



Twin Falls City Council Agenda

Monday, December 18, 2023, 5:00 PM

Council Chambers
203 Main Avenue East. Twin Falls, Idaho

Members: Mayor Ruth Pierce, Vice Mayor Christopher Reid, Council Members Craig Hawkins, Nikki Boyd, Jason Brown, Spencer Cutler, Alexandra Caval

- 1) CALL MEETING TO ORDER/CONFIRMATION OF QUORUM
- 2) PLEDGE OF ALLEGIANCE
- 3) PROCLAMATIONS
- 4) CONSENT CALENDAR
 - a) **ACTION ITEM:** Request to approve City Council 2023 December 11, Minutes.
By: Amy Luna, Deputy City Clerk
 - b) **ACTION ITEM:** Request to approve Accounts Payable for December 7-13, 2023.
By: Amy Luna, Deputy City Clerk
 - c) **ACTION ITEM:** Request to approve December 13, 2023, Travel Requests.
By: Amy Luna, Deputy City Clerk
 - d) **ACTION ITEM:** Request City Council to approve the Special Event Permit for the organizers of the Twin Falls Municipal Band Concerts.
By: Lou Coronado, Sergeant, Twin Falls Police Department
 - e) **ACTION ITEM:** Request to approve an airport lease agreement with Delta Air Lines and authorize the Mayor to sign the agreement contingent upon final review and recommendation of the City Attorney
By: Bill Carberry, Airport Manager
- 5) ITEMS OF CONSIDERATION
 - a) **PRESENTATION:** Presentation of a donation from Twin Falls City employees to the Twin Falls Independent School District's Angel Fund
By: Breanna Howard, CFO
 - b) **ACTION ITEM:** Request to use \$59,100 from contingency funds to purchase case management software for the Legal department.
By: Jeff Dearing, Deputy Prosecuting Attorney
 - c) **ACTION ITEM:** Request that the Council approve using wastewater reserve funds, not exceeding \$140,000, to purchase a second odor scrubber with associated components.
By: Nathan Erickson
 - d) **ACTION ITEM:** A request to adopt an ordinance amending City Code, Title 6, Chapter 3 regarding animal permits.
By: Mitch Humble, Deputy City Manager
 - e) **ACTION ITEM:** Consider a recommendation from the Parks and Recreation Commission to grant Chobani naming rights to a sub-element of the trailhead located at Poleline and Eastland in recognition of their significant donation.
By: Wendy Davis, Parks and Recreation Director
 - f) **ACTION ITEM:** Request to adopt Amended Ordinance #2023-008 for the vacation of the easement on property located at 2092 Dawson Drive.
By: Jonathan Spendlove, Planning and Zoning Director
 - g) **ACTION ITEM:** Request to adopt Ordinance #2023-016 for the rezoning of property located at 1301 11th Avenue East.
By: Jonathan Spendlove, Planning and Zoning Director
 - h) **ACTION ITEM:** Request to adopt Ordinance #2023-015 for the rezoning of property located at 209 Washington Street North.
By: Jonathan Spendlove, Planning and Zoning Director
 - i) **ACTION ITEM:** A request to approve an amendment to a Memorandum of Understanding between the City of Twin Falls and Kathryn Strong regarding shared access to her property at 2007 Pole Line Road East.
By: Mitch Humble, Deputy City Manager
 - j) **ACTION ITEM:** A request to approve an Impact Fee Agreement between the City of Twin Falls and Tensco Inc regarding the development of Eastern Sun Subdivision Numbers 1 and 2.
By: Mitch Humble, Deputy City Manager

- k) **ACTION ITEM:** Request to expand area of impact boundary for 3 properties near the intersection of Champlin Way and Kimberly RD. (PZ23-0098)
By: Jonathan Spendlove, Planning and Zoning Director
- l) **ACTION ITEM:** Review and action on the Impact Fee yearly report, and the automatic Impact Fee increase scheduled January 1, 2024.
By: William Klaver, Senior Planner
- 6) **GENERAL PUBLIC INPUT**
- 7) **ADVISORY BOARD REPORT/ANNOUNCEMENTS**
- 8) **PUBLIC HEARINGS**
 - a) **ACTION ITEM:** Request for a Zoning Title Amendment of City Code 10-12-4-2(J)&(N), to modify financial responsibility of street sign and luminaire installation for new development. (PZ23-0069)
By: Jonathan Spendlove, Planning and Zoning Director
 - b) **ACTION ITEM:** Request to approve the Consolidated Annual Performance and Evaluations Report (CAPER).
By: Kelli Ebersole, City Planner
- 9) **EXECUTIVE SESSION**
- 10) **ADJOURNMENT**

Any person(s) needing special accommodation to participate in the above-noticed meeting could contact Josh Palmer (208) 735-7312 at least two working days before the meeting. Si desea esta información en Español, por favor llame a Josh Palmer al teléfono (208) 735-7312.

Public Input Procedures

1. Individuals wishing to provide public input regarding matters relevant to the City of Twin Falls shall:
 - a. Wait to be recognized by the Mayor or Chairman.
 - b. Approach the microphone/podium.
 - c. State their name, and whether they are a resident or property owner of the City of Twin Falls and proceed with their input.
2. All public input will be limited to two (2) minutes. Individuals are not permitted to give their time to otherspeakers.
3. All presenters shall remain respectful.

Public input will not be about any of the items that were on this agenda, personnel, or a personnel-related issue. All issues involving City personnel should be directly communicated with the mayor and/or the City Manager.

Anyone failing to follow these rules will be provided with one (1) warning. Should the speaker continue to disregard these rules after the warning, will have the microphone muted and they will be asked to return to their seats.

Public Hearing Procedures for Zoning Requests

1. Prior to opening the first Public Hearing of the session, the Mayor or Chairman shall review the public hearing procedures.
2. Individuals wishing to testify or speak before the City Council or Planning & Zoning Commission shall wait to be recognized by the Mayor or Chairman, approach the microphone/podium, state their name, and then proceed with their comments. Following their statements, they shall write their name and address on the record sheet(s) provided by the staff. The staff shall make an audio recording of the Public Hearing.
3. A City Staff Report shall summarize the application and history of the request.
4. The Applicant, or the spokesperson for the Applicant, will make a presentation on the application/request (request). No changes to the request may be made by the applicant after the publication of the Notice of Public Hearing. The presentation should include the following:
 - A complete explanation and description of the request.
 - Why the request is being made.
 - Location of the Property.
 - Impacts on the surrounding properties and efforts to mitigate those impacts.
5. Applicant is limited to 15 minutes, unless a written request for additional time is received, at least 72 hours prior to the hearing, and granted by the Mayor or Chairman.
6. The City Council or Planning & Zoning Commission may ask questions of staff or the applicant pertaining to the request.
7. The general public will then be given the opportunity to provide their testimony regarding the request. The Mayor or Chairman may limit public testimony to no less than two (2) minutes per person.
 - Individuals are not permitted to give their time to other speakers.
 - However, five (5) or more individuals that received written notice of the public hearing may appoint, by written petition, a spokesperson. The written petition must be received at least 72 hours prior to the hearing and must be granted by the Mayor or Chairman. The spokesperson shall be limited to 15 minutes.
 - Written comments, including e-mail, received by 12:00 p.m. on the date of the hearing shall be either read into the record or displayed to the public on the overhead projector.
8. Following the Public Testimony, the applicant is permitted five (5) minutes to respond to PublicTestimony.
9. Following the Public Testimony and Applicant's response, Council or Commission members, as recognized by the Mayor or Chairman, shall be allowed to question the Applicant, Staff or anyone who has testified. Responses shall be limited to answering the questions asked. The Mayor or Chairman may limit the time permitted for the answer.
10. The Mayor or Chairman shall close the Public Hearing. The City Council or Planning & Zoning Commission shall deliberate on the request. Deliberations and decisions shall be based upon the information and testimony provided during the Public Hearing. Once the Public Hearing is closed, additional testimony from the staff, applicant or public is not allowed. Legal or procedural questions may be directed to the City Attorney.

* Any person not conforming to the above rules may be prohibited from speaking. Persons refusing to comply with such prohibitions may be asked to leave the hearing and thereafter removed from the room by order of the Mayor or Chairman.