

RECORD OF PROCEEDINGS

MIDDLETON CITY COUNCIL MEETING JANUARY 7, 2015

The City Council Meeting of January 7, 2015 was called to order by Mayor Taylor at 6:30 p.m.

ROLL CALL: Council Members, Carrie Huggins, Rob Kiser, Beverlee Furner and Council President Lenny Riccio were present.

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

Mayor Taylor introduced the following City officials in attendance: City Engineer Amy Woodruff of Civil Dynamics, City Attorney Chris Yorgason of Yorgason & Associates and City Clerk/Treasurer Pauline Newman, Police Chief Brian Zimmerman and Officers Robert Kightlinger and Stephan Walker.

Motion: Motion by Council President Riccio to accept the amended agenda as posted was seconded by Council Member Huggins 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. Minutes of December 17, 2014.

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

Department Report:

Chief Zimmerman reported on the Middleton Police Department (MPD)

- MPD personnel are rotating shifts to have 24/7 coverage throughout the City.
- Averaging 4-5 calls a day at this time. Typically theft, prowler and dog calls.
- 140 (non-traffic) cases as of right now, no serious crimes reported yet.
- Calls are assigned by Canyon County Sheriff's Office (CCSO) Dispatch.
- The incident on N. Dewey Ave. was a CCSO case, not MPD case. MPD did traffic control on Dewey.
- Currently interviewing for fourth position, anticipated hire date is February 2, 2015.
- Right now the department has three fully equipped cars. A fourth has been ordered and hopes to have it ready to go for the new officer.

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New Business:

4a. Consider awarding Concord Street water main relocation project to Warrington Construction in the amount of \$85,425.

Mayor Taylor presented the item and answered Council's questions

Mayor Taylor asked if there was any public comment: None.

Motion: Motion by Council President Riccio to award the Concord Street water main relocation project to Warrington Construction in the amount of \$85,425 was seconded by Council Member Furner and carried unanimously.

4b. Consider awarding the Concord Street sewer line relocation project to Warrington Construction in the amount of \$19,545.

Mayor Taylor presented the item and answered Council's questions.

City Engineer Woodruff reported that two bids were received with the price difference between the two being due to mobilization, Warrington Construction being the low bidder.

Mayor Taylor asked if there was any public comment: None.

Motion: Motion by Council President Riccio to award the Concord Street sewer line relocation project to Warrington Construction in the amount of \$19,545 was seconded by Council Member Kiser and carried unanimously.

4c. Consider approving task order with T-O Engineers to review, comment and maybe appeal the FEMA revised draft FIRMs and hydraulic model pertaining to the City of Middleton in an amount not to exceed \$11,500.

Mayor Taylor presented the item and answered Council's questions.

Mayor Taylor asked if there was any public comment: None.

Motion: Motion by Council President Riccio to approve task order with T-O Engineers to review, comment and maybe appeal the FEMA revised draft FIRMs and hydraulic model pertaining to the City of Middleton in an amount not to exceed \$11,500 was seconded by Council Member Kiser and carried unanimously by roll call vote.

4d. Consider approving general services agreements with:

- Baer Design Group for landscape architecture.
- CSHQA for landscape architecture.
- T-O Engineers for FEMA/flood, and transportation.
- Bowen Collins & Associates for FEMA/flood.
- Precision Engineering for transportation.

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- Horrocks Engineers for transportation.
- Keller Associates for sanitary sewer.
- J-U-B for sanitary sewer.
- SPF Engineers for water.

Mayor Taylor presented the item and answered Council's questions.

Mayor Taylor asked if there was any public comment: None.

Motion: Motion by Council President Riccio to approve general service agreements with Baer Design Group for landscape architecture, CSHQA for landscape architecture, T-O Engineers for FEMA/flood, and transportation, Bowen Collins & Associates for FEMA/flood, Precision Engineering for transportation, Horrocks Engineers for transportation, Keller Associates for sanitary sewer, and J-U-B for sanitary sewer was seconded Council Member Huggins and carried unanimously by roll call vote.

4k. Pursuant to Idaho Code 50-1330, consider consenting to the vacation of an unnamed road right-of-way in Northslope Estates Subdivision No. 2 located off Canyon Land north of Highway 44.

Mayor Taylor presented the item and answered Council's questions.

Mayor Taylor asked if there was any public comment: None.

Motion: Motion by Council President Riccio to approve consenting to the vacation of an unnamed road right-of-way in Northslope Estates Subdivision No. 2 located off Canyon Land north of Highway 44 was seconded Council Member Furner and carried unanimously.

Department Comments:

City Engineer Woodruff reported:

Concord Street reconstruction project- the project has been published and is open for bids. Bids will be opened January 28, 2015 and the goal is to be before Mayor and Council for award in February.

Middleton Supplemental Specification- updating different items such as project specifications and mapping efforts.

Canyon Villa- the project is substantially complete and will be finally complete once final punch list can be finished, weather permitting.

The Lakes- getting ready to have final walk through.

West Highlands No. 5- is substantially complete. Had a minor issue with water main disinfection but have since collected a bacteria free sample and are just a couple

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of weeks away from having a plat recorded.

4e. Consider appointing the following City officers:

- City Clerk – Pauline Newman
- City Treasurer – Pauline Newman
- Building Official – David Wardell
- Police Chief – Brian Zimmerman
- Grant, Parks and Trails Administrator, and
Technical and Communications Coordinator - Becky Crofts

Mayor Taylor presented the item and answered Council's questions and recommended to Council that the Mayor's appointments be renewed for 2015. Mayor Taylor said that each of the City officers carry a big load and do a fantastic job. They are the ones that help the City function economically and make the City great. He then thanked them all.

Mayor Taylor asked if there was any public comment: None.

Motion: Motion by Council President Riccio to renew appointments of City Clerk Pauline Newman, City Treasurer Pauline Newman, Building Official David Wardell, Police Chief Brian Zimmerman and Grants Parks and Trails Administrator and Technical and Communication Coordinator was seconded by Council Member Huggins and carried unanimously.

4f. Elect City Council president

Mayor Taylor presented the item and answered Council's questions.

Council Member Kiser nominated Lenny Riccio for Council President

Motion: Motion by Council Member Kiser and seconded Council Member Furner to close Council President nominations was seconded by Council Member Furner and carried unanimously.

Motion: Motion by Council Member Kiser to elect Lenny Riccio as Council President was seconded by Council Member Furner and carried unanimously.

4g. Consider appointing City Council liaisons to the following local-government districts:

- School Board
- Fire District
- Greater Middleton Parks and Recreation District
- Library Board

Council President Riccio stated that he has enjoyed his appointment as liaison to the Library Board and is looking forward to the upcoming changes they are making in the next year.

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Mayor Taylor asked if there was any public comment: None.

Motion: Motion by Council President Riccio for all Council Members to remain on their appointed board was seconded by Council Member Furner and carried unanimously.

4h. Information: the following individuals serve on the Middleton Planning and Zoning Commission:

- Jeremy Fielding, Chair
- Diane Smith, Vice Chair
- Janet Gregory
- Paul Chaumont

Mayor Taylor presented the informational item and informed the Council that the commission is hoping to fill the vacant seat in February.

4i. Consider approving an agreement between the City and developers of Powder River Subdivision No. 2 that identifies the timing for construction of the Willis Road and Wanda Way intersection improvements.

Mayor Taylor presented the item and recommended tabling the item until the next meeting as the City is currently exploring the developer's request to have a cap on its share of construction costs. Mayor's view is that the City has already participated in costs.

Council President Riccio added that when improvements are complete, as far as a cap, to keep inflation in mind and to provide a cap from there.

4j. Consider approving an agreement between the City and developers of TD&D commercial subdivision that identifies the location and authorizes one approach onto S. Cemetery Road once it is constructed.

Mayor Taylor presented the item, informed Council that the agreement is in draft form and recommended tabling the item until the next meeting.

Motion: Motion by Council President Riccio to table items 4i, 4j, 5a & 5b until the January 21, 2015 meeting was seconded by Council Member Furner and carried unanimously.

4l. Consider selecting company for new splash pad concept and construction documents at Piccadilly Park.

Mayor Taylor presented the item and answered Council's questions.

Mayor informed Council that the City received six responses with two scoring the same, Breckon Land Design and Splash Zone LLC. He then informed Council that staff recommends awarding the project for concept and design to Splash Zone LLC. They are a specialty company that designs construction documents and oversees their

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project and has nearly 400 installations nationwide which is more than any other company in the world.

Council President Riccio asked when the splash pad will be constructed and Mayor Taylor responded that it will more than likely be constructed in 2016.

Mayor Taylor asked if there was any public comment: David Woodward asked between the two companies if there was a difference in water efficiency and how will the water be kept clean? Mayor Taylor responded that the City Parks Director has discussed the best way to be efficient with many companies and Cities, including Meridian who does not recommend recycling water as they did. Since the City will use fresh water the entire time efficiency will not be a problem as the correct features will be chosen and the fresh water used will then drain into the stormwater system.

Motion: Motion by Council President Riccio to award Splash Zone LLC concept and design for new splash pad at Piccadilly Park was seconded by Council Member Huggins and carried unanimously.

Public Comment:

Don Woodward lives on Duff & Willis and asked about the water tower at the end of the undeveloped road and understands that on call the City will come out and fill potholes. He then asked if there is any plan to annex that portion of the City and will the roads be improved? Mayor Taylor responded that the road in discussion was developed by the landowners many decades ago and since no landowner has improved the road to City or City or Canyon Highway District 4 (CHD4) standards nor has it been dedicated to the City or CHD4 to maintain. In order for the road to be maintained it would need brought up to standards and then dedicated to local government entity for maintenance. Mayor then stated that there has been a verbal agreement in place between the City and the landowners that the City will go and fill in the potholes in exchange for access to the water tank and that as far as he knows at this time none of the landowners would like to annex into the City, so the City cannot invest in the road.

Executive Session

Motion: Motion by Council President Riccio to open executive session pursuant to Idaho Code 67-2345(1)(a), personnel hiring/firing, was seconded Council Member Kiser and was unanimous in favor by roll call vote.

Mayor Taylor closed executive session and re-opened City Council meeting.

4m. Consider appointing City Attorney and City Prosecuting Attorney.

Mayor Taylor presented the item and answered Council's questions.

Mayor Taylor presented both Larry Sisson and Chris Yorgason, each had submitted a proposal for City Attorney.

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Mayor Taylor appointed Yorgason & Associates as City Attorney and Canyon County Prosecuting Attorney's Office as City Prosecuting Attorney for 2015-2017.

Motion: Motion by Council President Riccio to confirm the Mayor's appointments for City Attorney and City Prosecuting Attorney was seconded by Council Member Kiser and carried unanimously.

Mayor Taylor then introduced Larry Sisson for possible appointment to the Planning and Zoning Commission. Mr. Sisson addressed Council, thanking them for the opportunity and discussed living in Middleton since 2006 and has enjoyed the positive direction the City is going in. He believes that he has the background and experience for this appointment and thoroughly enjoys planning and zoning. Mr. Sisson believes that compared to the planning and zoning and decisions that the City was making three years ago, it is night and day and is very happy how things in the City are going.

Mayor's Comments:

Mayor reported that he will be working with the Treasurer in January on the budget amendment to come before Council in February 2015.

Council President Riccio asked what time the splash pad community meeting was and Mayor responded that it will be January 22, 2015 at 6:30 p.m.

Council Comments: None

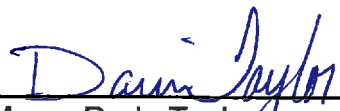
Adjourn

Mayor Taylor asked if there was any further business to come before the Council. Hearing none,


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

Mayor Taylor declared the meeting adjourned at 8:45 p.m.

ATTEST:



Mayor Darin Taylor



Kandice K Cotterell, Deputy Clerk
Approved: January 21, 2015

