COUNCIL MEMBERS:

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

Minutes

Meeting of the Twin Falls City Council
Monday, December 14, 2015
City Council Chambers
5:00 P.M. - 305 3rd Avenue East -Twin Falls, Idaho

5:00 P.M. **PLEDGE OF ALLEGIANCE TO THE FLAG** **CALL MEETING TO ORDER** **CONFIRMATION OF QUORUM** **CONSIDERATION OF THE AMENDMENTS TO THE AGENDA** **PROCLAMATIONS: None**		
GENERAL PUBLIC INPUT		
AGENDA ITEMS		
I. **CONSENT CALENDAR:**	**Purpose:**	**By:**
1. Consideration of a request to approve the Accounts Payable for December 8–14, 2015.	Action	Sharon Bryan
2. Consideration of a request to approve the December 7, 2015, City Council Minutes.	Action	Sharon Bryan
3. Consideration of a request to accept the Improvement Agreement for the purpose of developing Lots 2 & 3, Block 1 of WS&V Subdivision First Amended.	Action	Troy Vitek
4. Consideration of a request to approve a Trust Agreement for WS&V Subdivision First Amended, placing Lots 2 & 3, Block 1 into trust.	Action	Troy Vitek
5. Consideration of a request to accept the Improvement Agreement for the purpose of developing Lots 4 & 5, Block 1 of WS&V Subdivision First Amended.	Action	Troy Vitek
6. Consideration of a request to approve a Trust Agreement for WS&V Subdivision First Amended, placing Lots 4 & 5, Block 1 into trust.	Action	Troy Vitek
II. **ITEMS FOR CONSIDERATION:**	**Purpose:**	**By:**
1. Consideration of a request to approve John Van Engelen to serve as a Library Trustee.	Presentation	Tara Bartley
2. Consideration of a request to renew the PSI Sanitation Contract.	Action	Bill Baxter
3. Update on the Main Avenue Redesign Project by Mandi Roberts with Otak.	Presentation	Mandi Roberts/Otak Melinda Anderson
4. Discussion on the mayor election process.	Discussion	City Council
5. 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. Consideration of a request to approve a Zoning District Change and Zoning Map Amendment from R-2 and R-2 PRO to RB; Residential Business for property located at 2176 and 2188 Addison Avenue East in care of Tim Vawser/EHM Engineers, Inc., on behalf of Doug and Arlene Christensen (app. 2754).	PH/Action	Tim Vawser/ EHM Engineers Jonathan Spendlove
2. Consideration of a request to amend City Code 3-7-8 and 3-9-9 regarding beer and liquor sales, service, and consumption restrictions at licensed businesses.	PH/Action	Mitchel Humble
V. **ADJOURNMENT:**		

Present: Suzanne Hawkins, Shawn Barigar, Don Hall, Jim Munn,Chris Talkington, Greg Lanting, Rebecca Mills Sojka

Absent: None

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Deputy City Manager Mitchel Humble, Deputy City Manager Brian Pike, Library Director Tara Bartley, Utility Supervisor Bill Baxter, Economic Development Director Melinda Anderson, Planner 1 Jonathan Spendlove, Deputy City Clerk Sharon Bryan

PLEDGE OF ALLEGIANCE TO THE FLAG

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

CONFIRMATION OF QUORUM

A quorum is present.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA – None

PROCLAMATIONS: None

GENERAL PUBLIC INPUT

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

1. Consideration of a request to approve the Accounts Payable for December 8–14, 2015.
2. Consideration of a request to approve the December 7, 2015, City Council Minutes.
3. Consideration of a request to accept the Improvement Agreement for the purpose of developing Lots 2 & 3, Block 1 of WS&V Subdivision First Amended.
4. Consideration of a request to approve a Trust Agreement for WS&V Subdivision First Amended, placing Lots 2 & 3, Block 1 into trust.
5. Consideration of a request to accept the Improvement Agreement for the purpose of developing Lots 4 & 5, Block 1 of WS&V Subdivision First Amended.
6. Consideration of a request to approve a Trust Agreement for WS&V Subdivision First Amended, placing Lots 4 & 5, Block 1 into trust.

MOTION:

Vice Mayor Hawkins moved to approve the Consent Calendar as presented. The motion was seconded by Councilmember Barigar. 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 John Van Engelen to serve as a Library Trustee.

   Library Director Bartley asked City Council to approve the appointment of John Van Engelen to serve as a Library Trustee.

   John Van Engelen thanked City Council for their consideration.

CouncilmemberTalkington asked if he is a resident of the City of Twin Falls.
John Van Engelen said he is a resident of the City of Twin Falls.
Mayor Hall and Vice Mayor Hawkins thank John Van Engelen for his service.

MOTION:

Vice Mayor Hawkins moved to approve the appointment of Joh Van Engelen to serve as a Library Trustee from January, 2016 to December 2020. 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. Consideration of a request to renew the PSI Sanitation Contract.

Utility Services Manager Baxter reviewed the addendum to the PSI Sanitation Contract.
Jeff Brewster and Les Rietz, PSI, explained the contract proposals.

Council discussion ensued on the following:

- Warning notice for improper recycling
- Extra volume charges
- Reduction of landfill charges.
- Less per ton fixed rates
- Literature or visit with customers that are not recycling properly.
- Pay per volume trash
- Senior Citizens reduced rate for low volume trash.

MOTION:

Councilmember Lanting moved to approve the addendum to the PSI Sanitation Contract until September 30, 2016 and that contract negotiations be complete by April 1, 2016. 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

3. Update on the Main Avenue Redesign Project by Mandi Roberts with Otak.

Economic Development Director Anderson gave an update on the Main Avenue Redevelopment Project.

Mandi Roberts, Otak gave an update on the Main Avenue Redesign Project using visuals.

Council discussion on the strength and durability of the paver blocks.

Mayor Hall, City Manager Rothweiler, Councilmember Lanting and Deputy City Manager Humble presented Economic Development Director Anderson with an appreciation plaque for her dedication of service for the City of Twin Falls.

Economic Development Director Anderson thanked City for giving her the opportunity to work for them.

4. Discussion on the mayor election process.

Mayor Hall explained the mayor election process and asked for direction from Council.

Council discussion ensued on the following:

- Need to be transparent.
- Short time frame to change process.
- Presentation from those that would like to be Mayor

MOTION:

Councilmember Mills Sojka moved to create an Ordinance to have the Mayor voted on by the Citizens of the City of Twin Falls. The motion was seconded by Councilmember Talkington. Roll call vote showed those voting AYE: Mills Sojka Those voting NAY: Hawkins, Munn, Barigar, Talkington, Lanting and Hall. Motion Failed 1 to 6

Council discussion ensued on the following:

- Process on how Mayor and Vice Mayor are chosen.
- Those interested in being Mayor announce at the next City Council meeting.
- Those interested in being Mayor announce and give a presentation of why they want to be Mayor.
- Interested Council announce and give presentation on January 4, 2016.
- Concerns of open meeting law violations.

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

City Manager Rothweiler reminded Council of the following events.

December 15, 2015 a retirement celebration for Ed Lang at Airport from 3 to 5
December 16, 2015 is Appreciation Luncheon for City Employees at Canyon Crest at noon.
December 21, 2015 last meeting of the year and will be swearing in of new Chief of Police.

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:

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

1. Consideration of a request to approve a Zoning District Change and Zoning Map Amendment from R-2 and R-2 PRO to RB; Residential Business for property located at 2176 and 2188 Addison Avenue East in care of Tim Vawser/EHM Engineers, Inc., on behalf of Doug and Arlene Christensen (app. 2754).

Tim Vawser, EHM Engineers, Inc reviewed zoning district change and zoning map amendment from R-2 and R-2 PRO to RB; Residential Business for property located at 2176 and 2188 Addison Avenue East using visuals.

Planner 1 Spendlove gave staff report.

Council discussion ensued on the following:

- Two separate lots.
- Resident business protect residents next door.

- Setbacks.

Open Public Hearing: 6:38 P.M.

Patricia Curtis, 1054 Highview Lane – Worried property will devalue when more businesses go in and concerned with safety and security.
Scott Peterson 1109 Highview Lane – Safety and property value going down.
Curtis Webb 2158 Addison Ave E – Concerned with the 5' setback.

Closing Public Hearing 6:48 PM

Council discussion ensued on the following:

- Allowed ingress and egress on Addison Avenue.
- Setback concerns.
- Landscaping encroaching in the setbacks.
- NCO zoning

Tim Vawser EHM – Gave clarification on the easements, setbacks and property assessments.

MOTION:

Councilmember Lanting moved to approve a Zoning District Change and Zoning Map Amendment from R-2 and R-2 PRO to RB; Residential Business for property located at 2176 and 2188 Addison Avenue East. The motion was seconded by Councilmember Talkington. Roll call vote showed those voting AYE: Lanting, Hall, Hawkins, Munn, Barigar and Talkington. Those voting NAY: Mills Sojka. Approved 6 to 1

2. Consideration of a request to amend City Code 3-7-8 and 3-9-9 regarding beer and liquor sales, service, and consumption restrictions at licensed businesses.

Deputy City Manager Humble reviewed request to amend City Code 3-7-8 and 3-9-9.

Councilmember Barigar explained concerns with the businesses.

Public Hearing Open: 7:06 PM

Ed Sabia 2124 Stadium Blvd spoke in favor of the code change.
Paul Thompson 762 Blue Lakes Blvd. Spoke against the change.
Dan Willie 4055 North Canyon Ridge Drive – Spoke in favor of the code change.
Charlie Geraud 1934 Hampton Way - Spoke in favor of the code change.
Dan Hida 2733 Frankly Lane - Spoke in favor of the code change.
Joe DeBoard 1233 Wirsching Avenue West - Spoke in favor of the code change.

Public Hearing closed: 7:18 PM

Discussion ensued on the following:

- Only concerns sales for on premise.
- Crimes after bars close.
- More enforcement after bars close.

- Private club problems.
- State Liquor stores can sell on Election Day.
- Concerns with the change of time from 1:00 PM to 2:00 PM
- Separate the sale of liquor and time change.
- Need more public input from general public not just business owners.

MOTION:

Councilmember Talkington made a motion to place Ordinance 3110 on first reading by title only. The motion was seconded by Councilmember Mills Sojka. Roll call vote showed those voting AYE: Talkington. Those Voting NAY: Hall, Mills Sojka, Hawkins, Munn, and Barigar. Failed 1-6

MOTION:

Councilmember Lanting made a motion to delete the 2:00 AM closure in Ordinance 3110. The motion was seconded by Councilmember Munn. Roll call vote showed those voting AYE: Mills Sojka, Hawkins, Munn, Barigar, Lanting and Hall. Those Voting NAY: Talkington. Approved 6 - 1

MOTION:

Councilmember Barigar made a motion to suspend the rules and place Ordinance 3110 on third and final reading by title only. The motion was seconded by Councilmember Munn. Roll call vote showed those voting AYE: Hawkins, Munn, Barigar, Lanting and Hall. Those voting NAY: Talkington and Mills Sojka. Approved 5 - 2

Deputy City Clerk Bryan read the ordinance by title only:

ORDINANCE NO. 3110

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE § 3-9-9, BY PERMITTING THE SALE LIQUOR FOR CONSUMPTION ON THE PREMISES ON MEMORIAL DAY, THANKSGIVING AND ON ELECTION DAYS.

MOTION:

Councilmember Talkington made a motion to adopt Ordinance 3110. The motion was seconded by Councilmember Munn. Roll call vote showed those voting AYE: Munn, Barigar, Talkington, Lanting, Hall and Hawkins. Those voting NAY: Mills Sojka. Approved 6 to 0.

V. <u>ADJOURNMENT:</u>

Meeting adjourned at 7:48 PM

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Sharon Bryan, Deputy City Clerk