

**SPECIAL BURLEY CITY COUNCIL MEETING
CITY HALL
1401 Overland Avenue
Burley, Idaho
May 6, 2021**

SPECIAL MEETING

AGENDA

SPECIAL SESSION AT 12:00 P.M.

CONSENT CALENDAR

- | | | |
|------------------------------|---|--------------|
| 1. <u>ACTION ITEM</u> | South Hills Estates Subdivision Approval | Bryan Reiter |
| 2. <u>ACTION ITEM</u> | Mountain Heights No. 4 Subdivision Approval | Bryan Reiter |

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May 6, 2021**

COMMENCE MEETING

Council met in special session at 6:30 p.m. with Mayor Ormond presiding. Council members present were Casey Andersen, John Craner, Janet Hansen and Kimberli Seely.

City Staff present were as follows: City Clerk Ellen Maier, Attorney Dave Shirley, Engineer Dave Waldron, Engineer Bryan Reiter, and Human Resource Carol Anderson.

SOUTH HILLS ESTATES SUBDIVISION APPROVAL

Engineer Dave Waldron presented Council with a final plat for South Hills Estates Subdivision and asked for their approval. He said this is a 32 lot subdivision that connects McBride Place and Almo Avenue. It has been approved by the development and review team along with Planning & Zoning. Mr. Waldron presented Council with a letter for the preliminary plat and reviewed that the sub divider wishes to proceed with the construction of the required public improvements prior to receiving final plat approval by the City council. Mr. Waldron said he recommends the Council grant a Conditional Approval of the construction plans and specifications and the final plat subject to the four following conditions:

1. Public improvements contained in the title 6 of the city code and depicted on the construction plans and specifications shall be completed by the sub divider.
2. An original mylar of the final plat shall be provided to the City. All signatures, with the exception of the cities and the county treasurer, shall be contained on the mylar.
3. The City Council must verify completion of the construction of public improvements and approve City signatures on the final plat.
4. Conditions 1-3 must be completed and the final plat shall be filed with the County Recorder within one year after written approval by the Council, otherwise, such approval shall become null and void unless prior to said expiration date an extension of time is applied for by the sub divider and granted by the Council.

Engineer Bryan Reiter said this is a conditional approval and if they don't meet those standards and conditions the ability to sub-divide is null and void. It was mentioned that this sub-division does meet fire code with the roads as plated.

It was stated by Mr. Waldron that the conditions listed are standard. Mr. Reiter said that there are two options for the developer to get the plat approved by Council. The first is they bring the plat to council on mylar ready to be signed and they put a surety down and it is approved without any conditions and it is recorded the next day. If the contractor does not get those improvements made within the year then the city can act on the surety and make sure the improvements are put into place. He stated people are moving away from this option and going with the second option.

The second option as stated above is the non-surety option. With this option the developer takes complete risk on their own and the City has no risk. When the developer meets all of the conditions of this above approval, it will become a final approval.

City Attorney Dave Shirley stated that once planning and zoning approves the preliminary plat and it meets all of the requirements then Council is obligated to grant the approval of the plat.

A motion was made by Council member Casey Andersen and seconded by Council member Craner to conditionally approve the final plat based on the four conditions as stated in the letter.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Janet Hansen	Aye
John Craner	Aye	Kimberli Seely	Aye

Motion carried.

MOUNTAIN HEIGHTS NO. 4 SUBDIVISION APPROVAL

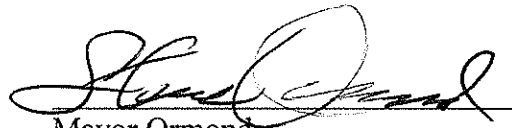
This item is not ready to be presented to Council.

A motion was made by council member Casey Anderson and seconded by Council member Hansen to adjourn the meeting at 12:29 P.M.

All "Aye."

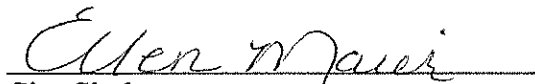
Motion carried.

City of Burley



Mayor Ormond

ATTEST:



City Clerk