

COUNCIL MEMBERS:

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|---------|------|---------|---------|-----------|-------------|------------|
| SHAWN | DON | SUZANNE | GREGORY | JIM | REBECCA | CHRIS |
| BARIGAR | HALL | HAWKINS | LANTING | MUNN, JR. | MILLS SOJKA | TALKINGTON |

Vice Mayor

Mayor



MINUTES

Meeting of the Twin Falls City Council
Monday, October 14, 2013
 City Council Chambers
 305 3rd Avenue East -Twin Falls, Idaho

5:00 P.M.

PLEDGE OF ALLEGIANCE TO THE FLAG
 CONFIRMATION OF QUORUM
 INTRODUCTION OF STAFF
 CONSIDERATION OF THE AMENDMENTS TO THE AGENDA
 PROCLAMATIONS: None

| AGENDA ITEMS | Purpose | By: |
|--|--|--|
| I. <u>CONSENT CALENDAR:</u> 1. Consideration of a request to approve the accounts payable for October 8 - 14, 2013. 2. Consideration of a request to approve the Final Plat of Desmond Estates Subdivision, 3.37 (+/-) acres consisting of three lots on property located at 2851 Pole Line Road East. | Action Action | Sharon Bryan Mitchel Humble |
| II. <u>ITEMS FOR CONSIDERATION:</u> 1. Presentation by Tony Barnes, Chairman of the Twin Falls Western Days Committee. 2. Swearing in ceremony for the Twin Falls Police Department's newest Police Officer, Morgan Waite. Mayor Greg Lanting to administer the Oath of Office. Presenting Officer Adam Dixon with his Peace Officer Standards and Training (POST) Intermediate Certification. 3. Discussion and possible action on a request for the maintenance of the Sophomore Blvd. median landscaping by homeowner, Marjorie Jackson. 4. Consideration of a request to purchase property located at 245 Washington Street North. 5. Public input and/or items from the City Manager and City Council. | Action Action Presentation Discussion/ Possible Action Action | Tony Barnes Chief Brian Pike Capt. Anthony Barnhart Dennis Bowyer Troy Vitek |
| III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u> | | |
| IV. <u>PUBLIC HEARINGS:</u> None | | |
| V. <u>ADJOURNMENT:</u> | | |

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

Absent: Chris Talkington

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Chief Brian Pike, Public Works Coordinator Jon Caton, Capt. Anthony Barnhart, Capt. Matt Hicks, Parks & Recreation Director Dennis Bowyer, City Engineer Jacqueline Fields, Assistant City Engineer Troy Vitek, Assistant to the City Manager Mike Williams, Deputy City Clerk/Recording Secretary Leila A. Sanchez.

Mayor Lanting called the meeting to order at 5:00 P.M. He then invited all present, who wished to, to recite the pledge of Allegiance to the Flag with him. A quorum was present. Mayor Lanting introduced staff.

PROCLAMATIONS: None

AGENDA ITEMS

I. CONSENT CALENDAR:

1. Consideration of a request to approve the accounts payable for October 8 - 14, 2013
October 7 – 14, 2013, total: \$853,703.35
October 11, 2013, payroll total: \$113,369.50
September payables total: \$386,301.39
October 7, 2013, prepay total: \$10,000.00
2. Consideration of a request to approve the Final Plat of Desmond Estates Subdivision, 3.37 (+/-) acres consisting of three lots on property located at 2851 Pole Line Road East.

MOTION:

Vice Mayor Hall made the motion to approve the Consent Calendar as presented. The motion was seconded by Councilperson Hawkins.

Council discussion followed.

Councilperson Mills Sojka asked for the location of the trail relative to the Desmond Estates Subd.

Community Development Director Humble explained the location of the trail using overhead projections. Between the jump site and Pillar Falls the alignment has not been set as of yet.

City Attorney Wonderlich stated that City staff can bring back to the Council the Planned Unit Development for review. The proposed Final Plat does not show a trail.

MOTION:

Vice Mayor Hall made the motion to amend the Consent Calendar removing the approval of the Final Plat of Desmond Estates Subdivision to be brought to the City Council at a later date for consideration. The motion was seconded by Councilperson Mill Sojka and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

Roll call vote on the motion as amended showed all persons present voted in favor of the motion. Approved 6 to 0.

II. ITEMS FOR CONSIDERATION:

1. Presentation by Tony Barnes, Chairman of the Twin Falls Western Days Committee.

Tony Barnes donated \$500 to the Parks & Recreation Department.

The Council thanked Mr. Barnes for the donation.

2. Swearing in ceremony for the Twin Falls Police Department's newest Police Officer, Morgan Waite. Mayor Greg Lanting to administer the Oath of Office.

Presenting Officer Adam Dixon with his Peace Officer Standards and Training (POST) Intermediate Certification.

Capt. Barnhart made the presentation.

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Mayor Lanting, Vice Mayor Hall and Chief Pike presented Officer Adam Dixon with his Peace Officer Standards and Training (POST) Intermediate Certification.

Swearing in ceremony for the Twin Falls Police Department's newest Police Officer, Morgan Waite. Mayor Greg Lanting to administer the Oath of Office.

Chief Pike explained the request.

Mayor Lanting administered the Oath of Office to Police Officer Morgan Waite.

3. Discussion and possible action on a request for the maintenance of the Sophomore Blvd. median landscaping by homeowner, Marjorie Jackson.

Parks & Recreation Director Bowyer explained the request. Since 1954, the 10 homeowners on Sophomore Boulevard have been maintaining this median landscaping. In March of this year, staff received a letter from one of the homeowners requesting the City of Twin Falls to take over the maintenance of this median strip. Staff explained some history on the medians on Larkspur Dr. The medians were maintained by the homeowners until the late 1970's, and then the City took over the maintenance of the medians and billed the homeowners for a few years. Staff does not know why or when the City quit billing the homeowners on Larkspur Dr. for the maintenance of the medians.

Staff believes that the City should treat the median strips on Larkspur Dr. and Sophomore Blvd. the same. The following are options for Council consideration:

1. The City should maintain both of the median strips without billing the homeowners;
2. Replace the landscaping with no or low maintenance ground cover, like gravel;
3. Set these median strips up similar to the Common Area Maintenance landscaping tracts the City has in other subdivisions we contract out; or
4. Have the homeowners along the streets maintain these median strips.

Homeowners Marjorie Jackson and Mr. Seaman are present.

Staff recommends that the Council discuss and provide direction on the request from the homeowners on Sophomore Boulevard for the City to maintain the median strip in their street.

Council discussion followed.

Vice Mayor Hall asked if artificial turf would meet the landscaping requirements. Parks & Recreation Director Bowyer answered in the affirmative.

Vice Mayor Hall stated that he would like to receive detailed information on artificial turf.

City Attorney Wonderlich explained that a title search of the median strips showed that no one owns the properties and it was probably intended to be "public" from the start.

Councilperson Munn asked for the cost to maintain (mow and water) the sophomore medians. Parks & Recreation Director Bowyer stated that staff would maintain the strips and the costs would be approximately \$1,600/year.

City Attorney Wonderlich stated for clarification that there may be a sewer main located in the median.

Marjorie Jackson, 455 Sophomore, stated that she would prefer the City to mow the strips.

Council discussed the following options:

- Artificial turf
- Gravel
- Native landscaping

Vice Mayor Hall stated that a presentation was made to the Parks & Recreation Commission on artificial turf. He requested a presentation be made to the City Council as well.

Councilperson Hawkins stated that a presentation on artificial turf was presented to the Planning & Zoning Commission and the Commission is planning to make a recommendation to the City Council for approval.

MOTION:

Councilperson Munn made a motion for the City to assume maintenance and care of the Sophomore medians in the same way the City maintains the Larkspur Drive medians, with the caveat that the City explore other landscaping ideas as described by the Council members and in doing so, bring those forward in the future for the Council to examine. The motion was seconded by Vice Mayor Hall.

Council discussion followed.

Councilperson Hawkins asked for clarification if the motion includes the installation of a backflow device and the installation of an irrigation system.

City Manager Rothweiler suggested that the Council not spend money at the location until staff has reviewed options with Council and the homeowners.

Parks & Recreation Director Bowyer explained Rob Bohling's estimated \$5,000 in costs for the first year.

City Manager Rothweiler explained that staff would like approval to formalize or document the acceptance of Larkspur Drive medians.

-Common area maintenance.

Councilperson Munn withdrew his motion with his second, Vice Mayor Hall, in agreement.

MOTION:

Councilperson Munn made the motion to authorize quit title action to secure both properties as public right of way or belonging to the City, and secondly that the City will maintain the medians and Council will discuss the maintenance at a later date. The motion was seconded by Vice Mayor Hall and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

4. Consideration of a request to purchase property located at 245 Washington Street North.

Assistant City Engineer Vitek explained the request using overhead projection.

Western Appraisal and Investment Company provided an appraisal in the amount of \$40,000 to purchase 2,100 square feet of right of way. The building was demolished by the owner and may contain asbestos.

Council discussion followed:

Vice Mayor Hall asked what entailed asbestos remediation.

City Manager Rothweiler stated that with the purchase price the City can go forward and have contingencies built in and one contingency may be to perform a Level 1 environmental analysis which is the first step to determine if there are any environmental issues or hazardous on the property. A Level 1 environmental analysis is time effective and not significantly expensive. The Level 1 will determine if a Level 2 will be needed to move forward. If the Council chose to purchase the property for the negotiated price, the purchase could be contingent upon the findings of a Level 1 environmental analysis or title report. There are different factors and conditions that the Council can place on the acquisition of the property.

Councilperson Barigar asked for clarification if the request is for the acquisition of 2,100 square feet of right of way or the entire existing parcel.

Assistant City Engineer Vitek stated the request is to buy only the right of way. The remaining portion of the parcel would go back to the owner.

Councilperson Barigar stated asked that the contingency of performing a Level 1 environmental analysis would be for the 2,100 square feet of right of way and would not be for the parcel that was remaining. Assistant City Engineer Vitek answered in the affirmative.

MOTION:

Vice Mayor Hall made the motion to purchase property located at 245 Washington Street for the listed price of \$40,000, for right of way. The motion was seconded by Councilperson Barigar and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

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

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:

City Manager Rothweiler reported that an Open Meeting Law Meeting will be held on Tuesday, October 15, 2013, at 6:00 p.m. at the Magic Valley Center of the Arts.

Councilperson Hawkins reported that the Take Off Party for the Air Magic Valley 2014 will be held on October 17, 2013, at 5:00 P.M. at Reeder's Flying Service.

IV. PUBLIC HEARINGS: None

V. ADJOURNMENT: The meeting adjourned at 5:57 p.m.

Leila A. Sanchez
Deputy City Clerk/Recording Secretary