

**COUNCIL MEMBERS:**

LANCE CLOW	TRIP CRAIG	DON HALL	DAVID E. JOHNSON	WILLIAM A. KEZELE	GREG LANTING	REBECCA MILLS SOJKA
<i>Mayor</i>				<i>Vice Mayor</i>		



**MINUTES**  
 Meeting of the Twin Falls City Council  
**Monday, October 3, 2011**  
 City Council Chambers  
 305 3<sup>rd</sup> 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:
<b>I. CONSENT CALENDAR:</b> 1. Consideration of accounts payable for September 27- October 3, 2011. 2. Consideration of the September 27, 2011, City Council Minutes. 3. Findings of Fact, Conclusions of Law, and Decision for the Final Plat, Crowley's Corner Subdivision c/o Twin Falls Holding Co. & JUB Engineers, Inc. 4. Consideration of a request to approve the 2011 Oktoberfest event sponsored by Downtown Alive and Scott McNealy and Tony Prater to be held on Saturday, October 8, 2011.	Action	Staff Report Sharon Bryan L. Sanchez Mitch Humble  Dennis Pullin
<b>II. ITEMS FOR CONSIDERATION:</b> 1. Presentation by Jim O'Donnell, Air Show Chairman, on the planning for the Air Magic Valley, Blue Angels Air Show to be held on July 28 - 29, 2012. 2. Consideration of a request to accept approximately 161 acres of BLM property being transferred to the City through Congressional Conveyance. 3. Consideration of adoption of one ordinance regarding a request for the annexation of 35 (+/-) acres for property located at the southeast corner of Pole Line Road and Washington Street North, c/o Gerald Martens/EHM Engineering Inc., on behalf of BCM&W, KLS&M, and Canyon Vista Limited Partnership. (app.2390) 4. Consideration of adoption of one ordinance regarding a request for a Zoning District Change and Zoning Map Amendment from R-4 to C-1 Business Park PUD to develop a planned commercial development on 70 (+/-) acres located at the southeast corner of Pole Line Road and Washington Street North, c/o Gerald Martens/EHM Engineering, Inc., on behalf of BCM&W, KLS&M, and Canyon Vista Limited Partnership, Lazy J Ranch-Linda Wills. (app.2389) 5. Consideration of adoption of one ordinance regarding a request that the role of the Animal Shelter Advisory Commission be eliminated from a codified position. 6. Public input and/or items from the City Manager and City Council.	Presentation  Action  Action  Action	Bill Carberry  Lee Glaesemann  Mitch Humble  Mitch Humble  Fritz Wonderlich
<b>III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</b>		
<b>IV. PUBLIC HEARINGS: 6:00</b> 1. A public hearing to receive input on the City's intent to offer for sale approximately 0.27 acre of City owned property located at 287 Washington Street North. 2. A public hearing to receive input on the City's intent to exchange approximately 10.3 acres of City owned property located along the canyon rim, generally at the north end of Hankins Road North.	Public Hearing  Public Hearing	Mitch Humble  Mitch Humble
<b>V. ADJOURNMENT:</b>		

*\*Any person(s) needing special accommodations to participate in the above noticed meeting should contact Leila Sanchez at (208) 735-7287 at least two working days before the meeting.*

Present: Lance Clow, Trip Craig, Don Hall, David E. Johnson, Greg Lanting

Absent: William A. Kezele, Rebecca Mills Sojka

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Staff Sergeant Dennis Pullin, Staff Engineer Lee Glaesemann, Community Development Director Mitch Humble, Deputy City Clerk Sharon Bryan.

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:**

Staff requested that the following item be removed from the Consent Calendar:

2. Consideration of the September 27, 2011, City Council Minutes.

Vice Mayor Lanting made the motion to approve the amendment to the agenda as presented. The motion was seconded by Councilperson Clow and roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

Vice Mayor Lanting requested that the following item be removed from the Consent Calendar and heard separately:

4. Consideration of a request to approve the 2011 Oktoberfest event sponsored by Downtown Alive and Scott McNealy and Tony Prater to be held on Saturday, October 8, 2011.

**PROCLAMATIONS:** None.

**AGENDA ITEMS**

**I. CONSENT CALENDAR:**

1. Consideration of accounts payable for ~~September 27 – October 3, 2011.~~  
September 27 – 30, 2011, total: \$2,183,782.19  
Fire Payroll total: \$49,110.47  
Payroll September 29, 2011, total: \$19,074.64.
2. Consideration of the September 27, 2011, City Council Minutes.
3. Findings of Fact, Conclusions of Law, and Decision for the Final Plat, Crowley's Corner Subdivision c/o Twin Falls Holding Co. & JUB Engineers, Inc.
4. Consideration of a request to approve the 2011 Oktoberfest event sponsored by Downtown Alive and Scott McNealy and Tony Prater to be held on Saturday, October 8, 2011.

**MOTION:**

Vice Mayor Lanting made the motion to approve the Consent Calendar as presented with the exception of Item for Consideration I.2. Consideration of the September 27, 2011, City Council Minutes, and Item for Consideration I.4. Consideration of a request to approve the 2011 Oktoberfest event sponsored by Downtown Alive and Scott McNealy and Tony Prater to be held on Saturday, October 8, 2011. The motion was seconded by Councilperson Johnson and roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

- i. 4. Consideration of a request to approve the 2011 Oktoberfest event sponsored by Downtown Alive and Scott McNealy and Tony Prater to be held on Saturday, October 8, 2011.

Staff Sergeant Pullin reviewed the request. Staff recommends that this event be approved.

Discussion followed:

-Main to Gooding Street Closure.

**MOTION:**

Vice Mayor Lanting made the motion to approve the 2011 Oktoberfest event with the inclusion of Friday night that the entire street from Main to Gooding Street to be closed. The motion was seconded by Councilperson Clow and roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

**II. ITEMS FOR CONSIDERATION:**

1. Presentation by Jim O'Donnell, Air Show Chairman, on the planning for the Air Magic Valley, Blue Angels Air Show to be held on July 28 - 29, 2012.

Jim O'Donnell gave a presentation on the event using overhead projection.

2. Consideration of a request to accept approximately 161 acres of BLM property being transferred to the City through Congressional Conveyance.

Staff Engineer Glaesemann reviewed the request.

Staff recommends that the Council accept the conveyance of the BLM property to the City of Twin Falls.

Mike Courtney, Field Manager of the BLM, gave a review of the project.

Councilpersons Clow and Craig gave a brief history on the Auger Falls Project.

The Council commended Tom Courtney, former City of Twin Falls City Manager, and Gary L. Young, former City Engineer, for their participation in the purchase of the project.

Tom Courtney gave a brief history on the purchase and commended the Council and Staff Engineer Lee Glaesemann the work done on the purchase of the property.

Gary L. Young gave a brief history on the acquiring of the property.

**MOTION:**

Councilperson Clow made the motion to accept the conveyance of the BLM property to the City of Twin Falls, as presented. The motion was seconded by Councilperson Craig and roll call showed all members present voted in favor of the motion. Approved 5 to 0.

3. Consideration of adoption of one ordinance regarding a request for the annexation of 35 (+/-) acres for property located at the southeast corner of Pole Line Road and Washington Street North, c/o Gerald Martens/EHM Engineering Inc., on behalf of BCM&W, KLS&M, and Canyon Vista Limited Partnership. (app.2390)

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:**

Councilperson Johnson made the motion to suspend the rules and place Ordinance #3015, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, ANNEXING CERTAIN 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 Vice Mayor Lanting and roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

Deputy City Clerk Bryan read the ordinance title.

**MOTION:**

Councilperson Johnson made the motion to adopt Ordinance #3015 as presented. The motion was seconded by Councilperson Craig and roll call vote showed members present voted in favor of the motion. Approved 5 to 0.

4. Consideration of adoption of one ordinance regarding a request for a Zoning District Change and Zoning Map Amendment from R-4 to C-1 Business Park PUD to develop a planned commercial development on 70 (+/-) acres located at the southeast corner of Pole Line Road and Washington Street North, c/o Gerald Martens/EHM Engineering, Inc., on behalf of BCM&W, KLS&M, and Canyon Vista Limited Partnership, Lazy J Ranch-Linda Wills. (app.2389)

Community Development Director Humble reviewed the request.

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

Discussion followed:

Community Development Director Humble stated that the 5-year timetable of PUD becomes effective the date the Council approves the agreement.

**MOTION:**

Councilperson Johnson made the motion to suspend the rules and place Ordinance #3016, 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 Vice Mayor Lanting and roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

Deputy City Clerk Bryan read the ordinance title.

**MOTION:**

Councilperson Craig made the motion to adopt Ordinance #3016 as presented. The motion was seconded by Councilperson Clow and roll call vote showed members present voted in favor of the motion. Approved 5 to 0.

5. Consideration of adoption of one ordinance regarding a request that the role of the Animal Shelter Advisory Commission be eliminated from a codified position.

City Attorney Wonderlich reviewed the request.

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

Discussion followed:

**MOTION:**

Vice Mayor Lanting made the motion to suspend the rules and place Ordinance #3017, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, REPEALING CHAPTER 9 OF TITLE 2 OF THE TWIN FALLS CITY CODE.

on third and final reading by title only. The motion was seconded by Councilperson Clow and roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

Deputy City Clerk Bryan read the ordinance title.

**MOTION:**

Councilperson Clow made the motion to adopt Ordinance #3017 as presented. The motion was seconded by Vice Mayor Lanting and roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

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

The Council directed the City Attorney to review the section of the animal permit ordinance requiring circulation of petitions for animal permits to all households within three hundred feet of the applicant's property, to be evaluated by staff and presented to Council at a future meeting.

Councilperson Craig stated that an Open House for the TF Public Library will be held on October 7, 2011.

Recess at 6:00 P.M.

Reconvened at 6:05 P.M.

**III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:**

**IV. PUBLIC HEARINGS: 6:00**

1. A public hearing to receive input on the City's intent to offer for sale approximately 0.27 acre of City owned property located at 287 Washington Street North.

Community Development Director Humble reviewed the request.

Council discussion followed.

The public comment portion of the hearing was opened and closed with no input.

Discussion followed:

Community Development Director Humble stated that the proceeds from the sale will be accredited to the General Fund and the zoning for the property is C-1, as the property immediately adjacent to the west of the property is also C-1.

The public hearing was closed.

No action taken.

2. A public hearing to receive input on the City's intent to exchange approximately 10.3 acres of City owned property located along the canyon rim, generally at the north end of Hankins Road North.

Community Development Director Humble reviewed the request.

The public comment portion of the hearing was opened.

Gary L. Young, 313 Fillmore Street, gave a brief review on the purchase of the trail connection. He spoke in favor of the request.

The public comment portion of the hearing was closed.

The public hearing was closed.

**V. ADJOURNMENT: The meeting adjourned at 6:13 P.M.**

Sharon Bryan  
Deputy City Clerk