

COUNCIL MEMBERS:

Suzanne Hawkins	Jim Munn	Shawn Barigar	Chris Talkington	Gregory Lanting	Don Hall	Rebecca Mills Sojka
<i>Vice Mayor</i>					<i>Mayor</i>	



MINUTES
 Meeting of the Twin Falls City Council
 Monday, May 19, 2014
 City Council Chambers
 305 3rd Avenue East -Twin Falls, Idaho

4:00 P.M.

PLEDGE OF ALLEGIANCE TO THE FLAG
 CONFIRMATION OF QUORUM
 CONSIDERATION OF THE AMENDMENTS TO THE AGENDA
 PROCLAMATION: None
GENERAL PUBLIC INPUT

AGENDA ITEMS	Purpose	By:
Presentations from the following Municipal Powers Outsource Grants (MPOG) Applicants: 1. Twin Falls Municipal Band 2. Boys and Girls Clubs of Magic Valley 3. CASA – Court Appointed Special Advocates 4. Crisis Center of Magic Valley 5. Jubilee House, Inc. 6. LINC (Living Independence Network Corporation) 7. Magic Valley Arts Council 8. Salvation Army 9. Trans IV 10. Twin Falls Senior Center	Action Presentations/Action	Staff Report Mandi Thompson
I. CONSENT CALENDAR:		
1. Consideration of a request to approve the Accounts Payable for May 13–19, 2014, totals: \$871, 294.23. Prepay for May 13, 2014, total: \$60,856.79.	Action	Sharon Bryan
2. Consideration of a request to approve the April 21 and May 5, 2014, City Council Minutes.	Action	Leila A. Sanchez Sharon Bryan
3. Consideration of a request to approve the Improvement Deferral Agreement for Curb-Gutter-Sidewalk & Driveway Approach for property sought to be developed at 980 Carriage Lane N. for Angela Sarah Taylor Pitts.	Action	Troy Vitek
4. Consideration of a request to approve the Improvement Deferral Agreement for Sidewalk Improvement for property sought to be developed at 728 Mae Drive for Jim Gleaves and Emma Braun.	Action	Troy Vitek
II. ITEMS FOR CONSIDERATION:		
1. Consideration of a request to award the contract for the 2014 Orchard Drive West Reconstruction project to Granite Excavation, Inc. of Cascade, Idaho in the amount of \$300,000.00.	Action	Jason Brown
2. Consideration of a request to award the contract for the Eastland–Orchard to Kimberly project to PMF Inc., of Twin Falls, Idaho, in the amount of \$422,853.00.	Action	Troy Vitek
3. Consideration of a request to allow the City Engineer to sign an agreement with CH2M Hill for the Waste Water Treatment Plant Construction Management and Construction Services in the amount \$3,083,276.	Action	Troy Vitek
4. Public input and/or items from the City Manager and City Council.		
III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:		
IV. PUBLIC HEARINGS: 6:00 P.M.: None		
V. ADJOURNMENT:		
1. Executive Session 67-2345 (1) (c) To conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency		

Any person(s) needing special accommodations to participate in the above noticed meeting could contact Leila Sanchez at (208) 735-7287 at least two working days before the meeting. Si desea esta información en español, llame Leila Sanchez (208)735-7287.

Present: Suzanne Hawkins, Jim Munn, Shawn Barigar, Chris Talkington, Gregory Lanting, Don Hall, Rebecca Mills Sojka

Absent: None

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Assistant City Engineer Troy Vitek, Environmental Engineer Jason Brown, Grant Writer Mandi Thompson, Deputy City Clerk Leila A. Sanchez

Mayor Hall called the meeting to order at 4:02 P.M. He then invited all present, who wished to, to recite the pledge of Allegiance to the Flag. A quorum is present.

4:00 P.M.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:

City Manager Rothweiler requested the following changes be made to the agenda:

For the record, the Council will deliberate and discuss and award the appropriations as the Council sees fit for the "Presentations from the following Municipal Powers Outsource Grants (MPOG) Applicants."

Staff requests to remove the April 21, 2014, City Council Minutes from the Consent Calendar.

MOTION:

Councilmember Mills Sojka moved to approve the amendments to the agenda. The motion was seconded by Councilmember Lanting. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

PROCLAMATION: None

GENERAL PUBLIC INPUT: None

AGENDA ITEMS

Presentations from the following Municipal Powers Outsource Grants (MPOG) Applicants:

- | | |
|---|---|
| 1. Twin Falls Municipal Band | 6. LINC (Living Independence Network Corporation) |
| 2. Boys and Girls Clubs of Magic Valley | 7. Magic Valley Arts Council |
| 3. CASA – Court Appointed Special Advocates | 8. Salvation Army |
| 4. Crisis Center of Magic Valley | 9. Trans IV |
| 5. Jubilee House, Inc. | 10. Twin Falls Senior Center |

Council discussion followed on the format of the scoring system and the matrix.

1. Twin Falls Municipal Band

Councilmember Mills Sojka recused herself from the Twin Falls Municipal Band discussion and deliberation.

Sandy Hacking, President, gave the presentation and requested \$21,161.

Discussion followed:

- Concert attendance 500 to 1,000
- Band solely supported by the City of Twin Falls
- Other sponsorships
- Librarian allowance
- Mission Statement "Preserve our Heritage"

2. Boys and Girls Club

Lindsey Westburg gave the presentation and requested \$21,500.

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Discussion followed.

- 80% of the 3,500 served are Twin Falls residents
- Funds are not received from other City Councils

3. CASA

Tahna Barton, Executive Director gave the presentation and requested \$6,641.

Discussion followed:

- Mandate from the State of Idaho/minimum funding received
- Additional need for 15 volunteers
- Twin Falls County pays for CASA's attorney

3. Crisis Center of Magic Valley

Deborah Gabardi gave the presentation and requested \$15,000.

Discussion followed:

- Utility costs not provided
- 72% served are citizens of Twin Falls
- \$310,000 to run the entire program
- Domestic violence (alcohol/drug related) 80% to 90%

4. Jubilee House, Inc.

Kathryn Bausman, Executive Director, gave the presentation and requested \$5,000.

Discussion followed:

- Longevity of the program and success rates
- 80% served are citizens of Twin Falls
- Partnerships with mental health and drug courts

5. LINC (Living Independence Network Corporation)

Lindsey Westburg gave the presentation and requested \$22,000. Transportation for 88% of those served originates from the City of Twin Falls.

Discussion followed.

- Trans IV and LINC services

Ms. Westburg stated that LINC pays for a portion of Trans IV rides. Trans IV provides transportation for the general public; LINC provides rides for the disabled and elderly.

- Funds specifically used for rides
- Provides 14 rides per month at \$5 per ride
- Qualifications for ride service
- AMR (Medicaid program) to and from doctor appointments

6. Magic Valley Arts Council

Carolyn White gave the presentation and requested \$15,000.

Discussion followed.

- Kids Art in the Park - 90% are Twin Falls residents
- \$200,000 total budget

7. Salvation Army

Nicki Kroese, Business Manager, gave the presentation and requested \$20,000.

Discussion followed.
-Partnering with other agencies
-Fits in with Strategic Plan
-60 children in attendance during the summer
-Funds are received from St. Luke's Medical Services

8. Trans IV

Mayor Hall, Councilmembers Munn and Barigar recused themselves from Trans IV discussion and deliberation.

Lynn Baird gave the presentation and requested \$62,400.

Discussion followed.
-35,000 to 40,000 served yearly – 95% are from the City of Twin Falls
-Provides rides to and from the Senior Center
-Tracking riders (seniors/handicapped)
-Trans IV advertising

9. Twin Falls Senior Center

Jeanette Roe gave the presentation and requested \$3,000.

Recess at 5:29 p.m.
Reconvened at 5:35 p.m.

MOTION:

Councilmember Lanting moved to increase the Municipal Powers Outsource Grant from \$100,000 to \$125,000, with \$25,000 to be allocated from the Reserve Fund. The motion was seconded by Vice Mayor Hawkins.

AMENDMENT TO THE MOTION:

Councilmember Talkington moved to amend the motion to remove the Twin Falls Municipal Band from the Municipal Powers Outsource Grant for the next budget cycle and place it as a line item in the Parks & Recreation Department budget. The motion was seconded by Councilmember Lanting.

City Manager Rothweiler stated that \$25,000 is available in the Contingency Fund.

Councilmember Lanting amended his motion to, "Increase the Municipal Powers Outsource Grant from \$100,000 to \$125,000. The \$25,000 to be allocated from the Contingency Fund." Vice Mayor Hawkins agreed with the motion.

Discussion on the amendment:
-Definition of conflict of interest
-Non-Profit Board Members

City Attorney Wonderlich summarized the contents of a memorandum he sent to the Council regarding conflicts of interest.

Councilmember Mills Sojka recused herself from discussion and deliberation on the amendment to the motion.

Councilmember Talkington stated that he serves on the Salvation Army Board and a member of the Magic Valley Arts Council.

City Attorney Wonderlich stated that Councilmember Talkington should recuse himself from participation, discussion and deliberation on the Salvation Army.

Roll call vote on the amendment to the motion to remove the Twin Falls Municipal Band from the Municipal Powers Outsource Grant in the next budget cycle and place it as a line item in the Parks & Recreation Department budget showed Councilmembers Hawkins, Barigar, Munn, Lanting, Hall and Talkington voted in favor of the motion. Councilmember Mills Sojka abstained. Approved 6 to 0. 1 abstained.

Councilmember Mills Sojka recused herself from discussion and deliberation on the motion as amended.

Discussion followed.

-Southern Idaho Tourism was placed in the budget in FY 2013
-Inflation and services

Councilmember Lanting explained that the \$25,000 increase is relatively insignificant compared to the City's total budget.

Roll call vote on the motion as amended to increase the Municipal Powers Outsource Grant from \$100,000 to \$125,000, with \$25,000 to be allocated from the Reserve Fund, and to remove the Twin Falls Municipal Band from the Municipal Powers Outsource Grant and place it in the next budget cycle as a line item in the Parks & Recreation Department budget, showed Councilmember Lanting voted in favor of the motion. Councilmembers Hawkins, Munn, Barigar, Talkington, Lanting, and Hall voted against the motion. Councilmember Mills Sojka abstained. Failed 1 to 5. 1 abstained.

MOTION:

Councilmember Talkington moved that the MPOG process this year limit any request to the Council for no more than \$20,000. Councilmember Mills Sojka seconded the motion.

Discussion followed.

-Applicants not expecting a \$20,000 cap

Vice Mayor Hawkins explained that she would be in favor of placing a limit for the next fiscal year and allocating the full amount requested by the band of \$21,161.

Councilmember Talkington encouraged the Municipal Band to do fundraising to make up the \$1,161.

AMENDMENT TO THE MAIN MOTION

Vice Mayor Hawkins made an amendment to the motion to limit requests to the Council to no more than \$20,000 in the next fiscal year. The motion was seconded by Councilmember Munn.

Roll call vote on the amendment showed Councilmembers Hawkins and Hall voted in favor of the motion. Councilmembers Barigar, Munn, Lanting, Talkington and Mills Sojka voted against the motion. Failed 2 to 5.

Roll call vote on the main motion placing MPOG grant limits for no more than \$20,000 showed Councilmembers Lanting, Talkington and Mills Sojka voted in favor of the motion. Councilmembers Hawkins, Barigar, Munn and Hall voted against the motion. Failed 3 to 4.

MOTION:

Councilmember Talkington moved to consider the lower funded requests in their entirety: CASA at \$6,000, Jubilee House, Inc. at \$5,000, and the Twin Falls Senior Center at \$3,000. The motion was seconded by Councilmember Mills Sojka.

Discussion followed.

-Ranking system averages

Councilmember Lanting spoke in favor of using the ranking system and requested the averages.

Councilmember Munn stated he did not use the ranking system because it is a disservice to the applicants to rank them prior to hearing their oral presentations.

Councilmember Mills Sojka stated the matrix helped her rank the applicants.

City Manager Rothweiler showed on overhead projection the averages of those who submitted their scores to Mandi Thompson.

Mayor Hall stated that he ranked the applicants with the exception of Trans IV and found it consistent with his ranking.

Councilmember Talkington stated that because of Vice Mayor Hawkins concern of allocating the full amount to CASA, he would like to amend his motion to increase the grant to CASA from \$6,000 to \$6,181. Councilmember Mills Sojka agreed with his motion.

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Councilmember Barigar stated that last year by consensus the amounts allocated to the applicants were voted on individually. A councilmember with a conflict of interest recused him or herself from voting at that time. He suggested that the Council by consensus allocate and negotiate the amounts to the applicants and vote on them individually.

Roll call vote on the motion to consider the lower funded requests in their entirety: CASA at \$6,181, Jubilee House, Inc. at \$5,000, and the Twin Falls Senior Center at \$3,000, showed all members present voted in favor of the motion. Approved 7 to 0.

Councilmember Mills Sojka spoke in favor of making single motions.

MOTION:

Councilmember Talkington moved to allocate \$20,000 to the Twin Falls Municipal Band. The motion was seconded by Councilmember Barigar.

Councilmember Barigar stated that the band can find community support to make up the difference from their initial request. The matrix speaks on the sustainability of the programs, and believes that a 100% dependence on tax dollars in perpetuity is not fair to other organizations that provide essential community services and seek other funding sources.

Vice Mayor Hawkins agrees that other funding sources are important but the band is unique. The City band has over 100 years of tradition and the oldest running band west of the Mississippi. She believes that it is the City's responsibility to fund the band in its entirety.

Councilmember Lanting explained his reasons for increasing MPOG.

Roll call vote showed Councilmembers Barigar, Lanting, Hall, and Talkington voted in favor of the motion. Councilmembers Hawkins and Munn voted against the motion. Approved 4 to 2. Councilmember Mills Sojka abstained.

MOTION:

Councilmember Mills Sojka moved to fully fund \$15,000 to the Magic Valley Arts Council and allocate \$15,000 to the Magic Valley Crisis Center. The motion was seconded by Councilmember Barigar.

Discussion followed.

- Limitation of funds remaining
- Consistent with the City's Mission Statement and Strategic Plan
- Magic Valley Arts Council facility expense, promotion and marketing

Councilmember Munn stated for the record that he believes that the City Band should have been fully funded at \$21,161.

Roll call vote on the motion showed Councilmembers Barigar and Mills Sojka voted in favor of the motion. Councilmembers Hawkins, Munn, Lanting, Hall, and Talkington voted against the motion. Failed 2 to 5.

MOTION:

Councilmember Talkington moved to allocate \$15,000 to the Magic Valley Crisis Center. The motion was seconded by Councilmember Mills Sojka. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

MAIN MOTION:

Vice Mayor Hawkins moved to allocate to the Magic Valley Arts Council \$10,000. The motion was seconded by Councilmember Lanting.

AMENDMENT TO THE MOTION:

Councilmember Barigar moved to allocate to the Magic Valley Arts Council \$12,500. The motion was seconded by Councilmember Mills Sojka. Roll call vote showed Councilmembers Barigar and Mills Sojka voted in favor of the motion. Councilmembers Hawkins Munn, Lanting, Hall, and Talkington vote against the motion. Failed 2 to 5.

Roll call vote on the main motion to allocate to the Magic Valley Crisis Center \$10,000, showed all members present voted in favor of the motion. Approved 7 to 0.

MOTION:

Councilmember Mills Sojka moved to allocate to LINC \$10,000. The motion was seconded by Councilmember Barigar.

Discussion followed.

- LINC and Trans IV providing the same service

-No boundaries and no guidelines set for LINC riders

Roll call vote showed Councilmembers Mills Sojka and Barigar voted in favor of the motion. Councilmembers Hawkins, Munn, Lanting, Hall, and Talkington vote against the motion. Failed 2 to 5.

MOTION:

Councilmember Munn moved to allocate \$7,500, to the Salvation Army. The motion was seconded by Councilmember Mills Sojka.

Discussion followed.
-Ranking system

Roll call vote showed Councilmembers Hawkins, Barigar, Munn, Hall and Mills Sojka voted in favor of the motion. Councilmember Lanting voted against the motion. Councilmember Talkington abstained from voting. Approved 5 to 1. 1 abstained.

MOTION:

Councilmember Talkington moved to allocate \$25,000 to Trans IV. The motion failed due to a lack of a second.

MOTION:

Councilmember Lanting moved to allocate \$20,000 to Trans IV. The motion was seconded by Councilmember Mills Sojka. Roll call vote showed Councilmembers Hawkins, Lanting, Talkington and Mills Sojka voted in favor of the motion. Councilmembers Barigar, Munn and Hall abstained. Approved 4 to 0. 3 abstained.

MOTION:

Councilmember Barigar moved to allocate \$7,500 to the Boys and Girls Club. Councilmember Talkington seconded the motion.

AMENDMENT TO THE MOTION:

Councilmember Lanting moved to amend the main motion and to allocate \$12,900 to the Boys and Girls Club. Councilmember Talkington seconded the motion.

Discussion followed.
-Success of fundraising
-Community support

AMENDMENT TO THE MOTION RETRACTED

Councilmember Munn moved to allocate \$10,000 to the Boys and Girls Club. The motion was seconded by Vice Mayor Hawkins. Councilmember Munn retracted his motion.

Roll call vote on the amendment to the motion to allocate \$12,900 to the Boys and Girls Club showed Councilmembers Hawkins, Lanting, Hall, and Talkington voted in favor of the motion. Councilmembers Barigar, Munn and Mills Sojka voted against the motion. Approved 4 to 3.

Councilmember Barigar recused himself at 6:52 p.m.

Council discussed the matrix system and ranking.

I. CONSENT CALENDAR:

1. Consideration of a request to approve the Accounts Payable for May 13–19, 2014, totals: \$871, 294.23. Prepay for May 13, 2014, total: \$60,856.79.
2. Consideration of a request to approve the ~~April 21 and~~ May 5, 2014, City Council Minutes.
3. Consideration of a request to approve the Improvement Deferral Agreement for Curb-Gutter-Sidewalk & Driveway Approach for property sought to be developed at 980 Carriage Lane N. for Angela Sarah Taylor Pitts.
4. Consideration of a request to approve the Improvement Deferral Agreement for Sidewalk Improvement for property sought to be developed at 728 Mae Drive for Jim Gleaves and Emma Braun.

MOTION:

Councilmember Lanting made a motion to approve the Consent Calendar as amended. The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

II. ITEMS FOR CONSIDERATION:

1. Consideration of a request to award the contract for the 2014 Orchard Drive West Reconstruction project to Granite Excavation, Inc. of Cascade, Idaho in the amount of \$300,000.

Environmental Engineer Brown explained the request. The 2014 Orchard Drive West Reconstruction project limits are from the intersection of Washington St. South to the City limits heading west. The reconstruction project is approximately 1,500' of roadway which includes removal of current asphalt road, and the construction of a 28 foot wide paved road. The profile of the new road will be approximately 1' higher to improve drainage and the borrow pits will be reshaped to better convey storm water. The current driveways will also be reconstructed to match the new road elevation. The project was bid and bids were opened on May 13th. Three bids were received with the lowest bid coming from Granite Excavation Inc. in the amount of \$300,000.00. The bid package was checked for completeness and no irregularities were found.

Staff recommends that the City Council approve the award of the contract to Granite Excavation, Inc. in the amount of \$300,000.

Council discussion followed.

- Widening of the road
- Contract below the engineer's estimate of \$414,089
- Traffic control
- Truck route for Clif Bar trucks and Chobani

Assistant City Engineer Vitek stated that the trucks will be encouraged to use the state highway. The section discussed has been designed to handle the additional loads.

- Bonding

MOTION:

Vice Mayor Hawkins made a motion to award the contract for the 2014 Orchard Drive West Reconstruction project to Granite Excavation, Inc. of Cascade, Idaho, in the amount of \$300,000. The motion was seconded by Councilmember Lanting. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

City Manager Rothweiler clarified that the contract requires a 5% bid bond and a 100% performance bond guarantee.

2. Consideration of a request to award the contract for the Eastland–Orchard to Kimberly project to PMF Inc., of Twin Falls, Idaho, in the amount of \$422,853.

Assistant City Engineer Vitek explained the request. The construction includes the intersection of Orchard and Eastland extending east and west approximately 100' each, south 50' and north approximately 100'. The reconstruction will be concrete per the Geotechnical report provided by American Geotechnics. The project was bid and bids were opened on May 8th. Two bids were received with the lowest bid coming from PMF in the amount of \$422,853. The bid package was checked for completeness and no irregularities were found.

Staff recommends that the City Council approve the award of the contract to PMF Inc. in the amount of \$422,853.

Council discussion followed.

- Bid lower than the engineer's estimate
- Traffic control plan

MOTION:

Councilmember Mills Sonja made a motion to award the contract to PMF Inc. in the amount of \$422,853. The motion was seconded by Councilmember Munn. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

3. Consideration of a request to allow the City Engineer to sign an agreement with CH2M Hill for the Waste Water Treatment Plant Construction Management and Construction Services in the amount \$3,083,276.

CH2M Hill has provided a scope of work along with a contract in the amount of \$3,083,276. Due to the complexity of the schedule this project has been broken into 5 separate contracts (2 construction and 3 procurement packages). Each of these contracts will be run separately but need to coalesce as a group. This requires extensive oversight of inspectors and construction managers to meet the rapid schedule and to manage the budget. The total value of \$3,083,276 represents 8.87% of the total cost of the estimated \$34,745,922 project.

Staff recommends that City Council allow the City Engineer to sign an agreement with CH2M Hill for construction management in the amount of \$3,083,276.

Discussion followed.

Assistant City Engineer Vitek explained the contract of the scope of work.

MOTION:

Councilmember Lanting made a motion to allow the City Engineer to sign an agreement with CH2M Hill for the Waste Water Treatment Plant Construction Management and Construction Services in the amount not to exceed \$3,083,276. The motion was seconded by Councilmember Mills Sojka. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

4. Public input and/or items from the City Manager and City Council.

City Manager Rothweiler stated Monday, May 26, 2014, is Memorial Day. The Council Meeting will be held on Tuesday, May 27, 2014.

Mayor Hall congratulated Mike Covington on his retirement after 28 years of service in the Twin Falls Police Department.

Community Development Director Humble gave an update on building height, parking, and planned unit development code amendments. The amendments will be coming before the Council for discussion and approval.

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:

Councilmember Mills Sojka gave an update on the Historic Preservation Commission Walking Tour and the Beat the Heat event that were held on May 17, 2014.

Councilperson Talkington gave an update on the Impact Fee Committee recommendations that will be coming before the Council for discussion and approval.

IV. PUBLIC HEARINGS: 6:00 P.M. - None

V. ADJOURNMENT:

1. Executive Session 67-2345 (1) (c) To conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency.

MOTION:

Councilmember Lanting moved to adjourn to Executive Session 67-2345(1) (c). The motion was seconded by Vice Mayor Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

Adjourned at 7:24 p.m.

**Leila A Sanchez
Deputy City Clerk/Recording Secretary**