

COUNCIL MEMBERS:

SHAWN BARIGAR	LANCE CLOW	DON HALL	GREGORY LANTING	JIM MUNN, JR.	REBECCA MILLS SOJKA	CHRIS TALKINGTON
		<i>Vice Mayor</i>	<i>Mayor</i>			



Minutes
 Meeting of the Twin Falls City Council
Tuesday, January 17, 2012
 City Council Chambers
 305 3rd Avenue East - Twin Falls, Idaho

5:00 P.M.

Swear in new Council Member Shawn Barigar

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 accounts payable for January 10 – 17, 2012. 2. Consideration of the January 9, 2012, City Council Minutes.	<u>Action</u>	<u>Staff Report</u> Sharon Bryan L. Sanchez
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Consideration of the recommendation from the Parks & Recreation Commission to establish and adopt rules and regulations for temporary off-leash dog parks on two fields at Frontier Field. 2. Consideration of a request to authorize the Mayor to sign the Facilities Use Agreement between Twin Falls School District #411 and the City of Twin Falls. 3. Consideration of a request to schedule a public hearing date of February 6, 2012, to increase youth recreation fees for the Twin Falls Parks & Recreation Department. 4. Award a bid for a Cab and Chassis 2012 Work truck. 5. Consideration to purchase the Lakeside Rotamat mechanical screen for \$160,084.00 from Global Sampson Associates Inc. 6. Consideration of a request to award the 2012 Northeast Sewer Stage 1 Project to Knife River of Boise, Idaho, in the amount of \$2,037,048.93. 7. Consideration of posting an RFP for a strategic planning consultant. 8. Public input and/or items from the City Manager and City Council.	Action Action Action Action Action Action Action	Dennis Bowyer Dennis Bowyer Stacy McClintock Jon Caton Mike Trabert Lee Glaesemann Mike Williams
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
IV. <u>PUBLIC HEARINGS:</u> 6:00 – None.		
V. <u>ADJOURNMENT:</u> to Executive Session 67-2345(1)(c) To conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency.		

****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: Shawn Barigar, Lance Clow, Don Hall, Gregory Lanting, Jim Munn, Jr., Rebecca Mills Sojka, Chris Talkington.
Absent: None.
Staff Present: City Manager Travis Rothweiler, Community Development Director Mitch Humble, City Engineer Jackie Fields, Parks & Recreation Director Dennis Bowyer, Public Works Director Jon Caton, Staff Engineer Mike Trabert, Assistant to the City Manager Mike Williams, Recreation Supervisor Stacy McClintock, Deputy City Clerk Sharon Bryan, Deputy City Clerk/Recording Secretary Leila A. Sanchez

Mayor Lanting called the meeting to order at 6:00 PM. He then invited all present, who wished to, to recite the Pledge of Allegiance to the Flag.

Swear in new Council Member Shawn Barigar.

Deputy City Clerk Bryan swore in Shawn Barigar.

A quorum was present. Mayor Lanting introduced staff.

Youth Councilmembers Reylene Abbott and Nicole Askew were both present at the meeting.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA: None.

PROCLAMATIONS: None.

AGENDA ITEMS

I. CONSENT CALENDAR:

1. Consideration of accounts payable for January 10 – 17, 2012, total: \$1,180,292.98.
2. Consideration of the January 9, 2012, City Council Minutes.

MOTION:

Vice Mayor Hall made a motion to approve the Consent Calendar as presented. The motion was seconded by Councilperson Mills Sojka and roll call vote showed Councilpersons Clow, Hall, Lanting, Munn, Mills Sojka, and Talkington voted in favor of the motion. Councilperson Barigar abstained from voting. Approved 6 to 0.

II. ITEMS FOR CONSIDERATION:

1. Consideration of the recommendation from the Parks & Recreation Commission to establish and adopt rules and regulations for temporary off-leash dog parks on two fields at Frontier Field.

Parks & Recreation Director Bowyer explained the request.

The Parks & Recreation Commission unanimously recommended to the City Council to allow two fields (field #2, the south large field for large dogs and Carter Gibb Field, the youth field for small dogs) at Frontier Field to be temporary off-leash dog parks. Also the Parks & Recreation Commission unanimously recommended to the City Council that they adopt the following rules and regulations (attached) for the temporary dog park.

Council discussion followed:

Councilperson Mills Sojka stated that there is a vacant lot owned by the County on Wright Street. She asked what the Magic Valley Canine Club thought of the site. Parks & Recreation Director Bowyer stated that the Canine Social Club said it was a good location.

Councilperson Talkington asked how the success of the dog park would be judged. Parks & Recreation Director Bowyer stated there will be sign-up sheets at the park and staff will send out a follow up letter to the surrounding neighbors to receive their input on the temporary site.

Councilperson Clow stated that on the rules it references a \$300 fine. Does the City Code state that a violation is \$300? Parks & Recreation Director Bowyer stated that the fine is in Chapter 8 of the City Code. Councilperson Clow stated his concern of waste at the dog park. Parks & Recreation Director Bowyer stated that the Canine Social Club would volunteer their time to pick up waste.

Mayor Lanting stated that city water can be delivered to the two parks earlier than the pressure irrigation water.

Councilperson Mills Sojka asked that if it is decided to have a permanent dog park how much time would it take to secure the location. Parks & Recreation Director Bowyer stated that at the Snake River Detention Center and next to the Animal Shelter fencing would have to be put in place at a minimum and this could be done in a couple of weeks.

City Manager Rothweiler stated that if the County is interested in allowing that facility to be a dog park, there is nothing preventing the County from turning it into a dog park today. This could be done without any City approval.

Councilperson Mills Sojka asked why the request is for a temporary location for a dog park at Frontier. Parks & Recreation Director Bowyer stated that the County would like to lease the property to the City.

Mayor Lanting stated that expenses include the fencing, landscaping, sprinkler system and grass. Those in favor of the dog park will be raising funds. Safety is another issue that has been raised. He stated he is not in favor of placing a dog park at the Snake River Juvenile Detention Center.

Councilperson Mills Sojka asked if the City is planning to fund the dog park and make improvements. Parks & Recreation Director Bowyer stated that the City does not have money in the budget for this year. There has been a private donation to start the fundraising effort to build a dog park.

Councilperson Mills Sojka spoke in favor of leasing the park from the County.

MOTION:

Councilperson Talkington made the motion to approve the temporary installation of the off leash dog run area in the aforementioned areas; at the conclusion of the trial he would like a report back with some indication of usage, problems, comments from the neighbors, and any unexpected costs, and contingent of the passing of Ordinance 3024. The motion was seconded by Councilperson Barigar and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

MOTION:

Vice Mayor Hall made the motion to suspend the rules and place Ordinance 3024, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE §8-3-7(C) BY PERMITTING TEMPORARY OR PERMANENT DOG PARKS, AS DESIGNATED BY THE CITY COUNCIL.

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 7 to 0.

Deputy City Clerk Sanchez read the ordinance by title only.

MOTION:

Vice Mayor Hall made the motion to adopt Ordinance 3024 as presented. The motion was seconded by Councilperson Barigar and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

2. Consideration of a request to authorize the Mayor to sign the Facilities Use Agreement between Twin Falls School District #411 and the City of Twin Falls.

Mayor Lanting disclosed that he is employed by Twin Falls School District and turned over the meeting to Vice Mayor Hall.

Parks & Recreation Director Bowyer explained the request.

The Twin Falls School District # 411 Board approved and signed the proposed Facilities Use Agreement at their January 9th board meeting. The Parks & Recreation Commission reviewed the Facilities Use Agreement at their Tuesday January 10th meeting. The Commission unanimously recommended to the City Council to authorize the Mayor to sign the agreement. Staff concurs with the recommendation.

Council discussion followed:

Councilperson Talkington asked if a waiver is signed in regards to liability. Parks & Recreation Director Bowyer stated that when the City uses the school the City assumes the liability issue.

MOTION:

Councilperson Talkington made the motion to authorize the Mayor to sign the Facilities Use Agreement between Twin Falls School District #411 and the City of Twin Falls, for a five year contract. The motion was seconded by Councilperson Clow and roll call vote showed all members present voted in favor of the motion. Mayor Lanting abstained from voting. Approved 6 to 0.

Vice Mayor Hall turned the meeting over to Mayor Lanting at 5:39 P.M.

3. Consideration of a request to schedule a public hearing date of February 6, 2012, to increase youth recreation fees for the Twin Falls Parks & Recreation Department.

Recreation Supervisor McClintock explained the request.

Staff was directed to generate additional revenue to help cover increasing recreation costs.

At their December 13, 2011 meeting, the Parks & Recreation Commission voted to approve the following recommendation on fees:
1) Youth sports programs administered by the City (baseball, softball, basketball, and soccer) should increase the City resident fees from \$15 to \$20 and non-resident fees from \$25 to \$35.

Council discussion followed:

Councilperson Mills Sojka stated that the City has sponsorships that are available for those who cannot afford fees.

Vice Mayor Hall stated that expenses are going up due to the increase in the minimum wage.

Councilperson Barigar asked what a "coach's card" is. Recreation Supervisor McClintock stated the card will allow the volunteer to get into three CSI games and three school district games at no cost, and to also receive a registration at no cost.

Councilperson Clow asked if the Babe Ruth and Cal Ripken's fees will be evaluated. He would like to see Babe Ruth, Cal Ripken and adult sports pick up their fair share of the proposed increase. Parks & Recreation Director Bowyer stated modifications have been made to the Babe Ruth and Cal Ripken fees in 2008. All adult programs are 100% self supporting. When costs are increased the increase is passed on to the adult programs.

Councilperson Clow would like to know what the budget is that is needed to be made up.

MOTION:

Councilperson Mills Sojka made a motion to approve February 6, 2012, to hold a public hearing to increase youth recreation fees for the Twin Falls Parks & Recreation Department. The motion was seconded by Councilperson Hall and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

4. Award a bid for a Cab and Chassis 2012 Work truck.

Public Works Director Caton explained the request.

Staff recommends that the Council award the bid to the low bidder, Dan Wiebold Ford in the amount of \$58,340 and staff perform the budget amendment as necessary.

MOTION:

Councilperson Talkington made a motion to authorize the purchase of a Cab and Chassis 2012 Work truck to Dan Wiebold Ford in the amount of \$58,340, as advertised. The motion was seconded by Councilperson Mills Sojka and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

5. Consideration to purchase the Lakeside Rotamat mechanical screen for \$160,084.00 from Global Sampson Associates Inc.

Staff Engineer Trabert explained the request.

In July 2011, the City Council approved the sole source designation of the head works mechanical screen to Lakes Rotamat. Staff recommends that the Council authorize the Mayor to sign the purchase agreement.

MOTION:

Councilperson Barigar made a motion to authorize the purchase of the Lakeside Rotamat mechanical screen for \$160,084.00 from Global Sampson Associates. The motion was seconded by Councilperson Mills Sojka and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

6. Consideration of a request to award the 2012 Northeast Sewer Stage 1 Project to Knife River of Boise, Idaho, in the amount of \$2,037,048.93.

Staff Engineer Glaesemann explained the request.

The low bidder was Allied Construction. Allied Construction made a request to withdraw their bid for the project due to an error computing the rock removal prices. Although the bidder is not allowed to withdraw their proposal per Section 102.11, the Council may waive technicalities and allow them to withdraw their proposal.

Gerald Martens, EHM Engineers, recommends that Allied be allowed to withdraw their bid.

A letter was received from Whitaker Construction Co., on January 17, 2012, the third place bidder, protesting Allied's request to withdraw their bid. They stated that they believe that a bidder should not be allowed to withdraw a bid without any punishment.

There is a bid bond on the contract of \$80,000. The City may keep a bid bond if the bidder refuses to execute the contract. Staff is not proposing that the contract be awarded to Allied.

Staff recommends that City Council allow the withdrawal of Allied Construction of Developments proposals and award the 2012 Northeast Sewer Stage 1 Project to Knife River, in the amount of \$2,037,048.93.

City Manager Rothweiler stated that in terms of the budget it is a \$6,000,000 project with \$4,000,000 coming from cash reserves and \$2,000,000 coming from the Urban Renewal Agency of the City of Twin Falls. The idea was to construct a 1,000,000 gallon sewer line. Over the course of the last few weeks, the size of the Chobani project has increased. The project is for a 2,500,000 gallon sewer line for Chobani and for future growth. The \$5,700,000 is for a two and one-half mgd sewer line where originally budgeted was \$6,000,000 for a one mgd sewer line.

Council discussion followed:

Councilperson Hall asked how Knife River treated the City of Twin Falls when the line failed on Washington Street South. Staff Engineer Glaesemann stated that Knife River was very responsive.

Councilperson Talkington asked that if Allied bids on future work would the City have an option not to consider them as a valid bidder.

City Manager Rothweiler stated that Allied did not submit for Phase 2 of the project. Discussion hasn't occurred regarding barring them from the right to participate.

Gerald Martens, EHM Engineers, stated that immediately upon opening bids it was very clear Allied made a mistake and requested the Council allow Allied to withdraw their bid.

Councilperson Clow asked the timeline of the project. Gerald Martens explained that the City is on a very tight time line to complete the project and Knife River Construction is ready to begin work.

MOTION:

Councilperson Clow made the motion to approve the 2012 Northeast Sewer Stage 1 Project to Knife River of Boise, Idaho, in the amount of \$2,037,048.93, as submitted and relieving Allied from their responsibilities as to their request. The motion was seconded by Councilperson Clow and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

7. Consideration of posting an RFP for a strategic planning consultant.

Assistant to the City Manager Williams explained the project.

The strategic planning process will allow the City of Twin Falls to take a look at citizens' current beliefs and opinions, the present status of our community, what we want to be in the future, and how we can get there. The results of the strategic planning process will allow council to set priorities and guide the allocation of time and resources to accomplish specific purposes. Additionally, it will provide the City a clearly defined vision to which we may begin working towards.

City Staff recommends the City of Twin Falls issue an RFP for a strategic planning consultant.

City Manager Rothweiler requested that three members on the City Council serve on a committee to help select a consultant with three members of the City's management team. A recommendation will be made to the City Council for approval.

Council discussion followed:

Councilpersons Talkington, Barigar and Mills Sojka expressed their interest to serve on the Committee.

Councilmember Clow inquired about the timeline for the National Citizen Survey.

Assistant to the City Manager Williams said the survey will start being sent out after January 21st but he couldn't recall the specific details. He said he will send the timeline to the councilmembers.

City Manager Rothweiler stated that the survey will be used by staff and the consultant.

MOTION:

Councilperson Hall made a motion to post an RFP for a strategic planning consultant. The motion was seconded by Councilperson Barigar and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

Council discussion followed:

Councilperson Talkington asked if an upper limit should be placed on the bids.

Assistant to the City Manager Williams stated that in the packet it lists that the total of funds available for the Strategic Plan is \$28,500.

Councilperson Clow stated his concern that the last strategic plan was the tendency to look at 5 years out. He stated that he would like the focus to be on what we can accomplish in the next two years.

Councilperson Hall stated his concern of having the available funds of \$28,500 on the documents.

City Manager Rothweiler stated that \$28,500 for a strategic plan is a fairly cheap price.

Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

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

Brad Wills, 222 Shoshone Street West, on behalf of the Magic Valley Developer's Council and Builder's Association welcomed the new council and briefly explained the activities of the council and association.

Katie Breckenridge referred to an email that was sent to the Council. She stated that she spoke with Fritz Wonderlich after a public hearing that was held December 27 or 28, and asked what was happening on the canyon rim stabilization. Fritz Wonderlich expressed to her that she had been represented as being very hostile to the Council. She felt that the Breckenridges have bent over backwards to work with the community and to make it better. She stated that she would work with the City to find a common ground to fix any situation. She expressed that she would like to work with the Council.

Councilmembers Clow, Hall, and Mills Sojka thanked Katie Breckenridge for expressing her concerns and stated they looked forward to working with her in the future.

Council discussed holding a Special Meeting on January 26, 2012, at 5:30 P.M. to award the Northeast Sewer Project, Phase 3, project.

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:

IV. PUBLIC HEARINGS: 6:00 – None.

V. ADJOURNMENT: to Executive Session 67-2345(1)(c) To conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency.

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MOTION:

Councilperson Mills Sojka made a motion to adjourn to Executive Session 67-2345(1)(c) To conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency. The motion was seconded by Councilperson Hall and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

The meeting adjourned at 6:51 P.M.

Leila A. Sanchez

Deputy City Clerk/Recording Secretary