# Twin Falls City Council
# Minutes

Monday, November 5, 2018, 5:00 PM

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

**1) CALL MEETING TO ORDER/CONFIRMATION OF QUORUM**

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| Present: | Mayor Shawn Barigar, Council Members Suzanne Hawkins, Chris Talkington, Greg Lanting, Christopher Reid & Ruth Pierce. |
| Absent: | Vice Mayor Nikki Boyd |
| Staff Present: | City Manager Travis Rothweiler, Deputy City Managers Mitch Humble & Brian Pike, City Attorney Fritz Wonderlich, Deputy City Attorney Shayne Nope, Officers Salko Lilic, Elisha Batteiger, Tyler Kraft, Tyler Campbell Chris Ehardt & Powell Eaton, Captain Matt Hicks, Captain Anthony Barnhart, Sergeant Lucio Coronado, Staff Sergeant Ron Fustos, Lieutenant Terance Thueson, Human Resource Director Gretchen Scott, CFO Lorrie Race, IT Director Kathy Markus, City Planner Steve O'Connor, P&Z Director Jonathan Spendlove, Chief Kingsbury, Chief Kenworthy, Assistant City Engineer Troy Vitek, Help Desk Technician Kim Hafer, Finance Administrative Assistant Amy Luna. |

Mayor Barigar called the meeting to order at 05:02 PM. A quorum was present.

**2) PLEDGE OF ALLEGIANCE**

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

**3) PROCLAMATIONS: None**

**4) GENERAL PUBLIC INPUT**

Katy Touchette acknowledged the Veterans who work for the City of Twin Falls.

**5) CONSENT CALENDAR**

Council Member Hawkins requested that item 5B be voted on separately as she was absent from the meeting on October 29, 2018**.**

**MOTION:** Council Member Pierce moved to approve the Consent Calendar minus item 5B. Council Member Reid seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

**MOTION:** Council Member Reid moved to approve the Minutes from the October 29, 2018 as presented. Council Member Lanting seconded the motion. Roll call vote showed 5 members present voting in favor of motion and Council Member Hawkins abstaining. Approved 5 to 0 with 1 abstained.

a) **ACTION ITEM**: Request to approve the Accounts Payable for October 25 thru 31, 2018.

b) **ACTION ITEM:** Request to approve the October 29, 2018, City Council Minutes.

c) **ACTION ITEM:** Request for the approval of the **Final Plat** for River Ridge Estates Subdivision No. 5, approximately 6.08 (+/-) acres, to develop 19 lots and 2 tracts located at the southeast corner of Cheney Drive extended and Madrona Street North c/o Tim Vawser, EHM Engineers, Inc. (app. PZ18-0087).

d) **ACTION ITEM:** Request to accept a Right-of-Way Encroachment Agreement with West Coast Seed Mill and Supply Company.

e) **ACTION ITEM:** Request to approve a Deferral Agreement with West Coast Seed and Supply Company.

**6) ITEMS OF CONSIDERATION**

a) **ACTION ITEM:** Request to confirm the appointment of Shayne Nope as the City of Twin Falls City Attorney.

*Mayor Barigar made a request to confirm the appointment of Shayne Nope as the City of Twin Falls City Attorney.*

**MOTION:** Council Member Talkington moved to confirm the appointment of Shayne Nope as the City of Twin Falls City Attorney. Council Member Reid seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

CFO Race swore in Shayne Nope as the new City of Twin Falls City Attorney.

b) **PRESENTATION:** Presentation of Idaho POST Certifications to Officers Salko Lilic, Elisha Batteiger, Tyler Kraft, Tyler Campbell, Chris Ehardt, and Powell Eaton.

*Chief Kingsberry, Mayor Barigar & Captain Barnhart presented the receipt of Idaho POST Certifications to Officers Salko Lilic, Elisha Batteiger, Tyler Kraft, Tyler Campbell, Chris Ehardt, and Powell Eaton.*

c) **ACTION ITEM:** Request to waive the Non-Conforming Building Expansion Permit Process for a residential home located at 347 Polk Street. (App. PZ18-0086)

*City Planner O'Connor made a request to waive the Non-Conforming Building Expansion Permit Process for a residential home located at 347 Polk Street. (App. PZ18-0086).*

**Discussion ensued on the following:**
**Council Member Talkington**: Any comments received from the neighbors?
**Council Member Hawkins**: Asked about the liability of the City should this request be granted.

**MOTION:** Council Member Lanting moved to waive the Non-Conforming Building Expansion Permit Process for a residential home located at 347 Polk Street. (App. PZ18-0086). Council Member Talkington seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

d) **ACTION ITEM:** Request to approve Reserve Funds to Purchase a Public Safety Radio System and to enter Into an Agreement with Federal Engineering for Consulting Services.

*IT Director Kathy Markus made a request to approve Reserve Funds to Purchase a Public Safety Radio System and to enter Into an Agreement with Federal Engineering for Consulting Services.*

Requested amount is $29,616.00 for the review of our RFP.

**Discussion ensued on the following:**
**Council Member Talkington:** Which agencies are on different frequencies and does it impact our public safety?
**Council Member Hawkins:** Will the bid be brought back to the Council or are we voting to accept what you pick?

Council Member Talkington moved to approve Reserve Funds to Purchase a Public Safety Radio System and to enter Into an Agreement with Federal Engineering for Consulting Services. Council Member Hawkins seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

*e)* **ACTION ITEM:** Request to amend City Code section 2-5-3 to allow the Planning and Zoning Commission to be appointed to fulfill the duties of the City's Traffic Safety Commission. Deputy City *Manager Mitch Humble made a request to amend City Code section 2-5-3 to allow the Planning and Zoning Commission to be appointed to fulfill the duties of the City's Traffic Safety Commission.*

**Discussion ensued on the following:**
**Council Member Lanting**: Would the School Districts, ISP and Chamber still be invited to serve on this commission or at least be invited to the meetings?

**MOTION:** Council Member Talking moved to suspend the rules and place Ordinance No. 2018-022 on third and final reading by title only, under suspension of the rules. Council Member Pierce seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

**MOTION:** Council Member Hawkins moved to approve Ordinance No. 2018-022 as presented. Council Member Reid seconded the motion. Roll call vote showed all members present voted in favor of motion. 6 to 0.

f) **ACTION ITEM:** Request to appoint the Planning and Zoning Commission to fulfill the duties of the Traffic Safety Commission.
*Mayor Barigar made a request to appoint the Planning and Zoning Commission to fulfill the duties of the Traffic Safety Commission.*

**Discussion ensued on the following**: None

**MOTION:** Council Member Reid moved to appoint the Planning and Zoning Commission to fulfill the duties of the Traffic Safety Commission. Council Member Lanting seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

**7) GENERAL INPUT/ADVISORY BOARD REPORT/ANNOUNCEMENTS**
**City Manager Rothweiler**: Reminded everyone that the Meeting for Monday, November 12, 2018 has been moved to Tuesday, November 13th in observance of Veterans Day.
**Susan Hawkins**: Youth Council will still be meeting on the 12th at 4pm at Dairy Queen on Blue Lakes.

Took a break for approximately 15 minutes.

**8) PUBLIC HEARINGS**

a) **ACTION ITEM:** Request for a Special Use Permit to construct a maximum of (8) four plex units, on individual lots on property located south of the intersection of Borah Avenue West and Rose Street North. c/o EHM on behalf of Kaitlyn Court (app. PZ18-0059)
*City Planner O'Connor made a request for a Special Use Permit to construct a maximum of (8) four plex units, on individual lots on property located south of the intersection of Borah Avenue West and Rose Street North. c/o EHM on behalf of Kaitlyn Court (app. PZ18-0059).*

EHM's Tim Vasser representing Kaitlyn Court presented the facts to the Council.

**Discussion ensued on the following:**
**Council Member Lanting:** What is the width of Borah and Rose & Bracken Streets? Asked for some
**Council Member Talkington**: Should the special use permit include for them to pledge them to use screened lighting with interior lighting to protect the surrounding neighborhoods.
**Council Member Reid**: 32 units purposed to go into this area with 2 parking spots per unit.
**Council Member Hawkins**: Flood plain in the area, can that be explained. Borah Street going east is not a through road?

**Public Comment:**
**Citizen Randy Steele:** Spoke against the Special Use Permit.
**Citizen Elizabeth Kramer**: Spoke against the Special Use Permit.

**Council Member Talkington:** Are there sidewalks on Borah, Bracken and Rose?
**Council Member Hawkins:** Would the access line up with Rose or be offset?
**Council Member Lanting:** What is the potential of Borah going further to the East?
**Council Member Reid:** Asked about the Fire Truck turn around. Martin and Filer is a very frustrating intersection, has this issue been looked at?
**Assistant City Engineer Troy Vitek** addressed these questions.
**Council Member Hawkins**: Feels for the Neighbors, however the applicant is within City Code. Is in favor of this motion.
**Council Member Lanting**: Spoke in favor of this motion. Would be willing to make Borah a no parking zone in the future if it becomes needed.

**MOTION:** Council Member Talkington moved to approve the request for a Special Use Permit to construct a maximum of (8) four plex units, on individual lots on property located south of the intersection of Borah Avenue West and Rose Street North. c/o EHM on behalf of Kaitlyn Court (app. PZ18-0059). Council Member Hawkins seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

**9) ADJOURNMENT TO EXECUTIVE SESSION:**

a) Executive Session 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 or individual agent, or public-school student.
**Executive Session was not needed.**

The meeting adjourned at 06:35 PM

*Amy Luna*

Amy Luna, Administrative Assistant Finance