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**CITY COUNCIL  
MEETING MINUTES**

**December 20, 2022  
6:00 PM**

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

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

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

- a. City Hall and city business offices will be closed Monday, December 26<sup>th</sup> in observance of Christmas and Monday, January 2<sup>nd</sup> in observance of New Year's. 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. Congratulations to our Parks and Recreation Department on receiving the President's Award from the Post Falls Chamber at their annual meeting this afternoon. The award was given in appreciation for collaboration and communication on the River City Marker & Music, tours for visiting travel writers, lighting work on their building, for the Winterfest event and so much more- according to Chamber President, Christina Petit. Congratulations Dave and your Department.

**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 6, 2022, City Council Meeting
- b. Payables – November 29, 2022 – December 12, 2022
- c. Ashlar Ranch Annexation Agreement and Dedications of Right-of-Way and Easement
- d. Joseph Family Trust Reasoned Decision
- e. Corbin’s Meadows Subdivision Plat Application
- f. Wildflower Meadows Subdivision Plat Application
- g. Farwest Steel Annexation Agreement and Dedications of Right-of-Way and Easement

**Motion by Borders to accept the Consent Calendar as presented.**

**Second by Malloy.**

**Vote: Thoreson-Aye, Borders-Aye, Shove-Aye, Walker-Aye, Malloy-Aye, Ziegler-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. Resolution – Fiscal Year 2023 Fee Resolution Revision #1

WHEREAS, the City of Post Falls annually reviews all fees during the budget process to ensure accuracy; and

WHEREAS, periodic revisions to fees may be necessary; and

WHEREAS, the City has fees already established; and

WHEREAS, the City of Post Falls has determined that the fee schedule be amended to reflect the reasonable cost of providing the services; and

WHEREAS, after public hearing has been held prior to the adoption of this resolution, regarding new and increased city fees, it is deemed by the City Council to be in the best interest of the City of Post Falls and the citizens thereof that the fee schedule be amended to include the new and increased fees which were addressed in the public hearing.



NOW, THEREFORE, Be It Resolved by the Mayor and City Council of the City of Post Falls, Idaho that the following fee schedule, which reflect the new and amended fees and all other fees that have not been amended, be adopted for the City of Post Falls

**Motion by Thoreson to approve Resolution – Fiscal Year 2023 Fee Resolution Revision #1 and to direct the clerk to assign the appropriate number.**

**Second by Malloy.**

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

**Motion Carried**

b. Ordinance – Ashlar Ranch Annexation File No. ANNX-0004-2022

**Motion by Thoreson to place the Ordinance – Ashlar Ranch Annexation File No. ANNX-0004-2022 on its first and only reading by title only while under suspension of the rules.**

**Second by Borders.**

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

**Motion Carried**

AN ORDINANCE OF THE CITY OF POST FALLS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO ANNEXING PROPERTY CONSISTING OF APPROXIMATELY 9.962 ACRES, A PARCEL OF LAND BEING TRACT 43 BLOCK 31 AND THAT PORTION OF THE PLATTED 12<sup>TH</sup> AVENUE ADJOINING SAID TRACT 43 PER THE PLAT OF POST FALLS IRRIGATED TRACTS RECORDED IN BOOK C AT PAGE 78 RECORDS OF KOOTENAI COUNTY, IDAHO. SITUATE IN THE SW ¼ OF SECTION 31, TOWNSHIP 51 N., RANGE 4 W ., BOISE MERIDIAN, KOOTENAI COUNTY; PROVIDING FOR AMENDMENT OF THE OFFICIAL ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF:

**Motion by Thoreson to approve the Ordinance – Ashlar Ranch Annexation File No. ANNX-0004-2022 and to direct the clerk to assign the appropriate number and that it be published by summary only.**

**Second by Borders.**

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

**Motion Carried**

c. Ordinance – Gabourie Annexation File No. ANNX-22-9

**Motion by Thoreson to place the Ordinance – Gabourie Annexation File No. ANNX-22-9 on its first and only reading by title only while under suspension of the rules.**

**Second by Borders.**

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

**Motion Carried**

AN ORDINANCE OF THE CITY OF POST FALLS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO ANNEXING PROPERTY CONSISTING OF APPROXIMATELY .30 ACRES, LOT 13, BLOCK A, RODKEY SUBDIVISION, ACCORDING TO THE PLAT RECORDED IN THE OFFICE OF THE COUNTY RECORDED IN BOOK D OF PLATS AT PAGE 96, RECORDS OF KOOTENAI COUNTY, IDAHO; PROVIDING FOR AMENDMENT OF THE OFFICIAL ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF:

**Motion by Thoreson to approve the Ordinance Gabourie Annexation File No. ANNX-22-9 and to direct the clerk to assign the appropriate number and that it be published by summary only.**

**Second by Borders.**

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

**Motion Carried**

d. Ordinance – Farwest Steel Annexation File No. ANNX-22-10

**Motion by Thoreson to approve the Ordinance – Farwest Steel Annexation File No. ANNX-22-10 and to direct the clerk to assign the appropriate number and that it be published by summary only.**

**Amended Motion by Thoreson to place the Ordinance – Farwest Steel Annexation File No. ANNX-22-10 on its first and only reading by title only while under suspension of the rules.**

**Second by Malloy.**

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

**Motion Carried**

AN ORDINANCE OF THE CITY OF POST FALLS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO ANNEXING PROPERTY CONSISTING OF APPROXIMATELY 14.46 ACRES, A PART OF THE SOUTH ONE-HALF OF THE SOUTHEAST ONE-QUARTER OF SECTION 31, TOWNSHIP 51 NORTH, RANGE 5 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO; PROVIDING FOR AMENDMENT OF THE OFFICIAL ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF:

**Motion by Thoreson to approve the Ordinance – Farwest Steel Annexation File No. ANNX-22-10 and to direct the clerk to assign the appropriate number and that it be published by summary only.**

**Second by Malloy.**

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

**None**

#### **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.

**None**

## 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 drive careful.

Malloy: Please get your parked cars off the roads for plowing if you can.

Thoreson: Merry Christmas to all. To the new Councilors, you have made it through your 1<sup>st</sup> year on Council.

## 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):

**None**

**ADJOURNMENT 6:10 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”