



<p>9. Review of the proposed request for proposals (RFP) for management of the Twin Falls Municipal Swimming Pool.</p> <p>10. Consideration of a request to create a Pool Selection Committee.</p> <p>11. Public input and/or items from the City Manager and City Council.</p>	Action	Dennis Bowyer
<p><b>III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u></b></p>		
<p><b>IV. <u>PUBLIC HEARINGS:</u>            <u>6:00 P.M. None.</u></b></p>		
<p><b>V. <u>ADJOURNMENT:</u> EXECUTIVE SESSION-2345 (1) (c) To conduct deliberations concerning labor negotiations to acquire an interest in real property which is not owned by a public agency.</b></p>		

**Present:** Lance Clow, Trip Craig, Don Hall, David E. Johnson (5:44 P.M.), William E. Kezele, Greg Lanting, Rebecca Mills Sojka

**Absent:** None.

**Staff Present:** City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Community Development Director Mitch Humble, City Engineer Jacqueline Fields, Human Resource Director Susan Harris, Parks & Recreation Director Dennis Bowyer, Recreation Supervisor Stacy McClintock, Deputy City Clerk/Recording Secretary Leila A. Sanchez

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

#### **CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:**

Consideration of a request from Wiley Dobbs, Twin Falls School District 411, for the City to donate ten additional unused, surplus, "cycled out" computers to the School District 411 Transition Center.

#### **MOTION:**

Councilperson Kezele made a motion to approve the addition of the request from the Twin Falls School District 411. The motion was seconded by Councilperson Clow and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

**PROCLAMATIONS:** None.

#### **AGENDA ITEMS**

##### **I. CONSENT CALENDAR:**

1. Consideration of accounts payable for May 3 – 9, 2011, \$559,599.58; May 9, 2011, total: \$6,566.28.
2. Consideration of the May 9, 2011, Minutes.
3. Consideration of a request to approve a Trust Agreement for Settler's Ridge Number 3 Subdivision.
4. Consideration of a request to approve an Improvement Agreement for Developments for Kelley Garden Center.
5. Consideration of approval of an Alcohol License Application for A Shot in the Dark, LLC, 1020 Blue Lakes Blvd. N. Beer bottled for consumption on premise and wine by the drink for consumption on premises only.

#### **MOTION:**

Vice Mayor Lanting made the motion to approve the Consent Calendar excluding the following: 2. Consideration of the May 9, 2011, Minutes. The motion was seconded by Councilperson Clow and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

##### **II. ITEMS FOR CONSIDERATION:**

1. Consideration of a request to appoint Tony Hughes to the Reimbursement Commission.

City Engineer Fields reviewed the request.

Staff recommends that the Mayor appoint Tony Hughes to the Reimbursement Commission.

#### **MOTION:**

Councilperson Clow made a motion to appoint Tony Hughes to the Reimbursement Commission. The motion was seconded by Councilperson Lanting and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

The Council thanked Brad Wills for his time served on the Reimbursement Commission.

2. Presentation of O&M Rebate from CH2M HILL for 2009-2010.

Shawn Moffitt, CH2M Hill, presented an Operations & Maintenance Rebate check for 2009-2010 in the amount of \$25,280.

3. Consideration of a request to select and approve a contract with Winter & Company to assist the Twin Falls City Historic Preservation Commission in developing design guidelines for the Warehouse Historic District.

Darrell Buffaloe, HPC Chairman, stated that the request will authorize the Mayor to sign the contract with Winter & Company and will allow Winter & Company to begin work with the HPC on this project.

Discussion followed.

-The final version of the design guidelines will come before the Council prior to adoption.

**MOTION:**

Vice Mayor Lanting made the motion to approve a contract with Winter & Company to develop design guidelines for the Warehouse Historic District. The motion was seconded by Councilperson Mills Sojka and roll call vote showed all members voted in favor of the motion. Approved 6 to 0.

4. Consideration of approval and adoption of the Collective Bargaining Agreement between the City of Twin Falls and Twin Falls Firefighters Local 1556.

Human Resource Director Harris reviewed the request.

City Staff, Fire Chief Ron Clark and the Union Executive Board recommend the agreement be formally adopted by the City Council.

Discussion followed:

Human Resource Director Harris stated that the City is currently contributing 6.2% to Social Security. If the Fire Fighters opt out of Social Security the adoption of the agreement will allow each fire fighter to an equal contribution distributed into an approved retirement plan of his choice.

Ed Morris, Firefighters Local 1556, explained the request.

**MOTION:**

Vice Mayor Lanting made a motion to adopt the *City of Twin Falls and Twin Falls Fire Fighters Local 1556 – Collective Bargaining Agreement*. The motion was seconded by Councilperson Kezele and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

5. Consideration of a proposal to provide funding to cover travel expenses for members of the Youth Council to attend the Association of Idaho Cities annual conference.

Councilperson Clow reviewed the request.

The request is to subsidize 50% of funding to send two members of the Youth Council to attend the Association of Idaho Cities annual conference on June 22-24, 2011. The cost would include registration, lodging and meals, transportation and any cost associated with a chaperone.

**MOTION:**

Councilperson Clow made the motion to approve the request to subsidize 50% of the cost of the Youth Council AIC Youth track for up to two students and one chaperone and mileage. 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.

Councilperson Clow reported that the Youth Council held their elections which will become effective in their June meeting.

Rayleen Abbott, President  
Daniel Kelley, Vice President  
Sarah Rasmussen, Clerk  
Ashley Myre, Director  
Jason Montgomery, Director

Two outgoing members are President Jonathan Bruce and Vice Mayor Sam Rasmussen. Certificates will be presented at a later date.

6. Consideration of the Final Plat of the Zearth Subdivision First Amended on 4.3 (+/-) acres consisting of 2 lots located on the west side of the 500-600 block of 3300 East Rd/aka Champlin Way North, c/o Tim Vawser/EHM Engineering, Inc.

Community Development Director Humble reviewed the request.

Should the City Council recommend approval of the Zearth Subdivision First Amended final plat to the County Commissioners, as presented, staff recommends approval should be subject to the following conditions:

1. Subject to site plan amendments as required by building, engineering, fire and zoning officials to ensure compliance with all applicable City Code requirements and standards.
2. Subject to arterial and collector streets adjacent and within the property being rebuilt or built to current city standards upon development of the property or applicable deferrals being recorded.
3. Subject to a deed restriction on the final plat placing responsibility on the property owners for moving the irrigation structure out of the 3300 East Road right-of-way when the road is widened.
4. Subject to only one new approach to be added on 3300 East Road as allowed by the Twin Falls Highway District.

Discussion followed.

**MOTION:**

Councilperson Clow made a motion to recommend for approval to the County Commissioners the Final Plat of the Zearth Subdivision First Amended on 4.3 (+/-) acres consisting of 2 lots located on the west side of the 500-600 block of 3300 East Rd/aka Champlin Way North, as presented with the following conditions:

1. Subject to site plan amendments as required by building, engineering, fire and zoning officials to ensure compliance with all applicable City Code requirements and standards.
2. Subject to arterial and collector streets adjacent and within the property being rebuilt or built to current city standards upon development of the property or applicable deferrals being recorded.
3. Subject to a deed restriction on the final plat placing responsibility on the property owners for moving the irrigation structure out of the 3300 East Road right-of-way when the road is widened.
4. Subject to only one new approach to be added on 3300 East Road as allowed by the Twin Falls Highway District.

The motion was seconded by Councilperson Craig and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

Councilperson Johnson took his seat on the Council at 5:44 P.M.

Community Development Director Humble asked if the Council would consider placing plats on the Consent Calendar.

Gerald Martens spoke in favor of placing the items on the Consent Calendar.

Discussion followed.

The City Council directed staff to place plats on the Consent Calendar if both parties are in agreement with the recommended conditions.

7. Consideration of adoption of one (1) ordinance(s) regarding a request for an Amendment to PUD Agreement #220, and for a Zoning District Change and Zoning Map Amendment by incorporating 2 acres (+/-) located west of the western boundary of the PUD Agreement #220 from R-4 to C-1 PUD to allow for a planned commercial development and to amend the land uses in PUD Agreement #220 to allow for commercial uses other than an automobile dealership or associated businesses on property located on the south side of the 600 block of Pole Line Road, c/o Gerald Martens, EHM Engineering, Inc., on behalf of Capella Corp on behalf of the Crumb Group. (app.2407) Proposed Ordinance #3003.

Community Development Director Humble reviewed the request.

The ordinance has been prepared as directed by the Council and is recommended for adoption as submitted.

**MOTION:**

Vice Mayor Lanting made the motion to suspend the rules and place Ordinance #3003, entitled:

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

on third and final reading by title only. The motion was seconded by Councilperson Kezele and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

Deputy City Clerk Sanchez read the ordinance title.

**MOTION:**

Councilperson Clow made the motion to adopt Ordinance #3003 as presented. The motion was seconded by Councilperson Craig and roll call vote showed all members present voted in favor of the motion. The motion passed 7 to 0.

8. Consideration of adoption of one (1) ordinance(s) regarding a request for a Zoning District Change and Zoning Map Amendment from C-1 to C-1 PUD to develop a planned commercial development on 29(+/-) acres located on the south side of the 1200 & 1300 blocks of Pole Line Road West, c/o James & Anna McCormick, Gary Nelson, Blass, Inc., Gerald Martens, Evan Robertson, Dirk Gibson, Daniel Komen, Stephen George and Kirby Dahl. (app.2406) Ordinance #3004.

Community Development Director Humble reviewed the request.

The ordinance has been prepared as directed by the Council and is recommended for adoption as submitted.

**MOTION:**

Vice Mayor Lanting made the motion to suspend the rules and place Ordinance #3004, entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, REZONING REAL PROPERTY BELOW DESCRIBED; PROVIDING THE ZONING CLASSIFICATION THEREFOR; AND ORDERING THE NECESSARY AREA OF IMPACT AND ZONING DISTRICTS MAP AMENDMENT

on third and final reading by title only. The motion was seconded by Councilperson Kezele and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

Deputy City Clerk Sanchez read the ordinance title.

**MOTION:**

Councilperson Clow made the motion to adopt Ordinance #3004 as presented. The motion was seconded by Councilperson Craig and roll call vote showed all members present voted in favor of the motion. The motion passed 7 to 0.

9. Review of the proposed request for proposals (RFP) for management of the Twin Falls Municipal Swimming Pool.

Recreation Supervisor McClintock reviewed the request.

Staff recommends that the City Council authorize staff to proceed with the RFP process described above for management services at the Twin Falls Municipal Swimming Pool.

Discussion followed.

Councilperson Clow stated for clarification purposes to add the following: City "staff" to review proposals submitted by interested persons/parties and City "staff" and selection committee to present negotiated contract to City Council for review, discussion and consideration.

Also, in the contract under F. Fee Schedule, Councilperson Clow directed staff to make sure that the rates in the RFP are the rates that are actually being charged so that the people looking at the RFP know the current rates at the YMCA.

Recreation Supervisor McClintock stated that the rates in the RFP are correct. Starting May 2011, the rates went up to the maximum rate, but she will verify the rates.

Councilperson Clow asked that on the RFP to modify the "Mandatory Statement of Personal History" to include corporate or business type questions.

Council discussion followed on the schedule presented by staff.

City Manager Rothweiler stated that the YMCA's contract expires in August. Staff may be able to negotiate with the YMCA to extend the contract for additional months, close the pool during the time of negotiation, or use City staff to operate the pool.

**MAIN MOTION:**

Vice Mayor Lanting made the motion to accept the RFP with the changing of the dates to allow for a two month window and have a management contract by November 1, 2011. The motion was seconded by Councilperson Johnson.

**AMENDMENT TO THE MAIN MOTION:**

Councilperson Kezele made an amendment to the main motion to make the deadline date September 1, 2011. The motion was seconded by Councilperson Johnson.

Discussion followed.

City Manager Rothweiler presented a retooled schedule.

Councilperson Kezele redacted the amendment to the main motion. Councilperson Johnson agreed.

Vice Mayor Lanting redacted the main motion. Councilperson Johnson agreed.

**MOTION:**

Councilperson Clow made the motion to adopt the RFP proposal time but to add two weeks to the June 6, 2011, timeline, with the goal of having the contract approved by the end of July.

- June 20, 2011 Completed RFP must be submitted to the City on this date for its review no later than 5:00 P.M.
- Week of June 20, 2011 City staff and Selection Committee to review proposals supplied by interested persons/parties.
- Week of June 27, 2011 City's selection committee to conduct interviews of selected proposers, if necessary.
- July 5, 2011 Rank list of qualified candidates/firms presented to City Council for its review.

- July 2011 City to commence contractual negotiation with successful proposer.
- September 1, 2011 First day of contract dependent on completion of contract. Date subject to flexibility.

The motion was seconded by Councilperson Craig.

**AMENDMENT TO THE MAIN MOTION:**

Vice Mayor Lanting made the motion to utilize the new revised timeline from the City Manager.

- May 12, 2011 City to Advertise in Local Newspaper and the Aquatics Division of National Recreation & Park Association and any available on-line management group.
- July 8, 2011 Completed RFP must be submitted to the City on this date for its review no later than 5:00 P.M.
- Week of July 11, 2011 City staff and Selection Committee to review proposals supplied by interested persons/parties.
- Week of July 18, 2011 City's selection committee to conduct interviews of selected proposers, if necessary.
- July 25, 2011 Rank list of qualified candidates/firms presented to City Council for its review.
- August 2011 City to commence contractual negotiation with successful proposer.
- August 2011 City staff and selection committee to present negotiated contract to City Council for review, discussion and consideration.
- August 2011 Contract is signed.
- September 1, 2011 First day of contract dependent on completion of contract. Date subject to flexibility.

The motion was seconded by Councilperson Kezele.

**Roll call vote on the amendment to the main motion:**

Councilpersons Hall, Johnson, Kezele, and Lanting voted in favor of the motion. Councilpersons Clow, Craig, and Mills Sojka voted against the motion. Approved 4 to 3.

**Roll call vote on the main motion:**

Councilpersons Craig, Hall, Johnson, Kezele, Lanting, and Mills Sojka voted in favor of the motion. Councilperson Clow voted against the motion. Approved 6 to 1.

10. Consideration of a request to create a Pool Selection Committee.

Parks & Recreation Director Bowyer reviewed the request.

Staff recommends that the City Council authorize staff to proceed with the formation of a Pool Selection Committee.

Discussion followed.

Mayor Hall and Councilpersons Kezele and Craig will serve on the committee. There will be three members selected from the Parks & Recreation Commission and each Councilperson will select three community members at large to serve on the committee.

Vice Mayor Lanting disclosed that he is an employee of the Canyon Ridge High School. City Attorney Wonderlich stated that he did not see a conflict of interest for Vice Mayor Lanting to participate in discussion on the request from Wiley Dobbs, Twin Falls School District 411.

11. Consideration of a request from Wiley Dobbs, Twin Falls School District 411, for the City to donate ten additional unused, surplus, "cycled out" computers to the School District 411 Transition Center.

City Manager Rothweiler explained the request.

Council directed staff to donate 10 additional, surplus, "cycled out" computers to the Transition Center.

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

Councilperson Mills Sojka requested that the plats be placed on the Items for Consideration rather than the Consent Calendar. Councilperson Clow stated that it only takes one Councilmember to object to an item on the Consent Calendar and discuss as a separate item.

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:

IV. PUBLIC HEARINGS: 6:00 P.M. None.

V. ADJOURNMENT: EXECUTIVE SESSION-2345 (1) (c) To conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency.

Vice Mayor Lanting made a motion to adjourn to Executive Session as presented. The motion was seconded by Councilperson Kezele and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0. Councilperson Johnson was absent.

The meeting adjourned at 8:00 P.M.

Leila A. Sanchez  
Deputy City Clerk/Recording Secretary