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**CITY COUNCIL  
MEETING MINUTES**

**November 15, 2022  
6:00 PM**

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

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**WORKSHOP – 5:00 pm Basement Conference Room**

**ROLL CALL OF CITY COUNCIL MEMBERS**

Kerri Thoreson, Joe Malloy, Nathan Ziegler, Lynn Borders, Kenny Shove - **Present**  
Josh Walker - **Excused**

Topic: Workforce Planning and Funding Options

Jason Faulkner, Finance Director presenting: Discussion was had on staffing projections for the next 10 years and what that looks like in terms of money in the budget.

Workshop ended at 5:50 pm.

**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, Joe Malloy, Nathan Ziegler, Lynn Borders, Kenny Shove - **Present**  
Josh Walker - **Excused**

**CEREMONIES, ANNOUNCEMENTS, APPOINTMENTS, PRESENTATION:**

- a. City Hall and city business offices will be closed Thursday, November 24<sup>th</sup> and Friday, November 25<sup>th</sup> in observance of Thanksgiving. Police, Fire and Rescue services for life-threatening or in-progress emergencies may be reached by calling 911. The Police Department will be open for walk-in emergencies. For Water Department emergencies call 208-773-3517.
- b. The annual Winterfest and Plaza Market is Friday, December 2<sup>nd</sup> from 4 to 8 pm here at City Hall. The plaza will be bustling with holiday festivities for all ages including the lighting of the community Christmas tree and a visit from Santa. For more information, visit the city's website, [postfalls.gov](http://postfalls.gov).

**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.*

**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.*

### **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 – November 1, 2022, City Council Meeting
- b. Payables – October 25, 2022 – November 7, 2022
- c. Farmdale Avenue and Fennecus Street Grants of Easement and Rights-of-Way
- d. Millworx Phase 1 Construction Improvement Agreement Addendum
- e. Farwest Steel Annexation Reasoned Decision
- f. Reallocation of Opioid Settlement Funds
- g. Gabourie Annexation Reasoned Decision
- h. Request to Surplus One Digital Intelligence “FRED” Computer by the Police Department
- i. Hargrave-Hathaway Annexation Reasoned Decision
- j. Ashford Place Annexation Decision
- k. Cybersecurity Contract for the Police Department (this is for all departments)

**Motion by Thoreson to approve the Consent Calendar as presented.**

**Second by Borders.**

**Vote: Ziegler-Aye, Shove-Aye, Thoreson-Aye, Borders-Aye, Malloy-Aye**

**Motion Carried**

### **2. 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**

### **3. 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 – Froehlich Zone Change File No. ZC-22-5

**Motion by Thoreson to place the Ordinance Froehlich Zone Change on its first and only reading by title only while under suspension of the rules.**

**Second by Malloy/Borders.**

**Vote: Shove-Aye, Thoreson-Aye, Malloy-Aye, Borders-Aye, Ziegler-Aye**

**Motion Carried**

AN ORDINANCE OF THE CITY OF POST FALLS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, PROVIDING FOR A CHANGE IN ZONING CLASSIFICATION FOR THE LAND DESCRIBED IN SECTION 1 OF THIS ORDINANCE FROM SINGLE-FAMILY RESIDENTIAL (R1) TO MEDIUM-DENSITY RESIDENTIAL (R2); PROVIDING FOR AMENDMENT OF THE OFFICIAL ZONING MAP TO REFLECT THE CHANGE. PROVIDING THAT ALL PRIOR ZONES APPLICABLE TO LANDS DESCRIBED IN SECTION 1 ARE HEREBY SUBERSEDED; AND PROVIDING AN EFFECTIVE DATE

**Motion by Thoreson to approve the Ordinance Froehlich Zone Change and to direct the clerk to assign the appropriate number and that it be published by summary only.**

**Second by Malloy/Borders.**

**Vote: Shove-Aye, Thoreson-Aye, Malloy-Aye, Borders-Aye, Ziegler-Aye**

**Motion Carried**

#### **4. 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:**

- a. 2023 Legislative Session Priorities

Shelly Enderud, City Administrator presenting: For the Idaho Legislative Session scheduled to begin January 9<sup>th</sup>, 2023, City staff has summarized the issues that will most affect the City of Post Falls and its citizens. We are seeking Council input and direction on these priorities.

1. Effective property tax relief for residents and affordable housing.
2. Retaining penalties and interest on delinquent property taxes.
3. Supporting legislation limiting the period of time we are required to retain police audio and video recordings.
4. Area of City Impact (ACI) and annexations.

**Motion by Borders to support staff working on these issues.**

**Second by Malloy.**

**Vote: Borders-Aye, Malloy-Aye, Shove-Aye, Thoreson-Aye, Ziegler-Aye**

**Motion Carried**

- b. Renaming of the Community Garden

Dave Fair, Parks and Recreation Director presenting: The Parks and Recreation Commission has made a recommendation to City Council to rename the Post Falls Community Garden to the Rich Noordam Community Garden. Staff is in support of this recommendation. Rick Noordam was heavily involved with many civic groups within the community, his church, Rotary, the Community Volunteers, etc. Rick served on the Park and Recreation Commission for over twenty years and was

the chair for five. Rick was instrumental in making the garden become a reality. Rick was involved in many park and recreation endeavors over the years, but the garden was a labor of love for him.

**Motion by Malloy to approve the renaming of the Community Garden.**

**Second by Ziegler.**

**Vote: Malloy-Aye, Thoreson-Aye, Shove-Aye, Borders-Aye, Ziegler-Aye.**

**Motion Carried**

## 5. 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.*

**None**

## 6. 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.*

Enderud: We might need a Special Meeting for a Public Works contract timeline.

## 7. 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: Please keep the citizens and student in Moscow in your thoughts and prayers. There was a ribbon cutting for the new veteran's home. Have a happy and safe Thanksgiving.

## 8. 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):**

- a. Idaho Code 74-206(1)(c) To acquire and interest in real property which is not owned by a public agency

**Motion by Thoreson to enter into Executive Session pursuant to Idaho Code 74-206(1)(c), to acquire and interest in real property which is not owned by a public agency, further that no action will be taken during the session and the session will last no longer than 15 minutes.**

**Second by Malloy.**

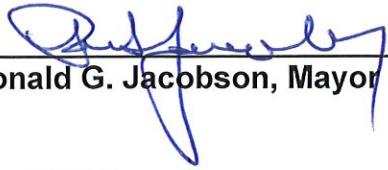
**Vote: Shove-Aye, Borders-Aye, Ziegler-Aye, Malloy-Aye, Thoreson-Aye**

**Motion Carried**

**Entered Executive Session at 6:23 pm.**

**RETURN TO REGULAR SESSION 6:32 PM**

**ADJOURNMENT 6:32 PM**

  
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**Ronald G. Jacobson, Mayor**



  
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**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, Josh Walker, Joe Malloy, Nathan Ziegler, 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”