



**Twin Falls City Council
Minutes**

Monday, September 9, 2019, 4:30 PM

City Council Chambers
203 Main Avenue East- Twin Falls, Idaho

****SPECIAL MEETING****

The Twin Falls City Council will meet at 4:30 p.m., for the purpose of:

EXECUTIVE SESSION §74-206(1)(f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement. (Postponed to end of meeting as not enough members are available at this time.)

The regular meeting will start at 5:00 p.m.

1) CALL MEETING TO ORDER/CONFIRMATION OF QUORUM

Present: Mayor Shawn Barigar, Council Member Suzanne Hawkins, Chris Talkington, Greg Lanting & Christopher Reid.

Absent: Vice Mayor Nicki Boyd & Council Member Ruth Pierce.

Staff Present: City Manager Travis Rothweiler, Deputy City Managers Mitch Humble & Brian Pike, City Attorney Shayne Nope, CFO Lorie Race, Police Chief Craig Kingsbury, Captain Matt Hicks, Fire Chief Les Kenworthy, Fire Marshal Tim Lauda, City Engineer Mark Holtzen, Environmental Engineer Jason Brown, Parks & Recreation Director Wendy Davis, Recreation Supervisor Stacy McClintock, Utility Services Supervisor Bill Baxter, Desktop Support Analyst Jeremiah Parent, Finance Administrative Assistant Amy Luna.

Mayor Barigar called the meeting to order at 5:00 PM. A quorum was present.

2) PLEDGE OF ALLEGIANCE

Mayor Barigar invited all present, who wished, to recite the Pledge of Allegiance to the Flag.

3) PROCLAMATIONS: None

4) GENERAL PUBLIC INPUT

Council Member Hawkins spoke about the Youth Council that was present for the meeting. Members present, introduced themselves.

5) CONSENT CALENDAR

MOTION: Council Member Talkington moved to approve the Consent Calendar as presented. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 5 to 0

- a) **ACTION ITEM:** Request to approve the Accounts Payable for August 26 to September 4, 2019.
- b) **ACTION ITEM:** Request to approve the August 26, 2019, City Council Minutes.
- c) **ACTION ITEM:** Request to approve the Findings of Fact and Conclusions of Law: Westpark Subdivision #11 (PZ19-0108), c/o Tim Vawser, EHM Inc., on behalf of David Shotwell, Westpark Partners.
- d) **ACTION ITEM:** Request to approve the 5th Annual Cycle Magic Valley event.
- e) **ACTION ITEM:** Request to hold the Make a Wish of Idaho Car Show on September 21, 2019.

6) ITEMS OF CONSIDERATION

- a) **PRESENTATION:** Presentation on the Valley House Homeless Shelter.

Valley House Homeless Shelter Executive Director Breshears made a presentation on the Valley House Homeless Shelter.

Discussion ensued on the following:

Council Member Talkington: Thanked Mrs. Breshears and asked if the number of homeless is increasing or decreasing in our area. Are they coming from out of state or local?

Council Member Reid: Thanked Mrs. Breshears for all the hard work that Valley House has done over the years.

Council Member Lanting: Spoke about the housing shortage in the Twin Falls area. Mentioned helping with the building fees for this project.

Council Member Hawkins: Thanked Mrs. Breshears for the service and asked if the City could be good stewards and help with the building fees.

- b) **ACTION ITEM:** Request to approve repairs to the fire sprinkler system at the 305 Third Avenue East (Twin Falls City Gym).

Fire Marshal Lauda requested to approve repairs to the fire sprinkler system at the 305 Third Avenue East (Twin Falls City Gym).

Discussion ensued on the following:

Council Member Lanting: Will these repairs include the portion of the building that houses the City Engineers?

MOTION: Council Member Hawkins moved to approve the request to fund the repairs to the fire sprinkler system at the 305 Third Avenue East (Twin Falls City Gym) in the amount of \$4,630.00 from the contingency funds. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 5 to 0.

- c) **ACTION ITEM:** Request to approve a Change Order to Wastewater Treatment Plant Launder Box Repairs.

Environmental Engineer Brown requested to approve a Change Order to Wastewater Treatment Plant Launder Box Repairs.

Discussion ensued on the following: None

MOTION: Council Member Talkington moved to approve the request for a Change Order to Wastewater Treatment Plant Launder Box Repairs in the amount of \$11,646.85. **Council Member Hawkins** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 5 to 0.

- d) **ACTION ITEM:** Request to consider the Twin Falls Parks and Recreation Commission's recommendation to ban smoking in city owned parks and trails.

Parks & Recreation Director Davis requested to consider the Twin Falls Parks & Recreation Commission's recommendation to ban smoking in city owned parks and trails.

Discussion ensued on the following:

Council Member Hawkins: Spoke in favor of moving forward with this. What would be the enforcement options if we were to go forward?

Police Chief Kingsbury: Spoke about the enforcement options.

Council Member Lanting: Do we have a lot of complaints about smoking in the parks currently? Would the residents be able to smoke in the road? Would this include the Twin Falls Golf Course? Any considerations for special events?

Council Member Talkington: Spoke in favor of moving forward with this.

Council Member Reid: Are there many cigarette butts that are being picked up? In the two smoke free parks, how many calls have there been for complaints of smoking in these areas? What parks have potential fire hazards currently? Spoke in favor of moving forward.

Mayor Barigar: Talked about some letters that the City received regarding this issue.

Council Member Hawkins: What is the distance from a public building for no smoking? (25 feet)

Council Member Lanting: Spoke against having this at the Twin Falls Golf Course and that it must include vaping as well.

Council Member Talkington: Spoke against excluding the Golf Course.

Council Member Hawkins: Against overregulating the citizens but is in favor of protecting our children.

Council Member Reid: Thanked the P&R Department and commission for all the work that they have put into this topic.

Council Member Lanting: Will make sure that the Golf Course is present for any discussions that the Council has going forward.

Mayor Barigar: Clarified the options the Council would like to see moving forward.

- e) **ACTION ITEM:** Request for the City Council to provide direction on the City's Title 10 amendment project regarding neighborhood park requirements.

Deputy City Manager Humble requested for the City Council to provide direction on the City's Title 10 amendment project regarding neighborhood park requirements.

Discussion ensued on the following:

Mayor Barigar: If we were to switch how does this work for the developer? How would you deal with retention/detention?

Council Member Lanting: Is Northern Ridge a neighborhood park or a regional park? Is there actually 3 acres designated in the area of Madrona for a park?

Council Member Talkington: Spoke in favor of moving forward. Spoke about his concern about dedicated park spaces having the topsoil removed.

Council Member Lanting: With the current/new plan is it units or plots that would be used?

Council Member Reid: Spoke in favor of the impact fees.

Mayor Barigar: Spoke in favor of the impact fees.

Council Member Talkington: Are there Idaho Community models that we could look at for this project?

7) GENERAL INPUT/ADVISORY BOARD REPORT/ANNOUNCEMENTS

Council Member Lanting: Spoke about the Fireman's Ball that was held on September 7, 2019. Asked Chief Kenworthy to give some details.

Fire Chief Kenworthy: Spoke about the Fire Fighter of the Year and Officer of the Year winners.

Officer of the Year: Captain Dave Owens

Fire Fighter of the Year: Kyle Eldridge

8) PUBLIC HEARINGS

- a) **ACTION ITEM:** Public hearing on a fee increase for the 35-gallon and 65-gallon carts used for trash pickup services within the City of Twin Falls.

Chief Financial Officer Race presented a fee increase for the 35-gallon and 65-gallon carts used for trash pickup services within the City of Twin Falls.

Discussion ensued on the following:

Council Member Lanting: What do we charge for the 95-gallon carts?

Public Input: Opened at 6:41

Citizen Terry Edwards: Spoke about the savings from the recycling that is not going to the landfill and not going forward with a price increase.

Public Input: Closed at 6:44

Council Member Lanting: What are we increasing the 95-gallon carts by? Did the 95-gallon carts cover the cost of the overflow of other garbage?

Mayor Barigar: Clarified that the citizens are paying for a service. These fees are separate from tax dollars that must be budgeted.

Council Member Reid: There would be savings for the use of the smaller carts when previously there were no cost savings offered.

MOTION: Council Member Talkington moved to approve Resolution 2019-011 for the fee increase for the 35-gallon and 65-gallon carts used for trash pickup services within the City of Twin Falls. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 5 to 0.

9) ADJOURNMENT

- a) EXECUTIVE SESSION §74-206(1)(c) To acquire an interest in real property which is not owned by a public agency; and, EXECUTIVE SESSION §74-206(1)(f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement.

MOTION: Council Member Reid moved to adjourn to EXECUTIVE SESSION §74-206(1)(c) To acquire an interest in real property which is not owned by a public agency; and, EXECUTIVE SESSION §74-206(1)(f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement. **Council Member Hawkins** seconded the motion. Roll call vote showed all members present voted. Approved 5 to 0.

The meeting adjourned at 06:51 PM

Amy Luna

Amy Luna, Administrative Assistant Finance