

SPECIAL BURLEY CITY COUNCIL MEETING
CITY HALL
1401 Overland Avenue
Burley, Idaho
May 18, 2022

SPECIAL MEETING

AGENDA

SPECIAL SESSION AT 7:00 P.M.

CONSENT CALENDAR

1. ACTION ITEM 1.a through c. Items on the Consent Calendar are considered to be routine and enacted by one motion. Any item may be removed for discussion and made a part of the regular agenda at the request of a member of the Council. Any request shall be made after the Consent Calendar is read and before action is taken.

a. APPROVAL OF MINUTES FROM REGULAR AND SPECIAL MEETINGS

b. BILLS PAYABLE \$277,662.49.

c. PAYROLL ENDING ON 5/6/22 FOR \$247,678.09.

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| 2. <u>ACTION ITEM</u> Senior Center Update | Britt Bird |
| 3. <u>ACTION ITEM</u> Approve Contract with ETS to Run Fiber to Library | Tayce Robinson |
| 4. <u>ACTION ITEM</u> Broadband RFP | Mark Mitton |
| 5. <u>ACTION ITEM</u> 2-Megawatt Solar Panel Installation | Brent Wallin |
| 6. <u>ACTION ITEM</u> New Recreation Complex | Oregon Trail |
| 7. <u>ACTION ITEM</u> South Hills Estates Approval | Bryan Reiter |
| 8. <u>ACTION ITEM</u> Memorandum of Understanding with Bird Scooters | Dave Shirley |

9. Report and Discussion of Recent City Events

10.

Information Items

BUILDING PERMITS:

Goode Motor Ford LLC	1096 E Main	Mechanic Shop	\$450,028.00
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**SPECIAL BURLEY CITY COUNCIL MEETING
CITY HALL
May 18, 2022**

COMMENCE MEETING

Council met in special session at 7:00 p.m. with Mayor Ormond presiding. Council members present were Casey Andersen, John Craner, Janet Hansen, Bryce Morgan, Stegen Phillips and Kimberli Seely.

City Staff present were as follows: City Administrator Mark Mitton, City Clerk Ellen Maier, Attorney Dave Shirley, Sexton Dave Allred, Engineer Dave Waldron, Engineer Bryan Reiter, Fire Chief Shannon Tolman, Fireman Casey Harman, Sanitation Supervisor Eric Pufahl, Shop Foreman Rick Garner, Electrical Supervisor Brent Wallin, Parks Supervisor Brent Winn, Librarian Tayce Robinson and Human Resource Carol Anderson.

INVOCATION

The Invocation was offered by Council member Morgan followed by the Pledge to the Flag.

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 - a. **APPROVAL OF MINUTES FROM REGULAR AND SPECIAL MEETINGS**
 - b. **BILLS PAYABLE \$277,662.49.**
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Information Items

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A motion was made by Council member Hansen and seconded by Council member Morgan to accept the Consent Calendar as written.

Roll Call Vote.

The results of the votes were as follows:

Casey Andersen	Aye	Bryce Morgan	Aye
John Craner	Aye	Stegen Phillips	Aye
Janet Hansen	Aye	Kimberli Seely	Aye

Motion carried.

SENIOR CENTER UPDATE

Britt Bird will come to council at a later date.

APPROVE CONTRACT WITH ETS TO RUN FIBER TO LIBRARY

Librarian Tayce Robinson asked council to approve an agreement with ETS to run fiber optic internet to the library. This is a five-year term for \$575.00 per month. Funds for payment of this service are partially provided through E-rate. ETS will construct and install a fiber line from the Burley City water department to the library. ETS will remit to the city \$575.00 per month for 60 months. Payment will be provided as an offset towards the installation costs of the fiber line. The installation will not exceed \$58,464.00.

A discussion followed with questions being asked by the council.

A motion was made by Council member Morgan and seconded by Council member Andersen to approve the contract with ETS and allow the mayor to sign it.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Bryce Morgan	Aye
John Craner	Aye	Stegen Phillips	Aye
Janet Hansen	Aye	Kimberli Seely	Aye

Motion carried.

BROADBAND RFP

City Administrator Mark Mitton asked council to approve the fiber broadband network for publication. He stated the purpose of the RFP is to get bids to use the ARPA funds to provide as much fiber as we can through out the city. Mr. Mitton said that we will not know how much of the city we can cover until we get the RFP's back. He mentioned that some parts of the city will have to be bored and ran underground and some will be able to hang on the power poles. He said the proposals will be due June 30th, once the responses come back an internal committee will review them and then the review will be brought back to the council.

A discussion followed with questions being asked by council. It was stated that the successful proposer will be responsible for building the system, maintaining it, marketing it and billing the customers. Council member Phillips asked if it would be feasible to use a third-party, verses internal people for scoring the RFP's. Mr. Mitton said that if council wishes we could look for a consultant or even a committee for review.

A motion was made by Council member Andersen and seconded by Council member Morgan to approve the RFP for publication.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Bryce Morgan	Aye
John Craner	Aye	Stegen Phillips	Aye
Janet Hansen	Aye	Kimberli Seely	Aye

Motion carried.

2-MEGAWATT SOLAR PANEL INSTALLATION

Electrical Supervisor Brent Wallin stated that Rob Ellsworth, the Vice President of Sales with Trulite Solutions has given us a proposal for 2-megawatt (two thousand kilowatts) solar panels. These would be ground mounted and would supplement the power that would be distributed to the citizens of Burley. Mr. Wallin proposed putting them on two to four of the thirty acres of wastewater property. Key points are:

- 1) There are buyout options for every year listed in the agreement
- 2) 85% of the proposed production is guaranteed by the lessor. (100% cannot be guaranteed due to weather variance and other external factors that are out of the lessor's control)
- 3) System will be monitored and maintained by lessor.
- 4) The city would lease for \$17,370.00 per month.
- 5) The city would be able to distribute and sell the electricity.
- 6) Operating lease term is 25 years, at the end the city would own the solar panels.

Mr. Wallin stated that this is in addition to electricity from Bonneville Power. He also said that with the new housing and business coming in we will need to acquire additional power.

A discussion followed. It was stated that our average megawatts needed per year is 16 to 17 and the solar panels would be in addition to Bonneville Power. Council directed Mr. Wallin to bring a contract back to them for review.

NEW RECREATION COMPLEX

Engineer Dave Waldron presented council with a recreation complex layout that was proposed in the 1970's to be put on the seventy plus acres the city owns that is north of 27th street. He said he was asked to put together a concept plan of what we could do now with that parcel of ground. Mr. Waldron presented new drawing for baseball fields, softball fields, soccer fields, pickleball, an indoor soccer field, outdoor water sports center and indoor diving and twenty-five-meter swim sports center. He also placed picnic areas, playground areas, trees, and parking. Mr. Waldron said that they are not looking for council to put up any money tonight but would like to get input and a direction to move forward with this project. He also stated that the plans as presented would use just over fifty-two acres with twenty of those acres reserved for future city needs.

A discussion followed and different ideas given. It was stated that there is no estimate on how much this would cost and that they could pass a bond to help fund this. It was also mentioned that the Oregon Trail would manage the ball fields and the city would do the maintenance. It was

also mentioned that the Oregon Trail does not have the means to manage the pool and that would be low on their priority list. It was mentioned that with the growth of the city possibilities are there and that it will take a group of dedicated people to make this happen. It is a possibility that some of the big businesses in town would help sponsor this project.

Jarrett VanBiezen the supervisor from Oregon Trail Recreation District stated the biggest need is for more baseball fields. He said that they are using the baseball fields for soccer, which are too small. He said that since COVID there is a bigger demand for these outdoor sports. The chairman, of Oregon Trail, Clark Harman stated that we need to look to the surrounding cities to help support this complex. He stated that they would like to know if the city is interested in donating the land for this project so they can formulate a plan for this project. He said a pool is very costly to build and run and at this point they see a bigger need in the fields.

A citizen stated that his family is big into swimming and have never been able to host a swim meet because the pool is inadequate. He said a new pool would be beneficial to this community.

Linda Petersen spoke of the need for an indoor pool.

This item will be brought back in the future to see if the City of Burley can contribute the land to this project. It was mentioned that we are committed to pay a lot of money in development because we own this land and can we assume the rest of the property can generate that cost. It was also mentioned that as the city grows, we need land to possibly put a new fire station and service center.

Council member Morgan asked that they get a plan from the Oregon Trail Recreation District on how to accomplish this project.

Attorney Dave Shirley stated that they could give a non-binding motion to show there is interest. It was also mentioned that we would not want to lock that property up incase this project never happens.

SOUTH HILLS ESTATES APPROVAL

Engineer Bryan Reiter stated that South Hills Estates is for thirty-two lots south of 27th street at the end of Almo and McBride. He said there is a signed financial guarantee of performance for \$42,348.96. Mr. Reiter suggested that council accept the financial guarantee of performance and allow the mayor to sign it and also approve the final plat and allow the mayor, city clerk, and city engineer to sign it.

A motion was made by Council member Craner and seconded by Council member Morgan to accept the Financial Guarantee of Performance and allow the Mayor to sign it and approve the Final Plat and allow the Mayor, City Clerk, and City Engineer to sign it.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Bryce Morgan	Aye
John Craner	Aye	Stegen Phillips	Aye
Janet Hansen	Aye	Kimberli Seely	Aye

Motion carried.

MEMORANDUM OF UNDERSTANDING WITH BIRD SCOOTERS

City Attorney Dave Shirley presented council with a modified memorandum of understanding. He stated this would be a trial situation and the memorandum of understanding would act as a permit allowing the scooters to be used as specified and could be terminated with a thirty-day notice. A discussion followed, and concerns about the scooters being used on Overland and Main, only going fifteen miles per hour, the extra time the law enforcement would have enforcing them, and also the safety of the public, because we are not a very bike aware community.

A motion was made by Council member Andersen and seconded by Council member Morgan to not enter into a memorandum of understanding with Bird Scooters.

Roll Call Vote:

The results of the votes were as follows:

Casey Andersen	Aye	Bryce Morgan	Aye
John Craner	Aye	Stegen Phillips	Aye
Janet Hansen	Nay	Kimberli Seely	Nay

Motion carried.

Mayor Ormond thanked everyone who took part in the annual city wide clean up and that the flowerpots they put out are beautiful.

Council member Seely thanked all of the committee members that worked hard and also for organizing this event.

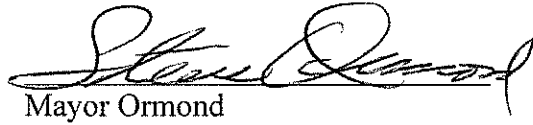
Engineer Bryan Reiter talked about North 5th Street West. He said that a developer on the west side of the canal hired a contractor to get water and sewer across the canal. They could not finish work because water came into the canal. This project will resume in the fall. The contractor cut out soft spots and are now looking at how to control the dust until the project is finished.

Librarian Tayce Robinson stated that they had over four hundred people attend comic con with four authors attending. Also, he had another author come in and they are doing great work promoting literacy.

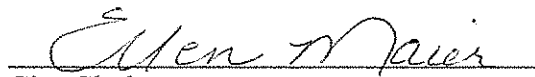
A motion was made by council member Andersen and seconded by Council member Morgan to adjourn the meeting at 9:25 P.M.

All "Aye."
Motion carried.

City of Burley


Mayor Ormond

ATTEST:


City Clerk