

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, August 24, 2015 - City Council Chambers
 305 3rd Avenue East -Twin Falls. Idaho

PLEDGE OF ALLEGIANCE TO THE FLAG CONFIRMATION OF QUORUM CONSIDERATION OF THE AMENDMENTS TO THE AGENDA PROCLAMATIONS: MITOCHONDRIAL DISEASE AWARENESS WEEK – September 20-26, 2015.		
GENERAL PUBLIC INPUT		
AGENDA ITEMS		
I. CONSENT CALENDAR: 1. Request to approve the Accounts Payable for August 18 through August 24, 2015. 2. Request to approve the 7th Annual "The Cove's Camp Out" in remembrance of Charlotte Meyers to be held on Saturday, September 12, 2015, at The Cove located at 496 Addison Avenue West. 3. Request to approve the Findings of Fact and Conclusions of Law and Decision for: a. Final Plat for Golden Eagle Subdivision #6 b. Final Plat for South Hamptons #2 Subdivision c. District Change & Zoning Map Amendment for Christy Williams 4. Request to approve the final plat of Broadmoor Subdivision located at the northeast corner of Grandview Drive North and Falls Avenue West.	Purpose: Action Action Action Action	By: Sharon Bryan Dennis Pullin Rene'e V. Carraway-Johnson Rene'e V. Carraway-Johnson
II. ITEMS FOR CONSIDERATION: 1. Swearing in ceremony for the Twin Falls Police Department's newest Police Officer, Dzevad Mustafic. It is requested that Mayor Don Hall administer the Oath of Office. 2. Consideration of a request to approve an outdoor concert by Ethan Tucker to be held on Saturday, August 29, 2015, at Elevation 486, located at 195 River Vista. 3. Update to the City Council regarding the petition presented by John Kaperleris for bike lanes on North College Drive 4. Consideration of a request to approve the purchase of Elm Park Company water right. 5. Consideration of a request to readopt <i>Ordinance No. 3073</i> , a Zoning Title Amendment to amend the development standards of Title 10; Chapter 4; Section 23.3-Residential Business District – Property Development Standards. 6. Consideration of a request to approve the purchase of thirty Individual First-Aid Kit packs and seventy-five personal ankle medical kits from The Activity Group in the amount of \$18,748.95. 7. Public input and/or items from the City Manager and City Council.	Purpose: Presentation Action Action Update/Action Action Action Action	By: Bryan Krear Don Hall Dennis Pullin Jacqueline Fields Rob Bohling Rene'e V. Carraway-Johnson Mathew Hicks Dan Lewin
III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:		
IV. PUBLIC HEARINGS: 6:00 P.M. 1. Presentation of the utility rate resolution for fiscal year 2016, and a public hearing of the City Manager's Recommended Budget for FY 2016. Proposed Resolution 1949 and Proposed Ordinance 3105.	Public Hearing//Action	Travis Rothweiler
V. ADJOURNMENT: EXECUTIVE SESSION 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.		

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

Absent: None

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Deputy City Attorney Shayne Nope, Deputy City Manager Mitchel Humble, Deputy City Manager Brian Pike, City Engineer Jacqueline Fields, Water Superintendent Rob Bohling, Police Chief Bryan Krear, Captain Matt Hicks, Staff Sergeant Dennis Pullin, Parks and Recreation Director Wendy Davis, 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 with him.

CONFIRMATION OF QUORUM

A quorum is present.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA - None

PROCLAMATIONS: MITOCHONDRIAL DISEASE AWARENESS WEEK – September 20-26, 2015.

Mayor Hall read the proclamation and presented it to Stacy Sutherland.

Stacy Sutherland thanked Council.

I. CONSENT CALENDAR:

1. Request to approve the Accounts Payable for August 18 through August 24, 2015.
2. Request to approve the 7th Annual "The Cove's Camp Out" in remembrance of Charlotte Meyers to be held on Saturday, September 12, 2015, at The Cove located at 496 Addison Avenue West.
3. Request to approve the Findings of Fact and Conclusions of Law and Decision for:
 - d. Final Plat for Golden Eagle Subdivision #6
 - e. Final Plat for South Hamptons #2 Subdivision
 - f. District Change & Zoning Map Amendment for Christy Williams
4. Request to approve the final plat of Broadmoor Subdivision located at the northeast corner of Grandview Drive North and Falls Avenue West.

MOTION:

Vice Mayor Hawkins moved to approve the Consent Calendar. 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. ITEMS FOR CONSIDERATION:

1. Swearing in ceremony for the Twin Falls Police Department's newest Police Officer, Dzevad Mustafic. It is requested that Mayor Don Hall administer the Oath of Office.

Police Chief Krear made the presentation.

Mayor Hall administered the Oath of Office to Police Officer Dzevad Mustafic.

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2. Consideration of a request to approve an outdoor concert by Ethan Tucker to be held on Saturday, August 29, 2015, at Elevation 486, located at 195 River Vista.

Staff Sargent Pullin said that Ethan Tucker, a past resident of Twin Falls, will host a concert located outside of Elevation 486 on their outdoor plaza area. The actual event will begin at 8:30 p.m.; however the music will start at 9:30 p.m. and should conclude no later than 11:00 p.m.

This event will be a ticketed event with a maximum of 250 tickets to be sold. Alcohol will be served by Elevation 486 within the confinements of their licensed alcohol sales area. This venue is located in an area that is open to the public so identification will be checked and wristbands will be required for alcohol sales.

The Twin Falls Police Department Staff recommends that the on-duty Patrol Supervisor be given the authority to terminate the event if there are continued noise complaints, disturbances by those participating in the event, and non-compliance.

MOTION:

Councilmember Barigar moved to approve an outdoor concert by Ethan Tucker to be held on Saturday, August 29, 2015, at Elevation 486, located at 195 River Vista. 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 to the City Council regarding the petition presented by John Kapeleris for bike lanes on North College Drive

City Engineer Fields explained that John Kapeleris presented a petition to the City Council requesting the placement of bike lanes on North College Rd. West. The petition includes a geographically diverse (but still generally local) group of people, very few of whom live on N. College Dr. W. The majority of petitioners do live in Twin Falls and/or felt they could support additional bicycle facilities.

Mr. Kapeleris also made a short presentation. He indicated that there was some concern with speed but Mr. Kapeleris' primary intent, however, was to request the installation of bike lanes on North College Rd. West at the nearest reasonable opportunity.

The Transportation Master Plan indicates that collectors may be considered for and striped with bike lanes. The intent is to allow a through way for bicyclists without encouraging less competent riders to use arterial (heavier volume) roadways. The plans show a 3-lane section with bike paths as the alternative to the standard 4-lane section. This alternative works until the roadway becomes capacity limited and/or the vehicle/bike accidents become measureable; then the community really should consider placement of the lanes on a lower volume road.

The analysis was presented to the Traffic Safety Commission. Mr. Kapeleris was present and was able to participate. After considering the request, the alternatives, and searching for unintended consequences, the Traffic Safety Commission recommended placement of bike lanes between Grandview and Fieldstream Way. When Sunterra subdivision completes its roadwork, the Commission recommends extending the bike lanes from Fieldstream to Creekside Way.

Staff will continue to work towards placement of bicycle facilities along the remainder of North College Dr. West.

City Engineer Fields said that Staff recommends acceptance of the Traffic Safety Commission's recommendation to place bike lanes between Grandview and Creekside Way at the nearest reasonable opportunity.

Discussion ensued on the following:

- Broadmore Subdivision

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- Off street multi transportation corridor
- Implement in our City code where paths would be more beneficial
- Progress being made on the bike lanes

MOTION:

Councilmember Talkington moved to place bike lanes between Grandview and Creekside Way. 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

City Engineer Fields explained that the Broadmore subdivision is not yet developed. There is a lateral on the south side.

A discussion ensued on the following:

- Purpose of Chip Sealing
 - Article in the August 20, 2015 Idaho Statesman – Value and cost of chip sealing compares the amount of money that it cost to replace a new road vs chip sealing.
 - Link Idaho Statesman’s article to City of Twin Falls website
4. Consideration of a request to approve the purchase of Elm Park Company water right.

Water Superintendent Bohling explained that the Elm Park Water Company has encountered problems with its water system quality that cannot be fixed, according to EPA rules. The system is failing and would cost hundreds of thousands of dollars to replace for the few customers that it serves. DEQ has given them until the end of September 2015 to find another alternative for water to their customers. Elm Park Water approached the City of Twin Falls asking if City would be interested in the water rights to the well in exchange for city water service. The City of Twin Falls, in January 2015, requested Idaho Water Engineering, a third party, to give us a valuation and analysis of what the water right (No.47-10001) was worth on the fair market. Once this was done, City staff approached Elm Park Water Company and City Council with this information. City Council requested that Staff look into entering a purchase agreement to purchase the Elm Park Company water right. This water right is one of the oldest rights in Twin Falls and is not effected by the north side water calls. It is allocated .49 cfs or roughly 316,800 gallons per day, 9,504,000 gallons per month. This right can be petitioned to add to our south well consolidation which is in its use area.

According to Idaho Water Engineering, the high end fair market value for this water right is \$56,500.00, which will be taken out of reserves in the Water Fund should Council approve this transaction between the City of Twin Falls and Elm park Water Company.

Staff recommends approval and sign this proposal agreement between the City of Twin Falls and Elm Park Water Company for the purchase of the Elm Park Company water right.

The following discussion ensued:

- Hook up to city water expenses.
- Agreement with Elm Park Water Company

MOTION:

Councilmember Mills Sojka moved to approve and sign this proposal agreement between the City of Twin Falls and Elm Park Water Company for the purchase of the Elm Park Company water right in the amount of

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\$56,500.00, to come out of the reserves in the Water Fund. The motion was seconded by Councilmember Barigar. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0

5. Consideration of a request to readopt *Ordinance No. 3073*, a Zoning Title Amendment to amend the development standards of Title 10; Chapter 4; Section 23.3-Residential Business District – Property Development Standards.

Planning and Zoning Carraway-Johnson explained that on July 21, 2014 the City Council adopted Ordinance #3073, which approved a Zoning Title Amendment to amend the development standards of Title 10; Section 23.3-Residential Business District – Property Development Standards.

Idaho State Statute Title 50; Chapter 9; Section; 901 states within 1 month after an Ordinance is passed it shall be published. Once the Ordinance is published it may take effect – due to technical timelines the ordinance was not published within the 1 month window. This request is asking the City Council to re-adopt previously approved Ordinance #3073.

MOTION:

Councilmember Talkington moved to suspend the rules and place Ordinance 3073, on third and final reading by title only. The motion was seconded by Councilmember Lanting. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0

Deputy City Clerk Bryan read Ordinance 3073 by title only:

ORDINANCE 3073

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING THE PROPERTY DEVELOPMENT STANDARDS OF THE RB (RESIDENTIAL BUSINESS) ZONE.

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

MOTION:

Councilmember Lanting moved to pass Ordinance 3073 as presented. 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

6. Consideration of a request to approve the purchase of thirty Individual First-Aid Kit packs and seventy-five personal ankle medical kits from The Activity Group in the amount of \$18,748.95.

Captain Hicks explained that the City of Twin Falls has made great strides in the past several years in outfitting the first-line patrol officers with the best possible tools and equipment needed to meet the high demands of their job. Our officers are provided response bags equipped with extra ammunition, safety and patrol gear. Our Department recently learned that the majority of our medical response gear was outdated and antiquated. Staff have researched the types of medical equipment that other Idaho law enforcement agencies are equipping their officers with, and believe that these are the right products to meet our current and future needs.

The Activity Group is a well-respected, Idaho-based company that provides innovative first-aid medical products designed to save lives in both the military and law enforcement professions. They have designed two trauma medical kits that staff wish to purchase. These medical kits comply with current TECC (Committee for Tactical Emergency Casualty Care) standards of care to treat a variety of traumatic injuries, including severe bleeding, penetrating chest injuries, and gunshot wounds, until EMS services arrive or the patient can be transported to a primary care facility.

The first kit, the A250 IFAK (Individual First Aid Kit), is a medical kit that is designed to treat possible life threatening injuries and can be stored inside of a patrol vehicle bag. The second kit (Ankle Med Kit) is a personal treatment, low-profile medical kit that can be carried on the ankle of the officer while on patrol or undercover. This medical kit contains products to control severe bleeding and penetrating chest wounds and allows an officer to self-treat themselves until help arrives.

Staff would request that the City Council consider amending the current fiscal year's Capital Improvement Fund to allow for the purchase of these medical kits. Here is a breakdown of the proposed cost and the formal proposal is attached to this document:

Activity A250 IFAK (30)	\$196.19 =	\$ 5,885.70
Activity Ankle Med Kit (75)	\$171.51 =	\$12,863.25

MOTION:

Councilmember Talkington moved to approve the purchase of thirty Individual First-Aid Kit packs and seventy-five personal ankle medical kits from The Activity Group in the amount of \$18,748.95. The motion was seconded by Councilmember Lanting. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0

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

Robert England, 1527 3rd Avenue East, asked Council to include a disc golf course in the budget.

Parks and Recreation Director Davis gave an update on a disc golf course.

Mike Stradley, 210 Camarillo Way, reminded Council that disc golf is #3 on the master plan list.

Councilmember Talkington suggested that Parks and Recreation Director Davis report back in six months with a plan for a disc golf course.

Parks and Recreation Director Davis said that she would meet with the disc golf group and report back.

Mayor Hall concerned about the weeds at Courtney Conservation Park.

Council discussion ensued on the following:

- How often grass should be mowed
- Weeds
- Educate citizens about Conservation Park
- Identification signs of the different plants

Parks and Recreation Director Davis will work with staff to get weeds taken care of and will work on getting something put together to educate citizens on what is a conservation park/

Parks and Recreation Director Davis will update Council on progress at a later date.

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS: None

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

1. Presentation of the utility rate resolution for fiscal year 2016, and a public hearing of the City Manager's Recommended Budget for FY 2016. Proposed Resolution 1949 and Proposed Ordinance 3105.

City Manager Rothweiler said the budget is balanced and in accordance with the state law and Government Finance Officers' Association (GFOA) best practices. The combined expenditures and transfers total \$64,423,188, which is a \$3,967,224 increase compared to the current year budget of \$60,455,964. For FY 2016, Government Fund-Type expenditures, those funds that receive some of their funding from property tax revenues, increase by \$205,779 (0.60%), of which \$543,820 is from cash reserves to fund one-time capital initiatives. Enterprise Fund-Type expenditures increase by \$3,761,445, or by 14.34%, of which \$3,668,923 is from cash reserves.

MOTION:

Councilmember Lanting moved to approve the utility rate resolution #1949. The motion was seconded by Councilmember Mills Sojka. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0

MOTION:

Councilmember Talkington moved to suspend the rules and place Ordinance 3105 on third and final reading by title only. The motion was seconded by Councilmember Barigar. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0

Deputy City Clerk Bryan read Ordinance 3105 by title only.

ORDINANCE NO. 3105

AN ORDINANCE OF THE CITY OF TWIN FALLS, IDAHO, APPROPRIATING \$60,765,948 FOR THE 2016 FISCAL YEAR TO DEFRAID ALL NECESSARY EXPENSES AND LIABILITIES OF THE CITY OF TWIN FALLS; PROVIDING FOR THE OBJECTS AND PURPOSES FOR WHICH SUCH APPROPRIATIONS ARE MADE AND THE AMOUNT APPROPRIATED FOR EACH OBJECT OR PURPOSE; LEVYING AD VALOREM TAXES IN THE AMOUNT OF \$18,203,078 FOR THE 2016 FISCAL YEAR; PROVIDING THAT A COPY OF THIS ORDINANCE SHALL BE FILED WITH THE COUNTY COMMISSIONERS OF TWIN FALLS COUNTY, IDAHO AND WITH THE SECRETARY OF STATE OF THE STATE OF IDAHO; PROVIDING FOR THIS ORDINANCE TO TAKE EFFECT UPON ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW, THE RULE REQUIRING THAT AN ORDINANCE BE READ ON THREE SEPARATE OCCASIONS HAVING BEEN SUSPENDED.

MOTION:

Councilmember Barigar moved to pass Ordinance 3105 as presented. The motion was seconded by Councilmember Munn. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0

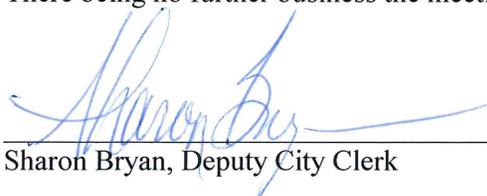
V. ADJOURNMENT:

1. EXECUTIVE SESSION 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:

Councilmember Lanting moved to adjourn to Executive Session 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

There being no further business the meeting adjourned at 7:15 PM



Sharon Bryan, Deputy City Clerk