

COUNCIL MEMBERS:

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



AMENDED MINUTES

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

3:00 P.M. - Tour of Auger Falls

PLEDGE OF ALLEGIANCE TO THE FLAG
CONFIRMATION OF QUORUM
CONSIDERATION OF THE AMENDMENTS TO THE AGENDA
PROCLAMATIONS: Harold Gerber Day

GENERAL PUBLIC INPUT

5:00 - AGENDA ITEMS

I. CONSENT CALENDAR:

	Purpose:	By:
1. Request to approve the Accounts Payable for September 22 through October 5, 2015.	Action	Sharon Bryan
2. Request to accept the Improvement Agreement for the purpose of developing Westpark Commercial Subdivision No. 9.	Action	Troy Vitek
3. Request to approve the Sidewalk Improvement Deferral Agreement for 153 Wiseman Avenue for Linda Cameron.	Action	Troy Vitek
4. Request to approve the Findings of Fact, Conclusions of Law for the Final Plat for Westpark Commercial Subdivision #9.	Action	Jonathan Spendlove

II. ITEMS FOR CONSIDERATION:

	Purpose:	By:
1. Award presentation for outgoing Airport Board Member Dan Olmstead.	Presentation	Bill Carberry
2. Request to confirm the appointment of Abbie Mashaal to the Airport Advisory Board.	Action	Bill Carberry
3. Request to approve the renewal of the City & County Intergovernmental Cooperation Agreement for the Operation of Joslin Field, Magic Valley Regional Airport.	Action	Bill Carberry
4. Request to approve the construction timing on infrastructure for Interstate Amusement Subdivision, a Conveyance Plat.	Action	Jonathan Spendlove
5. Review of the City's leaf collection program and possible action regarding the future of the program.	Review/ Action	Jon Caton
6. Request to provide input on the Greater Area Twin Falls Transportation Committee's (GTFATC) project priority list.	Action	Jacqueline Fields
7. Request to approve a contract between the City of Twin Falls and Starr Corporation to act as the City's Construction Manager/General Contractor on the City Hall/Public Safety Complex project.	Action	Travis Rothweiler
8. Second Reading: Request to adopt Ordinance 3106, amending Twin Falls City Code, Title 1.	Action	Travis Rothweiler
9. 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. Request for Vacation of a 15' utility easement along westerly boundary of Lots 1, 2, 3, 4, 5 & 6 Block 1 and a 15' utility easement along easterly boundary of Lots 1, 2, 3, 4 and Tract A Block 2 of the Eldridge Commercial Subdivision located north of the intersection of Eldridge Avenue & Madrin Street c/o The Edmunds Group, LLC & Larry Fairbanks (app. 2747)	PH/Action	Ken Edmunds Jonathon Spendlove

ADJOURNMENT:

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.

Tour of Auger Falls Project Engineer Lee Glaesmann

Present: Suzanne Hawkins, Don Hall, Chris Talkington, Greg Lanting.

Mayor Hall called the meeting to order at 3:30 p.m. and recessed to Tour Auger Falls.

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

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, , Deputy City Manager Mitchel Humble, Deputy City Manager Brian Pike, City Engineer Jacqueline Fields, Assistant City Engineer Troy Vitek, Airport Manager Bill Carberry, Planner 1 Johnathan Spendlove, Public Works Director Jon Caton, 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

PROCLAMATION: HARALD GERBER

Mayor Hall read a letter from Lance Clow.

Mayor Hall and Vice Mayor Suzanne Hawkins read the Proclamation and presented proclamation to Harold's son Wade Gerber.

Wade Gerber thanked everyone.

Councilmember Talkington gave his appreciation to the Gerber family.

GENERAL PUBLIC INPUT: none

I. CONSENT CALENDAR:

1. Request to approve the Accounts Payable for September 22 through October 5, 2015.
2. Request to accept the Improvement Agreement for the purpose of developing Westpark Commercial Subdivision No. 9.
3. Request to approve the Sidewalk Improvement Deferral Agreement for 153 Wiseman Avenue for Linda Cameron.
4. Request to approve the Findings of Fact, Conclusions of Law for the Final Plat for Westpark Commercial Subdivision #9.

MOTION:

Councilmember Lanting made a motion to approve the Consent Calendar as presented. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

I. ITEMS FOR CONSIDERATION:

1. Award presentation for outgoing Airport Board Member Dan Olmstead.

Airport Manager Carberry said Dan Olmstead has served one partial term and two full terms on the Airport Board including the position of Chairman. Olmstead regularly attended meetings and served on subcommittees when additional time was required.

Dan Olmstead fully understanding what an economic engine the airport is, Dan was instrumental in helping navigate through the Small Community Air Service Grant the City received, ultimately leading to the transition from 30-seat turboprops to 50-seat regional jets that is enjoyed today. Over the years, Dan has helped by joining with other economic development officials to visit with SkyWest at their corporate office in St. George, UT.

Dan is an active private pilot, member of Twin Falls Fliers flight club, and a sought after back country instructor pilot.

Dan's effort, support, and commitment to the airport and our community has been outstanding.

Mayor Hall presented Dan Olmstead a plaque and thanked him for his service with the Airport Board.

Dan Olmstead thanked Council and Airport Staff.

2. Request to confirm the appointment of Abbie Mashaal to the Airport Advisory Board.

Mayor Hall said the City advertised for applicants interested in becoming a City representative on the Airport Board due to the departure of Dan Olmstead, who served his maximum 2 terms. Staff worked with the City PIO in issuing two separate press releases and listing the opening on the City Web page.

An interview committee composed of Mayor Don Hall, Airport Liaison Chris Talkington, pending Airport Board Chairman elect Mark Cutler, and Airport Manager Bill Carberry interviewed 4 candidates earlier this month. The committee was impressed with Mr. Mashaal and unanimously agreed to recommend him. Mr. Mashaal revealed a good understanding of current airport operations and development goals. He formerly operated his skydiving business at the airport and currently maintains an airplane at Joslin Field. He lives in the city limits and continues to operate his skydiving business at a few airports in our region.

MOTION:

Councilmember Talkington made a motion to approve the appointment of Abbie Mashaal to the Airport Advisory Board. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

Abbie Mashaal thanked Council for his appointment.

3. Request to approve the renewal of the City & County Intergovernmental Cooperation Agreement for the Operation of Joslin Field, Magic Valley Regional Airport.

Airport Manager Carberry said that both City and County officials felt it was time to update and renew the original 1968 agreement. A renewal of this agreement continues the partnership and commitment to operate and develop Joslin Field. The new agreement was approved and signed by the County at their Commissioner's meeting September 23rd, 2015.

In large part, the new agreement continues with the same underling terms as the existing 1968 agreement:

*The Airport Advisory Board's representation and operating principles remain unchanged;

*The partnership relating to the equal funding of the airport remains unchanged;

*The section relating to the operation of the airport has been revised to clarify that the day to day routine responsibility for the management of the airport is the City's;

* Both parties remain as co-sponsors in the eyes of the Federal Aviation Administration (FAA) and both will approve and sign-off on FAA applications, grants, and related contracts and agreements;

*A new section has been added seeking to maintain a cooperative approach between the City and County relating to land use planning and zoning surrounding the airport.

Councilmember Lanting farming done on the airport property.

Airport Manager said that some of the airport land has been leased for farming.

Councilmember Talkington said that the City and County will be reviews this agreement more often.

MOTION:

Councilmember Talkington made a motion to approve the renewal of the City & County Intergovernmental Cooperation Agreement for the Operation of Joslin Field, Magic Valley Regional Airport and authorize the Mayor to sign Agreement. The motion was seconded by Councilmember Mills Sojka. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

4. Request to approve the construction timing on infrastructure for Interstate Amusement Subdivision, a Conveyance Plat.

Planner 1 Spendlove reviewed the request by giving the following background: In June 2015, the City passed Ordinance 3098 which modified City Code Section 10-12-2-5: Conveyance Plats. This modification allowed for the City Council to review the construction timing of street and utility improvements for parcels within a conveyance plat.

The City has received an inquiry to develop Lot 2 of the Interstate Amusement Subdivision Conveyance Plat. With that inquiry, the Developer has requested to construct the street and utility infrastructure for Lot 2 exclusively from Lot 1. With the newly passed Ordinance, the Developer has the ability to petition the Council to separate the development of these lots.

Councilmember Mills Sojka asked if there are any negative effects to not develop the back lot.

Planner 1 Spendlove said there are no issues.

Councilmember Lanting asked what the development will be.

Planner 1 Spendlove said City Staff was told office buildings.

Councilmember Talkington asked if this has precedence to any other code joined but separate lot under different platting where we defer the agreement.

Deputy City Manager Humble reviewed the process of a conveyance plat.

MOTION:

Councilmember Munn made a motion to approve the construction timing on infrastructure for Interstate Amusement Subdivision, a Conveyance Plat. The motion was seconded by Councilmember Lanting. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

5. Review of the City's leaf collection program and possible action regarding the future of the program.

Public Works Director Caton reviewed the construction of an equipment storage building by the City Parks/Recreation Department on the site previously used for leaf collection. A new site could be

constructed adjacent to the old site using Street Dept. crews and equipment. But, before the City goes to the time and expense to construct a new site, I feel that it would be prudent to discuss what the City has done in the past and what the City may need to consider for the future.

This program was initially started to stem the amount of leaves being illegally deposited into the street and curb lines by homeowners by providing a free disposal site. The intent was that the City would “compost” the leaves and the compost would be applied to City Parks/properties. But, as far as us using the leaves the City takes in for compost in City Parks. The Parks Dept. has never really been interested in using any of the leaves we collect. They are concerned about disease issues and the amount of trash in the leaves.

Realistically, nobody wants them and because of that the City currently have about six years’ worth of leaves stockpiled over by the dog pound that city staff does not know what to do with. Without a real composting program and the associated cost and equipment needed to run one, the leaves the City has accumulated so far is of no use to anybody.

Street Department personnel have always been responsible for taking care of the “heavy lifting” involving the leaf disposal site. The Street Department is constantly cleaning up the illegal dumping, the moving and stockpiling of leaves from the collection site to the dog pound and pushing up of the leaves deposited in or outside of the leaf collection area. These activities involving the leaf collection site occurs during one of our most busy times of the year and often times takes away from some other maintenance activity (patching, crack sealing, sweeping).

The City has also had continual incidental expenses incurred by illegal dumping at the leaf collection site.

It has also been the experience of Street Department personnel that local lawn care businesses are probably one of the major users of this free leaf collection program. These companies are charging a fee to their customers for lawn and tree maintenance and then let them dispose of their leaves and tree trimmings for free at our leaf collection site. I’ve even heard of these businesses hauling leaves collected from adjacent communities to our site to avoid disposal fees.

The City is not currently running a composting program that would meet the requirements of the Department of Environmental Quality in accordance with IDAPA 58.01.06, “Solid Waste Management Rules”.

Public Works Director Caton said the options for leaf and rubbish disposal is:

- 1) Curbside pickup
- 2) Transfer station at a cost

Public Works Director Caton said that Code Enforcement Officer Standley came up with the idea to give City residents one five dollar coupon to be put in their water bill to be used to haul leaves, rubbish and Christmas trees to the transfer station.

Councilmember Talkington asked what similar size communities do currently.

Public Works Director Caton said there are no active composting in other cities.

Vice Mayor Hawkins asked what the estimated cost would be for all the \$5.00 coupons.

Public Works Director Caton said he did not have an estimate.

Vice Mayor Hawkins asked what is the cost to continue the composting.

Public Works Director Caton said he didn’t have a figure but it is quite a bit.

Councilmember Mills Sojka said she is in favor of curbside pick.

Councilmember Lanting said he is favor of leaving leaves on curb for pickup.

Mayor Hall- In favor of the coupons.

Councilmember Talkington said he is in favor of the coupons but would like an expiration date and commercial lawn care company not to be included.

MOTION:

Councilmember Lanting made a motion to do away with the leaf and Christmas tree recycling program and implement a one time coupon expiring on January 10, 2016. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

6. Request to provide input on the Greater Area Twin Falls Transportation Committee's (GTFATC) project priority list.

City Engineer Fields said that the City is a member of the Greater Twin Falls Area Transportation Committee (GTFATC). This committee discusses regional transportation related issues and provides input to legislators related to transportation needs. It develops a priority list which the Idaho Transportation Department (ITD) uses as a tool when developing and recommending projects for inclusion in the State Transportation Improvement Program. When ITD secured funding to update the Southeast Twin Falls Corridor Study, one of the products was a proposal for localized safety and capacity improvements.

There are 3 projects in or near the City that are/should be considered for safety or other highway funds:

- I-2 Advanced Warning Beacon on the south leg of the Washington St. South (SH-74) and Orchard intersection,
- I-7 Addition/replacement of signal heads on Kimberly Rd (US-30) & Locust to allow protected movements,
- I-3 Install left turn bays on Kimberly Rd (US-30) at 3300 E. Also called Champlin Road.

These are all worthy and potentially equal projects. Staff priority is I-3, I-7 then I-2. I-3 is directly related to strategic plan goal "Objective PC2.1B: Review transportation infrastructure, including truck routes, that supports industrial land uses to determine how the City can work with the region to improve the systems." even though 3300 E is not a truck route.

There are numerous capacity projects (9 of the 10) that affect the City directly. Many of these projects included State Highway roads. The funding for these could be state funding or a combination of funds. Shoshone St., Blue Lakes and Washington St. South projects fall into this category.

The strategic plans goals that address capacity in the form of emergency response time vs. congestions and in the form of maintaining our roadways through appropriate maintenance. In addition, there is "Objective PC1.2A: Address the impact of U.S. Highway 30 on downtown and determine how the City can work with partners such as ITD to improve the system. " Projects that support this goal, at least somewhat indirectly, include I-8, I-9, I-11, I-13.

S-4 and S-2 are significant capacity projects. S-4 on Washington St S is a widening of SH-74 and S-2 is a communal jurisdiction project. Sections of that project are under ITD or TF Highway District jurisdiction. Eastland from US-30 to Orchard, specifically the railroad underpass is also a worthy improvement.

Staff suggests prioritizing the downtown related improvement (I-8, 9, 11 & 13) first and placing the north south arterial capacity projects on the list with Washington ST S first, then Blue Lakes and finally Eastland.

Council discussion ensued on the following:

- Placing a 4-way stop condition at the intersection of Orchard and Blue Lakes has been discussed between the TF Highway District and the City as an effective near term solution.
- Lighting concerns
- Safety and capacity concerns

- With new school traffic will be heavier
- What is the purpose of the priority project list.
- Impact on the City's budget
- Downtown Project is a priority.
- Legal issue concerns.
- Prioritize projects.

City Engineer Fields said she will need input on what to suggest from, the Cit, for the priority project meetings in October and November.

Concerns with Greater Area Twin Falls Transportation Committee violating the open meeting law.

Gary Young Chairman of the Greater Area Twin Falls Transportation Committee, reviewed what is being done to meet the open meeting laws. He said that meeting are now being posted at their meeting site and at the Twin Falls County and City of Twin Falls buildings.

Mayor Hall asked if this is a legal posting.

City Attorney Wonderlich said that posting the dates of the meeting, at the meeting place is legal.

City Manager Rothweiler said that the notice is posted on the City Hall bulletin board where all the other entities notices are posted.

- Councilmember Mills Sojka said she is the City Council liaison for this committee and she was not aware that the committee had a set membership and certain members have voting rights. She asked if the committee is aware of who is a voting member and who is not. She asked if the committee needs to realign so they are following with the resolution.
- Greater Area Twin Falls Transportation Committee Chair Young said at the beginning of every meeting they go over who is a voting member and it is listed on the top of the agenda.
- Councilmember Mills Sojka asked who the interested County resident and who the interested City resident.
- Greater Area Twin Falls Transportation Committee Chair Young said Gary Blick is the interested County resident and Gary Young is the interested City resident.
- Councilmember Mills Sojka asked how long they have served on the committee.
- Greater Area Twin Falls Transportation Committee Chair Young said they are on there at the will of their respective agencies.
- Councilmember Mills Sojka would like the committee to review the resolution with the committee and make sure they are in compliance.
- Greater Area Twin Falls Transportation Committee Chair Young will go over the resolution with the committee at their next meeting.
- Mayor Hall wants everyone to know that Gary Young was our former City Engineer.
- Councilmember Mills Sojka would like a better location and time for this meeting.

MOTION:

Councilmember Lanting moved to accept the City priority list as presented. The motion was seconded by Vice Mayor Hawkins. MOTION PULLED.

Council discussion on the following:

- Need public comment.
- Open meeting law violation cannot support the priority list.
- Independent firm Keller and Associates involvement.
- Loss of funding.

City Engineer Fields reviewed south east corridor study and the creation of the priority list.

PUBLIC INPUT Open 6:45 p.m.

Frank Westerman, 3597 North 3200 East, said he would like a green light on Hankins Road and Blue Lakes. Fran Florence, 4129 Hidden Lakes, Kimberly, Idaho, said he is concerned with 3200 Road project from the railroad tracks to Kimberly Road. There was a proposal for a right turn lane off of Hankins Road going East on Kimberly Road that has been put on hold and he would like to see that on the priority list.

Tom Skeen, 3300 Road, Kimberly, Idaho, said because of the open meeting law violation that that the priority list should not be considered until the Greater Area Twin Falls Transportation Committee meets when they are in compliance with the law.

Mark Feldhusen, 3300 Road, said he is concerned with the increase of traffic.

Jim Eisenhower, 520 Garnet Drive, Kimberly, Idaho said he appreciates the Councils cautious approach in considering any of the priority list projects.

PUBLIC INPUT Closed 7:04 p.m.

Councilmember Talkington said he agreed with Jim Munn's comments on the open meeting law violation. City Attorney Wonderlich asked that a clarification from City Engineer Fields on where this priority list came from.

City Engineer explained how the priority list was formed.

Councilmember Munn wanted to know if any of the reports were done in a Greater Area Twin Falls Transportation Committee meeting.

City Engineer Fields said the Greater Area Twin Falls Transportation Committee has reviewed the priority list.

Greater Area Twin Falls Transportation Committee Chair Young said that the committee was charged to review the scope and time table of the study done by Keller and Associates.

Councilmember Munn asked if the data was presented to the Greater Area Twin Falls Transportation Committee for analysis.

Greater Area Twin Falls Transportation Committee Chair Young said the Committee did not make decisions or changes to the report.

City Manager Rothweiler suggests that there be no recommendation until the Greater Area Twin Falls Transportation Committee meets on October 13, 2015 and the Greater Area Twin Falls Transportation Committee move through a public process expeditiously so that the committee can bring back to City Council the safety and capacity projects in a timely matter so that the City does not lose funding opportunities.

There are concerns about what could occur with a south east alternate and recommended that there be a robust public process which would include City, County and surrounding areas that are affected.

Greater Area Twin Falls Transportation Committee Chair Young said the committee will have these items on the agenda on October 13, 2015 meeting.

Mayor Hall said that the Council would like to work with the Greater Area Twin Falls Transportation Committee to review the alternate routes at a later date and have some robust public input.

Greater Area Twin Falls Transportation Committee Chair Young said that would be a Twin Falls Highway project.

Councilmember Lanting said he is concerned about the safety issues.

Councilmember Mills Sojka said Greater Area Twin Falls Transportation Committee meeting needs to be in a better location. She would like it moved to Twin Falls County West.

Mayor Hall said the decision to move the Greater Area Twin Falls Transportation Committee meeting is a decision for the County Commissioners. Mayor Hall will talk to County Commissioners regarding moving

Greater Area Twin Falls Transportation Committee meeting.

Vice Mayor Hawkins said she doesn't have a problem with moving forward.

Vice Mayor Hawkins asked if the Committee would be able to incorporate public concerns.

City Engineer Fields said that due to funding issues it would be unlikely that other issues would be incorporated but it is possible to ask for anything on the Greater Area Twin Falls Transportation Committee priority list, just keep in mind that there may not be funding.

Councilmember Lanting asked Fran Florence who was going to fund the turn lane of Hankins Road.

Fran Florences said that he feels that this should be on the City's priority list.

City Manager Rothweiler said the intersection is not in the jurisdiction of the City. The City was doing work outside of the City for the Clif Bar project. Clif Bars advanced funding is only for their infrastructure.

City Manager Rothweiler asked Council which date would work for the next meeting: November 2, 2015 or November 9, 2015.

MOTION:

Councilmember Lanting moved to hold the next meeting regarding Greater Area Twin Falls Transportation Committee's (GTFATC) project priority list on November 2, 2015. The motion was seconded by Councilmember Talkington. Those voting Aye: Hawkins, Talkington, Lanting and Hall. Those voting Nay: Munn and Mills Sojka. The motion passed 4 to 2.

7. Request to approve a contract between the City of Twin Falls and Starr Corporation to act as the City's Construction Manager/General Contractor on the City Hall/Public Safety Complex project.

City Manager Rothweiler said the negotiated fee for construction services will be 3.75% of the cost of the work for the project up to \$9 million. Although unlikely, should the project exceed \$9 million the City will pay a fee equal to 3.5% of the actual cost of the work.

In addition, the City will pay for "general condition items" such as project supervision, construction trailers, dumpsters and P&P bonds. The total cost is based the estimated total of 28-man months and will cost of for this is \$490,061: \$291,374 for the City Hall project for an estimated 15 man months and \$198,687 for the public safety complex with an estimated 13-man months. It is important to note that the City will pay for General Conditions as actual cost of the work, there is no profit built into these costs for Starr Corporation.

Vice Mayor Hawkins questioned the amount.

City Manager Rothweiler corrected the amount.

Mike Arrington, Starr Corp, thanked Council.

Councilmember Mills Sojka said she would like Starr Corp to be vigilant to be as close to the budget as possible.

MOTION:

Vice Mayor Hawkins made a motion to approve a contract between the City of Twin Falls and Starr Corporation to act as the City's Construction Manager/General Contractor on the City Hall/Public Safety Complex project and to authorize the Mayor to sign contract. The motion was seconded by Councilmember Talkington. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

8. Second Reading: Request to adopt Ordinance 3106, amending Twin Falls City Code, Title 1.

City Manager Rothweiler explained that the primary purpose of the proposed Ordinance is to update Title 1 of the Twin Falls Municipal Code. Many of the recommended changes are contained in several sections of the Idaho Code, specifically 50-902, 50-903, 18-101, 50- 811, 50-808, and 34-1801. In addition, the proposed Ordinance removes several outdated sections.

Additionally, the Ordinance defines the term “Department Heads.” Historically, the term has been used to reflect those who are a part of the City’s executive team. As a result of the City’s reorganization, the members of the City’s executive team include the Deputy City Managers, Chief Financial Officer, Police Chief, Fire Chief, City Engineer, Public Works Director, and Human Resource Director. The Ordinance proposes to codify the historical interpretation.

MOTION:

Councilmember Talkington moved to suspend the rules and place it 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 6 to 0

Deputy City Clerk Bryan read Ordinance 3106 by title only;

ORDINANCE NO. 3106

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, REPEALING TITLE 1 OF THE TWIN FALLS CITY CODE, AND REPLACING IT WITH A NEW TITLE 1, PROVIDING FOR A CITY CODE, ADMINISTRATION INCLUDING A MAYOR, VICE MAYOR AND CITY MANAGER, AND GENERAL PENALTIES FOR VIOLATION OF THE CITY CODE.

MOTION:

Vice Mayor Hawkins moved to pass Ordinance 3106 as presented. The motion was seconded by Councilmember Lanting. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

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

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS: None

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

1. Request for Vacation of a 15’ utility easement along westerly boundary of Lots 1, 2, 3, 4, 5 & 6 Block 1 and a 15’ utility easement along easterly boundary of Lots 1, 2, 3, 4 and Tract A Block 2 of the Eldridge Commercial Subdivision located north of the intersection of Eldridge Avenue & Madrin Street c/o The Edmunds Group, LLC & Larry Fairbanks (app. 2747)

Planner 1 Spendlove said this is a request to vacate portions of a utility easement within the Eldridge Commercial Subdivision. During the platting process in 2008, a utility easement was placed on the plat along the exterior boundary of the subdivision. At the time of platting this was a common practice.

Since the recordation of this plat, the common practice has been changed, no longer requiring utility easements along the exterior boundary. As no structure may be built over a recorded easement, it limits the

buildable space within a lot. Current platting practices have shifted to requiring easements along street frontages to minimize intrusions to private property owners.

Staff received authorization to vacate the identified easement from each of the required utility companies. The described platted easement is potentially redundant and no longer needed.

The owners of said property are requesting the recorded easement to be vacated in order to pursue building permits that will take place.

The Engineering Department has reviewed this request and is supportive of the vacation. Engineering Department also received letters from all applicable utility companies in support of this vacation.

Public Hearing Open: 7:49 p.m.

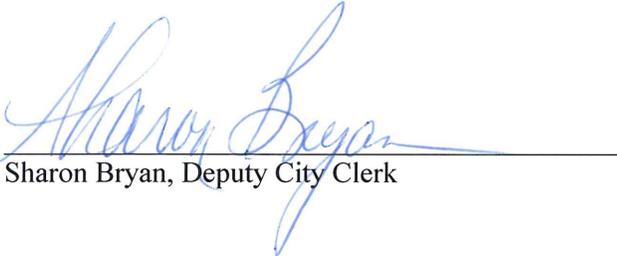
There being no one to speak on the vacation the Public Hearing was closed at 7:50 p.m.

MOTION:

Councilmember Talkington made a motion for a vacation of a 15' utility easement along westerly boundary of Lots 1, 2, 3, 4, 5 & 6 Block 1 and a 15' utility easement along easterly boundary of Lots 1, 2, 3, 4 and Tract A Block 2 of the Eldridge Commercial Subdivision located north of the intersection of Eldridge Avenue & Madrin Street c/o The Edmunds Group, LLC & Larry Fairbanks and bring back the Ordinance. The motion was seconded by Councilmember Lanting Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

ADJOURNMENT:

There being no further business the meeting adjourned at 8:05 p.m.


Sharon Bryan, Deputy City Clerk

