Twin Falls City Council
Minutes

Tuesday, November 12, 2019, 5:00 PM

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

1) CALL MEETING TO ORDER/CONFIRMATION OF QUORUM

Present:	Vice Mayor Nikki Boyd, Council Member Suzanne Hawkins, Chris Talkington, Greg Lanting, Christopher Reid & Ruth Pierce.
Absent:	Mayor Shawn Barigar
Staff Present:	City Manager Travis Rothweiler, Deputy City Managers Mitch Humble & Brian Pike, City Attorney Shayne Nope, CFO Lorie Race, Police Chief Craig Kingsbury, City Planner Steve O'Connor, ITC Manager Kathy Markus, Parks & Rec Director Wendy Davis, Parks Superintendent Kevin Skelton, City Engineer Mark Holtzen, Planning & Zoning Director Jonathan Spendlove, Human Resources Director Gretchen Scott, Recruitment Coordinator Kristen Shuff, Help Desk Technician Kim Hafer, Finance Administrative Assistant Amy Luna.

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

2) PLEDGE OF ALLEGIANCE

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

3) PROCLAMATIONS: None

4) GENERAL PUBLIC INPUT

Human Resources Director Scott presented a Veterans Tribute Video which was put together by **Rachel Sparrow** from Utility Billing and **Cortney Cunningham** from the Police Department.

5) CONSENT CALENDAR

MOTION: Council Member Lanting moved to approve the Consent Calendar as presented. **Council Member Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0

a) **ACTION ITEM:** Request to approve the Accounts Payable for October 24 through November 6, 2019.
b) **ACTION ITEM:** Request to approve the October 28, 2019, City Council Minutes.
c) **ACTION ITEM:** Request to accept the public right of way located at the intersection of Frank Henry Road and Silver Creek Way in Perrine Point Subdivision.
d) **ACTION ITEM:** Request to approve the 29th Annual Christmas in the Nighttime Sky event to be held on Friday, November 29, 2019.

6) ITEMS OF CONSIDERATION

a) **PRESENTATION:** Presentation of POST Basic and Intermediate Certifications and formal pinning ceremony promoting Staff Sergeant Chuck Garner and Staff Sergeant Brent Wright to the position of Lieutenant.
Chief Kingsbury made a presentation of POST Basic and Intermediate Certifications and formal pinning ceremony promoting Staff Sergeant Chuck Garner and Staff Sergeant Brent Wright to the position of Lieutenant.

b) **<u>ACTION ITEM:</u>** Request approval of a no cash Parks in Lieu contribution for El Milagro Phase 1. Desert Ridge Investments c/o Ryan Hackett (PZ19-0133).

City Planner O'Connor requested the approval of a no cash Parks in Lieu contribution for El Milagro Phase 1. Desert Ridge Investments c/o Ryan Hackett (PZ19-0133).

Discussion ensued on the following:
Council Member Hawkins: Will this come back to us at the back end? Will we still collect the park fees? If finances change, and they do not demolish the existing units, what do we do then? Is there some way to have a clause in the contract?
Council Member Reid: Can we require "as vacated"? Demolition or removal needs to happen as they are replaced?
Vice Mayor Boyd: Requested a recommendation of wording for the clause from City Managers.
Council Member Talkington: Spoke in favor of this request.
City Manager Rothweiler: Explained that "demolition" may not be the desired way of removal for the existing units.

MOTION: Council Member Hawkins moved to amend the request to add the condition that the 60 Units of current structures are removed as they are vacated or permits for Phase 2 will not be issued and that the park in lieu of fee would be then due. **Council Member Pierce** seconded the motion. Roll call vote showed all members present voted with **Council Member Talkington** voting against. Motion Passed 5 to 1.

MOTION: Council Member Talkington moved to approve the request of a no cash Parks in Lieu contribution for El Milagro Phase 1. Desert Ridge Investments c/o Ryan Hackett (PZ19- 0133) as amended. **Council Member Hawkins** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

c) **<u>ACTION ITEM:</u>** Request approval of the Contract Agreement between Lytle Signs and the City of Twin Falls for the Construction of the Archway with 2 Message Boards for a total cost of $324,636.00.

ITC Manager Markus requested approval of the Contract Agreement between Lytle Signs and the City of Twin Falls for the Construction of the Archway with 2 Message Boards for a total cost of $324,636.00.

Discussion ensued on the following:
Council Member Pierce: Asked for clarification of the costs.
Council Member Hawkins: We have collected all the money/in kinds, so everything is ready to go forward?

MOTION: Council Member Lanting moved to approve the request of the Contract Agreement between Lytle Signs and the City of Twin Falls for the Construction of the Archway with 2 Message Boards for a total cost of $324,636.00. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

d) **<u>ACTION ITEM:</u>** Request permission to add Park View Loop to the list of addresses changes. **ITC Manager Markus** requested permission to add Park View Loop to the list of address changes.

Discussion ensued on the following:
Vice Mayor Boyd: Do all the landowners know that this change is coming?
Council Member Hawkins: Addresses to the North will not be affected?

MOTION: **Council Member Reid** moved to approve the request for permission to add Park View Loop to the list of address changes. **Council Member Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

e) **ACTION ITEM:** Request to put City Park restroom project out for bid.

Parks & Rec Director Davis requested to put City Park restroom project out for bid.

Discussion ensued on the following:
Council Member Talkington: Are the restrooms all open 24/7?
Council Member Pierce: What would the City do, from the normal time that the restrooms are opened, until the construction is completed for restrooms?
Vice Mayor Boyd: If the weather is good in February, would it be possible for the construction to start?
Council Member Lanting: Asked for clarification on when the bid would go out and when would it be due.

MOTION: Council Member Talkington moved to approve the request to put City Park restroom project out for bid. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

f) **ACTION ITEM:** Request to adopt an ordinance for a Zoning District Change from R-4 to C-1 on property located at 890 Washington Street South. PZ19-0105

P&Z Director Spendlove requested to adopt an ordinance for a Zoning District Change from R-4 to C-1 on property located at 890 Washington Street South. (PZ19-0105)

Discussion ensued on the following: None

MOTION: Council Member Lanting made a motion to suspend the rules and place Ordinance 2019-012 on third and final reading by title only under suspension of the rules. **Council Member Talkington** seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

P&Z Director Spendlove read Ordinance 2019-012 by title only.

MOTION: Council Member Hawkins moved to approve the request to adopt Ordinance 2019-012 to change from R-4 to C-1 on property located at 890 Washington Street South. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

7) GENERAL INPUT/ADVISORY BOARD REPORT/ANNOUNCEMENTS

Council Member Lanting reported on the progress of the maintenance building at the Golf Course.

Council Member Hawkins reported on the Twin Falls Youth Council.

8) PUBLIC HEARINGS

a) **ACTION ITEM:** Request for a Vacation of 3359 sf of Public Utility Easement on property located at 265, 287, & 292 River Vista Place c/o EHM Engineers, Inc. on behalf of Federation Pointe, LLC. (PZ19-0119)

City Planner O'Connor requested for a Vacation of 3359 sf of Public Utility Easement on property located at 265, 287, & 292 River Vista Place c/o EHM Engineers, Inc. on behalf of Federation Pointe, LLC. (PZ19-0119).

Discussion ensued on the following: None Public

Hearing Opened: 6:27 p.m.
Public Hearing Closed: 6:28 p.m.

MOTION: Council Member Lanting moved to approve the request for a vacation of 3359 sf of Public Utility Easement on property located at 265, 287 & 292 River Vista Place c/o EHM Engineers, Inc. on behalf of Federation Pointe, LLC. (PZ19-0119), including staff recommendations. **Council Member Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

b) __**ACTION ITEM:**__ Request to dispose of real property located at 303 4th Avenue East.

Deputy City Manager Humble requested to dispose of real property located at 303 4th Avenue East.

Discussion ensued on the following: None

Public Hearing Opened: 6:31 p.m.
Public Hearing Closed: 6:32 p.m.

Deputy City Manager Humble: Asked the Council if they wanted to set a minimum amount for the property.

Discussion ensued on the following:
Council Member Talkington: We would save money by going with the current property tax value?
Council Member Reid: Suggested that they go with the $15,000 amount.

MOTION: Council Member Lanting moved to approve the request to dispose of real property located at 303 4th Avenue East at public auction with a minimum value of $15,000.00. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

9) ADJOURNMENT

MOTION: Council Member Reid requested to adjourn to Executive Session § 74-206(1):(a) To consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need. This paragraph does not apply to filling a vacancy in an elective office or deliberations about staffing needs in general. (c) To acquire an interest in real property not owned by a public agency. (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 Talkington** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

a) Request to adjourn to Executive Session § 74-206(1):
(a) To consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need. This paragraph does not apply to filling a vacancy in an elective office or deliberations about staffing needs in general.
(c) To acquire an interest in real property not owned by a public agency.
(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.

Adjourned to Executive Session at 6:38 pm.

Amy Luna

Amy Luna, Administrative Assistant Finance