



Twin Falls City Council Minutes

Monday, December 18, 2023, 5:00 PM

Council Chambers
203 Main Avenue East, Twin Falls, Idaho

1) CALL MEETING TO ORDER/CONFIRMATION OF QUORUM

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

Absent:

Staff Present: City Manager Travis Rothweiler, Deputy City Managers Mitch Humble & Gretchen Scott, Deputy City Attorney Jeff Dearing, CFO Breanna Howard, Environmental Manager Nathan Erickson, Parks & Recreation Director Wendy Davis, Planning & Zoning Director Jonathan Spendlove, Senior Planner William Klaver, City Planner Kelli Ebersole, Airport Manager Bill Carberry, WWC Superintendent Doug Gonzales, Assistant Public Works Director Erin Steel, Streets Superintendent Mark Thomson, Fire Chief Les Kenworthy, Deputy Fire Chief Mitchell Brooks, Police Chief Craig Kingsbury, Economic Development Director Shawn Baringer, Desktop Support Analyst Kim Hafer, Deputy City Clerk Amy Luna.

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

2) PLEDGE OF ALLEGIANCE

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

3) PROCLAMATIONS

4) CONSENT CALENDAR

MOTION: Vice Mayor Reid moved to approve the Consent Calendar as presented. **Council Member Hawkins** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- Request to approve City Council 2023 December 11, Minutes.
- Request to approve Accounts Payable for December 7-13, 2023.
- Request to approve December 13, 2023, Travel Requests.
- Request City Council to approve the Special Event Permit for the organizers of the Twin Falls Municipal Band Concerts.
- 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

5) ITEMS OF CONSIDERATION

- Presentation of a donation from Twin Falls City employees to the Twin Falls Independent School District's Angel Fund

CFO Howard presented a donation from Twin Falls City employees to the Twin Falls Independent School District's Angel Fund in the amount of \$2,747.

- Request to use \$59,100 from contingency funds to purchase case management software for the Legal department.

Deputy City Prosecuting Attorney Dearing requested to use \$59,100 from contingency funds to purchase case management software for the Legal department.

Discussion ensued on the following:

Council Member Caval: Asked for clarification on the requested add-ons.

Vice Mayor Reid: Would this satisfy the request from the judges?

Council Member Boyd: Asked if this will help with mistakes.

Mayor Pierce: Asked for clarification on the request.

MOTION: Vice Mayor Reid moved to approve the request to use \$59,100 from contingency funds to purchase

case management software for the Legal department. **Council Member Boyd** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- c) Request that the Council approve using wastewater reserve funds, not exceeding \$140,000, to purchase a second odor scrubber with associated components.

Environmental Manager Erickson requested the Council approve using wastewater reserve funds, not exceeding \$140,000, to purchase a second odor scrubber with associated components.

Discussion ensued on the following:

Vice Mayor Reid: Asked if this is a complete unit, and would we need to build anything around it? How loud is this unit?

Council Member Caval: What is the life span of this unit?

Mayor Pierce: What is the time frame for this purchase?

Council Member Brown: Asked about finding a permanent location.

MOTION: Council Member Brown moved to approve the request to use wastewater reserve funds, not exceeding \$140,000, to purchase a second odor scrubber with associated components. **Council Member Caval** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- d) A request to adopt an ordinance amending the City Code, Title 6, Chapter 3 regarding animal permits.

Deputy City Manager Humble requested to adopt **Ordinance #O-2023-017** amending City Code, Title 6, Chapter 3 regarding animal permits.

Discussion ensued on the following:

Mayor Pierce: Asked about the timeframe of the allowance stated in the code.

Council Member Caval: What is the maximum number of goats I can have within the city limits? Why are we measuring 40' from a neighboring home rather than from the property line?

MOTION: Vice Mayor Reid made a motion to dispense with reading the rules and put **Ordinance #O-2023-017** on third and final reading by title only. **Council Member Brown** seconded the motion. The Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

Mayor Pierce read the ordinance by title only.

MOTION: Vice Mayor Reid moved to approve the request to adopt *Ordinance #O-2023-017* amending City Code, Title 6, Chapter 3 regarding animal permits. **Council Member Boyd** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- e) 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.

Parks & Recreation Director Davis presented 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.

Discussion ensued on the following:

Council Member Brown: Commented in favor of this request.

Council Member Cutler: Spoke on the wording of the policy and that this is "forever".

Mayor Pierce: Made clarification of how we have done this in the past.

City Manager Rothweiler: Gave additional clarification on the question of maintenance.

Council Member Boyd: Spoke on the naming qualifications.

Council Member Hawkings: Spoke in favor of this request.

Council Member Caval: Asked that the maintenance conversation portion be started now rather than later. Otherwise, is in favor of this.

MOTION: Vice Mayor Reid moved to approve the request to grant Chobani naming rights to a sub-element of the trailhead located at Poleline and Eastland in recognition of their significant donation. **Council Member Hawkings** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- f) Request to adopt Amended Ordinance #2023-008 for the vacation of the easement on property located at 2092 Dawson Drive.

Planning and Zoning Director Spendlove requested to adopt Amended **Ordinance #2023-008** for the vacation of the easement on property located at 2092 Dawson Drive.

Discussion ensued on the following: None.

MOTION: Vice Mayor Reid made a motion to dispense with reading the rules and put **Ordinance #2023-008** on third and final reading by title only. **Council Member Brown** seconded the motion. The Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

Mayor Pierce read the ordinance by title only.

MOTION: Vice Mayor Reid moved to approve the request to adopt Amended **Ordinance #2023-008** for the vacation of the easement on property located at 2092 Dawson Drive. **Council Member Hawkins** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- g) Request to adopt Ordinance #2023-016 for the rezoning of property located at 1301 11th Avenue East.
Planning and Zoning Director Spendlove requested to adopt **Ordinance #2023-016** for the rezoning of property located at 1301 11th Avenue East.

Discussion ensued on the following: None.

MOTION: Council Member Boyd made a motion to dispense with reading the rules and put **Ordinance #2023-016** on third and final reading by title only. **Council Member Caval** seconded the motion. The Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

Mayor Pierce read the ordinance by title only.

MOTION: Council Member Brown moved to approve the request to adopt **Ordinance #2023-016** for the rezoning of property located at 1301 11th Avenue East. **Vice Mayor Reid** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- h) Request to adopt Ordinance #2023-015 for the rezoning of property located at 209 Washington Street North.
Planning and Zoning Director Spendlove requested to adopt **Ordinance #2023-015** for the rezoning of property located at 209 Washington Street North.

Discussion ensued on the following:

Council Member Cutler: Asked for clarification.

MOTION: Vice Mayor Reid made a motion to dispense with reading the rules and put **Ordinance #2023-015** on third and final reading by title only. **Council Member Caval** seconded the motion. The Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

Mayor Pierce read the ordinance by title only.

MOTION: Council Member Brown moved to approve the request to adopt **Ordinance #2023-015** for the rezoning of property located at 209 Washington Street North. **Vice Mayor Reid** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- i) 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.
Deputy City Manager Humble made 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.

Discussion ensued on the following: None.

MOTION: Council Member Brown moved to approve the request for 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. **Council Member Hawkins** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- j) 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.
Deputy City Manager Humble made 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.

Discussion ensued on the following:

Council Member Boyd: Is this the first time that we have done it this way? Spoke in favor of this method. How long do we have to complete this if the housing market dries up?

Council Member Cutler: Spoke in favor of this request. Thanked the staff for their work on this.

Vice Mayor Reid: Asked about a retention pond being near this.

MOTION: Council Member Boyd moved to approve the request for an Impact Fee Agreement between the City of Twin Falls and Tensco Inc. regarding the development of Eastern Sun Subdivision Numbers 1 and 2. **Council Member Brown** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- k) Request to expand area of impact boundary for 3 properties near the intersection of Champlin Way and Kimberly RD. (PZ23-0098)
Planning and Zoning Director Spendlove requested to expand the area of impact boundary for three properties near the intersection of Champlin Way and Kimberly Road. (PZ23-0098)

Discussion ensued on the following:

Council Member Caval: Asked for clarification on the date.

MOTION: Vice Mayor Reid moved to approve the request to expand the area of impact boundary for three properties near the intersection of Champlin Way and Kimberly Road. (PZ23-0098) **Council Member Caval** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 7 to 0.

- l) Review and action on the Impact Fee yearly report, and the automatic Impact Fee increase scheduled January 1, 2024.
Senior Planner Klaver requested review and action on the Impact Fee yearly report, and the automatic Impact Fee increase scheduled for January 1, 2024.

Discussion ensued on the following:

Council Member Caval: Why are we making two of these increases in one year?

Vice Mayor Reid: Thanked the Impact Fee Committee for their work on this.

MOTION: Vice Mayor Reid moved to approve the request to adopt the automatic Impact Fee increase scheduled for January 1, 2024. **Council Member Hawkins** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 6 to 1.

6) GENERAL PUBLIC INPUT

Citizen Mr. Barlow spoke about noise from the scrubber that was placed in his area.

City Manager Rothweiler addressed Mr. Barlow's concerns.

7) ADVISORY BOARD REPORT/ANNOUNCEMENTS

Council Member Hawkins spoke about this being the last meeting of the year and thanked those members that are leaving.

City Manager Rothweiler advised that City Hall would be closed for the next two Mondays. The next City Council Meeting will be on January 2, 2024.

8) PUBLIC HEARINGS

- a) 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)

Planning and Zoning Director Spendlove requested a Zoning Title Amendment of City Code 10-12-1-2(H)&(N), to modify financial responsibility of street signs and luminaire installation for new development. (PZ23-0069)

Discussion ensued on the following: None.

Public Hearing Opened: 6:43 pm

Public Hearing Closed: 6:44 pm

MOTION: Vice Mayor Reid moved to approve the request for a Zoning Title Amendment of City Code 10-12-1-2(H)&(N), to modify financial responsibility of street signs and luminaire installation for new development. (PZ23-0069) **Council Member Hawkins** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 5 to Council Member Brown had to leave the meeting.

- b) Request to approve the Consolidated Annual Performance and Evaluations Report (CAPER).
City Planner Ebersole made a request to approve the Consolidated Annual Performance and Evaluations Report (CAPER).

Discussion ensued on the following:

Council Member Caval: Asked for clarification.

Public Hearing Opened: 6:50 pm

Public Hearing Closed: 6:51 pm

MOTION: Council Member Boyd moved to approve the Consolidated Annual Performance and Evaluations Report (CAPER). **Vice Mayor Reid** seconded the motion. The roll call vote showed all members present voted in favor of the motion, 6 to 0.

9) EXECUTIVE SESSION

10) ADJOURNMENT

The meeting adjourned at 06:51 PM



Amy Luna, Deputy City Clerk

****If you wish to have a full accounting of this meeting, please listen to the recording that is located on our website. **** [Tfid.org](https://www.tfid.org)