
**MIDDLETON CITY COUNCIL
AUGUST 15, 2018**

The meeting of the Middleton City Council on August 15, 2018 was called to order by Council President Ricco at 6:49 p.m.

Roll Call: Council President Lenny Riccio, Council Members Beverlee Furner, and Rob Kiser were present. Council Member Carrie Huggins was excused. Mayor Darin Taylor arrived at 7:12 p.m. and started conducted the meeting.

Motion: Motion by Council Member Kiser to accept the agenda was seconded by Council Member Furner and carried unanimously.

Action Items:

A. Consent Agenda

- 1) Consider approving minutes for Council's July 13, July 25 and August 1, 2018 meetings.
- 2) Consider ratifying payroll from August 3, 2018 for \$66,046.91, and approving accounts payable through August 14, 2018 in the amount of \$44,879.91.
- 3) Consider approving a request by Middleton Middle School for a Special Events Permit and waving the application fees for a cross country meet to take place at Middleton Place Park on September 6, 2018 from 2:00-8:00 p.m.
- 4) Consider approving a request by Middleton High School Student Council for a Special Events Permit and waving the application fees for a Homecoming Parade starting at Mill Creek Elementary and ending at the Middleton High School on September 21, 2018 from 12:30-3:30 p.m.
- 5) Consider reappointing the following individuals to the Middleton Urban Renewal Agency Board of Directors for the terms indicated:

Rob Kiser	1 year term
Carrie Huggins	2 year term
Brett Bishop	3 year term
Carl Lohrengel	4 year term
Vacant	5 year term

Motion: Motion by Council Member Kiser to approve consent agenda items one through five was seconded by Council Member Furner and carried unanimously.

D. Consider accepting the 2018 Water and Sewer Rate Evaluation dated August 2018 prepared by JUB Engineers Inc.

Council President Ricco called the agenda item and explained that this item was to accept the report and does not change any fees.

Motion: Motion by Council Member Kiser to accept the 2018 Water and Sewer Rate Evaluation dated August 2018 prepared by JUB Engineers Inc. was seconded by Council Member Furner and carried unanimously.

E. Consider approving Resolution No. 412-18 to amend the fee schedule and adjust fees pertaining to the water and wastewater systems and enterprise funds.

Council President Ricco called the agenda item and explained that about one month ago that the council did increase the water and sewer rates based on the JUB report and that the rates after completion of the study did decrease slightly.

Motion: Motion by Council President Ricco to approve Resolution No. 412-18 removing mention of base- and volume-rate related information and decreasing the water connection fee from \$3,554 to \$3,405 and wastewater fee from \$6,709 to \$5,604 and refunding the difference in fees to permits already issued with assessed fees of \$3,554 and \$6,709, was seconded by Council Member Kiser and carried unanimously by roll-call vote.

Council President Ricco declared a recess at 7:04 p.m, and the meeting resumed at 7:12 p.m.

B. Consider approving and ratifying the Amendment to Easement Agreement between the City of Middleton and DMK Development to add width to the existing wastewater easement at the northeast corner of DMK's real property in or near Hartley Ln.

Mayor Taylor called the agenda item and explained this item amends the original easement agreement that was signed by the city in April of 2018 to add additional easement width at the city's request.

Motion: Motion by Council President Riccio to approve and ratify the Amendment to Easement Agreement between the City of Middleton and DMK Development to add width to the existing wastewater easement at the northeast corner of DMK's real property in or near Hartley Ln, was seconded by Council Member Kiser and carried unanimously by roll-call vote.

C. Consider approving and ratifying the final plat for McKinley Meadows Townhomes Subdivision.

Mayor Taylor called the agenda item explained the proposed final plat substantially conforms to the approved preliminary plat, and the infrastructure is installed according to the Idaho Standards for Public Works Construction and City Supplement, and that all punch list items have been corrected.

Motion: Motion by Council President Ricco approve and ratify the final plat for McKinley Meadows Townhomes Subdivision was seconded by Council Member Kiser and carried unanimously by roll call vote.

F. Consider adopting Ordinance No. 611 that adds section L to Middleton City Code 4-1-1 that would require a percolation test of drainage depressions or swales on a lot, and results that meet city standards, prior to issuing a certificate of occupancy for a building.

Mayor Taylor called the agenda item and explained a passing percolation test is performed in subdivisions with swales or depressions after infrastructure is constructed, but that depressions and swales are compacted during house construction traffic. The proposed change would require a passing percolation test after a house is constructed before issuing the certificate of occupancy.

Motion: Motion by Council President Ricco to read Ordinance No. 611 by title only, was seconded by Council Member Kiser and carried unanimously. Council President Riccio read the ordinance by title only.

Motion: Motion by Council President Ricco waive the three-reading rule and adopt Ordinance No. 611 was seconded by Council Member Kiser and carried unanimously by roll-call vote.

G. Consider adopting Ordinance No. 612 that rezones the east approximately one-third of the real property commonly referred to as 1223 W Main St. in Middleton, Idaho from IP (Industrial Park) to M-1 (Light Industrial).

Mayor Taylor called the agenda item and declared the public hearing open. City Planning and Zoning Official Randall Falkner reported the application complies with city plans, code and standards.

Katrina Kulm with Erstad Architects explained the nature and purposes of the request.

Carlene Thie suggested the city allow extra room for an easement for access to the school for future road expansion. Mayor Taylor explained the future road expansion and school access are included in city standards and accounted for.

Motion: Motion by Council President Ricco to close the public comment portion of the hearing was seconded by Council Member Kiser and carried unanimously.

Motion: Motion by Council President Ricco to read Ordinance No. 612 by title only was seconded by Council Member Kiser and carried unanimously. Council President Ricco read Ordinance No. 612 by title only.

Motion: Motion by Council President Ricco to waive the three-reading rule and adopt Ordinance No. 612 was seconded by Council Member Kiser and carried unanimously.

H. Consider adopting Ordinance No. 613, the annual appropriations ordinance establishing the budget for Fiscal Year 2018-2019.

Mayor Taylor called the agenda item and declared the public hearing open. City Treasure Ed Karass presented the proposed budget for the Oct. 1, 2018 - Sept. 30, 2019 fiscal year.

James Taylor asked questions about budget-line labels and line-item expenses, and Treasure Karass answered the questions.

City Administrator Becky Crofts answered Council questions regarding employee benefits.

Motion: Motion by Council President Ricco to close the public comment portion of the hearing was seconded by Council Member Kiser and carried unanimously.

Motion: Motion by Council President Ricco to read Ordinance 613 by title only was seconded by Council Member Kiser and carried unanimously.

Motion: Motion by Council President Ricco to waive the three-reading rule and adopt Ordinance No. 613 was seconded by Council Member Kiser and carried unanimously by roll-call vote.

Motion: Motion by Council President Ricco to make vision, life, disability and other supplemental insurances available as a voluntary employee-paid benefit to Middleton employees, and continue 100% city-paid medical insurance premium for city employees and 50% city-paid medical insurance premium for an employee's dependents was seconded by Council Member Kiser and carried unanimously.

Mayor Taylor declared a recess at 8:32 p.m. and resumed the meeting at 8:37 p.m.

I. Consider approving Resolution No. 413-18, an Annexation Plan.

Mayor Taylor called the agenda item and presented the proposed annexation plan.

Council President Ricco and Council Member Kiser both voiced concerns on forcing annexation of properties to the City and the corresponding higher taxes. Both said they would like to see those residents keep that money in their pocket. Costs for maintenance, repair, improvement and construction of roads, bridges and culverts in city limits would be paid by city residents.

Motion: Motion by Council President Ricco to take no action on Resolution No. 413-18 was seconded by Council Member Kiser and carried unanimously.

J. Consider approving a Proposal from Star Construction LLC to repair a waterline or weir leak near Well #4 in an amount not to exceed \$8,952.00.

Mayor Taylor called the agenda item and explained the situation.

Motion: Motion by Council President Ricco to approve the Proposal was seconded by Council Member Kiser and carried unanimously by roll call vote.

3. Information: Start process to vacate W Elm St. right-of-way?

Mayor Taylor called the agenda item and asked if Council would consider vacating W Elm St. right-of-way after notice and at a public hearing. Council said it would.

4. Public, Department and Council Comments: none.

5. **Adjourn:**

Motion: Motion by Council President Riccio to adjourn was seconded by Council Member Furner carried unanimously. Mayor Taylor declared the meeting adjourned at 9:37 p.m.

ATTEST:



Dawn M. Dalton, Deputy City Clerk
Approved: September 5, 2018


Mayor Darin Taylor