

**COUNCIL MEMBERS:**

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



**MINUTES**  
**Meeting of the Twin Falls City Council**  
**Monday, June 3, 2013**  
**City Council Chambers**  
**305 3<sup>rd</sup> Avenue East - Twin Falls, Idaho**

4:00 P.M.

Presentations from eligible Municipal Powers Outsource Grants (MPOG) applicants.

5:00 P.M.

**PLEDGE OF ALLEGIANCE TO THE FLAG**  
**CONFIRMATION OF QUORUM**  
**INTRODUCTION OF STAFF**  
**CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:**

City Manager Rothweiler requested the following amendments to the agenda:

I.2.d. Consent Calendar: Consideration of a request to approve the May 20, 2013, AMENDED MINUTES.

Consideration of a request to adjourn to Executive Session 67-2345(1) (e) To consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations.

**PROCLAMATIONS: None**

AGENDA ITEMS	Purpose	By:
<b>I. <u>CONSENT CALENDAR:</u></b> 1. Consideration of a request to approve the accounts payable for May 21, 2013 – June 3, 2013. 2. Consideration of a request to approve the following City Council Minutes: a. April 29, 2013 b. May 6, 2013 c. May 13, 2013 d. May 20, 2013 (Amended May 20, 2013)	<u>Action</u>	<u>Staff Report</u> Sharon Bryan Leila Sanchez
<b>II. <u>ITEMS FOR CONSIDERATION:</u></b> 1. Consideration of a request to reconsider conditions placed on an amendment to the Muni Storage C-1 PUD Agreement, approved May 20, 2013. 2. Consideration of the R-2 NCO Tomeryl, LLC Planned Unit Development (PUD) Agreement between the City of Twin Falls and Tom and Cheryl Arledge. 3. Consideration of a request to award the 2013 Slurry Seal Project to Intermountain Slurry Seal, Inc. in the amount of \$297,597.58 4. Consideration of a request to award the 2013 Chip Seal Project to Emery, Inc. in the amount of \$391,708.96. 5. Consideration of a request to adopt Resolution 1906, authorizing the reimbursement of engineering and other related expenses associated with the City's wastewater treatment projects with proceeds from the sale of Revenue Bonds. 6. Public input and/or items from the City Manager and City Council.	Possible Action Action Action Action	Mitchel Humble/ Gregg Olson Mitch Humble Jacqueline Fields Jacqueline Fields Lorie Race
<b>III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u></b>		
<b>IV. <u>PUBLIC HEARINGS:</u>           6:00 P.M. - None</b>		
<b>V. <u>ADJOURNMENT:</u></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:** Shawn Barigar, Don Hall, Suzanne Hawkins, Greg Lanting, Jim Munn, Rebecca Mills Sojka, Chris Talkington  
**ABSENT:** None  
**STAFF PRESENT:** City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Chief Finance Officer Lorie Race, City Engineer Jacqueline Fields, Community Development Director Mitch Humble, Budget Coordinator Pat Lehmann, Assistant to the City Manager Mike Williams, Recording Secretary/Deputy City Clerk Leila A. Sanchez

Mayor Lanting called the meeting to order at 4:00 P.M.

**4:00 P.M.** Presentations from eligible Municipal Powers Outsource Grants (MPOG) applicants.

Budget Coordinator Lehmann explained that on May 15, 2013, the announcement was made that the City was accepting applications for this year's installment of the MPOG grant process. Applications were due to be received by the City before Friday, May 24th at 4:00 PM. The applications were reviewed by City Attorney Fritz Wonderlich to determine eligibility for the Municipal Powers Outsource Grants. A total of 13 applications were received, with 10 meeting the eligibility review. Those 10 applicants will be making their 5 minute presentations tonight.

Chief Finance Officer Race read the Time News article that reported on the distribution of the MPOG for FYE 2012.

1 Boys & Girls Club

*Sam Fowler, Executive Director, explained his request. The request is for the amount of \$23,500. The purpose of the request is to help aid the Club's efforts to operate a facility that is open 15 hours a day, over 300 days a year.*

2 CASA Court Appointed Advocates

*Tahna Cooper, Executive Director, explained the request. The request is for the amount of \$6,094. The purpose of the request is to recruit, train and support community volunteers to advocate for abused and neglected children who are involved in child protection cases within the eight counties of South Central Idaho.*

3 Crisis Center of Magic Valley

*Deborah Gabardi explained the request. The request is for the amount of \$15,000. The purpose of the request is to support expenses to maintain the shelter, utilities, client supplies, food, shelter upkeep, along with consulting and other client needs.*

4 Interfaith Care Givers

*Edie Unland, Executive Director, explained the request. The request is for the amount of \$10,000. The purpose of the request is to reimburse volunteers for mileage driven while providing rides for clients to health related appointments and essential errands in Twin Falls.*

5 Jubilee House, Inc.

*Kathy Bausman, Executive Director, explained the request. The request is for the amount of \$5,000. The purpose of the request is to supplement the cost of the Full Life Recovery Program.*

6 Lighthouse Christian Schools

*Dave Hamilton, Facility Manager, and Kevin Newbry, School Board Member, explained the request. The request is for the amount of \$7,000. The purpose of the request is to help provide video surveillance and electronic operation of the facility's main gate.*

7 Magic Valley Arts Council, Inc.

*Carolyn White, Executive Director, explained the request. The request is for the amount of \$10,000. The purpose of the request is to offer free and reduced fee programs and arts education in Twin Falls and the Magic Valley.*

8 Salvation Army

*Nicki Kroese, Business Manager, explained the request. The request is for the amount of \$10,000. The purpose of the request is to help with transportation costs associated with picking up children at 8 TFSD schools and the costs of transportation associated with summer field trips.*

9 Trans IV

*Lynn Baird, Director, explained the request. The request is in the amount of \$40,000. The purpose of the request is to provide low cost transportation to the citizens of Twin Falls.*

Jeanette Roe, Site/Financial Director, explained the request. The request is in the amount of \$6,430. The purpose of the request is for an electrical service circuit to the media room and the installation of two new electrical service circuits.

Mayor Lanting stated that discussion would continue after Chief Finance Officer Race and Budget Coordinator Lehmann have averaged out the MATRIX score sheets.

Recess at 5:30 p.m.  
Reconvened at 5:40 p.m.

Mayor Lanting invited all present, who wished to, to recite the pledge of Allegiance to the Flag with him. Mayor Lanting introduced staff.

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

City Manager Rothweiler requested the following amendments to the agenda:

I.2.d. Consent Calendar: Consideration of a request to approve the May 20, 2013, AMENDED MINUTES.

Consideration of a request to adjourn to Executive Session 67-2345(1) (e) To consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations.

**MOTION:**

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

**PROCLAMATIONS:** None

**I. CONSENT CALENDAR:**

1. Consideration of a request to approve the accounts payable for May 21, 2013 – June 3, 2013, total: \$626,504.16  
May 30, 2013, Fire Payroll \$49,843.96  
May 24, 2013, Payroll: \$115,957.98
2. Consideration of a request to approve the following City Council Minutes:
  - a. April 29, 2013
  - b. May 6, 2013
  - c. May 13, 2013
  - d. May 20, 2013

**MOTION:**

Councilperson Hawkins made a motion to approve the Consent Calendar as amended:

- Consideration of a request to approve the May 20, 2013, AMENDED MINUTES.

The motion was seconded by Councilperson Talkington and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

**II. ITEMS FOR CONSIDERATION:**

1. Consideration of a request to reconsider conditions placed on an amendment to the Muni Storage C-1 PUD Agreement, approved May 20, 2013.

Community Development Director Humble reviewed the request.

On May 20, 2013, the City Council held a public hearing to consider a request for an amendment to the Muni Storage C-1 PUD Agreement to allow U-Haul truck rentals on the property and to defer Code required paving on the currently undeveloped portion of the property.

The applicant submitted a letter to the City Council to reconsider their May 20, 2013, decision.

Gregg Olsen explained the request. At the May 20, 2013, Council Meeting, there may have been some confusion or ambiguity on the motions. He stated that he would like to explain the request for a three year deferral.

Council discussion followed.

Councilperson Mills Sojka asked the City Attorney for the legal criteria on the request for reconsideration.

City Attorney Wonderlich stated that the procedure is not in City Code.

On July 1, 2013, there will be an amendment in the Local Land Use Planning Act, requiring an applicant to have a reconsideration hearing before they can appeal to the district court.

Council discussion followed.

**MOTION:**

Vice Mayor Hall made a motion to reconsider the conditions placed on the amendment to the Muni Storage C-1 PUD Agreement, approved May 20, 2013, and to set a public hearing. The motion was seconded by Councilperson Munn.

Council discussion followed.

Roll call vote showed that Councilpersons Barigar, Hall, Lanting, Munn and Talkington voted in favor of the motion. Councilpersons Hawkins and Mills Sojka voted against the motion. Approved 5 to 2.

Councilperson Barigar requested that an Engineering Department representative be present at the public hearing regarding the purposes and consequences of not having hard surfacing.

2. Consideration of the R-2 NCO Tomeryl, LLC Planned Unit Development (PUD) Agreement between the City of Twin Falls and Tom and Cheryl Arledge.

Community Development Director Humble reviewed the request.

Staff believes the R-2 NCO TOMERYL, LLC PUD Agreement correctly reflects the rezone/PUD as it was approved and recommends Council approval of the agreement.

**MOTION:**

Councilperson Hawkins made the motion to approve the PUD Agreement between the City of Twin Falls and Tomeryl, LLC as presented. The motion was seconded by Vice Mayor Hall and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

3. Consideration of a request to award the 2013 Slurry Seal Project to Intermountain Slurry Seal, Inc. in the amount of \$297,597.58.

City Engineer Fields explained the request.

On May 16, 2013 bids were opened for the 2013 Slurry Seal Project. Three bids were received and the low bidder was Intermountain Slurry Seal, Inc. of Salt Lake City, UT, in the amount of \$297,597.58. The total budget is \$860,000.00

The City will also contract a Chip Seal project this year at a cost of \$391,708.96. The remaining \$170,693.46 will be used for crack sealing, fog sealing, purchasing tabs to preserve locations of the existing pavement markings, purchasing new thermoplastic pavement markings and towing costs during these projects.

Staff recommends that the City Council authorize the Mayor to sign the contract for 2013 Slurry Seal Project with Intermountain Slurry Seal, Inc. in the amount of \$297,597.58

Council discussion followed.

-Previous work by Intermountain Slurry Seal

- Proper notification to property owners and proper signage

**MOTION:**

Vice Mayor Hall made the motion to award the 2013 Slurry Seal Project to Intermountain Slurry Seal, Inc. in the amount of \$297,597.58. 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.

4. Consideration of a request to award the 2013 Chip Seal Project to Emery, Inc. in the amount of \$391,708.96.

City Engineer Fields explained the request.

On May 16, 2013 bids were opened for the 2013 Chip Seal Project. Three bids were received and the low bidder was Emery, Inc. of Filer, ID, in the amount of \$391,708.96. The bid is \$391,708.96 and the budget is \$860,000.00. Staff recommends that the City Council authorize the Mayor to sign the contract for 2013 Chip Seal Project with Emery, Inc. in the amount of \$391,708.96.

On overhead projection she showed and explained the City of Twin Falls Zone 1 Map 2013.

**MOTION:**

Councilperson Talkington made the motion to approve the 2013 Chip Seal Project and awarding the bid to Emery, Inc. in the amount of \$391,708.96. 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.

- Pavement markings on roadways
- Painting of state and federal highways in the City.

City Engineer Fields stated that the painting is regularly occurring around schools, etc., and on an as-needed basis. Painting follows sealcoat and slurry seal.

The state paints state roads and the City of Twin Falls is responsible for special pavement markings.

5. Consideration of a request to adopt Resolution 1906, authorizing the reimbursement of engineering and other related expenses associated with the City's wastewater treatment projects with proceeds from the sale of Revenue Bonds.

City Manager Rothweiler explained the request.

With passage of this Resolution, all expenses associated with the City's wastewater treatment projects will be eligible for reimbursement and capitalized in the water bond.

**MOTION:**

Councilperson Talkington made the motion to move passage of Resolution 1906. 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. Public input and/or items from the City Manager and City Council.

Councilperson Talkington commented that Financial News Network reported that 102-year-old Dorothy Custer from Twin Falls, Idaho, was featured and interviewed for base jumping. He recommended that Dorothy Custer be commemorated for her accomplishments.

Mayor Lanting will work with staff to contact Dorothy Custer.

City Manager Rothweiler stated that at the June 10, 2013, City Council Meeting, discussion will be made on the FY2014 budget. The public is invited to attend and comment; and the Cheney Drive Project alignment will also be discussed and the public is invited to attend and comment.

Councilperson Mills Sojka reported on her participation in the ESGR Boss Appreciation Day on June 1, 2013.

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

Councilperson Barigar reported that at 12:00 p.m. today, the Mayor and Councilmembers attended the celebration of SkyWest's 30th Anniversary and the launching of an additional flight out of the Twin Falls Airport.

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

Recess at 6:21 p.m.  
Reconvened at 6:30 p.m.

Continuation of the presentations from eligible Municipal Powers Outsource Grants (MPOG) applicants.

Chief Finance Officer Race showed on overhead projection the scoring results of the City Council's MATRIX score sheets.

Council discussion followed on the Twin Falls Senior Center.

**MOTION:**

Councilperson Talkington made the motion to award the Twin Falls Senior Center of \$6,430. The motion was seconded by Councilperson Mills Sojka.

Councilperson Barigar asked if Council would be voting on the organizations individually.

Mayor Lanting explained that a vote will be taken on the majority consensus of the Council.

City Manager Rothweiler stated that part of the request of the Twin Falls Senior Center is to assist in making some improvements to some electrical outlets and supplies. The Center is a City building and the city has electricians on staff that can assist in offsetting costs for the labor portion of the electrical work.

Council discussion followed.

**MOTION:**

Councilperson Munn made the motion to approve the Municipal Powers Outsource Grants (MPOG) as listed. (Overhead projection.)

Twin Falls Senior Center	\$ 3,000
Crisis Center of Magic Valley	\$15,000
Trans IV	\$25,000
CASA - Court Appointed Advocates	\$ 6,000
Salvation Army	\$ 5,000
Magic Valley Arts Council, Inc.	\$ 6,150
Boys & Girls Club	\$11,150
Jubilee House, Inc.	\$ 2,500
Interfaith Care Givers	\$ 5,000
Lighthouse Christian Schools	\$ -0-

The motion was seconded by Vice Mayor Hall.

Council discussion followed:

Councilperson Hawkins recommended that City staff contact the City Band to explain that the MPOG process is being regrouped and suggested the band find other sources of funding before the MPOG progress next year.

City Manager Rothweiler stated that he does not believe that any of the entities that receive funding should bank on receiving funding next year. Economic circumstances and processes change. The council will be going through a budgetary process in the next few months, and he envisions MPOG as a topic of conversation. Staff will share a word of caution to all entities listed that there may be or may not be a funding source next year and he will encourage the organizations to be self-supporting and self-sustaining without City assistance.

Council discussion followed on the MPOG process, availability of funds, and best use of taxpayers' money.

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

**V. ADJOURNMENT:**

Consideration of a request to adjourn to Executive Session 67-2345(1) (e) To consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states or nations.

**MOTION:**

Councilperson Talkington made the motion to adjourn to Executive Session 67-2345(1)(e), as presented. The motion was seconded by Vice Mayor Hall and roll call vote showed all members voted in favor of the motion. Approved 7 to 0.

Adjourned at 7:34 p.m.