

COUNCIL MEMBERS:

SHAWN BARIGAR	DON HALL	SUZANNE HAWKINS	GREGORY LANTING	JIM MUNN, JR.	REBECCA MILLS SOJKA	CHRIS TALKINGTON
<i>Vice Mayor</i>		<i>Mayor</i>				



AGENDA
 Meeting of the Twin Falls City Council
 Monday, March 11, 2013
 City Council Chambers
 305 3rd Avenue East - Twin Falls, Idaho

5:00 P.M.

PLEDGE OF ALLEGIANCE TO THE FLAG
 CONFIRMATION OF QUORUM
 INTRODUCTION OF STAFF
 CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:
 PROCLAMATIONS: **GIRL SCOUT WEEK 2013**
 2013 FAIR HOUSING MONTH

AGENDA ITEMS	Purpose	By:
I. <u>CONSENT CALENDAR:</u> 1. Consideration of a request to approve the accounts payable for March 5 – 11, 2013, total: \$980,145.17. 2. Consideration of a request to approve the February 25, 2013, City Council Minutes.	<u>Action</u>	<u>Staff Report</u> Sharon Bryan Leila A. Sanchez
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Consideration of a request to appoint Jack Jardine and Teena Thompson to the Golf Advisory Commission. 2. Consideration of a request to adopt a resolution declaring Remotec, Inc., a sole source supplier for the purchase of a Hybrid Radio System and Power Supply Kit for use on the Twin Falls Police Bomb Squad ANDROS F6A ROBOT. 3. Second Reading: Consideration of a request to receive the Citizens Committee's infrastructure report on the recommendation for improvements to the City's waste water treatment facility and sewer collection lines; and, Consideration and possible action on Ordinance 3048, an ordinance calling for a special revenue bond election for the purposes of submitting to the qualified electors of the City of Twin Falls the question of the issuance of up to \$38,000,000 in revenue bonds for the purpose of providing for the acquisition, construction and improvement of wastewater collection and treatment facilities, and other related improvements, equipment, items and costs. 4. Public input and/or items from the City Manager and City Council.	Action Action Action	Dennis Bowyer Dan Lewin Travis Rothweiler
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
IV. <u>PUBLIC HEARINGS:</u> 6:00 P.M. 1. To comply with requirements of the Idaho Community Development Block Grant (ICDBG) program regarding the water system improvements to support Agro-Farma, Inc.'s (a.k.a. Chobani) new dairy processing facility being constructed on Kimberly Road. 2. Request for a Zoning Title Amendment to a) repeal City Code 10-7-3 and enact a new 10-7-3 by providing for additional building height by administrative approval, and b) amend City Code 10-4-13.3(c) by allowing for additional building height in the Old Town Zone, c/o City of Twin Falls (app. 2542)	PH PH	Jeff McCurdy Region IV Development Assoc. Mitchel Humble
V. <u>ADJOURNMENT:</u>		

****Any person(s) needing special accommodations to participate in the above noticed meeting should contact Leila Sanchez at (208) 735-7287 at least two working days before the meeting.***

Twin Falls City Council-Public Hearing Procedures for Zoning Requests

1. Prior to opening the first Public Hearing of the session, the Mayor shall review the public hearing procedures.
2. Individuals wishing to testify or speak before the City Council shall wait to be recognized by the Mayor, approach the microphone/podium, state their name and address, then proceed with their comments. Following their statements, they shall write their name and address on the record sheet(s) provided by the City Clerk. The City Clerk shall make an audio recording of the Public Hearing.
3. The Applicant, or the spokesperson for the Applicant, will make a presentation on the application/request (request). No changes to the request may be made by the applicant after the publication of the Notice of Public Hearing. The presentation should include the following:
 - A complete explanation and description of the request.
 - Why the request is being made.
 - Location of the Property.
 - Impacts on the surrounding properties and efforts to mitigate those impacts.Applicant is limited to 15 minutes, unless a written request for additional time is received, at least 72 hours prior to the hearing, and granted by the Mayor.
4. A City Staff Report shall summarize the application and history of the request.
 - The City Council may ask questions of staff or the applicant pertaining to the request.
5. The general public will then be given the opportunity to provide their testimony regarding the request. The Mayor may limit public testimony to no less than two minutes per person.
 - Five or more individuals, having received personal public notice of the application under consideration, may select by written petition, a spokesperson. The written petition must be received at least 72 hours prior to the hearing and must be granted by the mayor. The spokesperson shall be limited to 15 minutes.
 - Written comments, including e-mail, shall be either read into the record or displayed to the public on the overhead projector.
 - Following the Public Testimony, the applicant is permitted five (5) minutes to respond to Public Testimony.
6. Following the Public Testimony and Applicant's response, the hearing shall continue. The City Council, as recognized by the Mayor, shall be allowed to question the Applicant, Staff or anyone who has testified. The Mayor may again establish time limits.
7. The Mayor shall close the Public Hearing. The City Council shall deliberate on the request. Deliberations and decisions shall be based upon the information and testimony provided during the Public Hearing. Once the Public Hearing is closed, additional testimony from the staff, applicant or public is not allowed. Legal or procedural questions may be directed to the City Attorney.

* Any person not conforming to the above rules may be prohibited from speaking. Persons refusing to comply with such prohibitions may be asked to leave the hearing and, thereafter removed from the room by order of the Mayor.

*Office of the Mayor
City of Twin Falls, Idaho*

Proclamation



Girl Scout Week 2013

WHEREAS, March 12, 2013, marks the 101st anniversary of Girl Scouts of the USA, founded by Juliette Gordon Low in 1912 in Savannah, Georgia; and,

WHEREAS, throughout its long and distinguished history, Girl Scouting has inspired millions of girls and women with the highest ideals of character, conduct, and patriotism; and,

WHEREAS, through Girl Scouting, girls gain courage, confidence and character who make their local communities and the world a better place; and,

WHEREAS, more than 3.2 million current Girl Scout members nationwide will be celebrating 101 years of this American tradition, with nearly 60 million women who are former Girl Scouts and living proof of the impact of this amazing Movement;

NOW, THEREFORE, I, Gregory L. Lanting, by virtue of the authority vested in me as **Mayor of Twin Falls, Idaho**, do hereby applaud the commitment Girl Scouting has made to America's girls and proudly proclaim the week of March 10-16, 2013 as Girl Scout Week.

In witness whereof I have hereunto set my hand and caused this seal to be affixed.

Mayor Gregory L. Lanting

Deputy City Clerk Leila A. Sanchez

Date: March 11, 2013



P.O. Box 1907

321 Second Avenue East

Twin Falls, Idaho 83303-1907

Fax: (208) 736-2296

FAIR HOUSING MONTH PROCLAMATION

WHEREAS, April 2013 marks the 45th anniversary of the passage of Title VIII of the Civil Rights Act of 1968, commonly known as the Federal Fair Housing Act; and

WHEREAS, the Idaho Human Rights Commission Act has prohibited discrimination in housing since 1969; and

WHEREAS, equal opportunity for all-regardless of race, color, religion, sex, disability, familial status or national origin-is a fundamental goal of our nation, state and city; and

WHEREAS, equal access to housing is an important component of this goal-as fundamental as the right to equal education and employment; and

WHEREAS, housing is a critical component of family and community health and stability; and

WHEREAS, housing choice impacts our children's access to education, our ability to seek and retain employment options, the cultural benefits we enjoy, the extent of our exposure to crime and drugs, and the quality of health care we receive in emergencies; and

WHEREAS, the laws of this nation and our state seek to ensure such equality of choice for all transactions involving housing; and

WHEREAS, ongoing education, outreach and monitoring are key to raising awareness of fair housing principles, practices, rights and responsibilities; and

WHEREAS, only through continued cooperation, commitment and support of all Idahoans can barriers to fair housing be removed;

NOW, THEREFORE, I, Greg Lanting, Mayor of the City of Twin Falls, do hereby proclaim April 2013 to be

FAIR HOUSING MONTH

In the City of Twin Falls, State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand at the City of Twin Falls in City Hall on this 11th day of March in the year of our Lord 2013.

Greg Lanting, Mayor

Leila Sanchez, Deputy City Clerk

COUNCIL MEMBERS:

SHAWN BARIGAR	DON HALL	SUZANNE HAWKINS	GREGORY LANTING	JIM MUNN, JR.	REBECCA MILLS SOJKA	CHRIS TALKINGTON
<i>Vice Mayor</i>			<i>Mayor</i>			



MINUTES
 Meeting of the Twin Falls City Council
 Monday, February 25, 2013
 City Council Chambers
 305 3rd Avenue East - Twin Falls, Idaho

5:00 P.M.

PLEDGE OF ALLEGIANCE TO THE FLAG
 CONFIRMATION OF QUORUM
 INTRODUCTION OF STAFF
 CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:
 PROCLAMATIONS: None

AGENDA ITEMS	Purpose	By:
I. <u>CONSENT CALENDAR:</u> 1. Consideration of a request to approve the accounts payable for February 20 – 25, 2013, total: \$486,223.44. 2. Consideration of a request to approve a Liquor License for Europe Bar and Deli LLC, 679 Filer Avenue.	<u>Action</u>	<u>Staff Report</u> Sharon Bryan Sharon Bryan
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Presentation of Peace Officer Standards and Training Council Certificates to the following individuals before the Twin Falls City Council: Officer Justin Cyr, Officer Jaime Harper, Officer Aaron Nay, Officer Harbans Thiara, Detective Gregg Lockwood, and Detective Ben Mittlestadt. 2. Consideration of a request to approve an Air Service Agreement with SkyWest Airlines. 3. Consideration of a request to select Andritz Separation as the equipment supplier for the Twin Falls Wastewater Treatment Plant Dewatering Equipment project. 4. Consideration of a request to amend City Code 6-5-2 by the addition of a new subsection (C) providing for a civil penalty for damaged and junked equipment and vehicle violations. 5. Discussion regarding the purchase of a Ford SUV patrol vehicle to be used by a canine team and two Ford sedans for use by patrol officers. 6. Consideration of funding the construction of Baxter’s Park and the Community Garden. 7. Public input and/or items from the City Manager and City Council.	Presentation Action Action Action Discussion Action	Brian Pike Anthony Barnhart Bryan Krear Bill Carberry Lee Glaesemann Mitch Humble Anthony Barnhart Dennis Bowyer
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
IV. <u>PUBLIC HEARINGS:</u> 6:00 P.M. 1. Consideration of a request to adopt a resolution authorizing the Mayor to sign and submit an application to the Idaho Department of Commerce to partially finance improvements to the Twin Falls Senior Center.	Public Hearing	Jeannette Roe, Twin Falls Senior Center
V. <u>ADJOURNMENT:</u> Executive Session 67-2345(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement.		

****Any person(s) needing special accommodations to participate in the above noticed meeting should contact Leila Sanchez at (208) 735-7287 at least two working days before the meeting.***

5:00 P.M.

Present: Shawn Barigar, Don Hall, Suzanne Hawkins, Greg Lanting, Jim Munn, Rebecca Mills Sojka, Chris Talkington
Absent: None
Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Community Development Director Mitch Humble, Assistant to the City Manager Mike Williams, Public Information Officer Josh Palmer, Police Chief Brian Pike, Parks & Recreation Director Dennis Bowyer, Captain Anthony Barnhart, Captain Bryan Krear, Airport Manager Bill Carberry, Zoning & Development Manager Rene'e V. Carraway, Project Engineer Lee Glaesemann, Code Compliance Officer Sean Standley, IS Project Coordinator Tami Lauda, Deputy City Clerk Sharon Bryan, Deputy City Clerk/Recording Secretary Leila A. Sanchez

Mayor Lanting 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. Mayor Lanting introduced staff.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:

City Manager Rothweiler requested the removal of Executive Session 67-2345(1)(f).

MOTION:

Councilperson Munn made the motion to approve the amendment to the agenda as presented. The motion was seconded by Vice Mayor Hall and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

PROCLAMATIONS: None

AGENDA ITEMS

I. CONSENT CALENDAR:

1. Consideration of a request to approve the accounts payable for February 20 – 25, 2013, total: \$486,223.44.
2. Consideration of a request to approve a Liquor License for Europe Bar and Deli LLC, 679 Filer Avenue.

MOTION:

Councilperson Hawkins made the motion to approve the Consent Calendar as presented. The motion was seconded by Councilperson Barigar and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

II. ITEMS FOR CONSIDERATION:

1. Presentation of Peace Officer Standards and Training Council Certificates to the following individuals before the Twin Falls City Council: Officer Justin Cyr, Officer Jaime Harper, Officer Aaron Nay, Officer Harbans Thiara, Detective Gregg Lockwood, and Detective Ben Mittlestadt.

Captain Barnhart gave the presentation.

Mayor Lanting, Vice Mayor Hall, and Captain Bryan Krear presented certificates to Officer Justin Cyr, Officer Jaime Harper, Officer Aaron Nay, Officer Harbans Thiara, Detective Gregg Lockwood, and Detective Ben Mittlestadt.

2. Consideration of a request to approve an Air Service Agreement with SkyWest Airlines.

Airport Manager Carberry explained the request.

Staff recommends the City Council approve the air service agreement with SkyWest Airlines and authorize the Mayor to sign the agreement.

Council discussion followed.

Councilperson Talkington asked for an estimation of the subsidy in a flight basis that may be paid to SkyWest for the quarter as specified in the agreement.

Airport Manager Carberry stated that he is unable to anticipate an estimate of the subsidy. The agreement calls for quarterly reporting by the airline.

Councilperson Barigar explained that in addition to the \$10,000 from the Airport's marketing budget, the Chamber of Commerce is committed for \$55,000, for a marketing program to promote the new service, and the goal is to encourage everyone to use SkyWest's services.

MOTION:

Vice Mayor Hall made a motion to approve the air service agreement with SkyWest Airlines and authorize the Mayor to sign the agreement, as presented. The motion was seconded by Councilperson Talkington and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

3. Consideration of a request to select Andritz Separation as the equipment supplier for the Twin Falls Wastewater Treatment Plant Dewatering Equipment project.

Project Engineer Lee Glaesemann explained the request.

Staff recommends that Andritz Separation be selected and notified as the equipment supplier for the Twin Falls Wastewater Treatment Plant Dewatering Equipment Project.

Council discussion followed.

- Dewatering system's compatibility with future improvements made to the wastewater treatment plant if a bond is passed.
- Conditions of the contract

Project Engineer Glaesemann stated for clarification that the City is not entering into a contract to buy equipment, but Andritz Separation will provide the guarantee price for the dewatering system design. The project is anticipated to begin bidding June 2013 and to award the contract in July/August.

MOTION:

Councilperson Mills Sojka made the motion to select Andritz Separation as the equipment supplier for the Twin Falls Wastewater Treatment Plant Dewatering Equipment project in the amount of \$489,000, as presented. The motion was seconded by Councilperson Barigar and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

4. Consideration of a request to amend City Code 6-5-2 by the addition of a new subsection (C) providing for a civil penalty for damaged and junked equipment and vehicle violations.

Community Development Director Humble explained the request.

Approval of this request will allow Code Enforcement personnel to deal with junked vehicle and equipment violations with the same, more effective, process as is used for high weeds and grass violations. The end result will be greater compliance to the Code in a timelier manner.

City Staff recommends that the Council adopt the attached ordinance as presented.

Council discussion followed.

- Removal of weed and junk process.

City Attorney Wonderlich explained that under Idaho statute, the City is allowed to file a tax lien for the cost of removal of weeds only. The City is not allowed to remove junk off property. A criminal complaint will be filed if a resident refuses to comply.

Council discussion followed.

- Complaint process
- Effectiveness of monetary penalty
- Dismantled vehicles in a screened fenced yard

Code Enforcement Officer Sean Standley explained that the resident is given approximately two to three weeks to comply with City code before a fine is issued. He also explained that non-working vehicles are to be in an enclosed building and not a screened fenced yard.

Community Development Director Humble stated that PSI will assist in picking up junk.

MOTION:

Councilperson Talkington made the motion to suspend the rules and place Ordinance 3047, entitled:
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE §6-5-2 BY THE ADDITION OF A NEW SUBSECTION (C) PROVIDING FOR A CIVIL PENALTY FOR DAMAGED AND JUNKED EQUIPMENT AND VEHICLE VIOLATIONS.

on third and final reading by title only.

The motion was seconded by Vice Mayor Hall and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

Deputy City Clerk Sanchez read the ordinance title.

MOTION:

Vice Mayor Hall made the motion to adopt Ordinance 3047, as presented. The motion was seconded by Councilperson Barigar and roll call vote showed Councilpersons Barigar, Hall, Hawkins, Lanting, Munn, and Talkington voted in favor of the motion. Councilperson Mills Sojka voted against the motion. Approved 6 to 1.

5. Discussion regarding the purchase of a Ford SUV patrol vehicle to be used by a canine team and two Ford sedans for use by patrol officers.

Captain Barnhart discussed the request.

Purchasing the Ford SUV will be an advantage for the canine officer, giving him/her more workspace and providing a better environment for the team. It is also anticipated that moving to Ford vehicles will result in lower maintenance costs than those experienced with Dodge Chargers.

Council discussion followed.

- Vehicle costs
- Fuel economy
- Dodge maintenance costs
- Extra battery not needed - additional savings of \$500
- Disposal of Dodge Chargers

Captain Barnhart stated that the Ford vehicles would be purchased off the State bid and would be purchased locally. He believes the Ford vehicles are \$2,000 more per vehicle. The utility vehicle is \$27,000 and \$25,000 for the sedan vehicle.

City Manager Rothweiler explained that Norm Hatke, Shop Maintenance Supervisor, has been working with Police Department staff. The City has been spending approximately \$2,000 per vehicle per year for the maintenance of the Dodge vehicles. The Ford vehicle is designed and built only for police purposes.

Norm Hatke, Shop Maintenance Supervisor, explained that the Dodge Chargers can be sent to Boise for the auction process, rather than being sent to a local auction.

City Manager Rothweiler stated that he recommends allowing the Police Department to continue to work with Norm Hatke to find the best alternative vehicles that will match the long term needs for the department. The department would like to purchase three Ford Crossovers.

Council gave an overall consensus of approving the purchase of three Ford vehicles.

6. Consideration of funding the construction of Baxter's Park and the Community Garden.

Parks and Recreation Director Bowyer explained the cost estimates for the dog park and community garden, with the idea that the dog park will use all the property at Blake St. N. and Shoup Ave. W. and have the community garden at the recently donated property the City acquired along the north side of Filer Avenue West, in between Wendell St. and Grandview Dr. N. If the dog park uses all the property at Blake and Shoup, then the site would be divided up into three areas so one area would rest every third year to prevent overuse.

Staff is seeking direction from the City Council if the City will have funding available to construct the dog park and the community garden this budget year.

Council discussion followed.

- Greenhouse
- Two year deferral agreement for curb, gutter, sidewalk
- Bathrooms

Parks & Recreation Director Bowyer stated that the greenhouse located at the Blake and Shoup location is not fully functional. The Canyon View Hospital provided the water and power to greenhouse. The greenhouse could be moved to another site.

City Manager Rothweiler explained that he requested that staff present detailed costs of a dog park and community garden to the Council. This fiscal year the bulk of capital improvement money has been allocated to the Auger Falls Project. The Parks & Recreation Department is budgeted \$330,000, towards annual park capital improvements.

Vice Mayor Hall stated that Mike McClimans brought it to his attention that the City of Boise did a pilot program on unfenced dog parks.

Parks & Recreation Director Bowyer explained the details of the City of Boise 2011 Pilot Program that was tested at 6 to 8 sites, where dogs were allowed off leash at certain time periods. The results appeared to be successful. He explained that he has discussed a test pilot program in the City of Twin Falls with city staff, the Parks & Recreation Commission, and the Magic Valley Canine Social Club.

Mayor Lanting asked for clarification of the previous cost estimate of a dog park as discussed with Parks & Recreation Director Bowyer.

Parks & Recreation Director Bowyer explained that there is increased cost for the irrigation system and fencing. The cost for the bare minimum for a dog park is approximately \$52,800, of which \$17,000 has been raised by the Magic Valley Canine Social Club. Also, the Magic Valley Canine Social Club has applied for a Seagraves Foundation grant for \$45,000.

City Manager Rothweiler stated that he would recommend that the Council not defer the paving of the parking lot. This would add in \$4,000 to the dog park.

Parks & Recreation Director Bowyer explained the bare cost of a community garden would be approximately \$24,800.

Councilperson Munn stated his concern of discussing a capital improvement project outside the normal budgeting process.

Councilperson Mills Sojka stated that discussion has been made on the community garden and dog park for the past several years and both were requested by the citizens of Twin Falls. The last proposal on the community garden was a single location with access to the greenhouse.

Mayor Lanting explained that having the community garden at Filer Ave. W. would be a more suitable location.

Larry Davidson stated that either location for the community garden will work. His concern is the open canals on both properties. He stated he spoke with the University of Idaho's irrigation specialist, and on third of an acre, watering would be very minimal.

Council discussion followed.

- Sufficient water shares and availability of water at Blake and Shoup
- Fundraisers

Councilperson Barigar stated his concern of projects that have not been completed and the need for shelters, restrooms, and playground equipment in neighborhood parks. He suggested fundraising to both groups.

Councilperson Talkington proposed directing staff to come up with a plan to utilize existing parks, geographically located, for a one year trial basis for specified times, and the responsibility of dog owners to clean up waste.

Parks & Recreation Director Bowyer stated that he will present a proposal to the Parks & Recreation Commission and staff to discuss the pros and cons, and set up neighborhood meetings and explain what is being done and discuss their concerns.

7. Public input and/or items from the City Manager and City Council. None.

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS: None.

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

1. Consideration of a request to adopt a resolution authorizing the Mayor to sign and submit an application to the Idaho Department of Commerce to partially finance improvements to the Twin Falls Senior Center.

Jeannette Roe, Twin Falls Senior Center, explained the request.

This is an application to help make necessary improvements to the Twin Falls Senior Center to better provide services to the users of the facility. No funds from the City are being requested. The Idaho Department of Commerce – Community Development Block Grant (ICDBG) program is designed to assist Senior Centers to modify or build infrastructure that will assist the community's low- and moderate-income residents. The proposed project will meet the guidelines and requirements of the ICDBG program. In order for the Senior Center to submit an application to the Idaho Department of Commerce, the Council must hold a public hearing on the application; and then determine if the Council will authorize the Mayor to sign and submit the application.

City Manager Rothweiler explained that the City's responsibilities are to hold a public hearing and to ensure that the City Council gives its authorization to approve improvements to the Senior Center, which is city-owned property.

The public hearing was opened for public input and was closed with no input.

MOTION:

Councilperson Barigar made a motion to adopt Resolution 1899 as presented. The motion was seconded by Councilperson Talkington and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

V. ADJOURNMENT:

Executive Session 67-2345(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement. (Approved to remove from the agenda.)

The meeting adjourned at 7:17 P.M.

Leila A. Sanchez
Deputy City Clerk/Recording Secretary



Date: March 11, 2013 City Council Meeting
To: Honorable Mayor and City Council
From: Dennis J. Bowyer, Parks & Recreation Director

Request:

Consideration of a request for the appointments of Jack Jardine and Teena Thompson to the Golf Advisory Commission.

Time Estimate:

The staff presentation will take approximately 5 minutes. Following the presentation, we expect some time for questions and answers.

Background:

The Commission had two openings earlier this year, one from a resignation in 2012 and the other from a member having served their full six years on the Commission. Applications for the openings were due on Friday February 15th and staff received three applications. The interview committee consisted of Mayor Greg Lanting, Golf Advisory Commission Liaison Councilwoman Suzanne Hawkins, Vice-Chairman of the Commission Gale Kleinkopf, and Parks & Recreation Director Dennis Bowyer. On Monday February 25th, the interview committee interviewed the three applicants. The interview committee selected Jack Jardine and Teena Thompson to serve on the Golf Advisory Commission. A background check was performed on Jack and Teena and did not identify anything of concern.

Approval Process:

City Code 2-3-3, states: "There shall be seven (7) voting members of the Golf Advisory Commission. One member shall be a representative from the Men's Golf Association; one member shall be a representative from the Women's Golf Association; and five (5) members shall be representatives at large to be appointed by the Mayor and confirmed by the City Council". It has been the City's policy to conduct interviews when vacancies occurred due to resignation, terms not being renewed or members serving their full terms.

City Code 2-1-1, states: "The members of all advisory commissions established under this Title shall be resident of the City unless this residency requirement is specifically waived by the Council."

Jack Jardine lives outside the city limits; the interview committee discussed his residency and is specifically asking the City Council to waive that requirement.

Budget Impact:

None

Regulatory Impact:

Approval of this request will bring the membership to the full seven members on the Golf Advisory Commission.

Conclusion:

The interview committee recommends that the City Council confirms the Mayor's appointments of Jack Jardine and Teena Thompson to the Golf Advisory Commission. Jack Jardine's term will be from April 2013 to February 2014 (to fulfill the partial term) and Teena Thompson's term will be from March 2013 to February 2016.

Attachment:

Jack Jardine's Application

Teena Thompson's Application



TWIN FALLS PARKS AND RECREATION

136 Maxwell Ave. • PO Box 1907 • Twin Falls, ID 83303 • Phone: 208-736-2265 • Fax: 208-736-1548

APPLICATION FOR THE TWIN FALLS GOLF ADVISORY COMMISSION

Name: JACK JARDINE

Address: 3021 Boehm Estates

Phone: Home: 208-731-6847 Business: 208-733-5600 Cell: 208-308-6857

E-mail: JACK.JARDINE@TFREALTORS.COM

Occupation & Place of Employment: Gateway Real Estate

How long have you lived in Twin Falls: 40 years

Why would you like to serve on the Commission?

I would like to help with something that I feel I CAN contribute too. I have been very "blessed" in my life. I owe it if I CAN.

Briefly describe community volunteer projects you have participated in.

Chamber of Commerce Ambassadors
Bruin Booster Pres., Have Served on Hosp. Foundation Board.

What do you feel that you can contribute while serving on the Golf Advisory Commission?

I CAN dedicate my time to the betterment of our City. I feel that I am a very good booster of our City and AREA. I like anything to do with golf from playing to watching. I am president of Greater Twin Falls Association of Realtors.

Do you play golf? YES

Do you belong to a Golf Association?

NO

If yes, which Association:

NOTE: Serving on the Commission will require a commitment of your time.

1. Attending monthly luncheon meetings.
2. Serving on special projects as needed.

Thank you for your interest in serving on the Twin Falls Golf Advisory Commission. We will be in touch with you.

Application must be returned to the Parks & Recreation Department at 136 Maxwell Ave, mailed to PO Box 1907, Twin Falls ID 83303 or e-mailed to dbowyer@tfid.org by Friday February 15, 2013.

The Benefits are Endless...



TWIN FALLS PARKS AND RECREATION

136 Maxwell Ave. • PO Box 1907 • Twin Falls, ID 83303 • Phone: 208-736-2265 • Fax: 208-736-1548

APPLICATION FOR THE TWIN FALLS GOLF ADVISORY COMMISSION

Name: Teena M. Thompson
Address: 115 Brooklane N.
Phone: Home: 208-733-5531 Business: _____ Cell: 208-410-2122
E-mail: thompson.teena@yahoo.com
Occupation & Place of Employment:
Retired

How long have you lived in Twin Falls: 47 years

Why would you like to serve on the Commission?

To help make golfing an enjoyable experience for everyone who plays at muni.

Briefly describe community volunteer projects you have participated in.

President of the Women's Softball Assoc. in Pocatello. Enacted the grade school girls league. Participated in building a 4 field complex.

What do you feel that you can contribute while serving on the Golf Advisory Commission?

I am very enthusiastic about the game of Golf and try to promote the game at every opportunity.

I have good organizational skills and am a hard worker.

Do you play golf? yes

Do you belong to a Golf Association?

not at present

If yes, which Association: _____

NOTE: Serving on the Commission will require a commitment of your time.

1. Attending monthly luncheon meetings.
2. Serving on special projects as needed.

Thank you for your interest in serving on the Twin Falls Golf Advisory Commission. We will be in touch with you.

Application must be returned to the Parks & Recreation Department at 136 Maxwell Ave, mailed to PO Box 1907, Twin Falls ID 83303 or e-mailed to dbowyer@tfd.org by Friday February 15, 2013.



Date: Monday, March 11, 2013, Council Meeting
To: Honorable Mayor and City Council
From: Staff Sergeant Dan Lewin, Twin Falls Police Department

Request:

Consideration of a Resolution of the City Council of the City of Twin Falls, Idaho, declaring Remotec, Inc. a sole source supplier for the purchase of a Hybrid Radio System and Power Supply Kit for use on the Twin Falls Police Bomb Squad ANDROS F6A ROBOT.

Time Estimate:

The staff presentation will take approximately 5 minutes. Following the presentation, staff anticipates some time for questions and answer.

Background:

Since the terrorists attacked our nation on September 11, 2001, the U.S. Department of Homeland Security Office of Grants and Training (G&T) and its predecessor agencies have awarded grant funding to build capabilities at the state and local levels to prevent, prepare for, and respond to terrorist incidents and catastrophic disasters.

The Idaho Bureau of Homeland Security Grant Management Branch conducts grant management activities and coordinates resources before, during, and after a disaster. As the State Administrative Agency for Emergency Management and Homeland Security Grants, the section applies for grant funding and passes much of the funding to local jurisdictions throughout Idaho.

Because bomb squad abilities are a limited resource in the State of Idaho, the Idaho Bureau of Homeland Security has recognized the financial impact placed upon agencies with bomb squads in supporting neighboring communities. The accredited bomb squads in Idaho have the responsibility, through mutual aid and task force agreements, of taking their training, equipment, and experience beyond the borders of their municipalities and jurisdictional lines to serve the entirety of the State, performing a specialized task that the remainder of the law enforcement agencies and fire departments cannot safely and effectively accomplish for themselves. In an effort to enhance the State's bomb response capabilities, the Twin Falls Police Department Bomb Squad has received the majority of its response equipment and funding for specialized training through this grant program. Equipment provided to the bomb squad through the grant program has included a response vehicle and trailer, bomb suits, explosive storage magazines, demolition tools, x-ray equipment and an Andros F6A hazardous duty robot manufactured by Remotec, Inc.

The Idaho Department of Homeland Security has awarded grant funding to upgrade the bomb squad's robot with a wireless radio system for communication and control. Currently, the robot's method of communication and control is through a fiber optic cable which is reeled out from a spool attached to the rear of the robot as the robot is maneuvered. A "wireless" means of communication and control will increase the capabilities of the robot greatly. The fiber optic cable has provided certain limitations in the past, becoming entangled upon objects and even

breaking, causing communications with the robot to be lost. The wireless system will also allow the robot to be controlled from greater distances, creating safer distances between the robot and operator. The bomb squad robot was purchased over ten years ago and has been used numerous times, on many types of events. Whether deployed to assist bomb squad members examine a suspicious package, remove old dynamite from a barn, or to provide police tactical teams with a remote platform to observe or negotiate with a barricaded subject, a wireless system will provide safer operating distances and negate the obstacles encountered with a tethered fiber optic cable.

The bomb squad is requesting to purchase the Hybrid Radio System and associated Power Supply Kit from Remotec, Inc. Remotec, Inc. is the sole manufacturer of the Andros line of robots and purchasing the wireless system from the same manufacturer would be advantageous due to the compatibility of equipment, components, accessories, replacement parts or service. The cost of the Hybrid Radio System and power supply kit from Remotec, Inc. is quoted at \$43,825.00.

As stated above, grant funding has been awarded for the cost of upgrading the bomb squad's Andros F6A robot with a Hybrid Radio System and power supply kit.

Approval Process:

Idaho Code §67-2808(2) provides that the Council may declare that there is only one (1) vendor if there is only one (1) vendor for the personal property to be acquired. For purposes of this subsection (2), only one (1) vendor shall refer to situations where there is only one (1) source reasonably available and shall include, but not be limited to, the following situations:

- (i) Where property is required to respond to a life-threatening situation or a situation which is immediately detrimental to the public welfare or property;
 - (ii) Where the compatibility of equipment, components, accessories, computer software, replacement parts or service is the paramount consideration;
 - (iii) Where a sole supplier's item is needed for trial use or testing;
 - (iv) The purchase of mass-produced movies, videos, books or other copyrighted materials;
 - (v) The purchase of property for which it is determined there is no functional equivalent;
 - (vi) The purchase of public utility services;
 - (vii) The purchase of products, merchandise or trademarked goods for resale at a political subdivision facility; or
 - (viii) Where competitive solicitation is impractical, disadvantageous or unreasonable under the circumstances.
- (b) Upon making the declaration that there is only one (1) vendor for personal property, unless the property is required for a life-threatening situation or a situation that is immediately detrimental to the public welfare or property, notice of a sole source procurement shall be published in the official newspaper of the political subdivision at least fourteen (14) calendar days prior to the award of the contract.

Agenda Item for March 11, 2013
From Staff Sergeant Dan Lewin
Page Three

Budget Impact:

There is no significant budget impact associated with the Council's approval of this request. Should the Resolution be declared and the purchase of the Hybrid Radio System and Power Supply Kit then authorized, grant funding has been awarded to purchase the system in the amount of 43,825.00

Regulatory Impact:

Approval of the request will allow the City to proceed with the acquisition of a grant-funded wireless radio system for the bomb squad robot.

Conclusion:

Staff recommends that the Council approve the request as presented.

Attachments:

1. Draft Resolution declaring Remotec, Inc. as a sole source vendor for Hybrid Radio System and Power Supply Kit for bomb squad robot
2. Sole source letter – Remotec, Inc.
3. Quote #Q-8914a from Remotec, Inc. for Hybrid Radio System and Power Supply Upgrade Kit

DAL:aed

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, DECLARING A SOLE SOURCE SUPPLIER FOR PURCHASE OF A HYBRID RADIO AND POWER SUPPLY KIT FOR USE ON REMOTEC ANDROS F6A ROBOT.

WHEREAS, Idaho Code §67-2808(2) permits sole source expenditures where there is only one source for the acquisition of personal property reasonably available; and,

WHEREAS, the Twin Falls Police Bomb Squad has an Andros F6A hazardous duty robot manufactured by Remotec, Inc. which was purchased in 2002 through the Department of Homeland Security Grant Program; and,

WHEREAS, the Twin Falls Police Bomb Squad has been awarded funds through the Department of Homeland Security Grant Program to upgrade the Andros F6A hazardous duty robot with a radio system and power supply unit to provide a wireless mode of communication and control, and,

WHEREAS, The City has investigated sources for radio systems and power supply kits for use on the Remotec Andros F6A robot and has discovered that Remotec, Inc. is the sole manufacturer and distributor of the Andros line of hazardous duty robots and all accessories, spare/replacement parts, including the Hybrid Radio System and Power Supply Kit for use on the Twin Falls Police Bomb Squad's Andros F6A robot which is the paramount consideration for the property to be acquired.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF TWIN FALLS, IDAHO:

Section 1: The Twin Falls City Council hereby declares that Remotec, Inc. shall be the sole source of a Hybrid Radio System and Power Supply Kit for the Twin Falls Police Bomb Squad's Andros F6A hazardous duty robot.

Section 2: That notice of sole source procurement shall be published in the Times-News at least fourteen (14) calendar days prior to the award of the contract.

PASSED BY THE CITY COUNCIL _____, 2013.

SIGNED BY THE MAYOR _____, 2013.

MAYOR

ATTEST:

DEPUTY CITY CLERK



Northrop Grumman Corporation Information Systems

Remotec
353 JD Yarnell Parkway
Clinton, TN 37716
(865) 483-0228
(865) 483-1436 Fax

Dan Lewin
Twin Falls PD

February 27, 2013

Dear Mr. Lewin,

This letter is to inform you that REMOTEC, Inc., the World Leader in EOD robots, is the sole manufacturer and distributor of the ANDROS line of hazardous duty mobile robots and all accessories, spare/replacement parts, service, or related training. This applies to Q-8914a for a Hybrid Radio and Power Supply Kit, for use on Twin Falls PD Andros F6a serial # 5387-001. REMOTEC's ANDROS F6A robot is one of the most popular units with Police Departments, Fire Departments, SWAT teams, HazMat teams and government agencies in the United States and throughout the world. The ANDROS F6A is used by the FBI Hazardous Devices School in the Robot Course and Basic Course of instruction. Our new COFDM 5 watt Hybrid Radio System (Part Number C2456-8440-XXXXXX) is a patent pending Radio System designed and produced by Remotec exclusively for Mobile robotic platforms and unmanned ground vehicle systems. Some of the benefits and features of the Hybrid Radio include the following:

1. The video receiver uses diversity technology and has 2 independent receivers and antennas.
2. The video frequency modulation is coded OFDM that has proprietary coding that is specifically designed for ground mobile robotics applications.
What is OFDM? OFDM spreads the data to be transmitted over a large number of carriers. The carriers have common, precisely-chosen frequency spacing. This choice of carrier spacing ensures the orthogonality (the "O" of OFDM) of the carriers.
3. It is also specifically designed to deal with Deep Rayleigh fading that occurs in an urban environment.
4. The Hybrid Radio is a "Plug and Play" communications link designed specifically for the Andros robot. The Andros line of robots is designed in a way that allows the operator to choose on scene between 3 different modes of communication... 100 meter tether, 300 meter fiber optics, or the Hybrid Radio system.

Please contact me if I can provide any additional information on the Hybrid Radio and its capabilities.

Sincerely,
Royce Hollman
Customer Support and Training Manager
Remotec
353 JD Yarnell Pkwy
Clinton, TN 37716
865-483-1492 Office
865-483-1436 Fax
royce.hollman@ngc.com



Date: Monday, March 11, 2013
To: Mayor and City Council
From: Travis Rothweiler, City Manager

SECOND READING OF ORDINANCE 3048

Request

To receive the Citizens Committee's infrastructure report on the recommendation for improvements to the City's waste water treatment facility and sewer collection lines.

Consideration and possible action on Ordinance 3048, an ordinance calling for a special revenue bond election for the purposes of submitting to the qualified electors of the City of Twin Falls the question of the issuance of up to \$38,000,000 in revenue bonds for the purpose of providing for the acquisition, construction and improvement of wastewater collection and treatment facilities, and other related improvements, equipment, items and costs.

Time Estimate

The Co-Chairs of the Citizens Committee will present their committee's recommendations to the City Council for its collective consideration.

City Manager will present additional background information and Ordinance 3048 to the City Council for its consideration. The estimated amount of time this item will take is 45 to 60 minutes.

Background

On January 11, 2013, the thirty-seven members of the community were gathered together for the purposes of advising the members of the City Council on how to fund improvements needed for the City's waste water treatment plant and collection systems. Over the course of nearly two months, members of the committee learned about the current condition of the City's waste water treatment plant and collection system, capital funding options provided for in the Idaho Code, and modern and innovative waste water technologies.

The members were asked to provide guidance to the City Council on specific questions. Their collective, unanimous responses are:

- 1. Do you recommend the City make improvements to the waste water system at this time?**
Response: Yes.
- 2. How do you propose the City fund the improvements?**
Response: Revenue Bond.
- 3. How much do you recommend the City spend on the improvements? (Which Phase)?**
Response: \$38 million to cover Phase 1 of the City's waste water treatment plant master plan and areas of the City's collection system.
- 4. If a revenue bond is selected as the funding vehicle of choice, what term does the committee recommend (15, 20, 25 years)?**
Response: 20-year, "wrapped" issuance.

5. If a revenue bond is selected, when do you recommend the City hold the election? May or November?

Response: May 2013

6. Do you believe the recommended project scope and proposed technology is in the long-term and best interest of the City and its growth plans?

Response: Yes

If the bond passes, a residential customer will see a \$5.21 per month increase to the sewer portion of the utility bill to cover the new debt. Industrial users would pay their proportionate share, which amounts to an average increase of 27% for the City's industrial customers.

Approval Process:

Approval of the Ordinance requires a simple majority vote of the City Council members present.

Budget Impact:

There are no budgetary or financial impacts to the City of Twin Falls with the passage of this ordinance.

Regulatory Impact:

Idaho Code Section 50-1027 through 50-1042, commonly referred to as the Revenue Bond Act, describes the process a municipality must follow if it is to issue a Revenue Bond for capital improvements to an "enterprise" type fund.

Attachments

1. Ordinance 3048
2. Financial information about the recommended finance package
3. Comparative waste water rate information
4. A power point presentation developed by CH2M Hill describing the process used to select the technology to be used in Phase 1
5. Recommended improvements to be made to the City's collection system

ORDINANCE NO. 3048

AN ORDINANCE PROVIDING FOR THE ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS TO THE WASTEWATER COLLECTION AND TREATMENT FACILITIES OF THE CITY OF TWIN FALLS, IDAHO; CALLING FOR A SPECIAL ELECTION FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY THE QUESTION OF INCURRING AN INDEBTEDNESS AND ISSUING THE REVENUE BONDS OF THE CITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$38,000,000 TO PAY ALL OR PART OF THE COST THEREOF; ESTABLISHING THE DATE AND TIME OF ELECTION; APPROVING A FORM OF BALLOT AND PROVIDING FOR NOTICE OF THE SPECIAL BOND ELECTION; PROVIDING FOR REGISTRATION OF VOTERS; PROVIDING FOR RELATED MATTERS; AND PROVIDING FOR RELATED MATTERS; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Twin Falls, Twin Falls County, Idaho (the “City”), is a municipal corporation duly organized and operating under the laws of the State of Idaho; and

WHEREAS, the City owns and operates a wastewater collection and treatment system (the “System”) and collects rates, fees, and charges for the use of the System; and

WHEREAS, the System is in need of major structural repairs, enlargement, and improvement; and the Mayor and City Council have determined it to be in the best interest of the City and its residents to improve the wastewater collection and treatment system related facilities (collectively, the “Project”); and

WHEREAS, the City does not have sufficient funds available to pay the cost of the foregoing Project and has determined it advisable to finance a portion of such cost through the issuance of the revenue bonds (the “Bonds”) of the City in an amount not to exceed \$38,000,000, pursuant to the provisions of the Revenue Bond Act (the “Act”) the same being §§ 50-1027 through 50-1042, Idaho Code, and in order to do so desires to provide for the holding of a special bond election as required by the Act; and

WHEREAS, the net revenues to be derived from the operation of the wastewater collection and treatment system may be pledged lawfully and irrevocably to secure the repayment of such Bonds herein authorized pursuant to the Act; and

WHEREAS, such Bonds shall not be a debt of the City and it shall not be liable thereon, nor shall such Bonds be payable out of any other funds other than the revenue from the System pledged to the payment thereof; and

WHEREAS, said Bonds cannot be issued without the assent of a majority of the qualified electors of the City voting at an election held for the purpose of authorizing or refusing to authorize the issuance of said Bonds; and

WHEREAS, such election shall be conducted by Twin Falls County, Idaho (the “County”), as provided by law.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Twin Falls, Twin Falls County, Idaho, as follows:

SECTION 1: THE PROJECT

The Mayor and Council hereby find, determine, and declare that it is necessary and essential to the public interest, health, safety, and welfare that the City acquire and construct certain capital improvements and betterments to the wastewater collection and transfer system (the “System”), consisting generally of, but not limited to, a roughing moving bed biofilm reactor (MBB), integrated fixed film activated sludge (IFAS) system, blower building, ultra-violet disinfection system expansion, clarifiers, return activated sludge pump station, belt filter press, head works expansion, and yard piping at the waste water facility, Grandview trunk line system, Canyon Springs Grade trunk line system, Rock Creek trunk line system, Northwest Sewer Trunk line, Northeast Sewer trunk line system, Northeast Basin collection system, Madrona Basin collection system, Blue Lakes Basin collection system, miscellaneous siphons, manholes, and related collect system improvements, and related improvements, together with costs of engineering, legal, accounting, and other necessary professional services, costs of bond issuance, interest on borrowed funds during construction, and costs incidental thereto (the “Project”).

The cost and expense of the acquisition, construction, and installation of the Project is estimated by the engineers of the City to be \$38,000,000, including the payment of all preliminary expenses incurred and incident to the Project and properly incident to the issuance of the bonds as such expenses are set forth in the Revenue Bond Act, and including payment of interest on such bonds during the period to be covered by the acquisition and construction of the improvements as described in subparagraph A above.

Subject to the following subparagraph, the acquisition, construction, and installation of the improvements, as described in subparagraph A, above, are hereby ordered.

Subject to the approval of the incurring of indebtedness and the issuance of revenue bonds therefor by the qualified electors voting at the election for which provision is hereinafter made, revenue bonds of the City shall be issued pursuant to the provisions of the Revenue Bond Act, being Idaho Code Sections 50-1027 to 50-1042, inclusive, in a principal amount not to exceed \$38,000,000 to pay a portion of the costs of the Project. The remainder of the costs, if any, will be paid from grants and other lawfully available funds of the City.

SECTION: SPECIAL ELECTION

A special municipal bond election is hereby called to be held within the City of Twin Falls on Tuesday, May 21, 2013, for the purpose of voting upon the proposition set forth in Section 4 of this Ordinance. The polling place or places for the special bond election shall be determined by the Twin Falls County Clerk, and the election shall be conducted by the Twin Falls County Clerk. The Twin Falls County Clerk shall appoint

election judges and election clerks for the polling place or places for the special bond election.

SECTION 3: ADMINISTRATION OF ELECTION

The polls of the special bond election shall open at the hour of 8:00 o'clock A.M. on May 21, 2013, and shall remain open continuously until the hour of 8:00 o'clock P.M., at which time the polls shall be closed. The administration of the election shall be conducted by Twin Falls County in accordance with Chapter 4 of Title 50, Idaho Code, Title 34 of Idaho Code, and this Ordinance.

The ballot proposition to be voted upon at the special bond election, as set forth in Section 4 of this Ordinance, shall be separate from any other proposition being voted upon at or in conjunction with any other election being held and conducted on the same date. Only those qualified electors of the City casting valid ballots upon the proposition set forth in Section 4 of this Ordinance shall be counted in determining the number of qualified electors voting at or participating in the special bond election.

SECTION 4: BALLOT PROPOSITION

The ballot proposition for the special bond election shall be in substantially the following form:

SPECIAL REVENUE BOND ELECTION

**CITY OF TWIN FALLS
Twin Falls County, Idaho**

May 21, 2013

SHALL THE CITY OF TWIN FALLS, IDAHO, BE AUTHORIZED TO INCUR AN INDEBTEDNESS AND TO ISSUE AND SELL ITS REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$38,000,000 TO PAY ALL OR A PORTION OF THE COST OF ACQUIRING AND CONSTRUCTING IMPROVEMENTS AND BETTERMENTS TO THE WASTEWATER COLLECTION AND TREATMENT FACILITIES OF THE CITY, SAID BONDS TO BE PAYABLE SOLELY FROM WASTEWATER SYSTEM REVENUES, OVER A TERM WHICH MAY BE LESS THAN BUT WHICH SHALL NOT EXCEED THIRTY (30) YEARS FROM THE DATE OF THE BONDS, AS MORE FULLY PROVIDED IN ORDINANCE NO. 3048?

**IN FAVOR OF ISSUING REVENUE BONDS
FOR THE PURPOSES PROVIDED BY
ORDINANCE NO. 3048.....**

**AGAINST ISSUING REVENUE BONDS
FOR THE PURPOSES PROVIDED BY
ORDINANCE NO. 3048.....**

The following information is required by §34-439, Idaho Code:

The purpose for which the proceeds of the bonds will be used is improvements and betterments to the wastewater collection and treatment facilities of the City and related improvements. The City currently has outstanding indebtedness, including accrued interest, of \$40,157,732. The interest rate anticipated on the proposed bonds is two and one-half percent (2.50%). The range of anticipated rates is from one-half percent (.50%) to four percent (4.0%). The total proposed principal amount to be repaid over the life of the bonds is \$38,000,000; the total interest to be paid over the life of the bonds, based on the anticipated interest rate is \$11,803,693; the total amount to be repaid over the life of the bonds is \$49,803,693. The bonds, if approved and issued, will be payable over a term which may be less than but which will not exceed 30 years from their date, to be determined by the City Council at the time the bonds are issued.

SECTION 5: QUALIFIED ELECTORS

Every person eighteen (18) years of age or older, who at the time of the specified bond election is a United States citizen who has been a legal and bona fide resident of the City for at least thirty (30) days immediately preceding the date of the election, if properly registered as required by law, shall be qualified to vote at said election.

All electors must be registered before being able to vote at the special bond election. The Twin Falls County Clerk is the registrar for the City, and voter registration shall be conducted pursuant to the provisions of Section 34-1402, Idaho Code.

Persons may register at the office of the Twin Falls County Clerk, Twin Falls County Courthouse, Twin Falls, Idaho, on any business day during office hours, until April 26, 2013. Any elector who will complete his or her residence requirement or attain the requisite voting age on or prior to the date of election, but during the period when the register of electors is closed, may register prior to the closing of the register.

Any person who is eligible to vote may register on election day by appearing in person at the polling place established for the election, by completing a registration card, making an oath on the form prescribed by law, and providing proof of residence in the manner provided by Section 34-408A, Idaho Code, as amended.

SECTION 6: BALLOTS

The Twin Falls County Clerk shall cause the official ballot for the special bond election to be prepared in a sufficient quantity for the special bond election.

SECTION 7: NOTICE

Notice of the special bond election shall be given prior to the election by publishing notice of the election in the official newspaper of the City, the first publication

being at least twelve (12) days prior to the election, the last publication to be not less than five (5) days prior to the special bond election, which notice shall be in substantially the form attached hereto, marked Exhibit "A," and by this reference incorporated herein. In accordance with Section 34-602, Idaho Code, as amended, the second publication of the notice of election shall be accompanied by a facsimile of the sample ballot for the special bond election.

SECTION 8: CANVASS

When the polls are closed, the election officials shall immediately proceed to count the ballots cast at the special bond election. The counting shall be continued without adjournment until completed and the result declared. The election judge and clerks shall thereupon certify the returns of the special bond election to the County Clerk, who shall present the results to the County Commissioners.

The Board of County Commissioners shall meet within ten (10) days following the election, or at such time to which said meeting is continued, for the purpose of canvassing the results of the special bond election. The County Clerk shall thereupon certify the election results to the City Clerk. The results shall then be entered in the minutes of the City Council and proclaimed as final.

SECTION 9: DEBT DISCLOSURE STATEMENT

A brief official statement containing the information required by Idaho Code §34-439, as amended, shall be prepared by the City Treasurer.

SECTION 10: REVENUE BONDS

If, at the special bond election, a majority of the qualified electors of the City voting upon the ballot question set forth in Section 4 of this Ordinance vote in favor of incurring of indebtedness and the issuance of revenue bonds for the purposes set forth herein and designated on the aforesaid ballot, fully registered revenue bonds of the City shall be authorized, issued, sold, and delivered. The bonds shall be issued in the form and manner, shall be registered, shall mature annually over a period which may be less than but which shall not exceed thirty (30) years, shall bear interest at a rate or rates to be determined by the Council at the time of issuance of such bonds, and shall be payable annually or at such lesser intervals and be subject to such redemption provisions, as may be prescribed by the ordinance authorizing the issuance of the bonds, all of which shall be in accordance with the laws of the State of Idaho.

The net revenues (gross revenues minus normal expenses of maintenance and operation) of the wastewater collection and treatment system of the City will be pledged for the payment of principal of and interest and redemption premiums, if any, on the revenue bonds, as shall be determined by the Mayor and Council. The bonds shall not be a debt of the City within the meaning of any State constitutional provision or statutory limitation, nor a charge against the general credit or taxing powers of the City, and the City shall not be liable therefor out of its general revenues, nor shall the bonds or the interest thereon be payable out of any funds other than the revenues specified above.

SECTION 11: OFFICERS AUTHORIZED

The officers of the City and Twin Falls County are hereby authorized and directed to take all action necessary or appropriate to effectuate the provisions of this Ordinance.

SECTION 12: RATIFICATION

All actions heretofore taken, not inconsistent with the provisions of this Ordinance, by the Mayor and Council and other City officials directed toward construction and installation of the Project and the issuance of revenue bonds of the City therefor, and for the holding of a special bond election, are hereby ratified, approved, and confirmed.

SECTION 13: PUBLICATION

This Ordinance, or a summary thereof in compliance with Section 50-901A, Idaho Code, substantially in the form annexed hereto as Exhibit "B," shall be published once in the official newspaper of the City, and shall take effect immediately upon its passage, approval, and publication.

ADOPTED and APPROVED this 11th of March, 2013.

CITY OF TWIN FALLS, IDAHO

(S E A L)

By: _____
GREG LANTING, MAYOR

ATTEST:

By: _____
SHARON BRYAN, DEPUTY CITY CLERK

EXHIBIT "A"

NOTICE OF SPECIAL REVENUE BOND ELECTION

Pursuant to Ordinance No. 3048 of the City of Twin Falls, Twin Falls County, Idaho, notice is hereby given that a special revenue bond election will be held in the City on Tuesday, May 21, 2013, beginning at the hour of 8:00 o'clock a.m. and closing at the hour of 8:00 o'clock p.m. on said date, for the purpose of taking a vote upon the following question, to-wit:

SHALL THE CITY OF TWIN FALLS, IDAHO, BE AUTHORIZED TO INCUR AN INDEBTEDNESS AND TO ISSUE AND SELL ITS REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$38,000,000 TO PAY ALL OR A PORTION OF THE COST OF ACQUIRING AND CONSTRUCTING IMPROVEMENTS AND BETTERMENTS TO THE WASTEWATER COLLECTION AND TREATMENT FACILITIES OF THE CITY, SAID BONDS TO BE PAYABLE SOLELY FROM WASTEWATER SYSTEM REVENUES, OVER A TERM WHICH MAY BE LESS THAN BUT WHICH SHALL NOT EXCEED THIRTY (30) YEARS FROM THE DATE OF THE BONDS, AS MORE FULLY PROVIDED IN ORDINANCE NO. 3048?

The following information is required by Section 34-439, Idaho Code:

The purpose for which the proceeds of the bonds will be used is improvements and betterments to the wastewater collection and treatment facilities of the City and related improvements. The City currently has outstanding indebtedness, including accrued interest, of \$40,157,732. The interest rate anticipated on the proposed bonds is two and one-half percent (2.50%). The range of anticipated rates is from one-half percent (.50%) to four percent (4.0%). The total proposed principal amount to be repaid over the life of the bonds is \$38,000,000; the total interest to be paid over the life of the bonds, based on the anticipated interest rate is \$11,803,693; the total amount to be repaid over the life of the bonds is \$49,803,693. The bonds, if approved and issued, will be payable over a term which may be less than but which will not exceed 30 years from their date, to be determined by the City Council at the time the bonds are issued.

At said election, officials serving shall be appointed by the Clerk of Twin Falls County. The voting precincts and polling places for the qualified electors shall be determined by the Twin Falls Board of County Commissioners.

Absentee Voting is Available: If there are any questions, please contact the Twin Falls County Clerk at (208) 736-4004. Location of absentee voting will be determined by the Twin Falls Board of County Commissioners.

The County Clerk of Twin Falls County is in charge of registration of electors for elections held within Twin Falls County, and electors may register at said County Clerk's office at Twin Falls, Idaho.

Notice is further given that only qualified electors of the City, eighteen (18) years of age or older, who are citizens of the United States and have legally resided in the City for at least thirty (30) days prior to the date of the election, are eligible to vote in said election. Pursuant to Title 34, Chapter 4, Idaho Code, as amended, any person desiring to vote must register with the Clerk of Twin Falls County, or with any other registrar(s) the County Clerk has appointed, not less than twenty-five (25) days preceding the date of the election. An individual who is eligible to vote may also register on election day by appearing in person at the polling place for the precinct in which the individual maintains residence, by completing a registration card, making an oath in the form prescribed and providing proof of residence as and if called for under Section 34-408A, Idaho Code.

The voting at said special bond election shall be by ballot on a separate portion of a ballot page. The ballot proposition to be supplied the voters for their use at said special bond election shall be in the form set out in said Ordinance No. 3048.

Absentee voting will be permitted for the above-described special bond election in the manner prescribed by law. Any qualified elector of the City may make a written application for an absentee voter's ballot to the County Clerk in accordance with law for an absentee ballot; provided that an absentee ballot must be returned to and received by the County Clerk by 8:00 o'clock p.m. on the day of the special bond election in order to be counted.

If at said Special Revenue Bond Election a majority of the qualified registered electors eighteen (18) years of age or older voting at such election assent to the issuing of said revenue bonds and the incurring of the indebtedness thereby created for the purposes stated in the election question and Ordinance No. 3048 of the City, such revenue bonds in an amount not to exceed \$38,000,000 shall be issued by the City of Twin Falls in the manner provided by the Revenue Bond Act of Idaho. Said revenue bonds, or any issue thereof, shall mature over a period which may be less than but which shall not exceed thirty (30) years from their date and shall bear interest and be payable from the Idaho Revenue Bond Act, the same Sections 50-1027 through 50-1042, Idaho Code.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS,
IDAHO, this 11th day of March, 2013.

GREG LANTING, MAYOR

ATTEST:

By:

SHARON BRYAN
DEPUTY CITY CLERK

Exhibit "A"

SUMMARY OF
ORDINANCE NO. 3048

AN ORDINANCE PROVIDING FOR THE ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS TO THE WASTEWATER COLLECTION AND TREATMENT FACILITIES OF THE CITY OF TWIN FALLS, IDAHO; CALLING FOR A SPECIAL ELECTION FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY THE QUESTION OF INCURRING AN INDEBTEDNESS AND ISSUING THE REVENUE BONDS OF THE CITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$38,000,000 TO PAY ALL OR PART OF THE COST THEREOF; ESTABLISHING THE DATE AND TIME OF ELECTION; APPROVING A FORM OF BALLOT AND PROVIDING FOR NOTICE OF THE SPECIAL BOND ELECTION; PROVIDING FOR REGISTRATION OF VOTERS; PROVIDING FOR RELATED MATTERS; AND PROVIDING FOR RELATED MATTERS; AND PROVIDING AN EFFECTIVE DATE

A summary of the principal provisions of Ordinance No. 3048 of the City of Twin Falls, Twin Falls County, Idaho, adopted on March 11, 2013, is as follows:

Section 1: Defines the wastewater treatment facility improvement project, estimates the total cost, and provides for issuance of revenue bonds, subject to approval of the qualified electors of the City, in an amount not to exceed \$38,000,000 to pay a portion of the cost of the Project.

Section 2: Provides for a special bond election to be held within the City on Tuesday, May 21, 2013, for the purpose of enabling the qualified electors of the City to vote upon the proposition of issuing wastewater system revenue bonds.

Section 3: Provides that the polls of the special bond election shall open at 8:00 o'clock A.M. on May 21, 2013, and shall remain open until 8:00 o'clock P.M., and provides for the polling places for the special bond election.

Section 4: Provides that the ballot proposition shall be substantially as follows:

SHALL THE CITY OF TWIN FALLS, IDAHO, BE AUTHORIZED TO INCUR AN INDEBTEDNESS AND TO ISSUE AND SELL ITS REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$38,000,000 TO PAY ALL OR A PORTION OF THE COST OF ACQUIRING AND CONSTRUCTING IMPROVEMENTS AND BETTERMENTS TO THE WASTEWATER COLLECTION AND TREATMENT FACILITIES OF THE CITY, SAID BONDS TO BE PAYABLE SOLELY FROM WASTEWATER SYSTEM REVENUES, OVER A TERM WHICH MAY BE LESS THAN BUT WHICH SHALL NOT EXCEED THIRTY (30) YEARS, FROM THE DATE OF THE BONDS, AS MORE FULLY PROVIDED IN ORDINANCE NO. 3048?

Section 5: Defines qualified electors as persons eighteen (18) years of age or older who are United States citizens who have resided in the City for at least thirty days prior to the election

and who are registered as provided by law, and provides for registration of voters.

Section 6: Provides for preparation of the official ballot.

Section 7: Provides for publication of Notice of Special Bond Election.

Section 8: Provides for canvass of votes.

Section 9: Provides for Debt Disclosure Statement pursuant to Idaho Code § 34-439.

Section 10: Provides for the issuance of revenue bonds maturing over a period which may be less than but which shall not exceed thirty (30) years, and provides for other matters relating to the revenue bonds.

Section 11: Authorizes the officers of the City and Twin Falls County to take appropriate actions to effectuate the provisions of this Ordinance.

Section 12: Ratifies previous actions.

Section 13: Provides for publication of a summary of the Ordinance.

The full text of Ordinance No. 3048 is available at Twin Falls City Hall and will be provided to any citizen upon personal request during normal office hours.

CITY OF TWIN FALLS
Twin Falls County, Idaho

Greg Lanting, Mayor

ATTEST:

Sharon Bryan, Deputy City Clerk

CERTIFICATION OF ATTORNEY

I, the undersigned attorney at law and City Attorney to the City of Twin Falls, Idaho, hereby certify that I have read the attached Summary of Ordinance No. 3048 of the City of Twin Falls and that the same is true and complete and provides adequate notice to the public of the contents of said Ordinance.

Dated as of the 11th day of March, 2013.

Attorney at Law

SUMMARY OF
ORDINANCE NO. 3048

AN ORDINANCE PROVIDING FOR THE ACQUISITION AND CONSTRUCTION OF IMPROVEMENTS TO THE WASTEWATER COLLECTION AND TREATMENT FACILITIES OF THE CITY OF TWIN FALLS, IDAHO; CALLING FOR A SPECIAL ELECTION FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY THE QUESTION OF INCURRING AN INDEBTEDNESS AND ISSUING THE REVENUE BONDS OF THE CITY IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$38,000,000 TO PAY ALL OR PART OF THE COST THEREOF; ESTABLISHING THE DATE AND TIME OF ELECTION; APPROVING A FORM OF BALLOT AND PROVIDING FOR NOTICE OF THE SPECIAL BOND ELECTION; PROVIDING FOR REGISTRATION OF VOTERS; PROVIDING FOR RELATED MATTERS; AND PROVIDING FOR RELATED MATTERS; AND PROVIDING AN EFFECTIVE DATE

A summary of the principal provisions of Ordinance No. 3048 of the City of Twin Falls, Twin Falls County, Idaho, adopted on March 11, 2013, is as follows:

Section 1: Defines the wastewater treatment facility improvement project, estimates the total cost, and provides for issuance of revenue bonds, subject to approval of the qualified electors of the City, in an amount not to exceed \$38,000,000 to pay a portion of the cost of the Project.

Section 2: Provides for a special bond election to be held within the City on Tuesday, May 21, 2013, for the purpose of enabling the qualified electors of the City to vote upon the proposition of issuing wastewater system revenue bonds.

Section 3: Provides that the polls of the special bond election shall open at 8:00 o'clock A.M. on May 21, 2013, and shall remain open until 8:00 o'clock P.M., and provides for the polling places for the special bond election.

Section 4: Provides that the ballot proposition shall be substantially as follows:

SHALL THE CITY OF TWIN FALLS, IDAHO, BE AUTHORIZED TO INCUR AN INDEBTEDNESS AND TO ISSUE AND SELL ITS REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$38,000,000 TO PAY ALL OR A PORTION OF THE COST OF ACQUIRING AND CONSTRUCTING IMPROVEMENTS AND BETTERMENTS TO THE WASTEWATER COLLECTION AND TREATMENT FACILITIES OF THE CITY, SAID BONDS TO BE PAYABLE SOLELY FROM WASTEWATER SYSTEM REVENUES, OVER A TERM WHICH MAY BE LESS THAN BUT WHICH SHALL NOT EXCEED THIRTY (30) YEARS FROM THE DATE OF THE BONDS, AS MORE FULLY PROVIDED IN ORDINANCE NO. 3048?

Section 5: Defines qualified electors as persons eighteen (18) years of age or older who

EXHIBIT "B"

are United States citizens who have resided in the City for at least thirty days prior to the election and who are registered as provided by law, and provides for registration of voters.

Section 6: Provides for preparation of the official ballot.

Section 7: Provides for publication of Notice of Special Bond Election.

Section 8: Provides for canvass of votes.

Section 9: Provides for Debt Disclosure Statement pursuant to Idaho Code § 34-439.

Section 10: Provides for the issuance of revenue bonds maturing over a period which may be less than but which shall not exceed thirty (30) years, and provides for other matters relating to the revenue bonds.

Section 11: Authorizes the officers of the City and Twin Falls County to take appropriate actions to effectuate the provisions of this Ordinance.

Section 12: Ratifies previous actions.

Section 13: Provides for publication of a summary of the Ordinance.

The full text of Ordinance No. 3048 is available at Twin Falls City Hall and will be provided to any citizen upon personal request during normal office hours.

CITY OF TWIN FALLS
Twin Falls County, Idaho

Greg Lanting, Mayor

ATTEST:

Sharon Bryan, Deputy City Clerk

EXHIBIT "B"

Page 2

CERTIFICATION OF ATTORNEY

I, the undersigned attorney at law and City Attorney to the City of Twin Falls, Idaho, hereby certify that I have read the attached Summary of Ordinance No. 3048 of the City of Twin Falls and that the same is true and complete and provides adequate notice to the public of the contents of said Ordinance.

Dated as of the 11th day of March, 2013.

Attorney at Law

NOTICE OF SPECIAL REVENUE BOND ELECTION

Pursuant to Ordinance No. 3048 of the City of Twin Falls, Twin Falls County, Idaho, notice is hereby given that a special revenue bond election will be held in the City on Tuesday, May 21, 2013, beginning at the hour of 8:00 o'clock a.m. and closing at the hour of 8:00 o'clock p.m. on said date, for the purpose of taking a vote upon the following question, to-wit:

SHALL THE CITY OF TWIN FALLS, IDAHO, BE AUTHORIZED TO INCUR AN INDEBTEDNESS AND TO ISSUE AND SELL ITS REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$38,000,000 TO PAY ALL OR A PORTION OF THE COST OF ACQUIRING AND CONSTRUCTING IMPROVEMENTS AND BETTERMENTS TO THE WASTEWATER COLLECTION AND TREATMENT FACILITIES OF THE CITY, SAID BONDS TO BE PAYABLE SOLELY FROM WASTEWATER SYSTEM REVENUES, OVER A TERM WHICH MAY BE LESS THAN BUT WHICH SHALL NOT EXCEED THIRTY (30) YEARS FROM THE DATE OF THE BONDS, AS MORE FULLY PROVIDED IN ORDINANCE NO. 3048?

The following information is required by Section 34-439, Idaho Code:

The purpose for which the proceeds of the bonds will be used is improvements and betterments to the wastewater collection and treatment facilities of the City and related improvements. The City currently has outstanding indebtedness, including accrued interest, of \$40,157,732. The interest rate anticipated on the proposed bonds is two and one-half percent (2.50%). The range of anticipated rates is from one-half percent (.50%) to four percent (4.0%). The total proposed principal amount to be repaid over the life of the bonds is \$38,000,000; the total interest to be paid over the life of the bonds, based on the anticipated interest rate is \$11,803,693; the total amount to be repaid over the life of the bonds is \$49,803,693. The bonds, if approved and issued, will be payable over a term which may be less than but which will not exceed 30 years from their date, to be determined by the City Council at the time the bonds are issued.

At said election, officials serving shall be appointed by the Clerk of Twin Falls County. The voting precincts and polling places for the qualified electors shall be determined by the Twin Falls Board of County Commissioners.

Absentee Voting is Available: If there are any questions, please contact the Twin Falls County Clerk at (208) 736-4004. Location of absentee voting will be determined by the Twin Falls Board of County Commissioners.

The County Clerk of Twin Falls County is in charge of registration of electors for elections held within Twin Falls County, and electors may register at said County Clerk's office at Twin Falls, Idaho.

Notice is further given that only qualified electors of the City, eighteen (18) years of age or older, who are citizens of the United States and have legally resided in the City for at least thirty (30) days prior to the date of the election, are eligible to vote in said election. Pursuant to Title 34, Chapter 4, Idaho Code, as amended, any person desiring to vote must register with the Clerk of Twin Falls County, or with any other registrar(s) the County Clerk has appointed, not less than twenty-five (25) days preceding the date of the election. An individual who is eligible to vote may also register on election day by appearing in person at the polling place for the precinct in which the individual maintains residence, by completing a registration card, making an oath in the form prescribed and providing proof of residence as and if called for under Section 34-408A, Idaho Code.

The voting at said special bond election shall be by ballot on a separate portion of a ballot page. The ballot proposition to be supplied the voters for their use at said special bond election shall be in the form set out in said Ordinance No. 3048.

Absentee voting will be permitted for the above-described special bond election in the manner prescribed by law. Any qualified elector of the City may make a written application for an absentee voter's ballot to the County Clerk in accordance with law for an absentee ballot; provided that an absentee ballot must be returned to and received by the County Clerk by 8:00 o'clock p.m. on the day of the special bond election in order to be counted.

If at said Special Revenue Bond Election a majority of the qualified registered electors eighteen (18) years of age or older voting at such election assent to the issuing of said revenue bonds and the incurring of the indebtedness thereby created for the purposes stated in the election question and Ordinance No. 3048 of the City, such revenue bonds in an amount not to exceed \$38,000,000 shall be issued by the City of Twin Falls in the manner provided by the Revenue Bond Act of Idaho. Said revenue bonds, or any issue thereof, shall mature over a period which may be less than but which shall not exceed thirty (30) years from their date and shall bear interest and be payable from the Idaho Revenue Bond Act, the same Sections 50-1027 through 50-1042, Idaho Code.

BY ORDER OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS,
IDAHO, this 11th day of March, 2013.

GREG LANTING, MAYOR

ATTEST:

By:

SHARON BRYAN,
DEPUTY CITY CLERK

SPECIAL REVENUE BOND ELECTION

CITY OF TWIN FALLS
Twin Falls County, Idaho

May 21, 2013

SHALL THE CITY OF TWIN FALLS, IDAHO, BE AUTHORIZED TO INCUR AN INDEBTEDNESS AND TO ISSUE AND SELL ITS REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$38,000,000 TO PAY ALL OR A PORTION OF THE COST OF ACQUIRING AND CONSTRUCTING IMPROVEMENTS AND BETTERMENTS TO THE WASTEWATER COLLECTION AND TREATMENT FACILITIES OF THE CITY, SAID BONDS TO BE PAYABLE SOLELY FROM WASTEWATER SYSTEM REVENUES, OVER A TERM WHICH MAY BE LESS THAN BUT WHICH SHALL NOT EXCEED THIRTY (30) YEARS FROM THE DATE OF THE BONDS, AS MORE FULLY PROVIDED IN ORDINANCE NO. 3048?

IN FAVOR OF ISSUING REVENUE BONDS
FOR THE PURPOSES PROVIDED BY
ORDINANCE NO. 3048.....

AGAINST ISSUING REVENUE BONDS
FOR THE PURPOSES PROVIDED BY
ORDINANCE NO. 3048.....

The following information is required by §34-439, Idaho Code:

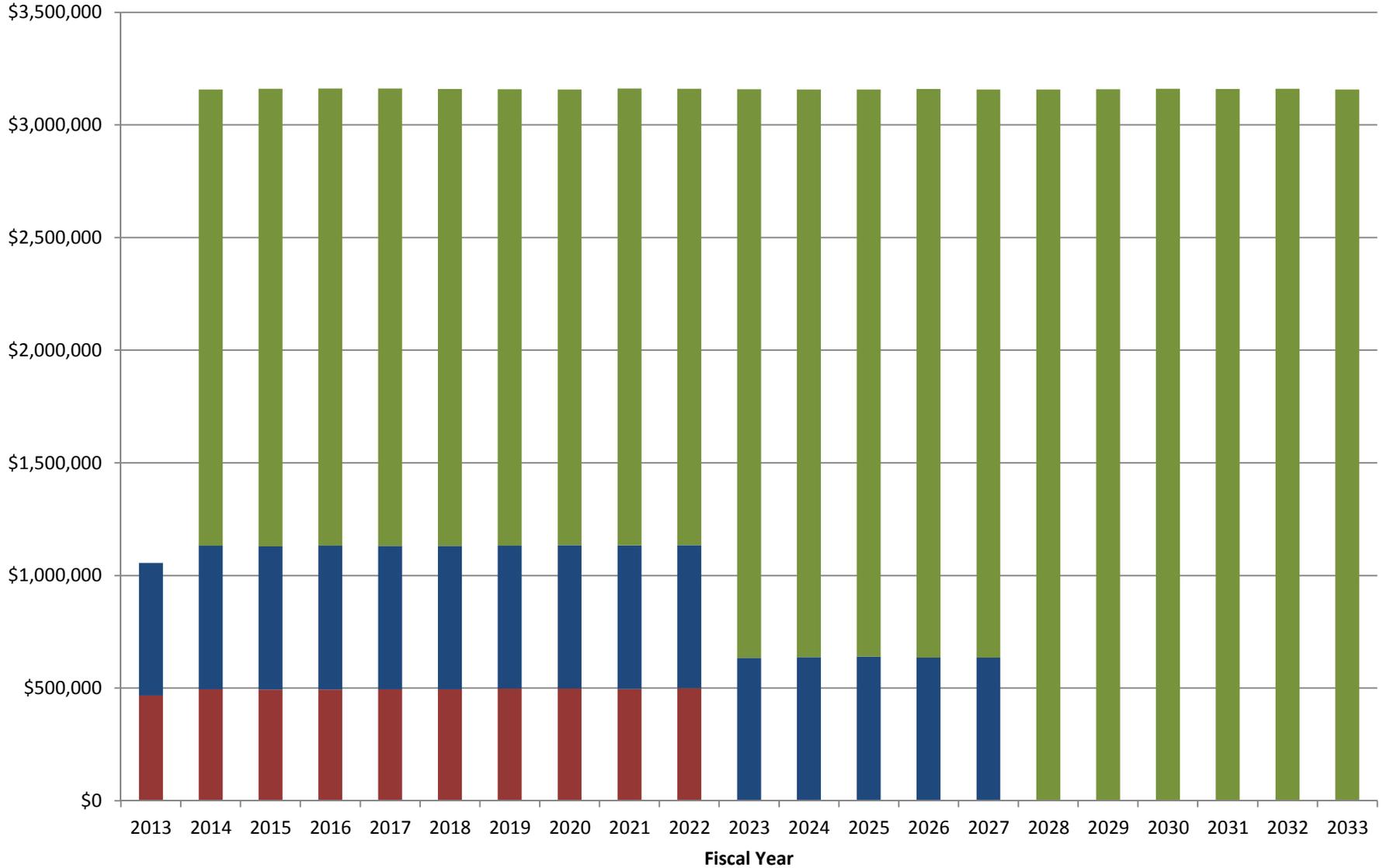
The purpose for which the proceeds of the bonds will be used is improvements and betterments to the wastewater collection and treatment facilities of the City and related improvements. The City currently has outstanding indebtedness, including accrued interest, of \$40,157,732. The interest rate anticipated on the proposed bonds is two and one-half percent (2.50%). The range of anticipated rates is from one-half percent (.50%) to four percent (4.0%). The total proposed principal amount to be repaid over the life of the bonds is \$38,000,000; the total interest to be paid over the life of the bonds, based on the anticipated interest rate is \$11,803,693; the total amount to be repaid over the life of the bonds is \$49,803,693. The bonds, if approved and issued, will be payable over a term which may be less than but which will not exceed 30 years from their date, to be determined by the City Council at the time the bonds are issued.

City of Twin Falls, Idaho

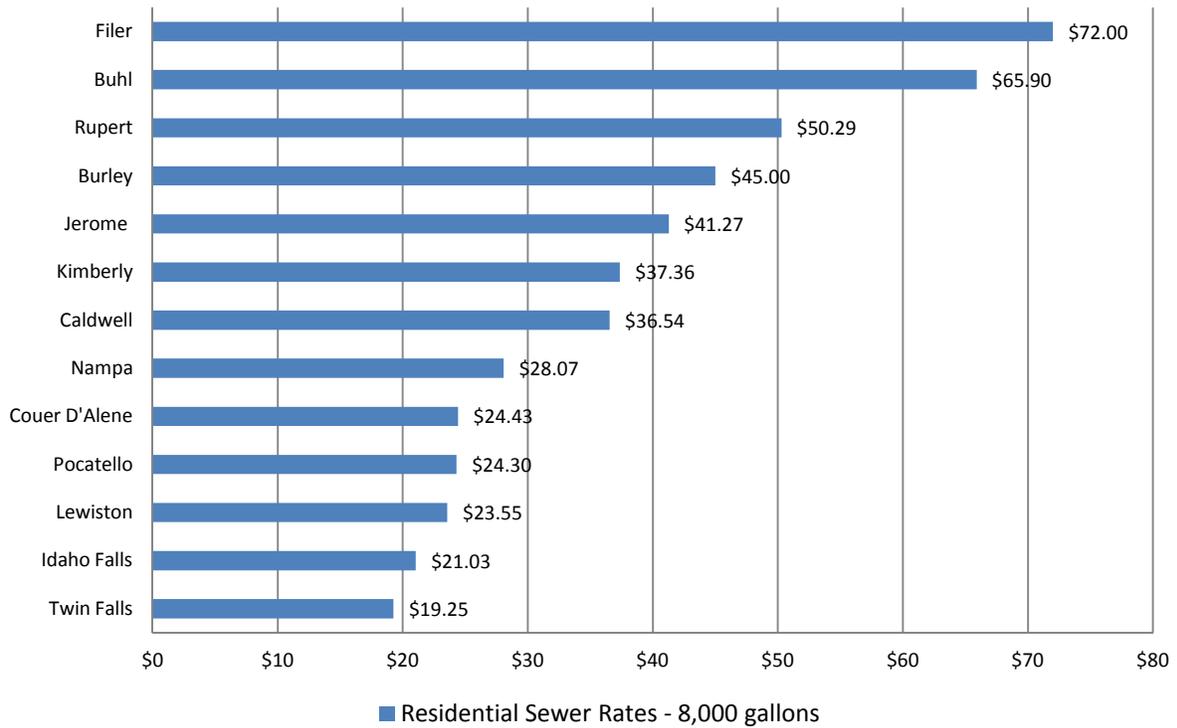
Wastewater Revenue Bonds

(20 Year \$38 Million New Money Wrapped Around Existing Debt)

■ 2012C Refunding Bonds
 ■ 2012C New Money Bonds
 ■ Proposed 2013 \$38M Bonds



Residential Sewer Rates (Month)



Twin Falls Wastewater Treatment Facility Plan



Phase 1 Expansion - Summary
February 15, 2013

Wastewater Treatment Objectives

- Cleanup the wastewater. Remove:
 - Large objects – rags, plastic bottles, debris
 - Grit
 - Organics
 - Nutrients (Nitrogen & Phosphorous)
 - Pathogens
- Produce effluent that meets regulations (permit)
- Treat & dispose sludge (biosolids)



A Brief History of Wastewater Treatment



Queen's bathroom, Crete. Minoan Civilization (3000 -100 BC)
Source: www.sewerhistory.org



Latrine in Ostia (port city at the mouth of the Tiber River), Rome.
Source: AlMere/Wikimedia Commons.

Copyright 2011 by CH2MHILL, Inc. • Company Confidential **CH2MHILL**

Physical-Chemical Treatment

- First large scale WWTP: 1740, Paris
- 1856 - 1876 > 400 patents granted for all kinds of chemical precipitants
- By 1890 > 200 plants in the UK
- Demise caused by high chemical costs, sludge generation, insufficient removals

The Advent of Biological Treatment

- 1860s – 1890s: Experiments with attached growth and suspended growth systems
- 1889 – Lawrence Experimental Station, KS provided large-scale verification of intermittent bed process. First evidence of biological mechanism.
- 1901 – Madison, WI. First continuous-fed Trickling Filter in USA
- 1919 – Jones & Attwood patent the concept of “Activated Sludge” in UK

Twin Falls WWTP – Project History



Copyright 2013 by CH2M HILL, Inc. - All Rights Reserved.

CH2M HILL

Twin Falls WWTP – Project History

- 1961 – Primary Clarification, Digestion, Disinfection
- 1974 – Secondary Treatment (Biotower, Aeration Basins [No. 1 and 2], Clarification)
- 1980 – Intermediate Clarifier (IC), Aeration Basin No. 3, Anaerobic Digestion
- 1995 – Headworks Facility, UV Disinfection
- 1999 – Aeration Basin No. 4, Secondary Clarifier No. 3, Gravity Belt Thickening
- 2010 – Chemically Enhanced Primary Treatment (CEPT)
- 2012 – UV Disinfection System Upgrade, Aeration Blower No. 4
- 2013 – Conversion of IC to Primary Clarifier No. 3

Copyright 2013 by CH2M HILL, Inc. - All Rights Reserved.

CH2M HILL

Twin Falls WWTP – 2012



Twin Falls WWTP – Expansion Criteria

Parameter	Without CEPT	With CEPT
Existing WWTP Capacity		
Flow, Average Day Maximum Month (MGD)	9.6	11.0
BOD ₅ (lbs/day)	28,000	30,000
TSS (lbs/day)	22,000	23,000
Phase 1 Expansion Capacity		
Flow, Average Day Maximum Month (MGD)	16.0	18.5*
BOD ₅ (lbs/day)	52,000	60,000
TSS (lbs/day)	36,000	41,800

Notes:

1. BOD₅, 5-day Biochemical Oxygen Demand
2. TSS, Total Suspended Solids
3. CEPT, Chemically Enhanced Primary Treatment
4. (*), Additional unit processes are required at the WWTP to meet this capacity

Liquids Treatment Alternatives

1. Conventional Activated Sludge (Selectors/Aeration Basins)
2. Roughing Moving Bed Biofilm Reactor (MBBR)
3. Integrated Fixed-film Activated Sludge (IFAS)
4. Membrane Bioreactor (MBR)

Alternatives Evaluation Approach

- Non-Monetary Criteria (used to calculate benefit score):
 - Permit Compliance
 - System Reliability
 - Ease of Operation and Maintenance
 - Adaptability and Phasing
 - Environmental Sustainability
 - Social Impacts
- Monetary Factors:
 - Capital and O&M Costs
 - Net Present Value (**20-year period, 24-mgd ADMM**)
- Benefit Score to Normalized NPV Cost

Summary of Alternatives Evaluation Results

Non-Monetary Criteria Weighting

NON-MONETARY DECISION CRITERIA AND WEIGHTS

Criteria	A	B	C	D	E	F	Total Score	Weighting Percentage	Relative Rank
	Project Compliance	Public Safety	State of Operations and Maintenance	Regulatory and Permitting	Environmental Sustainability	Stakeholder Support			
A Project Compliance	4	3	4	3	4	4	24	24.24%	1.00
B Public Safety	3	4	4	3	3	4	20	20.20%	0.83
C State of Operations and Maintenance	3	3	3	3	3	3	18	18.18%	0.73
D Regulatory and Permitting	3	3	4	3	3	3	18	18.18%	0.73
E Environmental Sustainability	1	1	1	1	3	1	8	8.08%	0.32
F Stakeholder Support	3	3	3	3	3	4	19	19.19%	0.76
							99	100.00%	3.99

- Scores**
- 5 - Significantly More Important
 - 4 - More Important
 - 3 - Equal in Importance
 - 2 - Less Important
 - 1 - Significantly Less Important

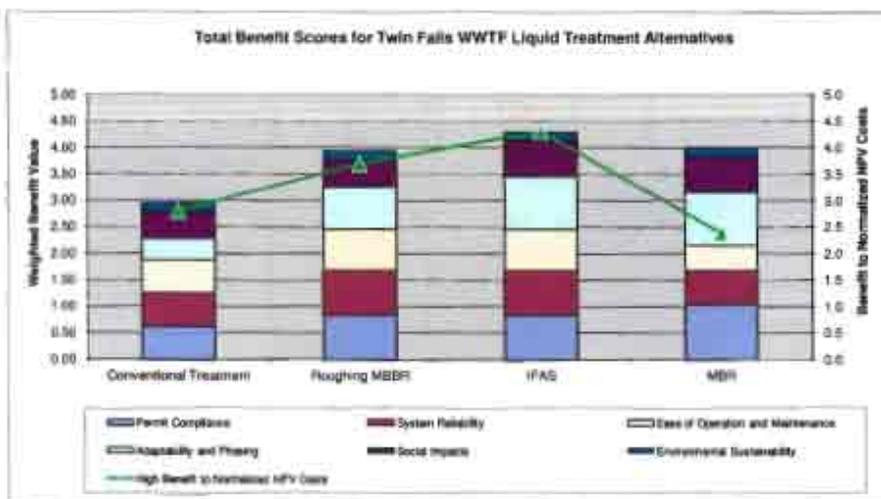
All values = 1

Benefit Scores

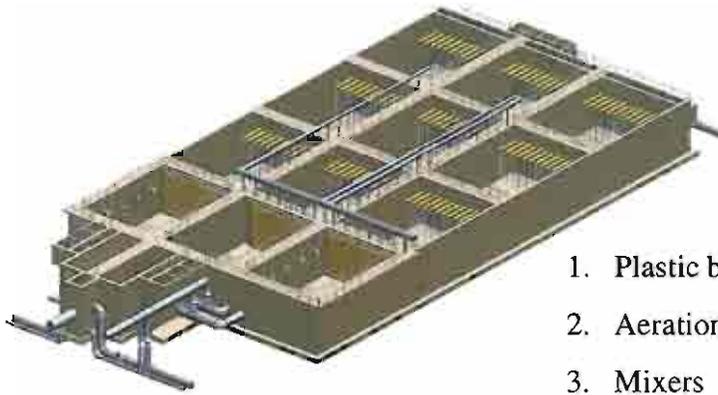
BENEFIT SCORES					
	Criteria	Liquid Treatment Alternatives			
		Conventional Treatment	Roughing MBR	IFAS	MBR
A	Permit Compliance	3	4	4	4
B	System Reliability	3	4	4	4
C	Ease of Operation and Maintenance	4	3	3	3
D	Adaptability and Flexibility	3	4	4	4
E	Environmental Sustainability	3	4	3	3
F	Social Impacts	3	3	4	4
Total Score		19	23	22	22
Number of criteria		6	6	6	6
Max. Score		18	24	24	24

- Score
- 3 - Significant Positive Score
 - 4 - Positive Score
 - 5 - Neutral Score or No Impact
 - 2 - Negative Score
 - 1 - Significant Negative Score

Benefit to NPV Scores



IFAS Reactor



1. Plastic biofilm carriers
2. Aeration
3. Mixers
4. Plastic biofilm carrier retention screens

Copyright © 2013 by CH2M HILL, Inc. • Company Confidential

CH2MHILL

Plastic biofilm carriers

- Maximum fill: 67% by volume
- Effective specific surface area limited to interior protected surfaces

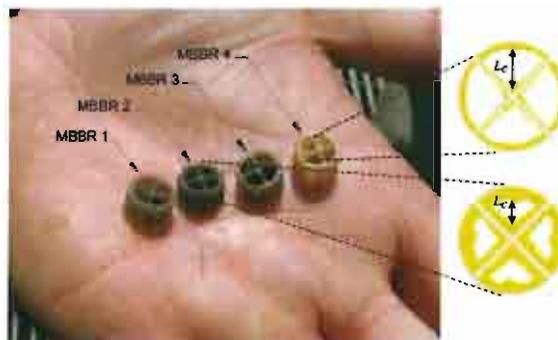


Figure by: Boltz, J.P., Johnson, B.R., Daigger, G.T., Sandino, J., and Elenter, D. (2009c). Modeling integrated fixed film activated sludge (IFAS) and moving bed biofilm reactor (MBBR) systems II: evaluation. *Wat. Env. Res.* 81(6), 576-586.

Copyright © 2013 by CH2M HILL, Inc. • Company Confidential

CH2MHILL

Plastic Biofilm Carriers – Installation



Copyright 2013 by CH2M HILL, Inc. • Company Confidential

CH2M HILL

Twin Falls WWTP – Phase 1 Expansion



Copyright 2013 by CH2M HILL, Inc. • Company Confidential

CH2M HILL

IFAS System

Advantages

- Provides improved process stability and capacity – can handle periodic peak influent loads
- Proven performance within the industry
- Increased nitrification capacity (removal of ammonia-nitrogen), especially in the winter months – ability to optimize nitrification process (only remove the amount of ammonia-nitrogen needed).
- Incorporation of biofilm process improves sludge settleability
- Significant historical design and operating experience available
- Ease of expansion for future capacity
- No site constraints to meet 2033 conditions

Phase 1 Expansion – Conceptual Cost Estimate

Phase 1 Expansion	Capital Cost Estimate
Total Phase 1 Cost	\$ 32.3M
IFAS Reactor	\$ 15.9M
Blower Expansion	\$ 3.8M
Yard Piping	\$ 1.8M
UV Disinfection Expansion	\$ 0.5M
Secondary Clarifier 4	\$ 3.1M
RAS Pump Station	\$ 6.7M
Belt Filter Press	\$ 0.5M

How much will Phase 1 cost the average citizen?

Assumptions

Amount	\$32,300,000
Years	20
Interest Rate	2.50%
Annual Debt Service	\$2,121,160
Number of Customers	14,000
Average Citizen Rate Increase per Month	\$6.50 - \$7.50

Questions?

Twin Falls Wastewater Treatment Plant Facilities Plan				
DRAFT - Phased Expansion Alternatives				
Capacity Requirements Only				
Unit Process	Resulting WWTP Capacity (ADMM, mgd)	Capital Cost (Million \$)	Trigger Capacity (ADMM, mgd)	Description
Roughing MBBR	13	15.9	7.68	MBBR with 30% media fill
New Blower Building	13	3.77	7.68	Additional 6,000 scfm required, assume new blower structure installed
Yard Piping - 1	24	1.01	7.68	Increase PE and ML piping required, sized to meet buildout conditions
UV Disinfection Expansion - 1	14.73	0.5	8.85	The existing UV system is currently rated at 8.3-mgd/channel on a peak hour(PH) basis (5.53-mgd ADMM). Three channels are currently installed, for a total capacity of 24.9-mgd PH (16.6-mgd Firm). The initial expansion of the UV system includes the installation of one UV bank per channel.
Sub-total (Phase 1A)		13	21.18	
Secondary Clarifier 4	15	3.09	10.4	15-mgd capacity is assuming only MBBR in operation. With only a MBBR, the existing aeration capacity of the ABs may be exceeded.
RAS Pump Station		6.7	10.4	With construction of SC4, a new RAS pump station is required. It would seem appropriate to extend the new RAS piping up to the MBBR (making this a IFAS reactor). See capacity impacts following.

Twin Falls Wastewater Treatment Plant Facilities Plan				
DRAFT - Phased Expansion Alternatives				
Capacity Requirements Only				
Unit Process	Resulting WWTP Capacity (ADMM, mgd)	Capital Cost (Million \$)	Trigger Capacity (ADMM, mgd)	Description
Yard Piping - 2	24	0.78	10.4	Additional ML (AB to SC4), additional RAS piping (to IFAS reactor), additional SE
IFAS Upgrade (Additional RAS piping only)	16			With RAS conveyed to the MBBR reactor, this now becomes an IFAS reactor - increasing the system capacity. Plastic biofilm carriers (media) are still at 30% fill. Cost is included in the RAS building
Belt Filter Press 3	16	0.5	12.5	These capacity criteria assume a similar daily operation as currently used at the WWTP. Additional capacity can be gained by extending operational hours.
Sub-Total (Phase 1B)		16	11.1	
Headworks Expansion	26.67	7.29	11.73	Includes additional screening, grit removal, and flow measurement
UV Disinfection Expansion - 2	22.06	1.88	11.79	Installation of additional UV channel (total of 4 channels)
IFAS Upgrade (Additional Media)	18	1.08	15	50% media fill increases the capacity to 18-mgd ADMM. The secondary capacity at this time is limited by the associated secondary clarifier capacity. Note, 40% media fill increases the WWTP capacity to 17-mgd ADMM.
Sub-Total (Phase 2)		18	10.25	
Secondary Clarifier 5	20	3.09	14.4	SC 5 is required to increase the WWTP capacity, 50% media fill maintained within IFAS reactor.

Twin Falls Wastewater Treatment Plant Facilities Plan				
DRAFT - Phased Expansion Alternatives				
Capacity Requirements Only				
Unit Process	Resulting WWTP Capacity (ADMM, mgd)	Capital Cost (Million \$)	Trigger Capacity (ADMM, mgd)	Description
Blower and aeration system upgrades	24	2.65	14.4	The existing aeration system within the aeration basins (diffusers, etc) may need to be modified to address the additional air demand required. Additional blower is required.
Yard Piping - 3	24	1.55	14.4	Additional ML (AB to SC5), additional SE (SC to UV), additional PLE (parallel outfall), increase size of parallel flume
Belt Filter Press 4 - Dewatering Building Expansion	24	2.5	14	A fourth BFP can bring the dewatering capacity to the buildout scenario, but the operation of these presses is increased (approximately 20 hour/day for 5 days/week).
Sub-total (Phase 3)		20	9.79	
Digester 3 (include control building)	24	15.38	16	At an ADMM influent flow of 16 mgd, the existing digester (1 and 2 in service) hydraulic residence time is 20 days - 15 days is required. Digester 3 will provide capacity through the 24-mgd ADMM condition.
Gravity Belt Thickener 2	24	0.43	16	The additional 3-m GBT results in the Thickening Building being able to address the new loads (even with the CEPT system in service)
UV Disinfection Expansion - 3	29.39	0.54	17.65	Installation of additional UV channel (total of 5 channels)

Twin Falls Wastewater Treatment Plant Facilities Plan				
DRAFT - Phased Expansion Alternatives				
Capacity Requirements Only				
Unit Process	Resulting WWTP Capacity (ADMM, mgd)	Capital Cost (Million \$)	Trigger Capacity (ADMM, mgd)	Description
IFAS Upgrade (Additional Media)	22	0.54	19	60% media fill (cost for the additional 10%). 22-mgd ADMM capacity without the CEPT system in operation
IFAS system with CEPT in operation	24	0.84	19	The existing CEPT system is required to be in operation provide the increase in capacity to 24-mgd ADMM. The 60% media fill in the IFAS reactor is maintained. The average annual flow at the buildout conditions is 22 mgd, so the CEPT system may only need to be in operation periodically throughout the year. Improvements include additional chemical storage tanks for the CEPT system.
Sub-total (Phase 4)	24	17.73		
	TOTAL	70.0		
Trigger Capacity, percentage of existing	80%			
Notes:				
1. UV Disinfection system capacity is based on the Peak Hour conditions. The ADMM capacity values listed are based on the PH:ADMM peaking factor of 1.5.				

2013 City of Twin Falls Sewer System Improvement Analysis



February 22, 2013



EHM Engineers, Inc.
BUILDING THE FUTURE ON A FOUNDATION OF EXCELLENCE

2013 City of Twin Falls Sewer System Improvement Analysis

EHM Engineers has analyzed specific areas within the City of Twin Falls that require or will require in the near future major improvements to meet the needs of the city's service area. Several areas identified would be best served by an overall project to reduce costs although several areas could be improved with staged construction.

The data used for this analysis was derived from City records, local knowledge of the systems history, and the 2009 Collection System Report and subsequent studies. The estimated costs depicted are based on 2012 prices and a broad history of the knowledge of potential obstacles that will be incurred, although there are many factors that will contribute and the actual final costs could be expected to vary significantly from these estimates.

Accompanying is an itemized list of improvements, Exhibit A, as well as location maps of targeted areas, B through F. This list is not intended to depict all improvements necessary. Other improvements have been identified although not included in this analysis. Based on need these improvements could be added to this list based on expansion of industry or residential growth.

Projects over the course of the last few years, including the Northeast sewer project from last year, need to be evaluated in relation to their impact on the existing model. Ultimately, a more detailed study will be required to recognize needs and identify actual costs. This report has been compiled as a starting point and reference of major projects requiring the attention of the City of Twin Falls in the near future.

EXHIBIT A

Improvements West Side of City:

<u>Location</u>	<u>Improvement</u>	<u>Est. Cost</u>
Downstream of Grandview Dropline (CB – EX. B)	250 LF – 27”	\$320,000
Grandview Drive North (CC – EX. B)	1650 LF – 42”	\$550,000
Grandview/Pole Line Int. (BW – EX. B)	430 LF – 12”	\$110,000
Filer Ave. to Rock Creek (BR,BS,BT,BQ – EX. C)	2780 LF – 27” to 30” Various Upsize	\$725,000
Rock Creek LS to Addison (AT – EX. C)	1000 LF – 18” Force Main	\$210,000
Rock Cr. LS to Blue Lakes (AK,AL,AM,AN,AO,AQ – EX. C)	8640 LF – 18” to 30” Various Upsize	\$2,350,000
Southeast Basin 1 Siphon (D – EX. C)	145 LF – 12” Parallel Includes Diversion St.	\$95,000
Perrine Dropline (CF,CG,CE – EX. C)	800 LF – 10” to 16”	\$235,000
Con-Agra Siphon (AP – EX. C)	160 LF – 12”	\$135,000
Townsite: Jackson to Monroe (BP – EX. C)	275 LF – 12”	\$70,000

Improvements East Side of City:

<u>Location</u>	<u>Improvement</u>	<u>Est. Cost</u>
Canyon Springs Grade (CSR7 – EX. D)	2110 LF – 18” Parallel Main	\$520,000

EXHIBIT A

<u>Location</u>	<u>Improvement</u>	<u>Est. Cost</u>
Upper Canyon Springs Rd. (CSR9 - EX. D)	930 LF - 18" Parallel Main	\$285,000
Canyon Springs to Blue Lakes (DM - EX. D)	620 LF - 27" Shared Upsize	\$30,000
Magic Valley Mall (DM - EX. D)	1975 LF - 24" to 27" Various Upsize	\$510,000
Pole Line Road East (DN - EX. D)	4120 LF - 18" Parallel Main	\$995,000

Additional Improvements Identified:

<u>Location</u>	<u>Improvement</u>	<u>Est. Cost</u>
Blue Lakes Basin (CH, CI, CJ, CK - EX. D)	2820 LF - 8" to 15" Various Upsize	\$540,000
Mountain View Basin (CL, CM, CN - EX. D)	1160 LF - 8" to 10" Various Upsize	\$225,000
Northwest Basin (BD through BO - EX. E)	11,350 LF - 18" to 21" Various Upsize	\$2,400,000
Madrona Basin (AY, AZ, BA, BB, BC, AW, AX - EX. F)	3745 LF - 12" to 21" Various Upsize	\$845,000
Perrine Basin (CD - EX. F)	2150 LF - 10" Includes Diversion St.	\$450,000



Canyon Rim Road

WWTP

CB

∞

Grandview Drive

∞

∞

Pole Line Road

BW

N

Exhibit B

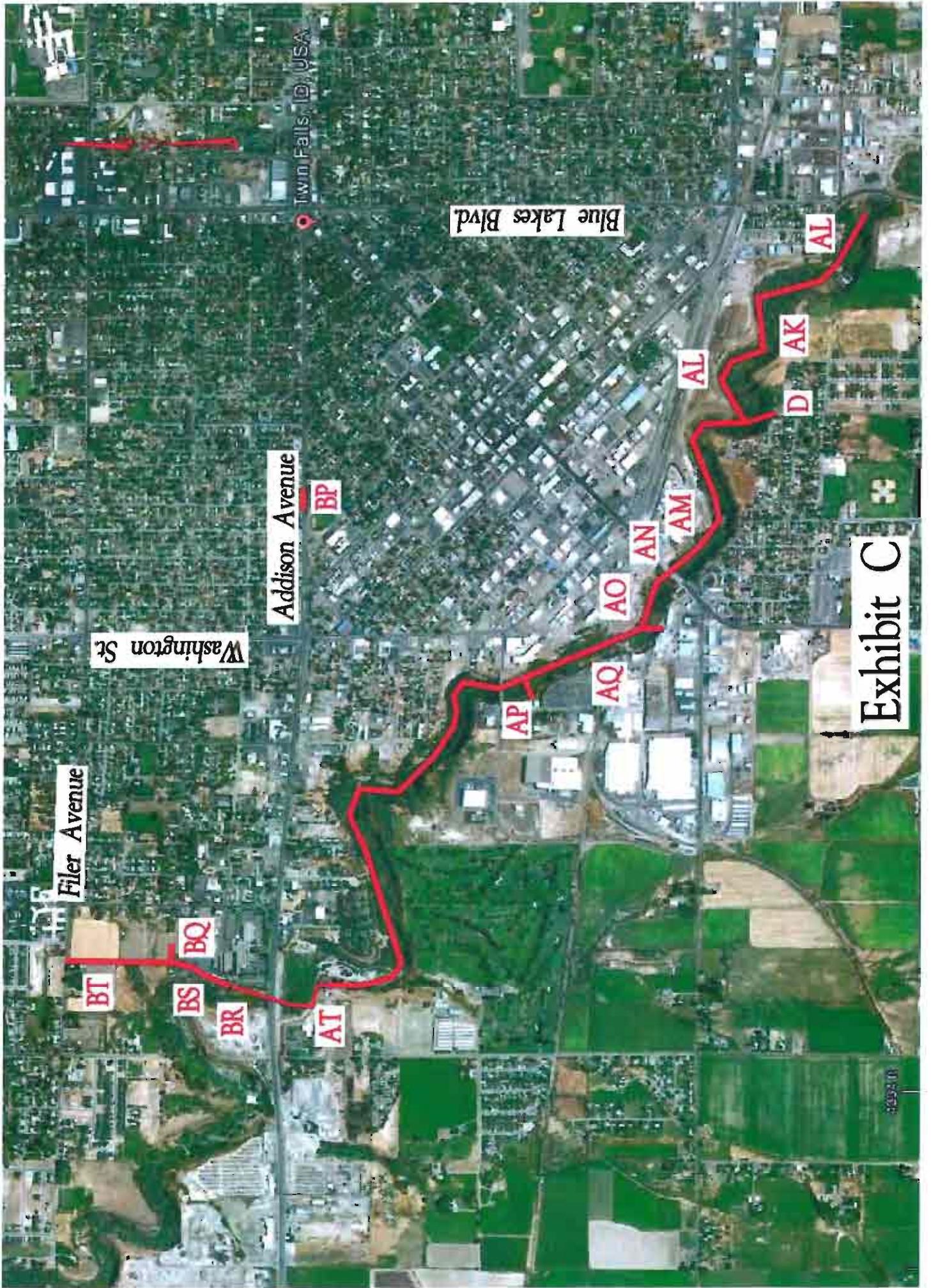


Exhibit C

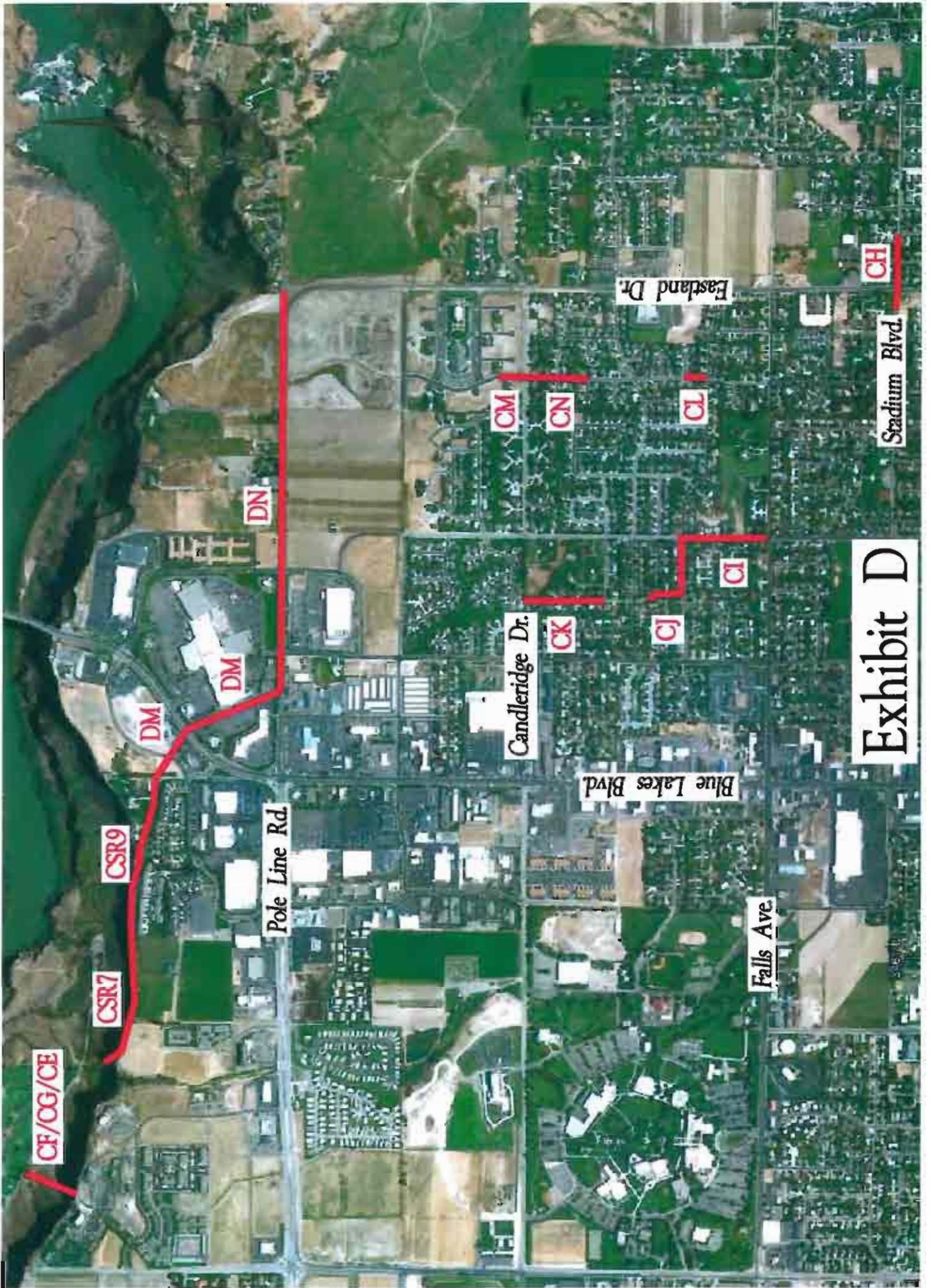


Exhibit D



Exhibit F



Date: Monday, March 11, 2013, City Council Meeting

To: Honorable Mayor and City Council

From: Jeffrey McCurdy, Region IV Development Association

Request: The purpose of the public hearing is to seek public comment regarding the water system improvements to support Agro-Farma, Inc.'s (a.k.a. Chobani) new dairy processing facility being constructed on Kimberly Road. These improvements were financed using money from the Idaho Community Development Block Grant (ICDBG) program that is administered by the Idaho Department of Commerce.

Background: On May 2, 2012, the City was awarded an ICDBG to help finance water system improvements to support the Agro-Farma development. Requirements of the ICDBG program require that the City hold a public hearing during the implementation phase of the project to allow the public an opportunity to comment on the project.

History: See attachment for activities completed to date.

Budget Impact: Grant money from the ICDBG program was used to fund Phase 2 of the water improvements. Specifically, funds were used to purchase and install the variable speed pump and back-up generator at the Hankins Road Pump Station. The Urban Renewal District of the City of Twin Falls committed \$3.376 million in matching funds towards the project.

Regulatory Impact: Unknown

Conclusion: The City of Twin Falls is holding the public hearing to comply with the requirements of the ICDBG program.

Attachments: 2nd Public Hearing – Status of Project

City of Twin Falls

2nd Public Hearing – Status of Project

March 11, 2013 6:00 p.m.

Agro-Farma, Inc. (a.k.a. Chobani) – Water System Improvements Project – ICDBG-12-IV-17-ED

The City of Twin Falls received an Idaho Community Development Block Grant (ICDBG) in the amount of \$500,000 from the Idaho Department of Commerce. This funding is allocated to the State of Idaho from the U.S. Department of Housing and Urban Development. These funds are being used to upgrade the municipal water system to support the development of Agro-Farma, Inc.’s (a.k.a. Chobani) new dairy processing facility being constructed in the City of Twin Falls. The ICDBG scope of work includes Phase II of the water system improvements – the installation of a variable speed pump and back-up generator at the Hankins Road Pump Station.

Budget: Total project has been budgeted as follows:

Budget Line Item	ICDBG	Business and Job Development Fund	Twin Falls Urban Renewal Funds	TOTAL
Administration	\$ 50,000	\$ -	\$ 30,000	\$ 80,000
Engineering - Phase I	\$ -	\$ -	\$ 405,888	\$ 405,888
Engineering - Phase II	\$ -	\$ -	\$ 73,700	\$ 73,700
Construction - Phase I	\$ -	\$ -	\$ 3,376,477	\$ 3,376,477
Construction - Phase II	\$ 450,000	\$ 50,000	\$ 31,435	\$ 531,435
Total	\$ 500,000	\$ 50,000	\$ 3,917,500	\$ 4,467,500

To date, the City has expended \$270,371 from the ICDBG program leaving a balance of \$229,629. The Twin Falls Urban Renewal Agency has expended \$1,568,833 (through March 5, 2013) of its local matching funds. The City also has the \$50,000 from the Idaho Department of Commerce’s Business and Job Development Fund to apply towards project expenses.

Activities:

Environmental Assessment – An environmental assessment was conducted on the proposed project activities in accordance with the National Environmental Policy Act (NEPA) as outlined by the ICDBG Grant Administration Manual. An Environmental Review Record was created and it was determined that the proposed main line in Phase 1 crossed two special flood hazard areas. The City completed an 8 Step decision-making process as described in 24 CFR Section 55.20. There were no viable alternatives to the proposed route after following the 8-Step process. The City published an Early Public Notice and a Final Notice and Public Explanation of a Proposed Activity in a 100-Year Floodplain. No comments from the public were received. A Finding of No Significant Impact to the Environment and Request for Release of Funds was published by the City on April 20, 2012. The Environmental Review Record was submitted to the Idaho Department of Commerce on April 24, 2012. The Idaho Department of Commerce issued their environmental release on June 1, 2012.

Construction

Phase 1 – Phase 1 included the construction of approximately 8,800 linear feet of water main line along Kimberly Road, Eastland Drive, and Highland Avenue. An *Advertisement for Rebid* was published in the Times-News on July 27 and August 3, 2012. Bid proposals were opened by the City on August 14, 2012. The City received three (3) bids and Sawtooth Construction, Inc. was the apparent low bidder with a bid amount of \$2,753,757. The City issued a *Notice of Award* to Sawtooth Construction, Inc. on September 11, 2012. The *Notice to Proceed* was issued on September 26, 2012 with work to commence on October 8, 2012. To date, no change orders have been presented or approved by the City Council.

Phase 2 – Phase 2 encompasses the installation of a new pump and generator, associated electrical components, and site work. Bid specifications for this phase were prepared by J-U-B Engineers, Inc. An *Advertisement for Bids* was published in the Times-News on July 19 and July 26, 2012. The bid opening was held on August 9, 2012 and the City received two proposals. The low bidder was Hill’s Construction, Inc.; however, upon reviewing the proposal, the bid was considered non-responsive. On August 27, 2012, the Twin Falls City Council reviewed the proposals, rejected the bid from Hill’s Construction, and awarded the contract to Irminger Construction, Inc. A Debarred Check was completed on August 13, 2012. A *Notice of Award* was issued on August 28, 2012 in the amount of \$568,481. A preconstruction conference was held on September 13, 2012. The *Notice to Proceed* was issued on September 26, 2012. To date, no change orders have been presented or approved by the City Council.

Job Creation –Conditions of the grant require Agro-Farma, Inc. to create a minimum of 150 full-time equivalent (FTE) jobs. Of these 150 new FTE jobs, 51% (or 76 of the positions) are to be filled by low-to-moderate income (LMI) individuals. The company has at this time exceeded their hiring goal. The LMI calculation is being determined. The Company has until July 2014 to fulfill their commitment.



Public Hearing: **MONDAY, MARCH 11, 2013**

To: Honorable Mayor and City Council

From: Mitch Humble, Community Development Department

ITEM IV

Request:

Request for a Zoning Title Amendment to a) repeal City Code 10-7-3 and enact a new 10-7-3 by providing for additional building height by administrative approval, and b) amend City Code 10-4-13.3(c) by allowing for additional building height in the Old Town Zone, c/o City of Twin Falls (app. 2542)

Time Estimate:

The City is the applicant and it is estimated that staff's presentation will be ten (10) minutes.

<p>Applicant: City of Twin Falls C/O Mitch Humble Community Development Department 324 Hansen Street East 208-735-7267</p>	<p>Requested Zoning: Amendment to Twin Falls City Code Title – Title 10; Chapter 7; Section 3 and Title 10; Chapter 4; Section 13.3(c); Additional Building Height</p>
<p>Applicable Regulations: 10-1-4, 10-1-5, 10-7-3, 10-4-13.3(c), 10-14-1 through 7</p>	

Approval Process:

All procedures will follow the process as described in TF City Code 10-14-5, 10-14-7.

Zoning Title Amendments, which consist of text or map revisions, require a public hearing before the Planning Commission where interested persons will have an opportunity to be heard. Following the public hearing, the Commission may forward the amendment with its recommendation to the City Council. If the Commission makes a material change from what was presented during the public hearing; an additional hearing will be scheduled prior to the Commission forwarding its recommendation to the Council.

After the Council receives the recommendation from the Commission, a public hearing shall be scheduled for interested parties who wish to be heard. Following the public hearing, the Council may grant, grant with changes, or deny the Zoning Title Amendment. In any event the Council shall specify the regulations and standards used in evaluating the Zoning Amendment, and the reasons for approval or denial.

In the event the Council shall approve an amendment, such amendment shall thereafter be made a part of this Title upon the preparation and passage of an ordinance.

Budget Impact:

The initial budget impact from approval of this request will be the cost of public hearing notifications.

Regulatory Impact:

A recommendation from the Planning and Zoning Commission on the proposed Zoning Title Amendment will allow the request to proceed to the City Council.

History:

The City Council approved Ordinance 2012 on July 6, 1981 which replaced the previous Title 10 of Twin Falls City Code in its entirety.

Community Development staff are in the process of addressing some proposed code amendments for consideration through the public hearing process, as requested by the City Council. This amendment was requested in order to address building heights greater than the maximum heights allowed by development standards within specific zoning districts without having to go before the City Council.

Analysis:

This is a request to repeal existing Twin Falls City Code Title – Title 10; Chapter 7; Section 3; Additional Height in CB, C1, M1 and M2 Zoning Districts and Subdistricts; and replacing this section; Title 10; Chapter 7; Section 3 with a new; Additional Building Height in CB, C-1, M-1, M-2 and OT Zoning Districts and Subdistricts.

What is being added is a provision to allow for “additional building heights in excess of maximum heights allowed within the CB, C-1, M-1, M-2 and OT Zoning Districts”. This will be allowed by applying for an Alternative Building Setback from the following property lines or designated boundaries:

- a. Existing residential and subsequent property.
- b. Current and future residential zones as designated by current City Code, Zoning Map, Comprehensive Plan, and Future Land Use map.
- c. Canyon Rim boundary as designated by City Engineer.

The Alternative Building Setback will be created by the following equation: “building height multiplied by two equals the Alternative Building Setback. (BH x 2 = ABS)

This request will also amend the Old Towne Zone; Twin Falls City Code – Title 10; Chapter 4; Section 13.3(c); Property Development Standards: Building Height. The current maximum building height allowance in the OT zone is 50’. This amendment will allow for buildings in the OT Zoning District to apply for the same process for additional building heights in excess of the maximum height of 50’.

On February 12, 2012 the Planning & Zoning Commission held a public hearing. No one spoke for or against. The Commission unanimously recommended approval of the amendment, as presented.

Conclusion:

Staff recommends approval and adoption of the ordinance as presented.

Attachments:

1. Ordinance
2. Exhibits of Alternative Building Setback (12)
3. Minutes of the Feb 12, 2013 P&Z public hearing

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, REPEALING §10-7-3; ENACTING A NEW §10-7-3 PROVIDING FOR ADDITIONAL BUILDING HEIGHT; AND AMENDING §10-4-13.3(C) BY REFERENCING §10-7-3 FOR ADDITIONAL BUILDING HEIGHT IN THE OT ZONE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TWIN FALLS, IDAHO:

Section 1: That Twin Falls City Code §10-7-3 is repealed.

Section 2: That the Twin Falls City Code is amended by the addition of a new section 10-7-3, as follows:

“10-7-3: ADDITIONAL BUILDING HEIGHT IN CB, C-1, M-1, M-2, AND OT ZONING DISTRICTS AND SUBDISTRICTS:

Additional building heights in excess of maximum heights allowed within the CB, C-1, M-1, M-2, and OT Zoning Districts may be allowed by applying for an Alternative Building Setback from the following property lines or designated boundaries:

- a. Existing residential and subsequent property.
- b. Current and future residential zones as designated by current City Code, Zoning Map, Comprehensive Plan, and Future Land Use map.
- c. Canyon Rim boundary as designated by City Engineer.

The Alternative Building Setback will be created by the following equation:

“building height multiplied by two shall equal the Alternative Building Setback.”
(BH x 2 = ABS).

Section 3: That Twin Falls City Code §10-4-13.3(C) is amended as follows:

“10-4-13.3: PROPERTY DEVELOPMENT STANDARDS: The following property development standards shall apply to all land and building(s) in the OT Zoning District: ...

(C) Building Height: No building shall exceed fifty feet (50') in height except as provided by section 10-7-3 of this title.”

PASSED BY THE CITY COUNCIL,
SIGNED BY THE MAYOR

March 11 , 2013
March 11, 2013

MAYOR

ATTEST:

DEPUTY CITY CLERK

Building Height Comparison

Reference Only

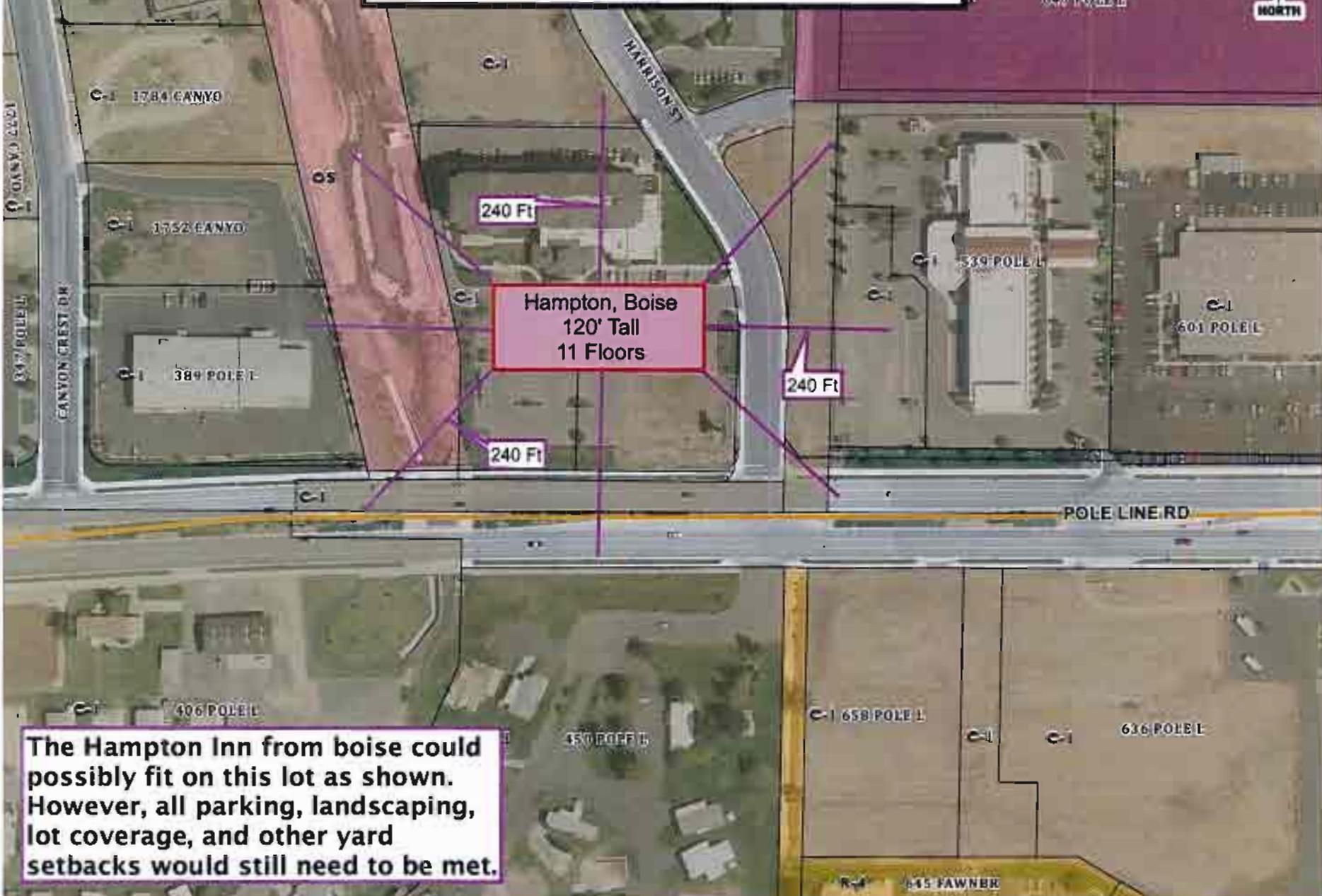


Maximum Height of a Building for this location would be 110 FT, but still has to meet all parking, landscaping, lot coverage and other yard setback requirements.

1A - Hampton Inn

Building Height Comparison

Reference Only

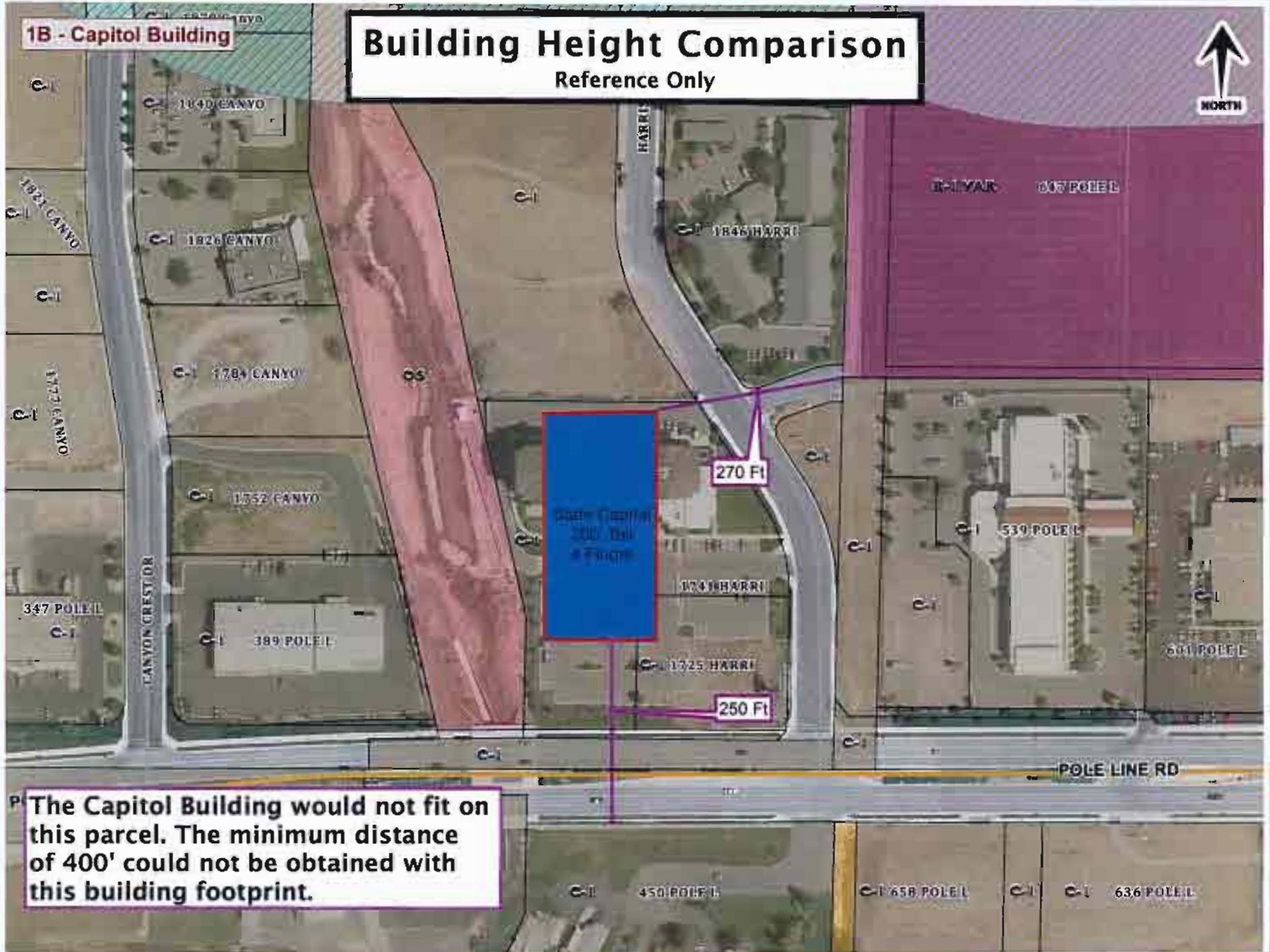


The Hampton Inn from boise could possibly fit on this lot as shown. However, all parking, landscaping, lot coverage, and other yard setbacks would still need to be met.

1B - Capitol Building

Building Height Comparison

Reference Only

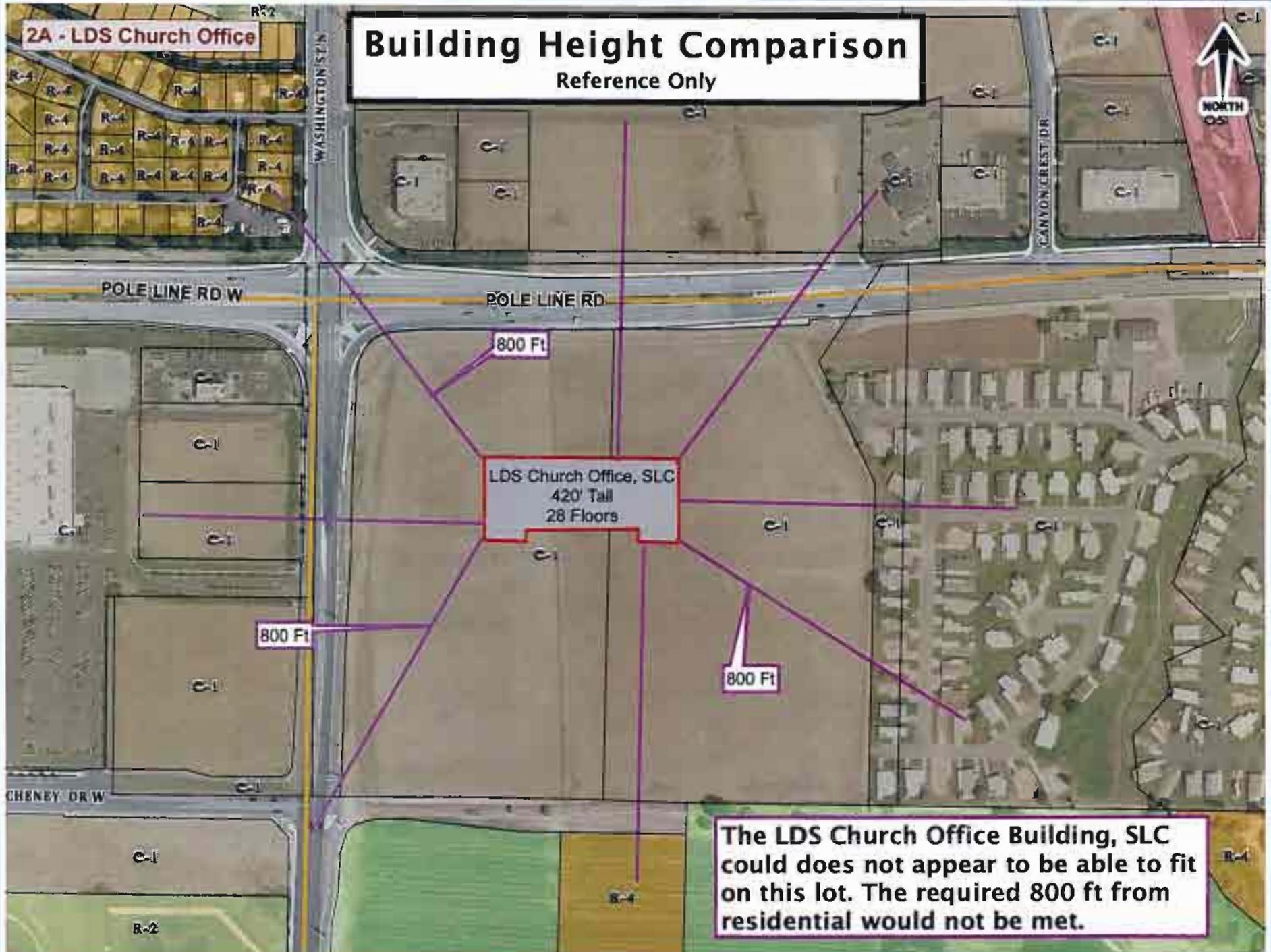


P The Capitol Building would not fit on this parcel. The minimum distance of 400' could not be obtained with this building footprint.

2A - LDS Church Office

Building Height Comparison

Reference Only



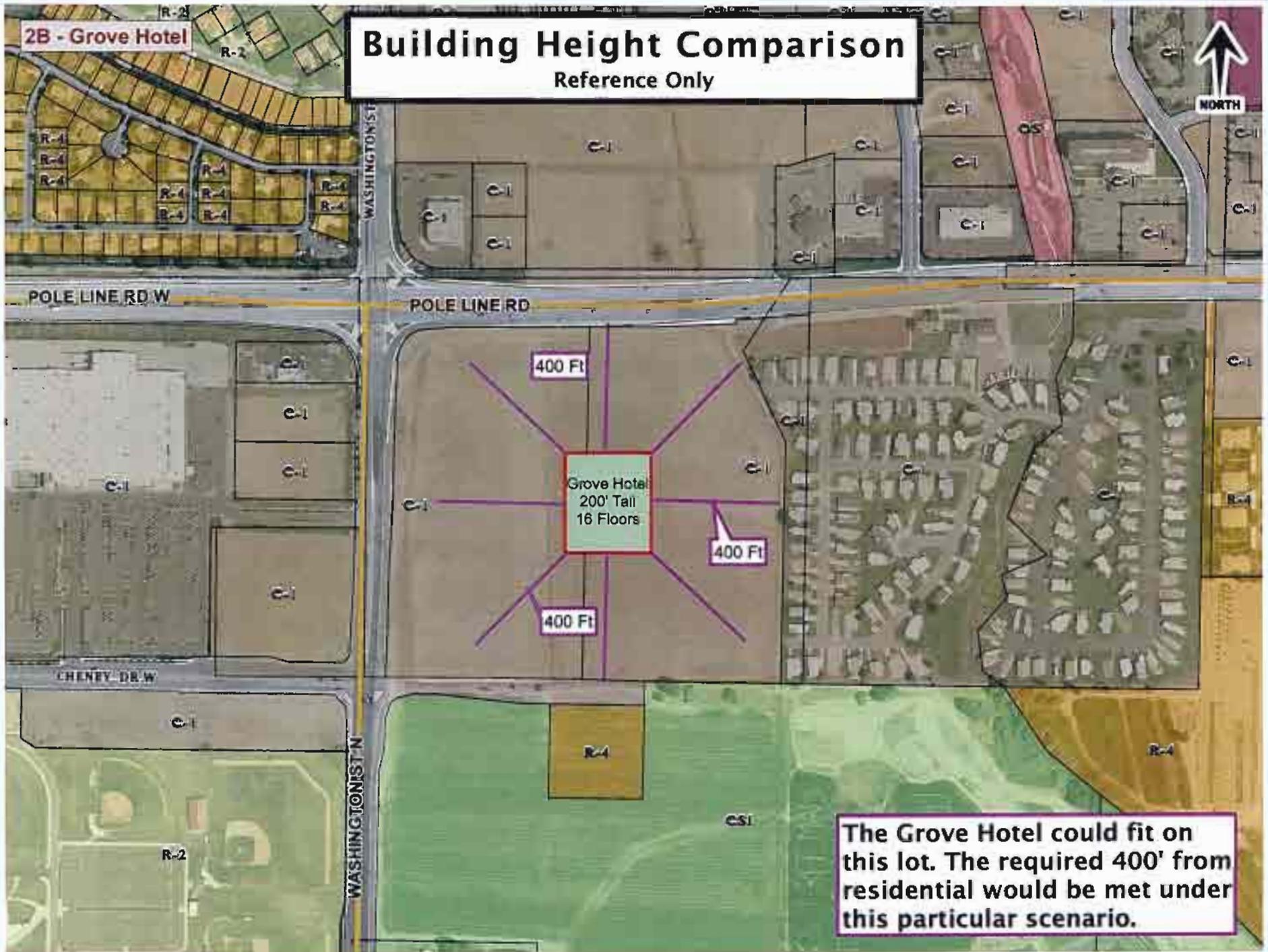
LDS Church Office, SLC
420' Tall
28 Floors

The LDS Church Office Building, SLC could does not appear to be able to fit on this lot. The required 800 ft from residential would not be met.

2B - Grove Hotel

Building Height Comparison

Reference Only

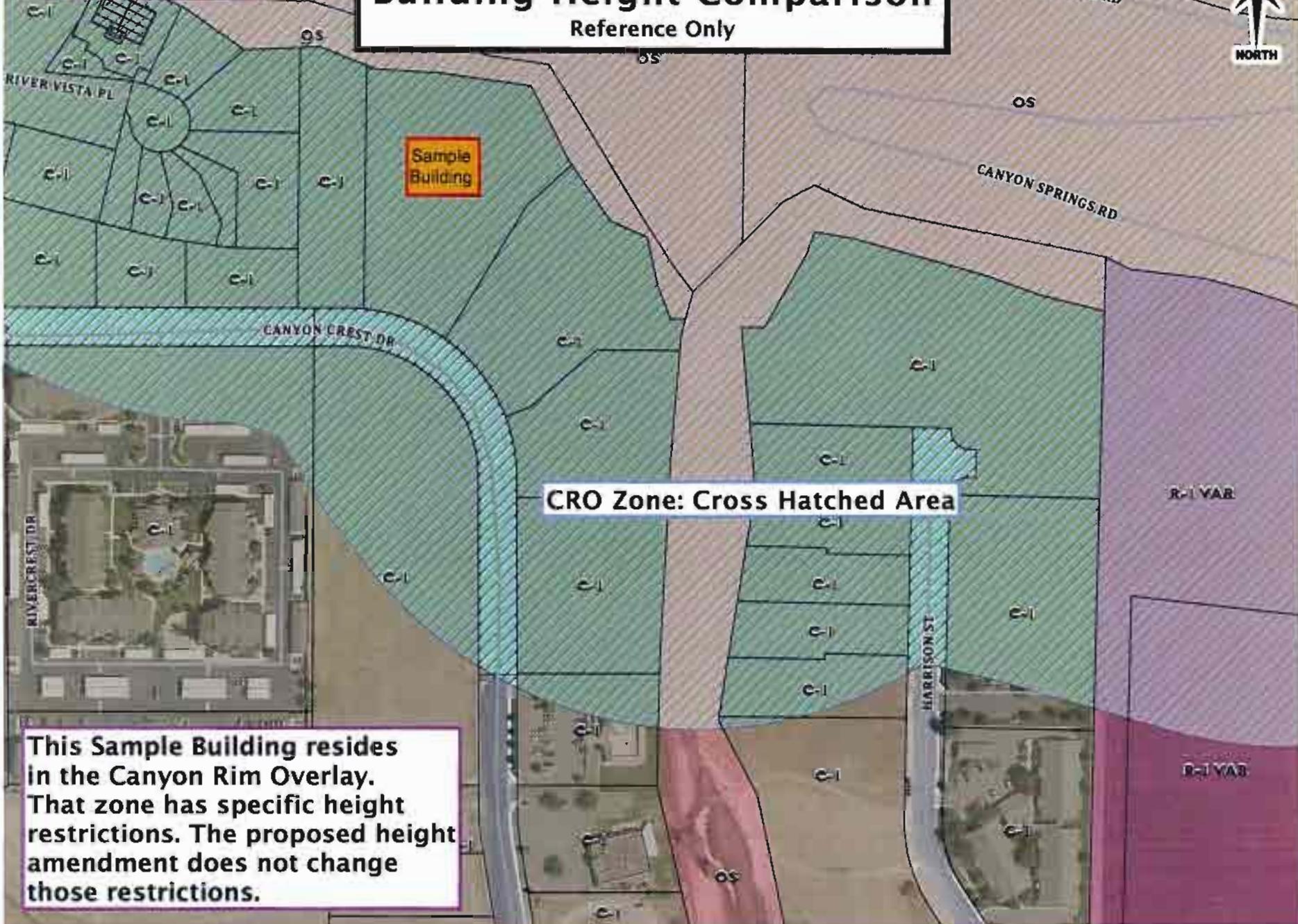


The Grove Hotel could fit on this lot. The required 400' from residential would be met under this particular scenario.

3A - Canyon Crest Area

Building Height Comparison

Reference Only



Sample Building

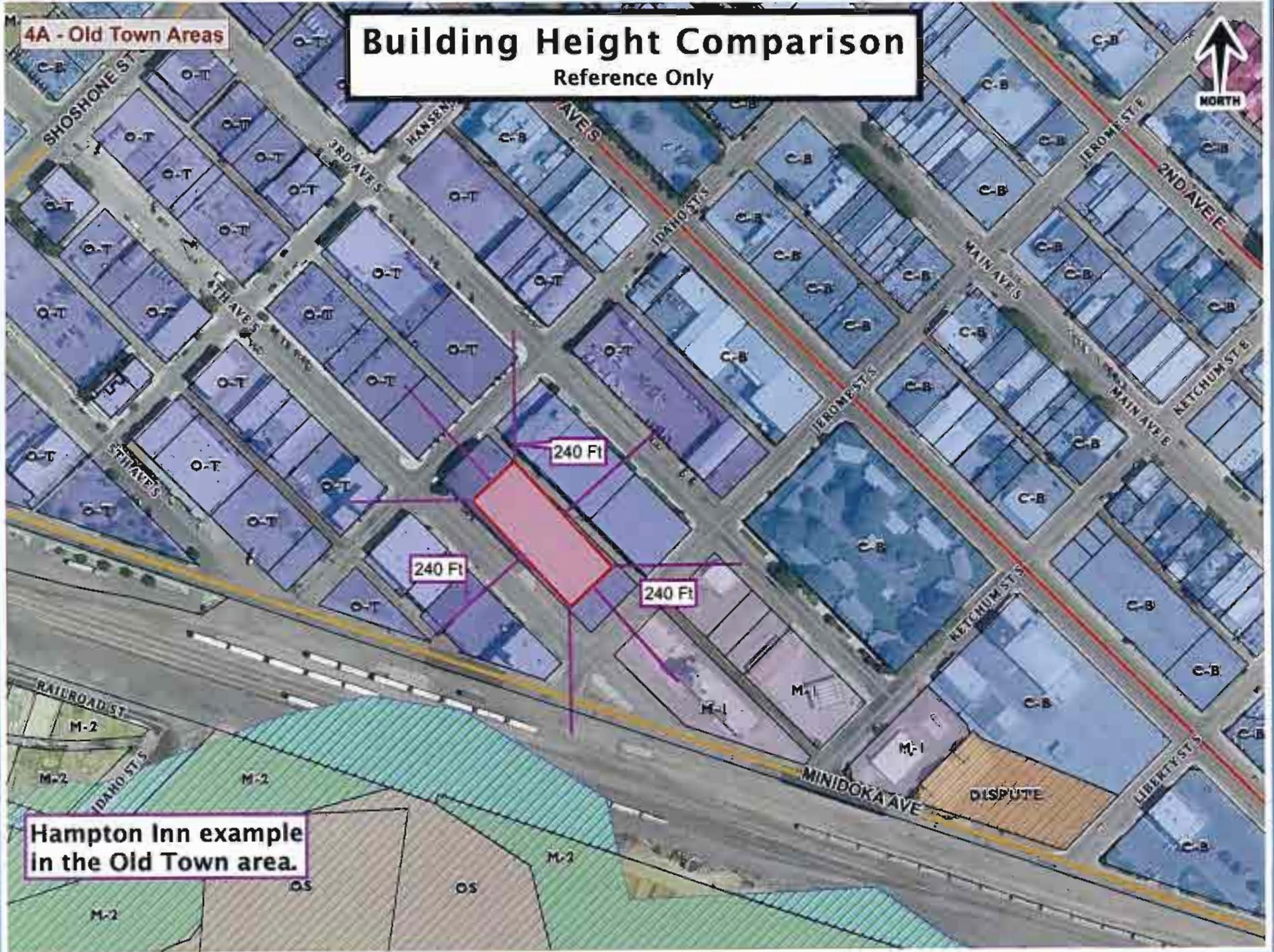
CRO Zone: Cross Hatched Area

This Sample Building resides in the Canyon Rim Overlay. That zone has specific height restrictions. The proposed height amendment does not change those restrictions.

4A - Old Town Areas

Building Height Comparison

Reference Only

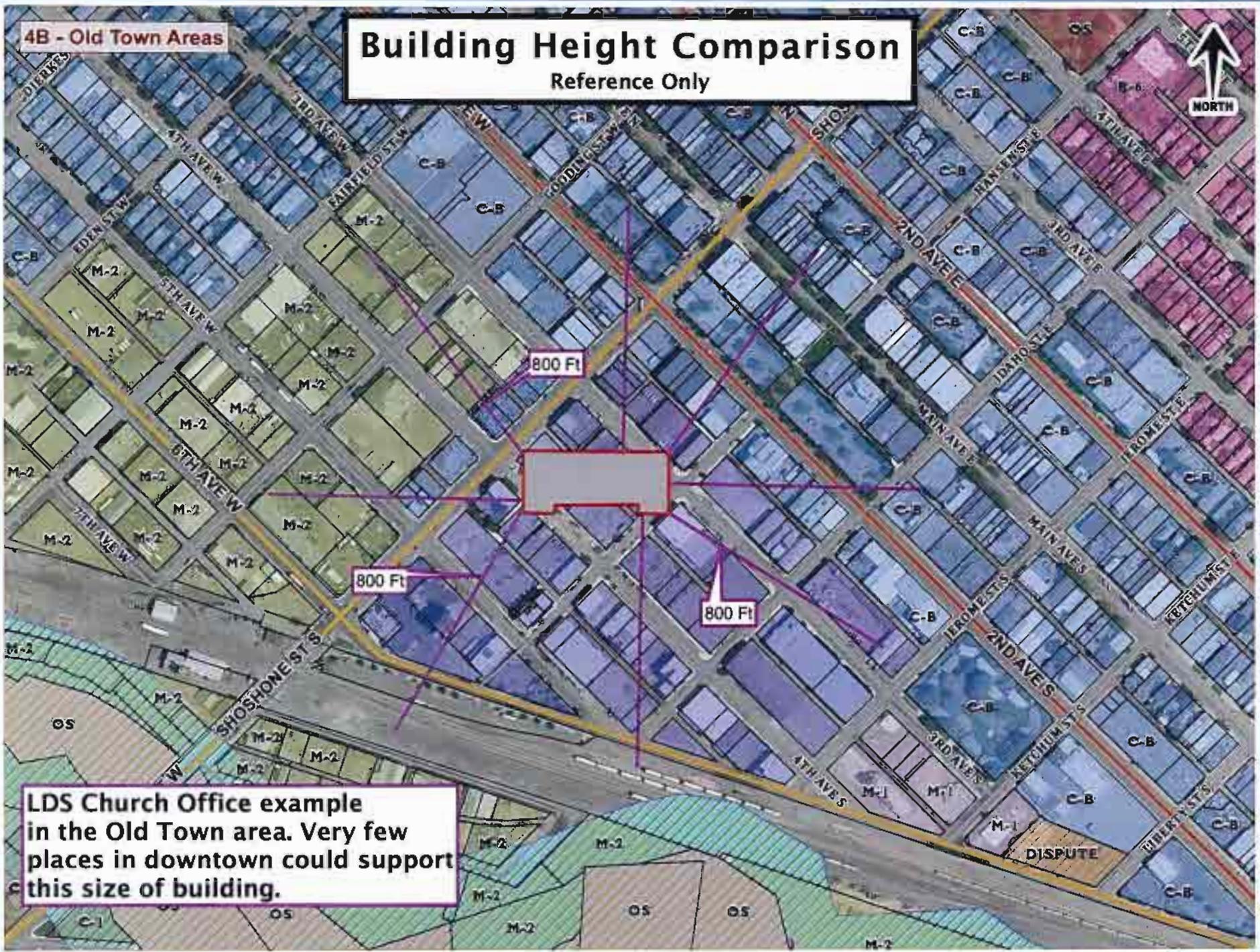


Hampton Inn example
in the Old Town area.

4B - Old Town Areas

Building Height Comparison

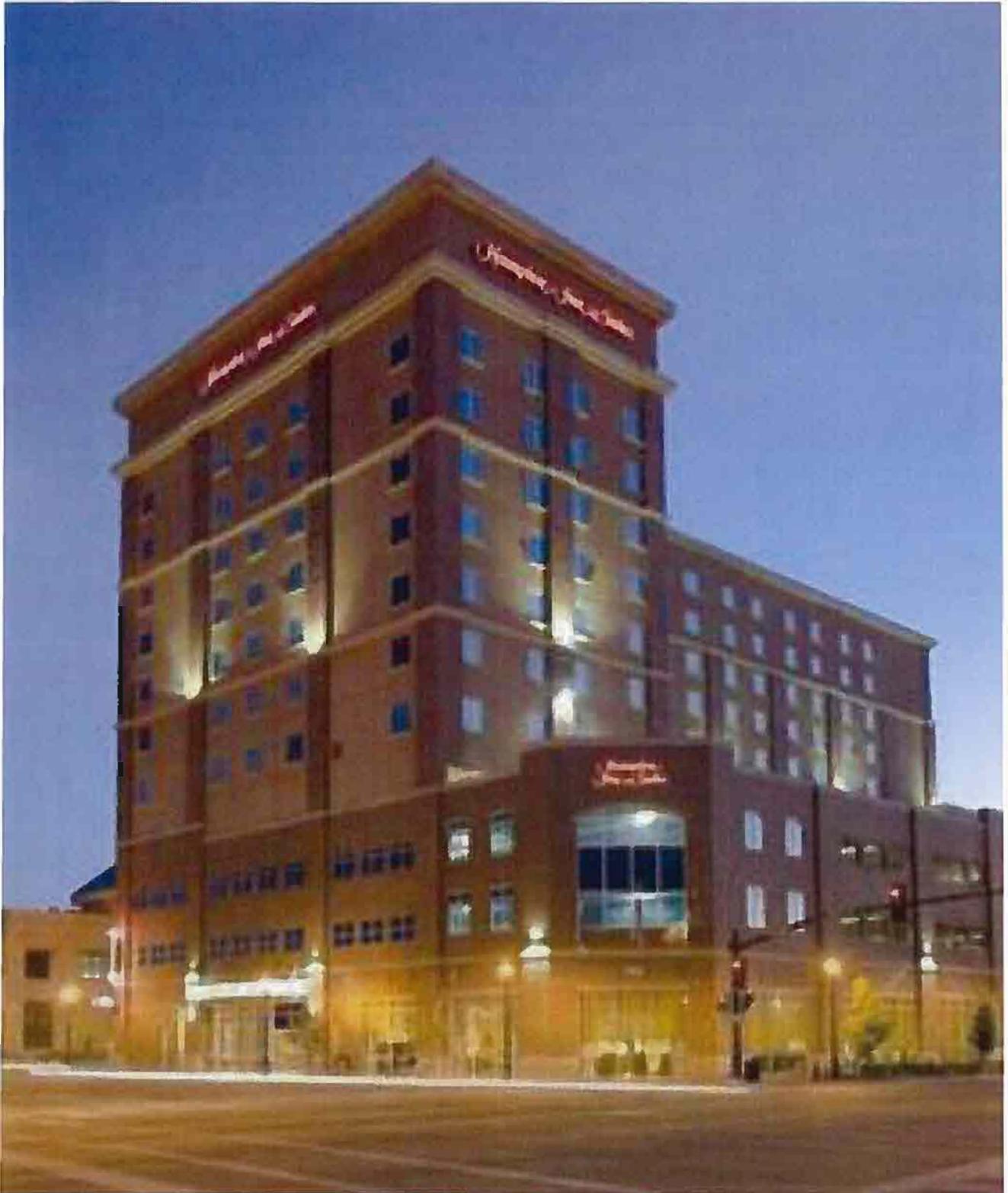
Reference Only



LDS Church Office example in the Old Town area. Very few places in downtown could support this size of building.



The Grove Hotel, Boise Idaho.
200 Ft Tall
16 Floors



Hampton Inn, Boise Idaho
120 Ft Tall
11 Floors



Capitol Building, Boise Idaho
200 Ft Tall
4 Main Floors



LDS Church Office Building SLC
420 Ft Tall
28 Floors



MINUTES
Twin Falls City Planning & Zoning Commission
February 12, 2013-6:00 PM
City Council Chambers
305 3rd Avenue East Twin Falls, ID 83301

PLANNING & ZONING COMMISSION MEMBERS

CITY LIMITS:

Wayne Bohrn Jason Derricott Tom Frank Kevin Grey Terry Ihler V. Lane Jacobson Chuck Sharp
Chairman Vice-Chairman

AREA OF IMPACT:

Lee DeVore Steve Woods

CITY COUNCIL LIAISON

Rebecca Mills Sojka Suzanne Hawkins

ATTENDANCE

PLANNING & ZONING MEMBERS

PRESENT:

Bohrn
Derricott
Frank
Grey
Jacobson
Sharp

ABSENT:

Ihler

AREA OF IMPACT MEMBERS

PRESENT:

DeVore
Woods

ABSENT:

CITY COUNCIL MEMBERS PRESENT: Hawkins, Mills-Sojka

CITY STAFF PRESENT: Carraway, Spendlove, Strickland, Vitek

AGENDA ITEMS FOR CONSIDERATION AND PUBLIC HEARING

III. ITEMS OF CONSIDERATION:

1. Request for a front yard setback adjustment for property located at 161 3rd Avenue West c/o Greg Wills on behalf of Wills Toyota (app. 2553)

IV. PUBLIC HEARING ITEMS:

1. Request for a Zoning Title Amendment to repeal City Code 10-7-3 and enact a new 10-7-3 providing for additional building height, and amend City Code 10-4-13.3(c), regarding additional building height in Old Town Zone (app. 2542)

+++++

I. CALL MEETING TO ORDER:

Chairman Bohrn called the meeting to order at 6:00 P.M. He then reviewed the public meeting procedures with the audience, confirmed there was a quorum present and introduced City Staff present.

II. CONSENT CALENDAR:

1. Approval of Minutes from the following meeting(s):
 - January 3, 2013-WS Minutes
 - January 8, 2013-PZ Minutes
 - January 23, 2013-PZ Minutes
 - October 3, 2012-WS Minutes
 - November 7, 2012-WS Minutes
 - December 5, 2013-WS Minutes

IV. PUBLIC HEARING ITEMS

1. Request for a Zoning Title Amendment to repeal City Code 10-7-3 and enact a new 10-7-3 providing for additional building height, and amend City Code 10-4-13.3(c), regarding additional building height in Old Town Zone (app. 2542)

STAFF PRESENTATION:

Planner I Spendlove reviewed the exhibits on the overhead and the history of the ordinance. On July 6th 1981 Ordinance 2012 was approved which replaced the previous Title 10 of Twin Falls City Code in its entirety. Community Development staff are in the process of addressing some code changes requested by the City Council for the Commission to consider. This amendment was requested in order to address building heights greater than the maximum heights allowed by Zoning District Codes without having to go before the City Council.

This is a request to repeal existing Twin Falls City Code Title – Title 10; Chapter 7; Section 3; Additional Height in CB, C1, M1 and M2 Zoning Districts and Sub-districts; replace Title 10; Chapter 7; Section 3 with a new; Additional Height in CB, C-1, M-1, M-2 and OT Zoning Districts and Sub-districts. What is being added is a provision to allow for “additional building heights in excess of maximum heights allowed within the CB, C-1, M-1, M-2 and OT Zoning Districts”. This will be allowed by applying for an Alternative Building Setback from the following property lines or designated boundaries:

- a. Existing residential and subsequent property.
- b. Current and future residential zones as designated by current City Code, Zoning Map, Comprehensive Plan, and Future Land Use map.
- c. Canyon Rim boundary as designated by City Engineer.

The Alternative Building Setback will be created by the following equation: building height multiplied by two equals the alternative building setback.

This request will also amend Twin Falls City Code Title – Title 10; Chapter 4; Section 13.3(c); Property Development Standards: Building Height. This amendment will allow buildings in the OT Zoning District the same process for additional building heights in excess of the maximum height of 50’.

This is the first step of the Zoning Title Amendment approval procedure. A request for a Zoning Title Amendment is initially made to the Commission. The Planning and Zoning Commission holds a public hearing to evaluate the request and to determine the extent and nature of the amendment. Upon conclusion of the public hearing the Commission makes a recommendation to the City Council on whether or not to approve the request as presented, deny the request, or approve the request with conditions and/or modifications. If the Commission recommends approval they shall assure the request is compatible with the comprehensive plan.

The City Council shall then hold an additional public hearing where they may approve the application as recommended by the Commission, deny the application,

or remand the application back to the Commission for further proceedings. If approved, an ordinance is prepared and at a later public meeting is adopted by the City Council. Once the ordinance is published the City Code is officially amended.

Planner I Spendlove stated upon conclusion staff recommends that the Commission recommend approval of the attached ordinance, as presented, to the City Council.

COMMISSION QUESTIONS/COMMENTS :

- Commissioner Frank explained that he and Commissioner Derricott sit on the board that is reviewing the Zoning Title for amendments. He stated in this case the applicants that have had to come through for exemption requirements has been approved. This change removes the extra step of make a request to City Council but still has protections for the surrounding properties.
- Zoning & Development Manager Carraway commented that hotels come through on a Special Use Permit and height would be reviewed during this process. Most of these kind of buildings that are occupied do require Special Use Permit. This will impact businesses that have taller structures that are required for their business to operate.
- Commissioner Sharp asked if the request for additional height change the setback.
- Planner I Spendlove explained that currently this type of request does not take into account the need for additional setbacks. The additional height is requested and approved.
- Commissioner Woods the new code would require essentially twice the building height, will this produce a maximum height allowed at any time.
- Planner I Spendlove explained that staff believes this will self regulate do to the minimum size lots in some areas of town. If they have enough land there could be some tall structures. The money necessary to accommodate a tall building, because it requires twice the amount of land from the building to the nearest property line of any residential spot current or future. It also does not overshadow the Canyon Rim Overlay. If it is in the Canyon Rim Overlay those heights are set.
- Commissioner Sharp stated this code change would restrict the size of the structure in areas like the Old Town District. The current setbacks would also apply.
- Commissioner Grey asked if someone has enough money to build the taller building are we saying we don't want them to build because of this regulation.
- Planner I Spendlove explained no that is not the case, staff thinks that this will be self regulating and will reduce the likelihood of really tall buildings.
- Commissioner Bohrn stated the code is primarily to reduce the paperwork needed for someone that wants to build a high-rise type building.
- Commissioner Sharp confirmed that it will just make the steps easier.

PUBLIC HEARING: OPENED & CLOSED WITHOUT CONCERNS

MOTION:

Commissioner Frank made a motion to approve the request, as presented. Commissioner Derricott seconded the motion. All members present voted in favor of the motion.

RECOMMENDED FOR APPROVAL, AS PRESENTED, TO THE CITY COUNCIL
PUBLIC HEARING SCHEDULED MARCH 11, 2013

V. PUBLIC INPUT AND/OR ITEMS FROM THE ZONING DEVELOPMENT MANAGER AND/OR THE PLANNING & ZONING COMMISSION:

Zoning & Development Manager Carraway gave an update on a Code Enforcement complaint about UPS trucks parked along Elm Street North and stated it has been resolved.

VI. UPCOMING PLANNING & ZONING MEETINGS:

- February 26, 2013 Planning & Zoning Commission Meeting
- March 7, 2013 Planning & Zoning Work Session Meeting

VII. ADJOURN MEETING:

Chairman Bohrn adjourned the meeting at 6:25 pm

Lisa A Strickland

Lisa A Strickland
Administrative Assistant
Community Development Department