the accounts payable. Nothing was out of the ordinary.

Motion: Motion by President Kiser approving Consent Agenda Items 1 a-c. Motion seconded by Councilman O'Meara and approved unanimously.

2. Swear in of Officer Miguel Gonzalez and Sergeant Austin Roberts. – Mayor Hutchison

Mayor Hutchison conducted the swearing in of Officer Gonzalez and Segreant Roberts.

Mayor Hutchison called for a brief break at 6:16 p.m. so the police officers could take pictures. The meeting resumed at 6:21 p.m.

3. Consider approving the Final Plat for Waterford Subdivision No. 2. – Ms. Stewart

Mayor Hutchison called the item. Planning and Zoning Official Ms. Stewart presented the final plat for Waterford Subdivision No. 2. There are no outstanding conditions or issues.

Motion: Motion by President Kiser approving the Final Plat for Waterford Subdivision No. 2. Motion seconded by Councilman Christiansen and approved unanimously.

4. In regard to updating courts at Middleton Place Park. Consider authorizing the Mayor to execute a task order with Baer Design Group, LLC in an amount not to exceed \$24,900, for the design of modifications at Middleton Place Park. Specific features to be added include an accessible play structure and pickleball facilities. - Mr. Van Gilder

Mayor Hutchison called the item and Public Works Director Mr. Van Gilder explained the request to authorize the design modifications for a possible accessible play structure and pickleball facilities. This design will help to put together the bid package for when the project goes out for bid. This is eligible for parks impact fee reimbursement.

President Kiser asked that we figure out the best approach and not cut corners but do it right. He noted the problems Caldwell has with their new pickleball courts.

Motion: Motion by President Kiser authorizing the Mayor to execute a task order with Baer Design Group, LLC in an amount not to exceed \$24,900, for the design of modifications at Middleton Place Park. Specific features to be added include an accessible play structure and pickleball facilities. Motion seconded by Councilman O'Meara and approved unanimously.

5. In regard to Seal Coat Maintenance Project. Consider authorizing the Mayor to execute the Notice of Award and enter into contract with Specialty Applicators, LLC for the construction of the City of Middleton – 2024 Seal Coat Maintenance Project in the amount not to exceed \$105,477.00. - Mr. Van Gilder

Mayor Hutchison called the item and Mr. Van Gilder explained the request. He explained the project did go out for bid. He confirmed the monies are in the budget and seal coating the roads are part of the road maintenance that preserves the roads and keeps them in good condition.

Motion: Motion by President Kiser authorizing the Mayor to execute the Notice of Award and enter into contract with Specialty Applicators, LLC for the construction of the City of Middleton – 2024 Seal Coat Maintenance Project in the amount not to exceed \$105,477.00. Motion seconded by Councilman Christiansen and approved unanimously.

6. In regard to Chip Seal Project. Consider authoring the Mayor to execute the Notice of Award and enter into contract with Winn & Company Inc. for the construction of the City of Middleton – 2024 Chip Seal Project in the amount not to exceed \$60,902.00. - Mr. Van Gilder

Mayor Hutchison called the item and Mr. Van Gilder explained the request. He explained the project did go out for bid. The City has left over chips from a previous project which will allow the City to save about \$60,000 in this project.

Motion: Motion by President Kiser authorizing authoring the Mayor to execute the Notice of Award and enter into contract with Winn & Company Inc. for the construction of the City of Middleton – 2024 Chip Seal Project in the amount not to exceed \$60,902.00. Motion seconded by Councilman O'Meara and approved unanimously.

7. In regard to surplus of the City's 1986 Grader. Consider approving Resolution 505-24: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIDDLETON, IDAHO, DECLARING CERTAIN PUBLIC WORKS PROPERTY AS SURPLUS, AUTHORIZING AND DIRECTING SALE BY PUBLIC AUCTION OF SURPLUS PROPERTY. - Mr. Van Gilder

Mayor Hutchison called the item and Mr. Van Gilder explained the request. The City has not used the Grader for quite a few years, it doesn't have working brakes and the City no longer has a need for it. The City would like to auction it, and have the money go back into the street fund.

Motion: Motion by President Kiser approving Resolution 505-24: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MIDDLETON, IDAHO, DECLARING CERTAIN PUBLIC WORKS PROPERTY AS SURPLUS, AUTHORIZING AND DIRECTING SALE BY PUBLIC AUCTION OF SURPLUS PROPERTY. Motion seconded by Councilman Christiansen and approved unanimously.

8. Consider authorizing the Mayor to sign a proclamation from the Make-A-Wish Foundation of Idaho designating April 2024 as World Wish Month. - Ms. Reynolds

Mayor Hutchison called the item and Deputy Clerk Ms. Reynolds read the email request from the Make-A-Wish Foundation of Idaho. (Exhibit 2)

All Council Members shared their support for the Make-A-Wish Foundation and President Kiser read the proclamation.

Motion: Motion by President Kiser authorizing the Mayor to sign a proclamation from the Make-A-Wish Foundation of Idaho designating April 2024 as World Wish Month. Motion seconded by Councilman O'Meara and approved unanimously.

9. In regard to sewer manhole repairs. Consider authorizing the Mayor to contract with Integrity Inspection Solutions, Inc., for sewer manhole repairs as described in their proposal dated 3-29-2024 and in the amount not to exceed \$7,525.00. - Mr. Van Gilder

Mayor Hutchison called the item and Mr. Van Gilder presented the request. Public Works crew member Mr. Moreno discovered the need for repairs. This is in the budget under sewer maintenance.

Motion: Motion by President Kiser authorizing the Mayor to contract with Integrity Inspection Solutions, Inc., for sewer manhole repairs as described in their proposal dated 3-29-2024 and in the amount not to exceed \$7,525.00. Motion seconded by Councilman Christiansen and approved unanimously.

Public Comments on non-agenda items of city business:

Allen Tremble: Has concerns about the new food truck ordinance, particularly regarding forcing the trucks to leave private property every night. He believes as a City we should be supporting food trucks and need an avenue for helping businesses until they can buy property and build a brick and mortar building.

Tyson Sparrow: Agrees with Mr. Tremble. He is building a food truck himself. He sees a lot of redundancies and oversight from the City that he believes is unnecessary. The Health Department is much stricter regarding Food Truck permits, as is the Fire District. He would like the City Council to revisit the Food Truck Ordinance.

Mayor, Staff and Council Comments:

Mayor Hutchison: Speaks regarding publicly apologizing to Kim Carson and Mr. Morgan regarding comments made about the material used on his sign on March 20th Staff report. Mayor Hutchison stated that “You asked for a public apology. I agree, it wasn’t intentional, but you are getting one from me. Dave Morgan is an amazing man; he’s done so much for this community and so much for the children that work over there. I been working with him on a program this will be our fifth year, it has been my privilege and my honor to get to know him. So, public apology from this Mayor”

Councilman Murray: Echoed Mayor Hutchison’s sentiment stating. “Jackie beat me to it... there was no intent there was no malice, but regardless of intent the harm is done and must be made right, so I offer, I would imagine the rest of the council would offer as well apologies to yourself and Mr. Morgan. It was not meant.”

Adjourn: Mayor Hutchison adjourned the meeting at 6:56 p.m.

ATTEST:


Jennica Reynolds, Deputy Clerk
Minutes Approved: April 17, 2024

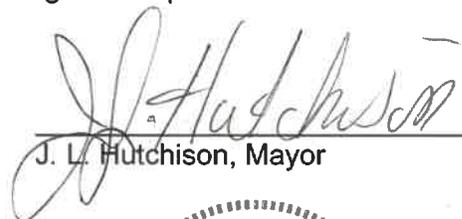

J. L. Hutchison, Mayor



Exhibit 1



Treasure Valley Water Supply Project

The objective of the Treasure Valley Water Supply Project is to avoid additional administration of water rights within the Boise River basin by **improving data collection and water management on the drains.**

1

History

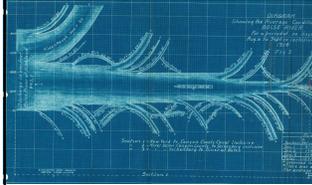
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History

- 1860's-1900's – irrigation system built, Treasure Valley is settled
- 1890's-1900's – Irrigation Districts are formed
- 1910-1925- Solving the Drainage Problem
 - Rising water table results in water-logged lands
 - Natural waterways were straightened, deepened, widened to convey water, drop water table

3



1914 Report - conclusions

- Tributary flow and seepage flow are important items to be considered in managing the Boise River
- Diversions downstream of Star depend on tributary and seepage water
- Tributary and seepage water should be considered as part of the available water supply

Need of Careful Management.
It is very evident from a study of the conditions on the river that the water must be very carefully handled in order to make the best and most equitable use of it. It is like the management of a great railroad system. Suppose

4



1913-1917 Drain System Development

- Reclamation analyzed drain network
- Excavated, straightened, and expanded natural drainages
- By 1920's, many submergence issues had been addressed
- Tributary flow increased as a result of drain development

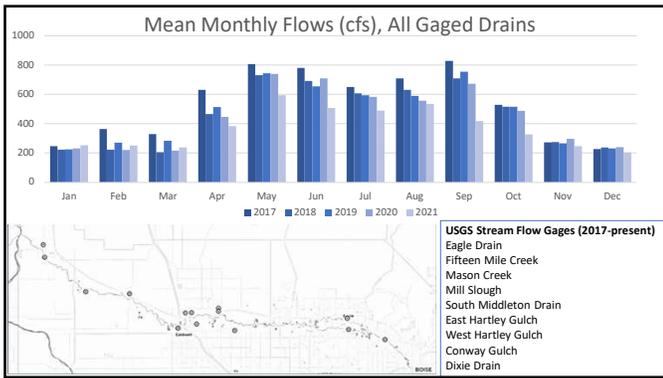
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Boise River June 30, 2022 Low Flow

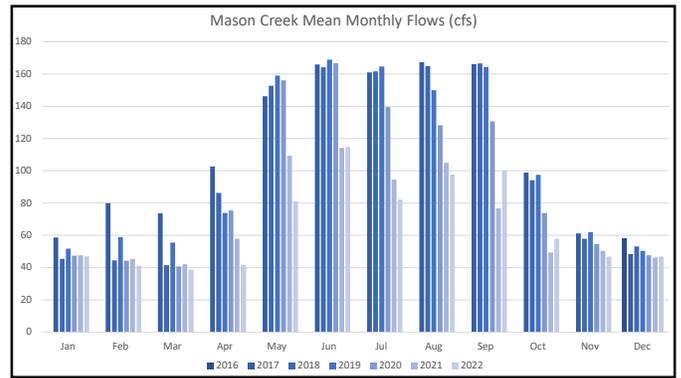
On June 10th of 2022 Water District 63 did not have enough water in the Boise River to supply the demand below Caldwell. The only reason we were able to deliver water to 5 different canal companies and farmers was that we had BOR flow augmentation water in the river. Looking at the accounting, we were approximately 150 CFS short in the river.

WATER DISTRICT 63 - BOISE RIVER FLOW ACCOUNTING (VER 2.1.2.126) - Jun 30, 2022													2022109
REACH FLOWS IN CFS	ACTUAL DATE	NATURAL FLOW	ACTUAL NAT FLOW	RAINING NAT FLOW	OPERATH FLOW	STORED FLOW	RESERVOIR EVAP FLOW	NATURAL DIV	TOTAL RCH DIV	TOTAL DIV	BEACH GAIN	LAST RIGHT	
TWIN SPRINGS	Jun 30	2052.	2050.	2050.	0.	0.	0.	2.	2.	2052.	0.	19031214	
FRENCHVILLE	Jun 30	1101.	1090.	1091.	0.	0.	10.	11.	101.	101.	0.	19031214	
FIRTHVIL TO AMBEREN RANCH	Jun 30	1168.	585.	1158.	0.	-573.	22.	0.	0.	67.	0.	19031214	
AMBEREN RANCH TO ARROWCROCK	Jun 30	2298.	4042.	3284.	0.	755.	24.	0.	0.	78.	0.	19031214	
MOSES CREEK	Jun 30	187.	182.	182.	0.	0.	0.	4.	5.	187.	0.	19031214	
ARROWCROCK TO LUCKY PEAK	Jun 30	3500.	4293.	3484.	0.	809.	14.	0.	1.	15.	0.	19031214	
LUCKY PEAK TO DIVEN DAM	Jun 30	3430.	2181.	1628.	0.	553.	0.	1786.	2112.	-70.	0.	19031214	
DIVEN DAM TO BOISE	Jun 30	3430.	1730.	1180.	0.	0.	0.	448.	450.	0.	0.	19031214	
BOISE TO GLENWOOD BR	Jun 30	3274.	1320.	776.	0.	314.	0.	248.	248.	-156.	0.	19031214	
GLENWOOD BR TO MIDDLETN	Jun 30	3391.	784.	0.	250.	314.	0.	643.	644.	117.	0.	19031214	
MIDDLETON TO CALDWELL	Jun 30	3800.	188.	0.	50.	348.	0.	481.	481.	409.	0.	19050511	
CALDWELL TO MOTUS	Jun 30	4055.	528.	0.	0.	508.	0.	383.	398.	255.	0.	19000511	
MOTUS TO FARMA	Jun 30	4532.	784.	0.	0.	387.	0.	149.	199.	476.	0.	20220101	
* - INDICATES FLOW ESTIMATED, NOT MEASURED													
TOTALS:											4154.	4555.	4532.

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June 30, 2022

Drain	June 30 Mean Daily Flow, 2017-2022 (cfs)	June 30, 2022 Mean Flow (cfs)	Difference (cfs)
Eagle Drain	34	40	+6
Fifteen Mile Creek	103	97	-6
N Middleton Drain (Mill Slough)	38	25	-13
S Middleton Drain	71	43	-28
Mason Creek	151	75	-76
West Hartley Gulch	21	12	-9
East Hartley Gulch	55	47	-8
Conway Gulch	31	27	-4
Dixie Drain	160	135	-25
TOTAL	664	501	-163

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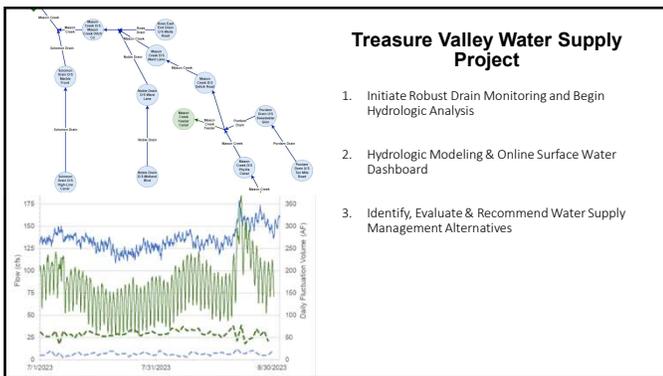
Lessons from June 30, 2022

- Boise River would have approached zero flow between Caldwell and Notus if this occurred outside flow augmentation
- Deliveries downstream of Caldwell rely on return flows and groundwater inflow
- Water supply reliability and security requires an understanding of future drain flows and groundwater flows to Boise River

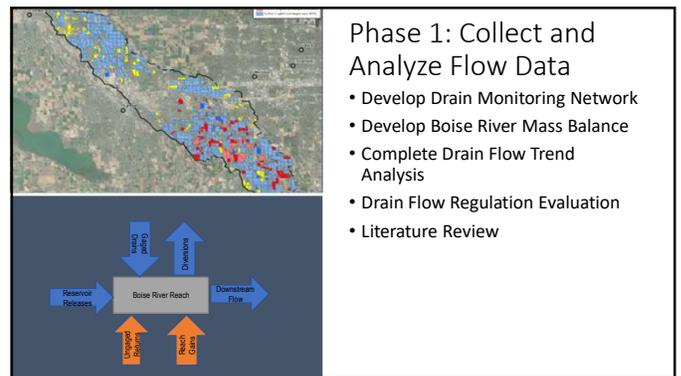
If this trend continues...

- Downstream water rights will be shorted
- State law may require administering water rights on the Lower Boise River and its tributaries

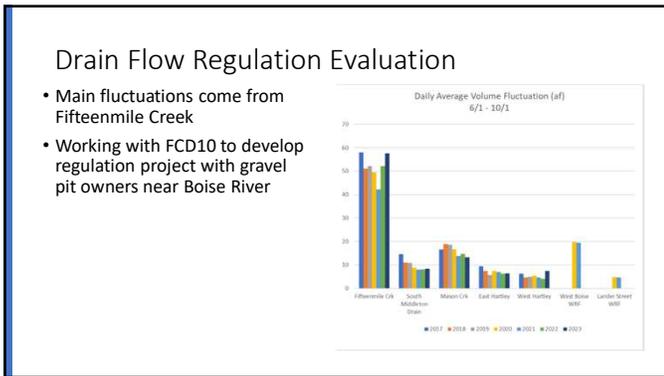
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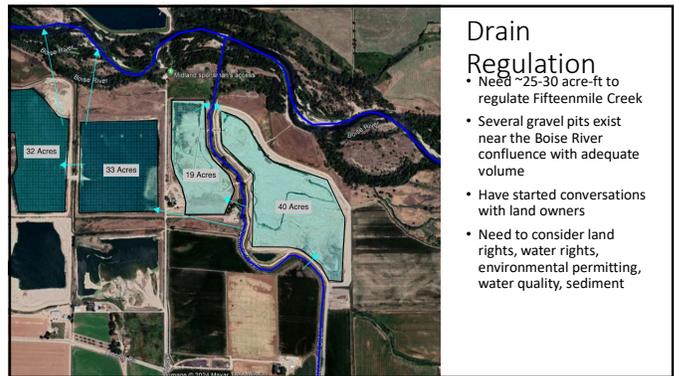
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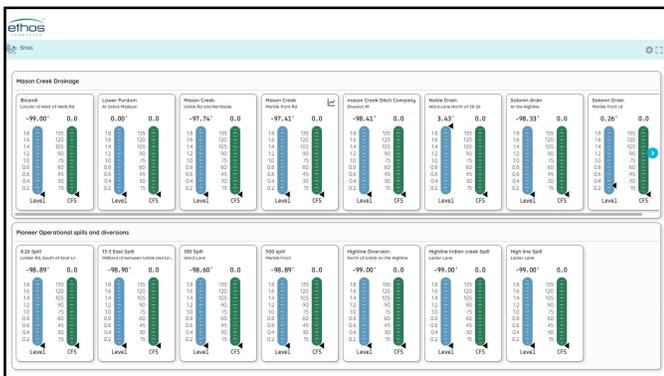
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Project Cost Summary

	Start Up Costs
Phase 1 Costs	
• Start-up Costs- \$131,000	
• Annual Maintenance: \$130,000	
• Phase 1 Analytics: \$50,000	
Phase 2 Analytics and Modeling Cost Estimate: \$200,000/ year for 3-5 years, dependent on Phase 1 findings	
Phase 3 Develop Water Supply Management and Mitigation Plan: TBD	
	Start Up Costs
Transducers, Recording, and Telemetry Equipment	\$75,000 (\$1,500 per site x 50 sites)
Installation (WD63 Wages)	\$6,000 (\$120 per site x 50 sites)
Flow Measurement Equipment	\$50,000 (\$25,000 per ADCPx2)
Total Start Up Costs	\$131,000
	Annual Maintenance Costs
General Equipment Maintenance	\$10,000 (\$200 per site x 50 sites)
Data Collection and Storage	\$50,400 (\$84 per site per month x 50 sites x 12 months)
Website Maintenance	\$40,000
WD63 Wages	\$30,000
Estimated Annual Maintenance	\$130,000

Potential Funding Sources: Local water management agencies and stakeholders, state and federal grant and loan programs

IWRB Finance Committee is recommending including this project on the Regional Water Sustainability Priority

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Project Schedule

Phase 1:

- Fall/Winter 2022-2023 - Proposal Development
- Spring/Fall 2023 - Begin equipment installation, complete trend analysis
- WY 2024-2026 - Continue gage installation and maintenance, develop interface and analysis to assess and manage changes

Phase 2:

- Fall/Winter 2023-2024 - Continue Detailed Trend Analyses, Data Gap Analysis
- 2024-2025 - Develop initial modeling and analytical tools
- 2025-2026 - Validate and refine modeling and analytical tools
- Ongoing - Periodically update tools based on updated flow data, land use, and data availability

Phase 3:

- 2023-2027 - Alternatives Identification and Analysis
- 2025-2027 - Plan Development

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Treasure Valley Water Supply Assessment and Sustainability Project Phase 1: Potential Project Supporters

Project Supporter	Funding Request	Commitment	Received
1. Water District 63 (water users)	\$ 71,000.00	\$ 71,000.00	\$ 71,000.00
2. Treasure Valley Water Users Association (irrigation organizations, Project Development)	\$ 15,000.00	\$ 15,000.00	\$ 13,675.00
3. Flood Control District No 3d	\$ 5,000.00	\$ 10,000.00	\$ 5,000.00
4. Idaho Water Resource Board	\$ 155,500.00	\$ 155,500.00	\$ 155,500.00
5. Ada County	\$ 50,000.00	\$ 50,000.00	\$ 50,000.00
6. Canyon County	\$ 20,000.00	\$ 5,000.00	\$ 5,000.00
7. City of Boise	\$ 5,000.00	\$ 10,000.00	\$ 10,000.00
8. City of Caldwell	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
9. City of Eagle	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
10. Garden City	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
11. City of Greenleaf	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
12. City of Meridian	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
13. City of Middleton	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
14. City of Nampa	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
15. City of Notus	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
16. City of Parma	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
17. City of Star	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
18. City of Wilder	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
19. Idaho Power	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
20. Veolia Water	\$ 5,000.00	\$ 5,000.00	\$ 5,000.00
TOTAL:	\$ 346,500.00	\$ 346,500.00	\$ 340,175.00

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From: [Jackie Hutchison](#)
To: [Jennica Reynolds](#)
Cc: [Becky Crofts](#)
Subject: RE: Make-A-Wish Idaho: Proclamation Request
Date: Wednesday, February 7, 2024 11:00:57 AM
Attachments: [image001.png](#)
[image002.png](#)

Yes, that would be great.

From: Jennica Reynolds <jreynolds@middletoncity.com>
Sent: Tuesday, February 6, 2024 11:28 AM
To: Jackie Hutchison <jhutchison@middletoncity.com>
Cc: Becky Crofts <bcrofts@middletoncity.com>
Subject: FW: Make-A-Wish Idaho: Proclamation Request

Mayor,

Please see below:

Would you like me to set up a meeting with Mr. Peterson to discuss this further? If not, I can prepare the proclamation on City Letterhead to be approved at the April 3rd City Council Meeting.

Thanks,

Jennica Reynolds
City of Middleton
Deputy Clerk, Administration
208-585-3133
jreynolds@middletoncity.com



From: Joshua B Peterson <jpeterson@idaho.wish.org>
Sent: Tuesday, February 6, 2024 10:36 AM
To: Jennica Reynolds <jreynolds@middletoncity.com>
Subject: Make-A-Wish Idaho: Proclamation Request

Dear Middleton's Mayor Office,

The Make-A-Wish Foundation of Idaho is requesting a proclamation for the Month of April 2024 to be declared World Wish Month in honor of the anniversary of the granting of the first wish, Chris Greicius' wish to be a police officer in April 1980. This wish led to the formation of the Make-A-Wish Foundation and the granting of

hundreds of thousands of wishes throughout the world. The Idaho chapter of the Make-A-Wish Foundation has granted over 2,000 wishes since its creation in 1986 and continues to grant life-affirming wishes to children with critical illnesses throughout the state. We are hoping a proclamation will raise awareness of our mission and help us reach our goal of granting the wish of every medically eligible child in Idaho.

Thank you so much for your time. The proclamation is pasted below.

Sincerely,
Josh Peterson

WORLD WISH MONTH PROCLAMATION

APRIL 2024

WHEREAS, On April 29, 1980, Department of Public Safety officers and members of the community in Phoenix, Arizona, came together to grant the wish of Chris Greicius, a 7-year-old boy battling leukemia who wished to be a police officer.

WHEREAS, Chris' wish inspired six of the people involved to form a foundation that would grant life-changing wishes for other children with critical illnesses. The organization known as Make-A-Wish® has since granted more than 520,000 wishes worldwide, operating in every community in the U.S. and in nearly 50 countries worldwide.

WHEREAS, Make-A-Wish Idaho was founded in 1986 and has granted more than 2,000 wishes that deliver hope and joy back into the lives of children with critical illnesses in Idaho.

WHEREAS, Research has shown that wishes can improve a child's quality of life and produce better health outcomes. When a wish is granted, a child replaces fear with confidence, anxiety with hope and sadness with joy.

NOW, THEREFORE, I, Jackie Hutchinson, Mayor of the City of Middleton proclaim the month of April 2024 will be celebrated as World Wish Month in recognition of the anniversary of Chris Greicius' wish that inspired the founding of Make-A-Wish, and subsequently, Make-A-Wish Idaho and the global wish-granting movement.

Josh Peterson

Communications Manager

Make-A-Wish® Idaho

310 West Idaho Street

Boise, ID 83702

jpeter@idaho.wish.org

208.345.9474

Direct: 208.297.3057/Cell: 208.794.3850

Fax: 208.342.8878



idaho.wish.org | [Facebook](#) | [Instagram](#) | [YouTube](#)



Before

City Council Public Comment

April 3, 2024

	Name	Address	Phone or Email	Topic/Agenda Item #
1	Mike Meyers	2120 Pilgrim way/middleton	208-386-0155	Water District 63
2	KIM CARSON	9895 MEADOW PARK		sign ordinance
3	Theresa Denham	on file	on file	Comp plan
4				
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After

City Council Public Comment

April 3, 2024

	Name	Address	Phone or Email	Topic/Agenda Item #
1	Allen Tremble	2 West Main	208 880-2924	Food Trucks
2	Tyson Sparrow	211 N Campbell	208 515-7221	Food Trucks
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