



Twin Falls City Council Minutes

Monday, April 2, 2018, 5:00 PM

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

****AMENDED****

1) CALL MEETING TO ORDER/CONFIRMATION OF QUORUM

Present: Mayor Shawn Barigar, Vice Mayor Nikki Boyd, Councilmembers Chris Talkington, Greg Lanting, Suzanne Hawkins, Ruth Pierce, and Christopher Rei

Absent: None

Staff Present: City Manager Travis Rothweiler, Deputy City Manager Mitch Humble, Deputy City Manager Brian Pike, City Attorney Fritz Wonderlich, Deputy City Attorney Shayne Nope, Police Chief Craig Kingsbury, Code Enforcement Officer Sean Standley, Zoning & Development Manager Renee Carraway-Johnson, Public Works Director Jon Caton, Water Superintendent Rob Bohling, Deputy City Clerk Sharon Bryan

Mayor Barigar called the meeting to order at 05:05: PM

A quorum was present.

2) PLEDGE OF ALLEGIANCE

Mayor Barigar invited Boy Scouts from Troop 67 to lead us in the pledge of Allegiance to the flag. Mayor Barigar asked all present, who wished, to recite the pledge of Allegiance to the Flag.

Mayor Barigar had Troop 67 Boy Scouts introduce themselves.

3) CONSIDERATION OF AMENDMENTS TO AGENDA

None

4) PROCLAMATIONS

- a) Primary Immunodeficiency Awareness Month - Request made by Stacy and Abigail McClintock

Mayor Barigar read proclamation and presented it to Stacy and Abigail McClintock.

Stacy McClintock and Abigail McClintock thanked City Council.

- b) Child Abuse Prevention Month – Request made by Abigail Greenfield, CSI, Head Start/Early Head Start

Councilmember Talkington read proclamation and Mayor Barigar presented it to Abigail Greenfield, CSI, Head Start/Early Head Start.

Abigail Greenfield thanked City Council

- c) The Rotary Club Century of Service Day - Request made by Nancy Taylor, The Rotary Club.

Councilmember Pierce read proclamation and Mayor Barigar presented it to Nancy

Taylor. Nancy Taylor thanked City Council.

- d) Volunteer Appreciation Month - April 2018 - Request made by Jeanette Roe, Twin Falls Senior Center.

Vice Mayor Boyd read proclamation and Mayor Barigar said he would make sure Jeanette Roe received proclamation.

5) GENERAL PUBLIC INPUT

Councilmember Hawkins reported on the Sleep in Heavenly Peace Firefighter

Challenge Firefighter Jesse Killinger explained the Sleep in Heavenly Peace

Firefighter Challenge.

6) CONSENT CALENDAR

MOTION:

Councilmember Reid moved to to approve Consent Calendar as presented. Councilmember Pierce seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- a) Request to approve the Accounts Payable for March 20-April 1, 2018.
- b) Request to approve the March 19, 2018, City Council Minutes.
- c) Request to approve the Joseph T. Rasch Scholarship 5K Run/Walk from Hospice Visions, Inc. and Tammi Harr.
- d) Request to hold the "Kids to the Park Day" event at Dierkes Lake on Saturday, May 19, 2018.
- e) Request to approve a Parks In Lieu Request for Alexa Lane Subdivision.

7) ITEMS OF CONSIDERATION

- a) Swearing in of four new Twin Falls Police Department Officers.

Chief of Police Kingsbury gave background on Police Officers and presented them with their badges.

Mayor Barigar swore in Police Officers Eric Barzee, Scott Jackson, Austin James and Kayla Schafer.

- b) Request and presentation from Twin Falls citizen Lindsay Jacobsen to amend City Code 6-3-4 to allow citizens to maintain or keep up to four (4) hen poultry without an Animal Permit.

Code Enforcement Officer Standley gave background and introduced Lindsay Jacobsen.

Lindsay Jacobsen asked City Council to amend City Code 6-3-4 to allow citizens to maintain or keep up to four hen poultry without an Animal Permit.

Discussion ensued on the following:

Can Chickens fly

Noise

History of City Code 6-3-4

Odor

Selling of eggs

City Council direction is to bring an ordinance amending City Code 6-3-4 back to City Council.

- c) Presentation of the 2017 Annual Report of the Urban Renewal Agency.

Urban Renewal Agency Board member Neil Christiansen gave presentation on the 2017 Annual Report of the Urban Renewal Agency.

Discussion ensued on the following:

Status of the Old Youth Ranch Building.

Audited financial report being done.

City Council thanked the Urban Renewal Agency for the progress they have made with the downtown area.

- d) Request to adopt an ordinance for a **Zoning Title Amendment** to add Agritourism in the AG District 10-4-1.2(A) for permitted uses & (B) as allowed by Special Use Permit and to the SUI District 10-4-2.2(A) for permitted uses & 10-4-2.2(B) as allowed by Special Use Permit and to add to Twin Falls City Code; Title 10-Chapter 2 the definition of "Agritourism" c/o Scott Allen, JUB Engineers, Inc. on behalf of Kirk & Heidi Tubbs. (app. 2903)

Planning and Development Manager Carraway-Johnson reviewed Zoning Title Amendment.

MOTION:

Councilmember Lanting made a motion to suspend the rules and place Ordinance 2018-007 on third and final reading by title only. The motion was seconded by Vice Mayor Boyd. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0
Deputy City Clerk Bryan read the ordinance by title only:

ORDINANCE NO. 2018-007

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE 10-2-1 BY ADDING A DEFINITION FOR "AGRITOURISM"; AMENDING TWIN FALLS CITY CODE 10-4-1.2 TO ADD AGRITOURISM AS PERMITTED AND SPECIAL USES IN THE AG AGRICULTURE DISTRICT; AND AMENDING TWIN FALLS CITY CODE 10-4-2.2 BY ADDING AGRITOURISM AS A PERMITTED AND SPECIAL USE WITHIN THE SUI SUBURBAN-URBAN INTERFACE ZONING DISTRICT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TWIN FALLS, IDAHO:

MOTION:

Councilmember Talkington made a motion to adopt Ordinance 2018-007. Councilmember Reid seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

- e) Request to adopt an ordinance for a **Zoning Title Amendment** to add "Wedding Chapels and/or Reception Halls, on 3 acres or more" by Special Use Permit within the SUI District; Title 10; Chapter 4; Section 2.2. BB55, LLC c/o Louise Ward (app. 2911)

Planning and Development Manager Carraway-Johnson reviewed Zoning Title Amendment.

MOTION:

Councilmember Lanting made a motion to suspend the rules and place Ordinance 2018-008 on third and final reading by title only. The motion was seconded by Councilmember Pierce. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0

Deputy City Clerk Bryan read the ordinance by title only:

ORDINANCE NO.2018-008

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE 10-4-2.2 BY ADDING "WEDDING CHAPELS AND/OR RECEPTION HALLS" BY SPECIAL USE PERMIT WITHIN THE SUI ZONING DISTRICT.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TWIN FALLS, IDAHO:

MOTION:

Councilmember Hawkins made a motion to adopt **Ordinance 2018-008**. Councilmember Reid seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

- f) Request to adopt an **Ordinance** for a Zoning District Change & Zoning Map Amendment from C-1 PUD to C-1 ZDA for Magic Valley Mall, LLC approximately 48 (+/-) acres on property located at 1485 Pole Line Road East. c/o Brent White on behalf of Magic Valley, LLC (app. 2919)

Planning and Development Manager Carraway-Johnson reviewed Zoning District Change & Zoning Map Amendment.

MOTION:

Councilmember Talkington made a motion to suspend the rules and place **Ordinance 2018- 009** on third and final reading by title only. The motion was seconded by Councilmember Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0

Deputy City Clerk Bryan read the ordinance by title only:

ORDINANCE 2018-009

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, REZONING CERTAIN REAL PROPERTY BELOW DESCRIBED, PROVIDING THE ZONING CLASSIFICATION THEREFORE, AND ORDERING THE NECESSARY AREA OF IMPACT AND ZONING DISTRICTS MAP AMENDMENT.

MOTION:

Councilmember Reid made a motion to adopt **Ordinance 2018-009**. Councilmember Pierce seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

- g) Presentation and update for the City's Cross Connection Control Program.

Public Works Director Caton and Water Superintendent Bohling gave an update on the City of Twin Falls Cross Connection Control Program.

Discussion ensued on the following: Health risks from cross contamination.

Type of diseases people could get from cross contamination.

Reason why people do not participate in the cross connection control program. Citizens that can't afford the fees.

Pressurized irrigation systems not intermingled with potable water. If water is shut off what plan is in place?

Neighbors are at risk.

Public needs to be more responsible.

- h) Request to approve the list of Surplus Equipment & Parts submitted by the Water Department.

Public Works Director Caton asked to approve the list of Surplus Equipment & Parts.

MOTION:

Vice Mayor Boyd moved to approve the list of Surplus Equipment & Parts. Councilmember Reid seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

8) GENERAL INPUT/ADVISORY BOARD REPORT/ANNOUNCEMENTS

City Manager Rothweiler reminded City Council that on Friday, April 6, 2018 at 11:30 A.M. is the Rec Adhoc Committee Meeting in the Overflow Room.

Mayor Barigar said that on Tuesday, April 10, 2018 will be the State of the City Event, 11:00 AM. Orpheum Theater.

9) PUBLIC HEARINGS

- a) Request to consider disposing of a parcel of real property located at 324 Hansen Street East, by way of public auction.

Deputy City Manager Humble asked City Council to consider disposing of a parcel of real property located at 324 Hansen Street East, by way of public auction.

Discussion ensued on the following:

At auction would we obligated to take highest bid?

Open Public Hearing

Close Public Hearing

MOTION:

Councilmember Hawkins moved to approve the request to dispose of a parcel of real property located at 324 Hansen Street East, by way of public auction to be held at a later date. Councilmember Pierce seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

10) ADJOURNMENT TO EXECUTIVE SESSION:

- a) § 74-206(1)(b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member, individual agent or public school student.

§ 74-206(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.

MOTION:

Vice Mayor Boyd moved to adjourn to Executive Session 74-206(1)(b) and 74-206(1)(f).

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

Meeting adjourned at 6:57 PM.

A handwritten signature in cursive script, reading "Sharon Bryan".

Sharon Bryan, Deputy City Clerk