

CITY COUNCIL REGULAR MEETING

OCTOBER 10, 2022  
203 Broadway Ave N

PRESENT:

Pam McClain	Mayor	Autumn Jones	Treasurer
Michael Higbee	Council President	Jason Scott	Public Works Director
Kelly Peterson	Council Member	Jeremy Engbaum	Police Chief
Amanda Hawkins	Council Member	Rick Brook	Code Services
Marla Sisson	Council Member	Concerned Citizens	
Karen Drown	Clerk		

PLEDGE OF ALLEGIANCE

CONFIRMATION OF QUORUM:

Karen Drown confirmed a quorum.

HEARING – 113 Sunset Circle opened at 6:30 PM

Mayor McClain stated this hearing was to receive testimony for the purpose of determining whether a nuisance in fact exists at 113 Sunset Circle.

Before Council appeared Melinda Griffin, owner of the property at 113 Sunset Circle. She stated she inherited the property from her dad two year ago when he passed away. Kelly questioned the areas of concern and the timeframe needed to address the property. Shawnee, a friend of Melinda, stated the vehicle parked on the road in the photos is gone and the blue van will be gone on tomorrow, October 11, 2022. It was noted there were four vehicles two of which run and two don't run. Mayor McClain asked Melinda if she understood why the neighbors are upset. Melinda stated yes and explained her parents were hoarders and she had been working so much she hasn't had time to deal with it. Rick Brook, City of Buhl Code Services stated there had been significant cleanup the last few days. Shawnee noted the red pickup would stay, the white pickup would be gone and the jeep is for sale. Michael stated concerns with looking at this property compared to the neighbors. Shawnee stated the porch would also be cleaned up tomorrow, October 11, 2022. There was a discussion about the stuff setting around the vehicles, it was stated it could be dealt with in two weeks. The hearing was closed at 6:44 PM.

CONSENT AGENDA:

1. Minutes of September 26, 2022 – Working Meeting

2. Monthly Claims for Payment
3. Monthly Department Head Reports
4. Commission Minutes
5. Clerk Report
6. Treasurer Report

Kelly Peterson moved to approve the consent agenda. Marla Sisson seconded the motion. Marla questioned if anyone else was having trouble with the police report; everyone else showed fine. Chief Engbaum stated he would send it again. Amanda noted the Mayor McClain was at the last meeting in person and the minutes stated she attended by phone. Marla had a question regarding if she would be allowed to do the minutes for the library board. She added the board had changed their bylaws recently. Karen stated she would have to check on that as Marla is the liaison from council who sets on the board. There was no further discussion and the motion passed.

#### MONTHLY CITY ENGINEER REPORT

Scott Bybee stated there had been positive feed back on the Highway 30/Burley Ave project and traffic was flowing through the area great. He noted the patch across Fair Street in not permanent and they will redo it when they pave the street for the subdivision. Wilbur-Ellis has been working on construction projects to reduce the dust and odor and they are continuing to work on those projects. They had discussed a traffic plan and the city is just waiting on feed back form them on that future plan. Scott added he had received warning from builders that they are coming this way as prices in Twin Falls are getting more expensive. He added the economy is changing. Michael questioned if the developers of the Williams property are concerned about the 6% to 7% interest. Scott stated they are concerned and working through it.

#### UNFINISHED BUSINESS

There was none.

#### NEW BUSINESS

Review and Consideration of Testimony at hearing of 113 Sunset Circle concerning Nuisance:  
Marla moved to address the nuisance consideration again in two weeks at the working session. Michael seconded. Mayor McClain was concerned the cleanup work only started a couple days before hearing not when the notice letter was received. Michael stated he though it was fair to give an additional couple of weeks. There was no further discussion and the motion passed.

Update from Rural Economic Development Services (REDS) Director: The director did not appear.

Review and Consideration of Liquor License Application for Vaquero Mexican Restaurant: Amanda moved to approve the license for Vaquero Mexican Restaurant. Marla seconded the motion. Kelly questioned if this was a renewal. Karen stated this is the new fourth liquor license that became available when the city's population reached 4,500. There was no further discussion and the motion passed.

Review and Consideration of Engagement Letter with Workman and Company: Michael moved to approve the letter with Workman and Company. Amanda seconded the motion. There was a discussion that the fee could be the additional \$1,000 if a single line audit is needed. Autumn explained those are only needed if the city expends \$750,000 in federal funds. There was no further discussion and the motion passed.

Review and Consideration of Draft Alcoholic Beverages Code Update to move to Public Hearing: Kelly moved to approve moving the draft code update to public hearing. Michael seconded the motion. Karen stated this would combine liquor, beer and wine under one code section and reduce the repetition for each current chapter. She also noted this section had not been updated since 2002. Chief Engbaum added that it requires a server training for all those serving by the drink. Amanda noted a couple for typo's and that the school area was not included. Chief Engbaum did note the school restriction section was included it had just been re-numbered. There was no further discussion and the motion passed.

Review and Consideration of Draft Unlawful Consumption of or Possession of Alcoholic Beverages in Public Place Code Update to move to Public Hearing: Michael move to approve moving the draft code update to public hearing. Kelly seconded the motion. Karen stated in recent months it had been addressed and with recommendation of the regional Idaho State Police detective this section was reviewed. Chief Engbaum stated this will tighten our belt on this section as it is very lenient with the current code. Karen noted this code has not been updated since 1972.

COUNCIL COMMENTS: Marla questioned the property at the corner of 3<sup>rd</sup> and Main. Rick Brook stated a citizen had sent the home owner an in signed letter about the condition of his property. Rick added items had been removed from the front yard and he is in the process of talking with a family friend about cleaning up. It was noted sometimes it looks better and then it looks worse. Rick noted there is no limit on the number of vehicles on a property as long as they are registered. Michael stated with the number of vehicles that park at the end of 3<sup>rd</sup> it cuts down on the entrance into 3<sup>rd</sup> Ave for the residence that live there. Kelly used the current example of

letters of concern from citizens and the action that can bring about. Michael also noted that others that live on Main Street park vehicles that are for sale there.

Marla would like to schedule a meeting with the school board to discuss theirs and the councils top three concerns with growth. Possibly look at the October 24<sup>th</sup> working session.

Mayor McClain wanted to note the barb wire that the walkability study firm had noted around the school is gone.

Marla stated she had received a door-to-door salesman at her door from DaBella and they were very rude when she asked where their permit was. Karen stated that herself and the police department had spoken with this company twice and they have warned that a permit is required. Karen stated she had seen the previous week they have an office in Twin Falls so she will work with Andrew Wright to send them a letter based on the information their salesman stated to the Chief Engbaum on the like visit.

Kelly also stated a Kirby sales team was in the area.

Michael commented on the citizens that had come to him regarding the changes taking place in the Moon Glo Park. Those included the city services and other that were taken care of by Mark Lively that the new owners have made changes to. Amanda also mentioned she had heard that children and families will be allowed not just seniors.

CITIZENS COMMENTS: Wendell Parsons had a concern with the amount of water usage he had last month and now this month. He explained his sprinkler times and that he averages 16,000 t 17,000 gallons and both months have been 31,000 each. Karen explained after he was in earlier today a service order was sent to check his meter and the water superintendent stated there is a possible leak. She could have him meet at the property and see what he could notice.

Paul Madalena questioned the timeline on fixing Burley Ave. Scott and Jason stated it is looking like 2024-2026 right now.

MEETING ADJOURNED – Kelly Peterson moved that the meeting be adjourned; Marla Sisson seconded the motion and all were in favor. The meeting was adjourned at 7:49 PM.

Minutes prepared by Karen Drown, City Clerk