

COUNCIL MEMBERS:

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



AMENDED MINUTES

Meeting of the Twin Falls City Council
 Monday, June 22, 2015
 City Council Chambers - 305 3rd Avenue East -Twin Falls, Idaho

PLEDGE OF ALLEGIANCE TO THE FLAG CONFIRMATION OF QUORUM CONSIDERATION OF THE AMENDMENTS TO THE AGENDA PROCLAMATIONS: NONE		
GENERAL PUBLIC INPUT		
AGENDA ITEMS		
I. CONSENT CALENDAR: 1. Consideration of a request to approve the Accounts Payable for June 16–22, 2015. 2. Consideration of a request to approve the May 11, 2015, City Council Minutes. 3. Consideration of a request to approve the annual fireworks display held at the College of Southern Idaho on Saturday, July 4, 2015. 4. Consideration of a request to approve a Curb-Gutter and Sidewalk Improvement Deferral Agreement for property located at 944 Filer Avenue West for Cathy & Les Reitz.	Purpose: Action Action Action Action	By: Sharon Bryan Sharon Bryan Ron Fustos Troy Vitek
II. ITEMS FOR CONSIDERATION: 1. Consideration of a request to approve the Rock Canyon Summer Concert Series 2015 to be held at 245 5 th Avenue South. 2. Consideration of a request to approve a Memorandum of Understanding Termination Agreement between the City of Twin Falls, College of Southern Idaho, and the College of Southern Idaho Foundation concerning trail development. 3. Presentation from Steve Meyerhoeffer on the contract involving the leasing of the Twin Falls Golf Club. 4. Consideration of a request to name two sections of the Snake River Canyon Trail System. 5. Presentation of an update on an alternate type of fencing along the Snake River Canyon Rim Trail System. 6. Consideration of a request to reject a bid for the 2015 3 rd Avenue West Improvement Project. 7. Consideration of a request to enter into a contract with Phil Kushlan, Kushlan & Associates, for the Canyon Springs Road Pedestrian Enhancement Project Community Involvement Plan for the amount of \$48,585. 8. Consideration of a request to reject all bids for the Biotower Odor Control Procurement package. 9. Consideration of a request to adopt an ordinance for a Zoning Title Amendment amending Title 10, Chapter 12: Section 2.5(B) regarding the timing for required improvements for Conveyance Plats. (Proposed Ordinance 3098) 10. Discussion on the creation of a Comprehensive Plan update Technical Advisory Committee 11. Public input and/or items from the City Manager and City Council.	Purpose: Action Action Presentation Action Presentation Action Action Action Action Action Discussion	By: Dennis Pullin Dennis J. Bowyer Dennis J. Bowyer Dennis J. Bowyer Dennis J. Bowyer Jon Caton Troy Vitek Troy Vitek Rene'e V. Carraway-Johnson Rene'e V. Carraway-Johnson
III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:		
IV. PUBLIC HEARINGS: 6:00 P.M. 1. Consideration of a request for a Zoning District Change and Zoning Map Amendment from R-4 to C-1 for 2.4 (+/-) acres located at 1629 Locust Street North for Christy J. Williams (app. 2727). 2. Consideration of a request for Annexation of 53.38 (+/-) acres located at the South East corner of 2700 East Road aka Sunway Drive North and North College Road West, extended for the Twin Falls School District (app. 2730).	PH/Action PH/Action	Walt Hess Jonathan Spendlove Brad Wills Jonathan Spendlove
V. 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.

Present: Suzanne Hawkins, Jim Munn, Shawn Barigar, Chris Talkington, Don Hall,
Absent: Rebecca Mills Sojka, Greg Lanting
Staff Present: City Manager Travis Rothweiler, Deputy City Manager Mitch Humble, Deputy City Manager Brian Pike, Assistant City Attorney Shayne Nope, City Attorney Fritz Wonderlich, Deputy City Clerk/Recording Secretary Leila A. Sanchez, Staff Sergeant Dennis Pullin

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

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA: None

PROCLAMATIONS: NONE

GENERAL PUBLIC INPUT: None

AGENDA ITEMS

I. CONSENT CALENDAR:

1. Consideration of a request to approve the Accounts Payable for June 16–22, 2015.
2. Consideration of a request to approve the May 11, 2015, City Council Minutes.
3. Consideration of a request to approve the annual fireworks display held at the College of Southern Idaho on Saturday, July 4, 2015.
4. Consideration of a request to approve a Curb-Gutter and Sidewalk Improvement Deferral Agreement for property located at 944 Filer Avenue West for Cathy & Les Reitz.

MOTION:

Vice Mayor Hawkins made a motion to approve the Consent Calendar as presented. The motion was seconded by Councilmember Barigar. Roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

II. ITEMS FOR CONSIDERATION:

1. Consideration of a request to approve the Rock Canyon Summer Concert Series 2015 to be held at 245 5th Avenue South.

Staff Sergeant Pullin reviewed the request.

Mark Gallegos has requested to hold a series of concerts at 245 5th Avenue South. This area is a vacant dirt and gravel lot adjoining Minidoka Avenue and Idaho Street. The concerts will be a series of eight shows. Each show is expected to run on Saturday and Sunday, and the expected crowd size for each event is approximately 2,500 people. The applicant will pay for Police Department security cost of approximately \$1,232. Traffic control will be provided by the applicant. Alcohol will be served at each event, consisting of beer only. A catering permit will be submitted for each individual concert and must be approved by the Twin Falls Police Department.

The applicant is requesting approval of a series of events to be held at 245 5th Avenue South on July 25, July 26, August 15, August 16, September 19, September 20, October 2, and October 3, 2015.

Staff recommends approval subject to Building Department approval, and the on-duty Patrol Supervisor shall be authorized to terminate the event if there are continued noise complaints, disturbances by those participating in the event, and non-compliance.

Council concerns included the following:

- Landscaping on vacant lot not owned by the applicant
- Attendees crossing Minidoka Avenue to access public parking
- Notification to surrounding property owners
- Clean up after each event
- Noise complaints

MINUTES

Monday, June 22, 2015

Page 3 of 8

Councilmember Barigar stated that available parking lots are available on 4th Avenue South and 3rd Avenue South.

Mr. Gallegos explained that the applicant will landscape the vacant lot with sod, berms and trees. Parking will be available on Minidoka Avenue and the 100 Block of 5th Avenue South, and in the 100 and 200 Blocks of 2nd Avenue South. Wells Fargo has been informed of the request for the upcoming series of events. A crew will be hired to clean up after each event. Surrounding property owners will be informed of the series of events.

Council discussion followed on approving one event at a time rather than a series of concerts.

Mr. Moss spoke on behalf of the applicant and explained the costs associated with the venue and booking artists in advance. He requested the Council approve the series of concerts conditional on the events success. The company has posted surety bonds for events.

Mr. Gallegos explained how noise will be minimized at each event.

MOTION:

Councilmember Barigar made a motion to approve the request of Rock Canyon Summer Concert Series 2015 to be held at 245 5th Avenue South on July 25, July 26, August 15, August 16, September 19, September 20, October 2, and October 3, 2015, as presented, and subject to: 1. The Twin Falls Building Department approving the Special Event Application, and 2. Staff to report back to the Council following the first event to report any issues that may have occurred.. The Council may revoke the following scheduled events based on staff's report. The motion was seconded by Vice Mayor Hawkins. Approved 5 to 0.

Councilmember Munn stated that he is under contract with the College of Southern Idaho until August 1, 2015.

2. Consideration of a request to approve a Memorandum of Understanding Termination Agreement between the City of Twin Falls, College of Southern Idaho, and the College of Southern Idaho Foundation concerning trail development.

Deputy City Manager Humble introduced Wendy Davis the new Parks & Recreation Director.

Parks & Recreation Director Bowyer explained the request. The City, CSI Foundation, and CSI entered into two Memorandums of Understanding dated February 3, 2003 and January 29, 2004. The purpose of the MOU's was to grant the City right-of-way and easement for the development of a bicycle and pedestrian trail located between North College Road and Pole Line Road. The three entities and a private developer have found another route for the trail that does not involve the CSI Foundation property, therefore terminating the MOU.

Staff recommends to the City Council to authorize the Mayor to sign this Memorandum of Understanding Termination Agreement.

City Manager Rothweiler explained that the signed MOU's were constructed in error and in a conflict with the dedication of the Breckenridge Endowment Farm. This was brought to the City's attention by Katy Breckenridge.

Katy Breckenridge explained that a bike path does not belong on the Breckenridge Endowment Farm. She thanked staff.

MOTION:

Councilmember Talkington made a motion to approve the Memorandum of Understanding Termination Agreement between the City of Twin Falls, College of Southern Idaho, and the College of Southern Idaho Foundation concerning trail development and to authorize the Mayor to sign the agreement as presented. The motion was seconded by Councilmember Barigar. Roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

3. Presentation from Steve Meyerhoeffer on the contract involving the leasing of the Twin Falls Golf Club.

Parks & Recreation Director Bowyer explained the City entered into a contract with Steve Meyerhoeffer to lease the municipal golf course in June of 2011. From June 1, 2011 through December 31, 2011, he maintained and operated the

MINUTES

Monday, June 22, 2015

Page 4 of 8

Twin Falls Golf Club in accordance with the terms and conditions of the previous Professional Services Agreement. Commencing January 1, 2012, and Mr. Meyerhoeffer took over the entire operations of the course.

Steve Meyerhoeffer, Twin Falls Golf Club, gave an overview of the current state of the golf course as of the past spring.

He recommended updating golf course equipment.

City Manager Rothweiler explained that the upcoming project programmed funding has been designed to fix bridges and acquire a lawnmower. The five year plan includes the addition of a piece of equipment at the Golf Club.

4. Consideration of a request to name two sections of the Snake River Canyon Trail System.

Parks & Recreation Director Bowyer explained the request.

Staff is proposing to name sections of the Snake River Canyon Rim Trail System in honor of LaMar Orton and Gary Young, long time city employees.

LaMar Orton was hired by the City in 1974 and served as Planning & Zoning Director for over 25 years and retired in 2005. With his guidance and perseverance, he pushed through changes in the City Code that required developers to construct trails along the canyon rims once development occurs. Mr. Orton was involved in the trail development at Breckenridge Estates, Washington St./Perrine Coulee, Perrine Bridge East, Perrine Bridge West, Centennial Trail, Breckenridge, and the Blass section along the Snake River Canyon Trail System. He was also instrumental in the purchase of the Rock Creek property from the Old Towne Bridge to Day Dream Ranch area and the development of that trail section.

Gary Young was hired by the City in 1975 and served as City Engineer for 30 years and retired in 2005. He worked with developers and contractors in the construction and development of trails and designed most of the trails to make them as safe as possible. Mr. Young was involved in the trail development at Breckenridge Estates, Washington St. /Perrine Coulee, Perrine Bridge East, Perrine Bridge West, Centennial Trail, Breckenridge, and the Blass section along the Snake River Canyon Trail System.

The Parks & Recreation Commission recommends to the City Council naming two sections of the Snake River Canyon Rim Trail System as the LaMar Orton and Gary Young trail. Staff concurs with their recommendation.

MOTION:

Councilmember Barigar moved to approve naming two sections of the Snake River Canyon Rim Trail System as the LaMar Orton and Gary Young trail. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

5. Presentation of an update on an alternate type of fencing along the Snake River Canyon Rim Trail System.

Parks & Recreation Director Bowyer stated that staff is recommending to add approximately 310 linear feet of fencing to provide extra safety measures along the trail. Depending on the style of fencing, costs would range from \$5,500 to \$6,500. Staff is also recommending adding some type of railing on top of the concrete wall in the Breckenridge section at an estimated cost of \$2,000. Funding for fencing would come from the Capital Improvement Projects or from contingency.

Discussion followed.

Councilmember Barigar expressed his concern of replacing existing posts with non-matching metal posts.

Vice Mayor Hawkins expressed her concern of Tina Luper's request of replacing the same type of fencing that currently exists at the west side of Perrine Bridge.

MINUTES

Monday, June 22, 2015

Page 5 of 8

Parks & Recreation Director Bowyer stated staff is requesting a new section of fencing 250' in length west of the Visitor Center.

City Manager Rothweiler suggested replacing fencing along the Canyon Rim Trail in key areas where the fence is beginning to fail.

6. Consideration of a request to reject a bid for the 2015 3rd Avenue West Improvement Project.

Project Coordinator Caton explained the request.

Third Avenue West is in Zone 3 and was designed with the intent to construct this year as a major component of our Zone Maintenance program. The engineer's estimate was approximately \$520,000. The project was publicly bid and the City received one bid from Idaho Sand & Gravel for approximately \$850,000. Staff believes the bid is high because of a result of the current bidding environment.

Staff recommends rejecting the bid.

Council discussion followed.

Tim Vawser, EHM Engineers, explained the bid is outside the anticipated prices budgeted.

MOTION

Councilmember Talkington made a motion to reject a bid for the 2015 3rd Avenue West Improvement Project. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

Recess: 6:26 p.m.

Reconvene: 6:33 p.m.

7. Consideration of a request to enter into a contract with Phil Kushlan, Kushlan & Associates, for the Canyon Springs Road Pedestrian Enhancement Project Community Involvement Plan for the amount of \$48,585.

Assistant City Engineer Vitek explained the request.

Staff entered into negotiations with Kushlan & Associates for the project and is recommending approval of the contract to begin the public process on the Pedestrian Enhancement Project. Staff recommends that the Council allow the City Engineer to sign a contract and hire Phil Kushlan to begin the public process.

Phil Kushlan explained the schedule of the project.

Discussion followed.

- Development of a Task Force Charter
- Design Scope of Services
- Outreach to media
- Updates to the City Council
- Timeline of project

MOTION:

Vice Mayor Hawkins made a motion to enter into a contract with Phil Kushlan, Kushlan & Associates, for the amount of \$48,585, for the Canyon Springs Road Pedestrian Enhancement Project Community Involvement Plan. The motion was seconded by Councilmember Talkington.

Mayor Hall stated Phil Kushlan, Kushlan and Associates, was the City's strategic planning consultant. He found the Strategic Plan 2030 was the most comprehensive, workable plan with the most community input the City has received.

MINUTES

Monday, June 22, 2015

Page 6 of 8

He trusts Mr. Kushlan will do the same for the Canyon Springs Road. Typically, consultants will work on a plan and the plan is not utilized.

Roll call vote showed all members present voted in favor of the motion.

8. Consideration of a request to reject all bids for the Biotower Odor Control Procurement package.

Assistant City Engineer Vitek explained the request.

The City received bids for the procurement package for a Biotower system to be located adjacent to the concrete box at the bottom of Canyon Springs Road from Azzuro, ECS, and Bioair.

CH2M Hill is recommending rejection of all three bids received due to errors made on the submitted bids.

The City's intention is to rebid the procurement project.

Discussion followed.

-Timeline of project

MOTION:

Councilmember Talkington made a motion to reject all bids associated with the bidding of the odor reduction unit located at Canyon Springs Road per the Engineer's recommendation. The motion was seconded by Councilmember Barigar. Roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

9. Consideration of a request to adopt an ordinance for a Zoning Title Amendment amending Title 10, Chapter 12: Section 2.5(B) regarding the timing for required improvements for Conveyance Plats. (Proposed Ordinance 3098)

Zoning & Development Manager Carraway-Johnson explained the request.

On May 26, 2015, the Council approved the request. As directed by the Council, staff has prepared an ordinance for adoption.

MOTION:

Vice Mayor Hawkins made the motion to suspend the rules and place Ordinance 3098 on third and final reading by title only. The motion was seconded by Councilmember Barigar. Roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

Deputy City Clerk Sanchez read the Ordinance by title only. **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE §10-12-2.5(B) BY PERMITTING THE CITY COUNCIL TO REQUIRE CONSTRUCTION OF STREETS AND UTILITIES BEFORE DEVELOPMENT OF CONVEYANCE PLATS.**

MOTION:

Councilmember Talkington made a motion to move passage of Ordinance 3098 as presented. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

10. Discussion on the creation of a Comprehensive Plan updates Technical Advisory Committee.

Zoning & Development Manager Carraway-Johnson explained the request.

Staff recommends that the Council discuss and provide feedback on the creation of the Comprehensive Plan update Technical Advisory Committee.

Discussion followed.

-Size of Committee

MINUTES

Monday, June 22, 2015

Page 7 of 8

City Manager Rothweiler stated Ryan Higley, a member of the Planning & Zoning Commission, representing the Area of Impact, with County approval, serve a dual role as a representative of the County, consolidating some of the targeted areas with one person.

Councilmember Talkington stated his concern of the size of the group and would recommend a group of 9 to 12 members.

Zoning & Development Manager Carraway-Johnson explained that Logan Simpson recommends that the committee not be larger than 15 members.

Staff also recommends that the TAC members be officially appointed by the Council at either the June 29 or July 6 Council meeting.

City Manager Rothweiler clarified that the first TAC meeting is scheduled to be held on Thursday, July 15, 2015.

Council's directed staff to present a list of names for those to serve on the committee and to limit the committee list to 12 members.

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

City Manager Rothweiler reported on Dennis Bowyer's Retirement Celebration to be held on Wednesday, June 24, 2015, 3:00 p.m., at the Twin Falls City Park and the City of Twin Falls Information Fair to be held on Wednesday, July 15 2015, at the Banner Building.

Vice Mayor Hawkins reported that the Youth Council will be promoting membership at the 125th Anniversary of Idaho Statehood Celebration at Twin Falls Visitor Center on Friday, July 3, 2015.

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:

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

1. Consideration of a request for a Zoning District Change and Zoning Map Amendment from R-4 to C-1 for 2.4 (+/-) acres located at 1629 Locust Street North for Christy J. Williams (app. 2727).

Adam Hess, representing the applicant, explained the request. If the zone change is approved, the property will conform to the neighboring properties. This change is also in conformance with the comprehensive plan. The property is currently listed to be sold and believe the potential buyer will be asking for this rezone.

Planner I Spendlove reviewed the request.

On May 27, 2015, the Commission held a public hearing on this request. Upon conclusion of the public portion of the hearing the Commission held deliberations and concluded the request is in conformance with the Comprehensive Plan and the extent and nature of changing the zoning of this property to C-1 would allow land development that would be compatible with and not detract from the surrounding area and recommend approval of the request to the City Council.

Staff concurs with the Commission's recommendation.

Mayor Hall opened and closed the public testimony portion of the hearing. No input was taken.

The public hearing was closed.

MOTION:

Councilmember Talkington moved to approve the Zoning District Change and Zoning Map Amendment from R-4 to C-1 for 2.4 (+/-) acres located at 1629 Locust Street North as stated. The motion was seconded by Councilmember Munn. Roll call votes showed all members present voted in favor of the motion. Approved 5 to 0.

2. Consideration of a request for Annexation of 53.38 (+/-) acres located at the South East corner of 2700 East Road aka Sunway Drive North and North College Road West, extended for the Twin Falls School District (app. 2730).

MINUTES

Monday, June 22, 2015

Page 8 of 8

Brad Wills explained the request.

On March 19, Twin Falls County approved the Conveyance Plat. The request is to annex the property into the Twin Falls City Limits. The applicant will come back to Council for final plat approval.

Planner 1 Spendlove explained the request.

On May 27, 2015 the Planning & Zoning Commission held a public hearing on this request and upon conclusion of the public hearing the Commission held deliberations without concerns and recommends approval to the Council.

Staff concurs with the Commission's recommendation.

Discussion followed.

Mayor Hall opened and closed the public testimony portion of the hearing. No input was taken.

The public hearing was closed.

MOTION:

Councilmember Barigar made a motion to approve the annexation request for 53.38 (+/-) acres site with an R-1 Variable Zoning District Designation. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 5 to 0.

V. **ADJOURNMENT:** The meeting adjourned at 7:15 p.m.

Leila A. Sanchez
Deputy City Clerk/Recording Secretary