COUNCIL MEMBERS:

Suzanne Hawkins	Jim Munn	Shawn Barigar	Chris Talkington	Gregory Lanting	Don Hall	Rebecca Mills Sojka
Vice Mayor					*Mayor*	

AMENDED MINUTES

Meeting of the Twin Falls City Council

Monday, June 2, 2014

City Council Chambers

5:00 P.M.

PLEDGE OF ALLEGIANCE TO THE FLAG
CONFIRMATION OF QUORUM
CONSIDERATION OF THE AMENDMENTS TO THE AGENDA
PROCLAMATION: None

GENERAL PUBLIC INPUT

AGENDA ITEMS	Purpose	By:
I. CONSENT CALENDAR:		
1. Consideration of a request to approve the Accounts Payable for May 28 through June 2, 2014.	Action	Sharon Bryan
2. Consideration of a request to approve the May 19, 2014, Council Minutes.	Action	Leila A. Sanchez
3. Consideration of a request to approve the "Bed Races" Fundraiser for the Multiple Sclerosis Society to be held on Saturday, June 14, 2014.	Action	Ryan Howe
II. ITEMS FOR CONSIDERATION:		
1. Consideration of a request to approve the Agreement between the City of Twin Falls and CH2MHill/OMI for the operations and management of the City's Waste Water Treatment Plant.	Action	Travis Rothweiler
2. Presentation of an update on the Road Show and Zone Maintenance Projects.	Presentation	Jon Caton
3. Consideration of a request to award the 2014 Chip Seal Project to Emery, Inc. in the amount of $522,999.81.	Action	Jacqueline Fields
4. Consideration of a request to adopt an ordinance amending City Code Title 4 updating the City's adoption of building, plumbing, and mechanical codes.	Action	Mitchel Humble
5. Consideration of a request to adopt a resolution establishing a minimum crawl space depth.	Action	Mitchel Humble
6. Consideration of a request for the Mayor to appoint Chris Talkington as a member of the Twin Falls Urban Renewal Agency Downtown RFQ Response Evaluation subcommittee.	Action	Don Hall/ Melinda Anderson
7. Public input and/or items from the City Manager and City Council.		
III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:		
IV. PUBLIC HEARINGS: 6:00 P.M.		
1. Request to authorize the Mayor to sign/submit the application materials for an Idaho Community Development Block Grant (ICDBG) to partially finance infrastructure development for Clif Bar's new baking facility.	PH/ Action	Carleen Herring Region IV
V. ADJOURNMENT:		
1. **Executive Session 67-2345(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.		
2. **Executive Session 67-2345(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.		

Any person(s) needing special accommodations to participate in the above noticed meeting could contact Leila Sanchez at (208) 735-7287 at least two working days before the meeting. Si desea esta información en español, llame Leila Sanchez (208)735-7287.

Present:	Suzanne Hawkins, Jim Munn, Shawn Barigar, Don Hall, Chris Talkington, Gregory Lanting, Rebecca Mills Sojka
Absent:	None
Staff Present:	CIty Manager Travis Rothweiler, CIty Attorney Fritz Wonderlich, Community Development Director Mitchel Humble, City Engineer Jacqueline Fields, Economic Development Director Melinda Anderson, Public Works Director Jon Caton, Sergeant Ryan Howe, Deputy City Clerk Sharon Bryan, Deputy City Clerk/Recording Secretary Leila A. Sanchez.

Mayor Hall called the meeting to order a 5:00 P.M. He then invited all present, who wished to, to recite the pledge of Allegiance to the Flag. A quorum was present.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:
City Manager Rothweiler stated Executive Session 67-2345(1) (a) has been removed from the agenda.

PROCLAMATION: None

GENERAL INPUT: None

I. <u>CONSENT CALENDAR:</u>

1. Consideration of a request to approve the Accounts Payable for May 28 - June 2, 2014, totals: $553,570.18, May 30, 2014, Fire Payroll total: $50,148.68, May 28, 2014, Prepay Payroll total: $301.22.
2. Consideration of a request to approve the May 19, 2014, Council Minutes.
3. Consideration of a request to approve the “Bed Races” Fundraiser for the Multiple Sclerosis Society to be held on Saturday, June 14, 2014.

   John Fischer invited the public to participate in the “Bed Races” Fundraiser. The event will take place on June 14, 2014, from 11:00 a.m. to 4:00 p.m. in the 100 Block of Main Avenue between Shoshone Street and Gooding Street.

   MOTION:
   Councilmember Barigar moved to approve the Consent Calendar as presented. The motion was seconded by Councilmember Lanting. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

II. <u>ITEMS FOR CONSIDERATION:</u>

1. Consideration of a request to approve the Agreement between the City of Twin Falls and CH2MHill/OMI for the operations and management of the City’s Waste Water Treatment Plant.

   City Manager Rothweiler explained that at the May 27, 2014, City Council meeting, discussion was made on the proposed agreement and tonight, the agreement is ready for Council consideration.

   Discussion followed.
   -Direct and overhead costs
   -Liability amount

   MOTION:
   Councilmember Talkington moved to approve the final agreement between the City of Twin Falls and CH2MHill/OMI for a ten year duration. The motion was seconded by Councilmember Lanting. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

2. Presentation of an update on the Road Show and Zone Maintenance Projects.

   Public Works Director Caton explained that Public Works will be replacing utilities in Zone 2 and seal coating. Zone 2 is essentially the part of town south of South Park Avenue and the Eastern Idaho Railroad. Manhole replacement is being performed in Zone 1, following up last season’s seal coat. Major maintenance and reconstruction projects outside of Zone 2 are the reconstruction of the intersection of Eastland & Orchard and also Orchard Avenue West. All expenditures are planned and part of the 2013-14 budget.

   Discussion followed.
   -Project on Diamond Avenue
   -Zone 2 – chip seal and fog seal
   -Orchard Avenue West Overlay Project
   -Old Towne (chip seal)

-Idaho Street (chip seal)
-Fog seal and chip seal cost estimate of $675,000
-Washington Avenue, Shoup and Heyburn (chip seal)
-Differences on the longevity of chip versus fog seal
-Roads are assessed to determine what seal will be used

Public Works Director Caton stated over the past year the City purchased manhole equipment. He gave a system overview and cost effectiveness of Mr. Manhole.

Discussion followed
-Manholes located at Addison between the two Five Points
-Chip seal and revise striping at Eastland and 4th Avenue
-Restriping at N. College and Fillmore

3. Consideration of a request to award the 2014 Chip Seal Project to Emery, Inc. in the amount of $522,999.81.

City Engineer Fields explained the request.

On May 22, 2014, bids were opened for the 2014 Chip Seal Project. Two bids were received and the low bidder was Emery, Inc., of Filer, ID, in the amount of $522,999.81. The bid is $522,999.81 and the total budget is $880,000.00. The remaining $357,000.19 will be used for fog sealing, crack sealing, purchasing tabs to preserve locations of existing pavement markings, purchasing new thermoplastic pavement markings and towing costs during these projects.

Staff recommends the City Council authorize the Mayor to sign the contract for 2014 Chip Seal Project with Emery, Inc. in the amount of $522,999.81.

Discussion followed
-2013 tonnage cost
-Public notification of project, detours, etc.
-Towing of vehicles

MOTION:
Councilmember Lanting moved to award the 2014 Chip Seal Project to Emery, Inc. in the amount of $522,999.81 and approve the Mayor to sign the contract. The motion was seconded by Councilmember Barigar. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

4. Consideration of a request to adopt an ordinance amending City Code Title 4 updating the City's adoption of building, plumbing, and mechanical codes.

Community Development Director explained the request.

The Building Department staff recently reviewed City Code, Title 4 to determine if the Title was still in compliance with State requirements that periodically change and found several regulations in Title 4 that need to be updated to stay current with the State's adoption of the same codes. Prepared is an ordinance that makes the various changes that are needed.

Approval of this request will amend the City Code by updating the City's adoption of the building, plumbing, and mechanical codes. Upon approval, the City's adopted building, plumbing, and mechanical codes will be in compliance with the State requirements.

Staff reviewed these proposed changes with the Building Inspections Department Advisory Committee at their April 24, 2014, meeting. The Committee recommends the adoption of the proposed amendments is presented.

Discussion followed.

Building Official Thomson explained revisions to 4-1-2, second paragraph, in which the State is no longer exempting tri-plex and four-plex residential buildings from installing fire sprinklers. Any residential building with more than two units now requires fire sprinklers.

MOTION:
Councilmember Lanting moved to suspend the rules and place Ordinance 3072, on third and final reading by title only. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

Deputy City Clerk Sanchez read the Ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE §§4-1-1, 4-1-2, 4-3-1, AND 4-5-1, BY UPDATING THE CITY'S ADOPTION OF BUILDING, PLUMBING AND MECHANICAL CODES.

MOTION:
Councilmember Lanting moved to adopt Ordinance 3072. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

5. Consideration of a request to adopt a resolution establishing a minimum crawl space depth.

Community Development Director explained the request.

Many buildings in our area are constructed with footings and foundation walls rather than with a slab on grade. Building codes regulate many facets of this construction such as joist spacing, joist span, joist materials, or access to the crawl space. One aspect of the construction that is not regulated by building codes is the minimum depth of a crawl space. This lack of regulation can be problematic at times. Staff feels that a minimum crawl space depth of 30 inches is adequate to provide enough space for contractors, inspectors, maintenance workers, and homeowners to maneuver within.

Staff reviewed the proposed regulation with the Building Inspections Department Advisory Committee at their January 9, 2014 and April 24, 2014 meetings. The Committee recommends the Council adopt the attached resolution as presented.

Discussion followed.
-Costs to builders
-Minimum height other cities require

Incoming Building Official Bordi explained that the minimum depth of a crawl space of 30 inches will not typically be used as a baseline. Jurisdiction in Treasure Valley and other locations require a minimum crawl space.

Community Development Director Humble stated research was completed by Jon Victor on policies by other cities.

Don Acheson, Riedesel Engineering asked if the minimum crawl space has any impact on flood certificates. Incoming Building Official Bordi stated that the flood zones should remain the same.

Councilmember Lanting moved to approve Resolution 1924. The motion was seconded by Councilmember Talkington.

Discussion followed.
-Builders / building community feedback

Community Development Director Humble stated discussions were made at two Advisory Board meetings. The meetings were open to the public. The Advisory Board consists of building community members. Feedback was received from the two homebuilders on the board. No other input was received.

Councilmember Mills Sojka stated she is not against the request but believes she does not have enough information on the standards of what other cities require.

Vice Mayor Hawkins stated the minimum crawl space will provide room for City employees and homeowners. In addition, the minimum crawl space is a selling feature for the homeowner.

Roll call vote showed Councilmembers Hawkins, Munn, Barigar, Talkington, Lanting and Hall voted in favor of the motion. Councilmember Mills Sojka voted against the motion. Approved 6 to 1.

5. Consideration of a request for the Mayor to appoint Chris Talkington as a member of the Twin Falls Urban Renewal Agency Downtown RFQ Response Evaluation subcommittee.

Mayor Hall recommends the appointment of Councilmember Talkington because of his long time history in our downtown and community.

Economic Development Director Anderson explained the TFURA has created a sub-committee to evaluate responses to a Request for Qualifications for design and facilitation expert assistance. TFURA board approved sending out RFQs to help with design and public visioning facilitation of 5 blocks of Main Avenue (including alleys and intersecting streets) – Fairfield to Jerome Streets. These

5 blocks lie within RAA 4-1 which means TFURA can use TIF funds to help with above-ground amenities in this specific area. The RFQ responses were received this past Friday, May 30, 2014.

At its May board meeting, Cindy Bond, Chair, appointed three board members to this group – Leon Smith, Perri Gardner, and Sarah Taylor. Staff will include Melinda Anderson and Mitch Humble. As chair of the sub-committee, Leon Smith requested the Mayor appoint one City Council member to this subcommittee.

Discussion followed.

Councilmember Mills Sojka stated she served on the DT/OT Infrastructure Assessment sub-committee and was unaware of the Twin Falls Urban Renewal Agency Downtown plan of the visioning hire. She asked for the budget, scope of work, and who will be paying for the visioning.

Economic Development Director Anderson stated the TFURA board is seeking experience and skills for the design and public visioning facilitation. The budget has not been set at this time. The sub-committee will evaluate the responses received. Their first meeting will be held on June 5, 2014, to decide how to evaluate the RFP's. Once the ranking has been completed; the board will begin to negotiate with the number one ranked firm on the scope of work, timeline of work, and budget. The funds will be paid for by TFURA for the public visioning process and preliminary design from the general budget, which are TIF dollars in 4-1.

Construction bids have not been started on Main Avenue because the agency is going through the process first on the public visioning and preliminary design. After the completion of the preliminary design, a request for qualifications will be made for an engineering firm to turn the design into biddable documents.

Discussion followed on the Evergreen Study and other visioning studies.

Economic Development Director Anderson stated former plans and studies have looked at downtown from at a 10,000' level. The design and public visioning will be from street level to design specific elements of streets, traffic parking, landscaping, streetscaping, and lighting. This will also include looking at opportunities for redevelopment of properties in the 5 block area.

The meetings are open to the public.

MOTION:
Councilmember Lanting moved to appoint Chris Talkington as a member of the Twin Falls Urban Renewal Agency Downtown RFQ Response Evaluation sub-committee. The motion was seconded by Vice Mayor Hawkins.

Councilmember Mills Sojka stated her concern of approving this process before knowing anything much about the RFQ. She believes there is a committee working on the downtown issues and does not understand the need for a second sub-committee.

Councilmember Lanting stated that the request before the Council is to approve Chris Talkington to the sub-committee. This is a URA committee not a City Council committee.

Mayor Hall appreciates the URA for asking the City Council participation.

Roll call vote showed Councilmembers Hawkins, Munn, Hall, Barigar, Lanting, and Mills Sojka voted in favor of the motion. Councilmember Talkington abstained from voting. Approved 6 to 0, with one abstention.

Councilmember Talkington gave a brief history of downtown and the TFURA involvement. He explained the sub-committee will be: 1. checking community projects listed by the firms which may involve onsite visits. 2. The Twin Falls Engineering Department will be involved in the process. 3. Maximize contact with Main Street businesses to discuss the scope of the project and schedule.

6. Public input and/or items from the City Manager and City Council.

City Manager Rothweiler stated that on June 4, 2014, Tip A Cop will be held at Perkins. Donations are to support the Special Olympics group.

The June 16, 2014, City Council meeting will be cancelled.

Councilmember Barigar reported that the Hanging Baskets are now on Shoshone Street.

Vice Mayor Hawkins reported that on Thursday, June 5, 2014, the transition to jet aircraft will take place at 2:30 p.m. at the Airport and will be open to the public; and, the Twin Falls Police Department will host a Bike Rodeo at Canyon Ridge High School.

III. **ADVISORY BOARD REPORTS/ANNOUNCEMENTS:**

IV. PUBLIC HEARINGS: 6:00 P.M.

1. Request to authorize the Mayor to sign/submit the application materials for an Idaho Community Development Block Grant (ICDBG) to partially finance.

   City Manager Rothweiler stated the City of Twin Falls is eligible to apply for Idaho Community Development Block Grant funds to partially finance the range of infrastructure improvements that Clif Bar requires to begin construction of their new baking facility on the east side of the community.

   Carleen Herring explained that the Block Grant is provided by the US Department of Housing and Urban Development through the Idaho Department of Commerce.

   City Manager Rothweiler stated this initial application will provide assistance to build a lift-station providing wastewater capacity for the new plant. The total project cost is $6,323,300, in which $500,000 is the community development block grant.

   The recommendation is to adopt the resolution authorizing the Mayor to sign and submit the ICDBG application materials.

   Mayor Hall opened and closed the public testimony portion of the hearing.

   City Manager Rothweiler stated that this application for funding from the ICDBG program does require matching funds. It is anticipated the Twin Falls Urban Renewal Agency will provide the necessary match for this project. The City of Twin Falls has implemented the majority of the requirements during the completion of previous ICDBG funded projects in the community.

   MOTION:
   Councilmember Lanting moved to accept Resolution 1925. The motion was seconded by Councilmember Mills Sojka.

   Councilmember Lanting stated that the City will not be eligible for the grant when the City of Twin Falls reaches a population of 50,000.

   Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

V. ADJOURNMENT:

1. **Executive Session 67-2345(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.

2. **Executive Session 67-2345(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. infrastructure development for Clif Bar's new baking facility.

   Councilmember Lanting moved to approve Executive Session 67-2345(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. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.
   The meeting adjourned at 6:26 p.m.

Leila A. Sanchez
Deputy City Clerk/Recording Secretary