



**CITY COUNCIL
MEETING MINUTES**

**January 4, 2022
6:00 PM**

Location: City Council Chambers, 408 N. Spokane Street, Post Falls, ID 83854

REGULAR MEETING – 6:00 pm City Council Chambers

CALL TO ORDER BY MAYOR JACOBSON

PLEDGE OF ALLEGIANCE

ROLL CALL OF CITY COUNCIL MEMBERS

Kerri Thoreson, Alan Wolfe, Joe Malloy, Steve Anthony, Lynn Borders, Linda Wilhelm - **Present**

AMENDMENTS TO THE AGENDA

Final action cannot be taken on an item added to the agenda after the start of the meeting unless an emergency is declared that requires action at the meeting. The declaration and justification must be approved by motion of the Council.

None

DECLARATION OF CONFLICT, EX-PARTE CONTACTS AND SITE VISITS

The Mayor and members of the City Council have a duty to serve honestly and in the public interest. Where the Mayor or a member of the City Council have a conflict of interest, they may need to disclose the conflict and in certain circumstances, including land use decisions, they cannot participate in the decision-making process. Similarly, ex-parte contacts and site visits in most land use decisions must also be disclosed.

None

1. CONSENT CALENDAR

The consent calendar includes items which require formal Council action, but which are typically routine or not of great controversy. Individual Council members may ask that any specific item be removed from the consent calendar in order that it be discussed in greater detail. Explanatory information is included in the Council agenda packet regarding these items and any contingencies are part of the approval.

ACTION ITEMS:

- a. Minutes – December 21, 2021 City Council Meeting
- b. Payables – December 14, 2021 – December 27, 2021
- c. Boyd's Landing Subdivision Master Development Agreement, Annexation Agreement, Easement, and Right-of-Way
- d. Disposal of 45 Motorola Radios from the Police Department
- e. Greensferry Glenn Subdivision Master Development Agreement
- f. Post Falls Baptist Church Zone Change Reasoned Decision
- g. Northshore District Subdivision and PUD Request for Reconsideration (**Request for reconsideration was denied**)

Motion by Malloy to approve the Consent Calendar as presented.

Second by Wolfe.

Vote: Wilhelm-Aye, Borders-Aye, Anthony-Aye, Malloy-Aye, Wolfe-Aye, Thoreson-Aye
Motion Carried

2. UNFINISHED BUSINESS/RETURNING ORDINANCES AND RESOLUTIONS

This section of the agenda is to continue consideration of items that have been previously discussed by the City Council and to formally adopt ordinances and resolutions that were previously approved by the Council. Ordinances and resolutions are formal measures considered by the City Council to implement policy which the Council has considered. Resolutions govern internal matters to establish fees and charges pursuant to existing ordinances. Ordinances are laws which govern general public conduct. Certain procedures must be followed in the adoption of both ordinances and resolutions; state law often establishes those requirements.

ACTION ITEMS:

- a. Ordinance – Pointe Partners Easement Vacation VACA-0003-2021

Motion by Thoreson to place the proposed Ordinance Pointe Partners Easement Vacation VACA-0003-2021 on its first and only reading by title only while under suspension of the rules.

Second by Malloy.

Vote: Borders-Aye, Anthony-Aye, Malloy-Aye, Wolfe-Aye, Thoreson-Aye, Wilhelm-Aye
Motion Carried

AN ORDINANCE OF THE CITY OF POST FALLS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, PROVIDING FOR THE VACATION OF AN EASEMENT LOCATED IN A PORTION OF THE SOUTHEAST QUARTER OF SECTION 1 AND A PORTION OF THE NORTHEAST QUARTER OF SECTION 12, ALL IN TOWNSHIP 50 NORTH, RANGE 6 WEST, B.M., IN THE CITY OF POST FALLS, KOOTENAI COUNTY, IDAHO; AS DESCRIBED HEREIN; PROVIDING FOR DISPOSITION OF THE VACATED EASEMENT; PROVIDING REPEAL OF CONFLICTING ORDINANCES; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Motion by Thoreson to approve Ordinance Pointe Partners Easement Vacation VACA-0003-2021, and to direct the Clerk to assign the appropriate ordinance number, and that it be published by summary only.

Second by Malloy.

Vote: Anthony-Aye, Malloy-Aye, Wolfe-Aye, Thoreson-Aye, Wilhelm-Aye, Borders-Aye
Motion Carried

- b. Ordinance – Boyd Annexation ANNEX-0005-2021

Motion by Thoreson to place the proposed Ordinance Boyd Annexation ANNEX-0005-2021 on its first and only reading by title only while under suspension of the rules.

Second by Malloy.

Vote: Wolfe-Aye, Thoreson-Aye, Wilhelm-Aye, Borders-Aye, Anthony-Aye, Malloy-Aye
Motion Carried

AN ORDINANCE OF THE CITY OF POST FALLS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, ANNEXING PROPERTY CONSISTING OF APPROXIMATELY 12 ACRES CONSISTING OF ALL OF TRACT 42 AND A PORTION OF TRACT 41, BLOCK 25, OF THE POST FALLS IRRIGATED TRACTS, FILED IN BOOK C OF PLATS AT PAGE 78, RECORDS OF KOOTENAI COUNTY, BEING IN THE SOUTHWEST QUARTER OF SECTION 25, T51N, R5W,

BOISE MERIDIAN, KOOTENAI COUNTY AND ZONING THE ANNEXED PROPERTY SINGLE-FAMILY RESIDENTIAL (R-1); PROVIDING FOR AMENDMENT OF THE OFFICIAL ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF:

Motion by Thoreson to approved Ordinance Boyd Annexation ANNX-0005-2021, and to direct the Clerk to assign the appropriate ordinance number, and that it be published by summary only.

Second by Malloy.

Vote: Wilhelm-Aye, Borders, Anthony-Aye, Malloy-Aye, Wolfe-Aye, Thoreson-Aye

Motion Carried

3. CEREMONIES, ANNOUNCEMENTS, APPOINTMENTS, PRESENTATION:

Mayor: Councilor Wilhelm, Anthony, and Wolfe, thank you so much for the time you have dedicated to the City. It has been my honor to serve, work, and take care of City business with you. I have felt that we have had a City Council second to none. You will be missed. I look forward to working with Mr. Shove, Mr. Walker, and Mr. Ziegler.

- a. Swearing in of Ronald G. Jacobson as Mayor
- b. Swearing in of Kenny Shove, Josh Walker, Nathan Ziegler to the City Council
- c. Election of City Council President **ACTION ITEM**

Motion by Malloy to elect Kerri Thoreson as City Council President.

Second by Ziegler.

Motion by Borders to elect Joe Malloy as City Council President

No Second

Motion dies

Vote on first motion: Shove-Aye, Borders-Aye, Ziegler-Aye, Malloy-Aye, Walker-Aye, Thoreson-Aye

Kerri Thoreson elected as City Council President.

- d. City business officers will be closed on Monday, January 17th in observance of Martin Luther King Jr Day.

4. PUBLIC HEARINGS

There are generally two types of public hearings. In a legislative hearing, such as adopting an ordinance amending the zoning code or Comprehensive Plan amendments, the Mayor and City Council may consider any input provided by the public. In quasi-judicial hearings, such as subdivisions, special use permits and zone change requests, the Mayor and City Council must follow procedures similar to those used in court to ensure the fairness of the hearing. Additionally, the Mayor and City Council can only consider testimony that relates to the adopted approval criteria for each matter. Residents or visitors wishing to testify upon an item before the Council must sign up in advance and provide enough information to allow the Clerk to properly record their testimony in the official record of the City Council. Hearing procedures call for submission of information from City staff, then presentation by the applicant (15 min.), followed by public testimony (4 min. each) and finally the applicant's rebuttal testimony (8 min.). Testimony should be addressed to the City Council, only address the relevant approval criteria (in quasi-judicial matters) and not be unduly repetitious.

ACTION ITEMS:

None

5. NEW BUSINESS

This portion of the agenda is for City Council consideration of items that have not been previously discussed by the Council. Ordinances and Resolutions are generally added to a subsequent agenda for adoption under Unfinished Business, however, the Council may consider adoption of an ordinance or resolution under New Business if timely approval is necessary.

ACTION ITEMS:

None

6. CITIZEN ISSUES

This section of the agenda is reserved for citizens wishing to address the Council regarding City-related issues that are not on the agenda. Persons wishing to speak will have 5 minutes. Comments related to pending public hearings, including decisions that may be appealed to the City Council, are out of order and should be held for the public hearing. Repeated comments regarding the same or similar topics previously addressed are out of order and will not be allowed. Comments regarding performance by city employees are inappropriate at this time and should be directed to the Mayor, either by subsequent appointment or after tonight's meeting, if time permits. In order to ensure adequate public notice, Idaho Law provides that any item, other than emergencies, requiring Council action must be placed on the agenda of an upcoming Council meeting. As such, the City Council can't take action on items raised during citizens issues at the same meeting but may request additional information or that the item be placed on a future agenda.

Mike Pelissero: Welcome to the new Council members. Would like the wishes of the citizens to come before the developers. He also did not agree with city business that was done tonight and voted on by the previous council. Thought it should have been voted on by the new council.

7. ADMINISTRATIVE / STAFF REPORTS

This portion of the agenda is for City staff members to provide reports and updates to the Mayor and City Council regarding City business as well as responses to public comments. These items are for information only and no final action will be taken.

None

8. MAYOR AND COUNCIL COMMENTS

This section of the agenda is provided to allow the Mayor and City Councilors to make announcements and general comments relevant to City business and to request that items be added to future agendas for discussion. No final action or in-depth discussion of issues will occur.

Mayor: Welcome to our new Council members. I look forward to working with you. I do ask that if you have a question, please let staff know so they can bring the answer to the Council meeting.

Thoreson: The Police Department took a really bad person off the street today. Please keep in your thoughts and prayers the officers that were involved. They had to see some horrific things in this case.

9. EXECUTIVE SESSION

Certain City-related matters may need to be discussed confidentially subject to applicable legal requirements; the Council may enter executive session to discuss such matters. The motion to enter into executive session must reference the specific statutory section that authorizes the executive session. No final decision or action may be taken in executive session.

ACTION ITEM (To enter into executive session only):

None

ADJOURNMENT 6:13 PM



Kerri Thoreson, City Council President



Shannon Howard, City Clerk

Questions concerning items appearing on this Agenda or requests for accommodation of special needs to participate in the meeting should be addressed to the Office of the City Clerk, 408 Spokane Street or call 208-773-3511. City Council and City commission meetings are broadcast live on Post Falls City Cable on cable channel 1300 (formerly 97.103) as well as the City's YouTube Channel (<https://www.youtube.com/c/CityofPostFallsIdaho>).

Mayor Ronald G. Jacobson

Councilors: Kerri Thoreson, Nathan Ziegler, Joe Malloy, Josh Walker, Lynn Borders, Kenny Shove

Mission

The City of Post Falls mission is to provide leadership, support common community values, promote citizen involvement and provide services which ensure a superior quality of life.

Vision

Post Falls, Idaho is a vibrant city with a balance of community and economic vitality that is distinguished by its engaged citizens, diverse businesses, progressive leaders, responsible management of fiscal and environmental resources, superior service, and a full range of opportunities for education and healthy lifestyles.

"Where opportunities flow and community is a way of life"