
**MIDDLETON CITY COUNCIL
DECEMBER 04, 2019**

The Middleton City Council meeting on December 4, 2019 was called-to-order at 6:30 p.m. by Mayor Darin Taylor, who introduced City Engineer Amy Woodruff, City Attorney Chris Yorgason, Deputy Clerk Taylor Gyer, Public Works Superintendent/Planning and Zoning Official Bruce Bayne, and Council Member Elect Tim O'Meara. Mayor Elect Steve Rule arrived mid-meeting.

Roll Call: Council President Rob Kiser, Council Members Carrie Huggins, and Jeff Garner were present. Council Member Beverlee Furner was absent.

Action Items

- 1. Consent Agenda (items of routine administrative business)**
 - a) Consider approving minutes for Council's December 4, 2019 meeting.**
 - b) Consider ratifying November 22, 2019 payroll in an amount of \$101,646.93 and approving \$81,143.84 payroll for December 6, 2019 and \$356,112 accounts payable thru November 22,2019.**
 - c) Consider approving a special-events permit for the annual Christmas Parade and hot chocolate with Santa at Trolley Station sponsored by Middleton Chamber of Commerce.**

Mayor Taylor called and introduced the agenda item.

Motion: Motion by Council President Kiser to approve consent agenda items a, b, and c was seconded by Council Member Garner and carried unanimously.

Mayor Taylor called agenda items No. 4 and No. 8 and requested they be tabled to the next regularly-scheduled meeting in order to publish a third time, notice of the hearing and proposed fees.

- 4. Public Hearing: Consider approving Resolution 2019-431 increased fees for subdivision-related applications and the city's impact fees for transportation and city parks. (This item to be tabled to Dec. 18, 2019).**
- 8. Consider adopting Ordinance 626 establishing impact fees for the Middleton Rural Fire District, Greater Middleton Parks and Recreation District, and Caldwell Rural Fire District.**

Motion: Motion by Council President Kiser was seconded by Council Member Garner and carried unanimously; both items were tabled to December 18, 2019.

- 9. Consider adopting Ordinance No. 627 annexing approximately 23.4 acres of real property to the City of Middleton and zoning the property from Canyon County Agriculture Zone to City of Middleton C-3 (Heavy Commercial) Zone. The property is adjacent to the North side of State Highway 44 approximately one-half mile East of Emmett Road, contiguous to the West side of real property where Tractor Supply Co. is located, in the SW1/4, Section 1, T4N, R3W, Boise Meridian, Middleton, Canyon County, Idaho.**

Public Hearing: Mayor Taylor opened the public hearing at 6:42 p.m. and called the agenda item. Planning and Zoning Official Bruce Bayne provided the Administrative Review and Report, and

the applicant's representative William Mason and Associates commented. Mayor Taylor asked if anyone in the audience would like to speak to this item: none.

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

Motion: Motion by Council President Kiser to approve the application for annexation was seconded by Council Member Garner and carried unanimously by roll call vote.

Motion: Motion by Council President Kiser to read Ordinance No. 627 by title only seconded by Council Member Huggins and carried unanimously.

Motion: Motion by Council President Kiser to waive three reading rule and adopt Ordinance No. 627 was seconded by Council Member Huggins and carried unanimously by roll call vote.

Mayor Taylor closed the public hearing at 6:53 p.m.

- 10. Consider hiring Cascade Fence Co. Inc. as the lowest responsive, responsible quoter an amount not to exceed \$63,490 to relocate 400 lineal feet of 6' chain-link fence along the east side of Viking Mini-Storage, and to install about 2,320 lineal feet of 6' chain-link and two 22'-wide gates at the Middleton Farm.**

Mayor Taylor called and introduced the agenda item, and asked if anyone in the audience would like to speak to the item: none.

Motion: Motion by Council President Kiser to approve hiring Cascade Fence Co. Inc. in an amount not to exceed \$63,490 by Council Member Garner and carried unanimously.

- 2. Consider approving the \$121,811.87 counteroffers from Herb and Janis Fitzpatrick for right-of-way needed for the S. Cemetery Rd. project Key #12048.**

Mayor Taylor called and introduced the agenda item, and asked if anyone in the audience would like to speak to the item: none.

Motion: Motion by Council President Kiser to accept the counteroffer and approve \$121,811.87 payment to Herb and Janis Fitzpatrick was seconded by Council Member Garner and carried unanimously by roll call vote.

- 3. Consider approving Resolution 2019-430 amending the stormwater standards in the Middleton Supplement to the Idaho Standards for Public Works Construction.**

Mayor Taylor called and introduced the agenda item. City Engineer Amy Woodruff presented proposed amendments. Mayor Taylor asked if anyone in the audience wanted to speak to the agenda item: none.

Motion: Motion by Council President Kiser to approve Resolution 2019-430 was seconded by Council Member Huggins and carried unanimously.

5. Public Hearing. Consider approving:

- a) Resolution No. 2019-432 adopting the Middleton Rural Fire District capital improvement plan,
- b) Resolution No. 2019-433 adopting the Greater Middleton Parks and Recreation District capital improvement plans, and
- c) Resolution No. 2019-434 adopting the Caldwell Rural Fire District capital improvement plan.

Public Hearing Open: Mayor Taylor opened the public hearing at 7:21 p.m. and introduced the agenda item. City Attorney Chris Yorgason provided comments from the Impact Fee Advisory Committee.

Mayor Taylor recessed the meeting at 7:34 p.m. to excuse high school students, and reconvened at 7:35 p.m.

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

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

Motion: Motion by Council President Kiser to approve Resolution No. 2019-432, Resolution No. 2019-433, and Resolution No. 2019-434 was seconded by Council Member Garner and carried unanimously.

Mayor Taylor closed the public hearing at 7:39 p.m.

6. Public Hearing: Consider approving Resolution No. 2019-435 amending the city's comprehensive plan text and maps as necessary to: 1) update the Future Acquisitions, Future Land Use, Annexation Orientation, and Transportation Schools and recreation maps; 2) remove the Annexation Planning Map; 3) update the capital improvement plans for city transportation and parks; and 4) add capital improvement plans for Middleton Rural Fire District, Greater Middleton Parks and Recreation District, and Caldwell Rural Fire District.

Public Hearing Open: Mayor Taylor opened the public hearing at 7:40 p.m. and introduced the agenda item. He stated since Caldwell Rural Fire District was not a part of Planning and Zoning Commission's recommendation, that item is not being considered part of this hearing. Planning and Zoning Official Bruce Bayne presented the Administrative Report and Commission recommendation.

Motion: Motion by Council President Kiser to approve Resolution 2019-45 seconded by Council Member Huggins and carried unanimously.

Mayor Taylor closed the public hearing at 7:45 p.m.

7. Public Hearing. Consider Approving:

- a) Resolution No. 2019-436 entering into an intergovernmental agreement between Canyon County and Middleton Rural Fire District to collect and spend development impact fees on projects identified in the District's capital improvement plan,
- b) Resolution No. 2019-437 entering into an intergovernmental agreement between Canyon County and Greater Middleton Parks and Recreation District to collect and spend development impact fees on projects identified in the District's capital improvement plan, and
- c) Resolution No. 2019-438 entering into an intergovernmental agreement between Canyon County and the City of Caldwell to collect and spend development impact fees on projects identified in the Caldwell Rural Fire District's capital improvement plan.

Public Hearing Open: Mayor Taylor opened the public hearing at 7:45 p.m. and introduced the agenda item. Bill Gigray, attorney for the districts, explained item 7b should not be approved by the city until Canyon County comments about the proposed agreement, since the agreement will be between the city and county.

Motion: Motion by Council President Kiser to approve Resolution No. 2019-436 was seconded by Council Member Huggins and carried unanimously.

Motion: Motion by Council President Kiser to approve Resolution No. 2019-438 subject to Planning and Zoning's approval seconded by Council Member Garner and carried unanimously.

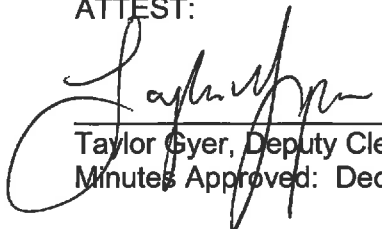
Motion: Motion by Council President Kiser to table Resolution No. 2019-437 until Canyon County approves entering into the agreement, and the draft from Bill Gigray is received. It was seconded by Council Member Garner and carried unanimously.

Mayor Taylor closed the public hearing at 7:56 p.m.

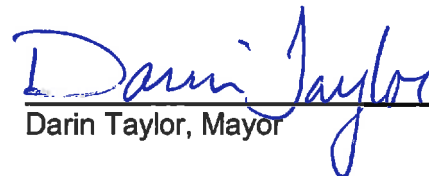
Public Comments, Mayor Comments, Council Comments: none.

Adjourn: Mayor Taylor adjourned the meeting at 8:05 p.m.

ATTEST:



Taylor Gyer, Deputy Clerk
Minutes Approved: December 18, 2019



Darin Taylor, Mayor