

COUNCIL MEMBERS:

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



AMENDED AGENDA

Meeting of the Twin Falls City Council
Monday, April 20, 2015
City Council Chambers - 305 3rd Avenue East - Twin Falls, Idaho

PLEDGE OF ALLEGIANCE TO THE FLAG
CONFIRMATION OF QUORUM
CONSIDERATION OF THE AMENDMENTS TO THE AGENDA
PROCLAMATION: **Twin Falls Armenian Memorial Month – Request made by Liyah Babayan**
Arbor Day Proclamation – Request made by Dennis Bowyer, Parks & Recreation Director

GENERAL PUBLIC INPUT

AGENDA ITEMS

	Purpose	By:
I. CONSENT CALENDAR:		
1. Consideration of a request to approve the Accounts Payable for April 14-20, 2015, totals: \$1,472,977.67 and April 15, 2015, Prepay, total: \$343.95.	Action	Sharon Bryan
2. Consideration of a request to approve the Findings of Fact, Conclusions of Law, and Decision: a. Final Plat for Canyon Village Subdivision, A PUD b. Final Plat for Fieldstone Professional Subdivision, A PUD c. Zoning District Change & Zoning Map Amendment for Joe Russell	Action	Rene'e V. Carraway-Johnson
3. Consideration of a request to accept the Improvement Agreement for the purpose of developing Northern Passage Subdivision No. 5.	Action	Troy Vitek
4. Consideration of a request to approve a Trust Agreement for Northern Passage Subdivision No. 5, placing Lots 50 and 51, Block 50 and Lots 50 through 63, Block 51 into trust.	Action	Troy Vitek
5. Consideration of a request to approve the Spirit of Magic Valley Half Marathon and 5K Race sponsored by the Magic Valley Trail Enhancement Committee to be held on Saturday, May 30, 2015.	Action	Ron Fustos
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 Medina Alajbegovic and Detective Matt Gonzales.	Presentation	Bryan Krear Matthew Hicks
2. Consideration of a request to approve the first Vietnam War Commemorative Event to be held on Saturday, June 6, 2015, at the Twin Falls City Park.	Action	Dennis Pullin
3. Consideration of a request to approve the Twin Falls Visitor Center Dedication and Grand Opening to be held on Thursday, April 30, 2015, from 3:00 p.m. to 7:00 p.m.	Action	Dennis Pullin
4. Consideration of a request to approve the Paws on the Run: K93K Fun Walk for people and pets to be held on Saturday, April 25, 2015.	Action	Ron Fustos
5. Consideration of a request to confirm the appointments of Dennis Magill, Ted Warren and Randall Watson to the Traffic Safety Commission.	Action	Don Hall
6. Consideration of a request to amend City Code Title 2, Chapter 3 regarding membership of the Golf Advisory Commission.	Action	Dennis J. Bowyer
7. Consideration of a request to remove all members of the Golf Advisory Commission.	Action	Dennis J. Bowyer
8. Consideration of a request to appoint and to re-appoint members to the Parks & Recreation Commission and to appoint the Parks & Recreation Commission to also serve as the City's Golf Advisory Commission.	Action	Don Hall

<u>III. ITEMS FOR CONSIDERATION</u>	<u>PURPOSE:</u>	<u>BY:</u>
9. Consideration of a request to approve the recommendation from the Traffic Safety Commission to advocate maintaining the current speed limits on Kimberly Road near 3250 East.	Action	Jacqueline Fields Matthew Hicks
10. An update on the progress of the Storage Building at the Parks & Recreation office/shop.	Update	Dennis J. Bowyer
11. A report and discussion about ongoing Twin Falls Police Department animal control operations.	Update/ Discussion	Anthony Barnhart
12. Public input and/or items from the City Manager and City Council.		
<u>III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
<u>IV. PUBLIC HEARINGS: 6:00 P.M. - None</u>		
<u>V. ADJOURNMENT:</u>		
1. 67-2345(1) (b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student.		

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.

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



"TWIN FALLS ARMENIAN MEMORIAL MONTH"
100th Anniversary of the Armenian Genocide
April 2015

WHEREAS, The Armenian People have been part of a thriving and noble civilization that is over 3,000 years old; and,

WHEREAS, the Armenian history, including the tragic loss of life and displacement of Armenians that occurred in the final years of the Ottoman-Turkish Empire, has not been widely understood by our citizens; and,

WHEREAS, following the collapse of the Soviet Union, the government of Azerbaijan created a political and social situation that did not tolerate the Karabakh Armenians living in their historic homeland; and,

WHEREAS, Sumgait Pogroms in 1988 and the Baku anti-Armenian riots in 1990 resulted in hundreds of Armenian deaths and the mass deportation of 350,000 Armenians from Azerbaijan; and,

WHEREAS, the United States is on record as having officially recognized the Armenian Genocide, in the United States Government's May 28, 1951, written statement to the International Court of Justice regarding the Convention on the Prevention and Punishment of the Crime of Genocide, through President Ronald Reagan's April 22, 1981, Proclamation No. 4838, and by Congressional legislation, including House Joint Resolution 148 adopted on April 8, 1975, and House Joint Resolution 247 adopted on September 10, 1984; and,

WHEREAS, Twin Falls has become the home to many of the Armenian refugees and immigrants who have resettled in Twin Falls after falling victim to Azerbaijan's conflicts of 1988-1990; and,

WHEREAS, Armenian-Americans living in Twin Falls, Idaho, have greatly enriched our city and state through their contributions as citizens, business leaders, agriculture, academia, government and the arts; and,

WHEREAS, recognition and remembrance of the history of the Armenian people is crucial to guarding against future discrimination and bigotry; and,

THEREFORE, I, Don Hall, Mayor of the City of Twin Falls, do hereby join the Twin Falls Armenian-American Community and their Twin Falls citizen supporters, by proclaiming April, 2015, as

"TWIN FALLS ARMENIAN MEMORIAL MONTH" in memory of the 100th year anniversary of the Armenian Genocide and those who suffered under the final years of the Ottoman Turkish Empire and the Azerbaijan persecutions.

Furthermore, I encourage each citizen to take the time to learn more about the history of one of the newest cultures and the persecutions they endured. The persecutions which forced their exodus from Azerbaijan to become part of the powerful cultural diversity of Twin Falls.

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

Mayor Don Hall

Attest: Deputy City Clerk Leila A. Sanchez

Dated: March 30, 2015



P.O. Box 1907

321 Second Avenue East

Twin Falls, Idaho 83303-1907

Fax: (208) 736-2296

OFFICE OF THE MAYOR

208-735-7271

Arbor Day Proclamation

Whereas, In 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

Whereas, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

Whereas, Arbor Day is now observed throughout the nation and the world, and

Whereas, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen, and provide habitat for wildlife, and

Whereas, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

Whereas, trees in our City increase property values, enhance the economic vitality of business areas, and beautify our community, and

Whereas trees, wherever they are planted, are a source of joy and spiritual renewal,

NOW, THEREFORE, I, Don Hall, Mayor of the City of Twin Falls, do hereby proclaim, Friday, April 24, 2015, as

ARBOR DAY

in the City of Twin Falls, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the well being of this and future generations.

Dated this twentieth day of April 2015.

Mayor



BEFORE THE CITY COUNCIL OF THE CITY OF TWIN FALLS

In Re:)
))
Final Plat Application,) FINDINGS OF FACT,
))
Canyon Village Subdivision, A PUD) CONCLUSIONS OF LAW,
Applicant(s).))
)) AND DECISION

This matter having come before the City Council of the City of Twin Falls, Idaho on February 23, 2015 for consideration of the final plat of the Canyon Village Subdivision, A PUD approximately 38.29 (+/-) acres, to develop 3 lots on property located at the southwest corner of Pole Line Road East and Eastland Drive North, and the City Council having heard testimony from interested parties, having received written Findings from the Planning and Zoning Commission and being fully advised in the matter, now makes the following

FINDINGS OF FACT

1. Applicant has requested approval of the final plat of the Canyon Village Subdivision, A PUD approximately 38.29 (+/-) acres, to develop 3 lots on property located at the southwest corner of Pole Line Road East and Eastland Drive North.
2. The property in question is zoned C-1 PUD pursuant to the Zoning Ordinance of the City of Twin Falls. The property is designated as Urban Village in the duly adopted Comprehensive Plan of the City of Twin Falls.
3. The existing neighboring land uses in the immediate area of this property are: to the north, Pole Line Road East; to the south, Residential; to the east, Eastland Drive North/Undeveloped; to the west, Undeveloped.

4. The City Engineering Office has reviewed the final plat and has approved the proposed street accesses and public utility extensions, subject to availability of such services at the time of development. The developer will pay all costs of public improvements, including but not limited to streets, curb gutter and sidewalks, sewer, water and pressurized irrigation systems. The proposed development includes dedication of additional right-of-way in compliance with the Master Street Plan.

Based on the foregoing Findings of Fact and the regulations and standards set forth below, the City Council hereby makes the following

CONCLUSIONS OF LAW

1. The final plat of the Canyon Village Subdivision, A PUD approximately 38.29 (+/-) acres, to develop 3 lots on property located at the southwest corner of Pole Line Road East and Eastland Drive North is in conformance with the objectives of the zoning ordinance and the policy for developments in Twin Falls City Code §10-1-4. Specifically, the land can be used safely for building purposes without danger to health or peril from fire, flood or other menace, proper provision has been made for drainage, water sewerage and capital improvements including schools, parks, recreation facilities, transportation facilities and improvements, all existing and proposed public improvements conform to the Comprehensive Plan.

2. The final plat is in conformance with the Comprehensive Plan as required by Twin Falls City Code §10-12-2.3(H)(2)(a).

3. Public services are currently available to accommodate the proposed development, as required by Twin Falls City Code §10-12-2.3(H) (2) (b). Public services may not be available at the time of development, depending upon the speed of development of this and other subdivisions and the ability of the City to obtain additional water and/or sewer capacity.

4. The development of streets, sewer, water, irrigation, dedication of park land and other public improvements at the cost of the developer will not adversely affect any capital improvement plan and will integrate with existing public facilities, as required by Twin Falls City Code §10-12-2.3(H)(2)(c).

5. There is sufficient public financial capability of supporting services for the proposed development, as required by Twin Falls City Code §10-12-2.3(H)(2)(d).

6. There are no other health, safety or environmental problems associated with the proposed development that were brought to the City Council's attention, per Twin Falls City Code §10-12- 2.3(H)(2)(e).

7. The final plat is in conformance with the Preliminary Plat. Based on the foregoing Conclusions of Law, the Twin Falls City Council hereby enters the following

DECISION

The request for approval of the final plat of the Canyon Village Subdivision, A PUD approximately 38.29 (+/-) acres, to develop 3 lots on property located at the southwest corner of Pole Line Road East and Eastland Drive North is hereby granted, subject to final technical review by the City Engineer's Office and subject to the conditions which are attached as "Exhibit No. A", and incorporated by reference as though fully set forth herein. The applicant shall comply with all applicable requirements of the Adopted Standard Drawings, the Zoning Ordinance, and the City Code of the City of Twin Falls.

MAYOR - TWIN FALLS CITY COUNCIL

DATE

"EXHIBIT NO. A"

1. Subject to final technical review and amendment as required by Building, Engineering, Fire and Zoning Officials to ensure compliance with all applicable City Code requirements and standards.
2. Subject to compliance with the approved Canyon Village PUD # 270 and any conditions or agreements committed to during that approval process.
3. Subject to a right turn-bay being constructed on Pole Line Road East at the Mountain View Drive intersection unless a traffic study indicates otherwise.



BEFORE THE CITY COUNCIL OF THE CITY OF TWIN FALLS

In Re:)	
)	
<u>Final Plat Application,</u>)	FINDINGS OF FACT,
)	
<u>Fieldstone Professional Subdivision-A PUD</u>)	CONCLUSIONS OF LAW,
<u>c/o EHM Engineers, Inc.</u>)	
Applicant(s).)	AND DECISION
)	

This matter having come before the City Council of the City of Twin Falls, Idaho on February 23, 2015 for consideration of the final plat of the Fieldstone Professional Subdivision-A PUD, approximately 11.9 (+/-) acres, to develop 32 lots and 1 tract for a mixed used development located south of the 900-1100 blocks of Cheney Drive West & East of the 1350-1450 blocks of Field Stream Way, and the City Council having heard testimony from interested parties, having received written Findings from the Planning and Zoning Commission and being fully advised in the matter, now makes the following

FINDINGS OF FACT

1. Applicant has requested approval of the final plat of the Fieldstone Professional Subdivision-A PUD, approximately 11.9 (+/-) acres, to develop 32 lots and 1 tract for a mixed used development located south of the 900-1100 blocks of Cheney Drive West & East of the 1350-1450 blocks of Field Stream Way.

2. The property in question is zoned R-4 PRO PUD pursuant to the Zoning Ordinance of the City of Twin Falls. The property is designated as Medium Density Residential adjacent to Urban Village the duly adopted Comprehensive Plan of the City of Twin Falls.

3. The existing neighboring land uses in the immediate area of this property are: to the north, Cheney Drive West, extended/Twin Falls Reformed Church; to the south, North College Road West/Single Family and Duplex Dwellings; to the east, Single Family Dwellings; to the west, Field Stream Way/LDS Church.

4. The City Engineering Office has reviewed the final plat and has approved the proposed street accesses and public utility extensions, subject to availability of such services at the time of development. The developer will pay all costs of public improvements, including but not limited to streets, curb gutter and sidewalks, sewer, water and pressurized irrigation systems. The proposed development includes dedication of additional right-of-way in compliance with the Master Street Plan.

Based on the foregoing Findings of Fact and the regulations and standards set forth below, the City Council hereby makes the following

CONCLUSIONS OF LAW

1. The final plat of the Fieldstone Professional Subdivision-A PUD, approximately 11.9 (+/-) acres, to develop 32 lots and 1 tract for a mixed used development located south of the 900-1100 blocks of Cheney Drive West & East of the 1350-1450 blocks of Field Stream Way is in conformance with the objectives of the zoning ordinance and the policy for developments in Twin Falls City Code §10-1-4. Specifically, the land can be used safely for building purposes without danger to health or peril from fire, flood or other menace, proper provision has been made for drainage, water sewerage and capital improvements including schools, parks, recreation facilities, transportation facilities and improvements, all existing and proposed public improvements conform to the Comprehensive Plan.

2. The final plat is in conformance with the Comprehensive Plan as required by Twin Falls City Code §10-12-2.3(H)(2)(a).

3. Public services are currently available to accommodate the proposed development, as required by Twin Falls City Code §10-12-2.3(H) (2) (b). Public services may not be available at the time of development, depending upon the speed of development of this and other subdivisions and the ability of the City to obtain additional water and/or sewer capacity.

4. The development of streets, sewer, water, irrigation, dedication of park land and other public improvements at the cost of the developer will not adversely affect any capital improvement plan and will integrate with existing public facilities, as required by Twin Falls City Code §10-12-2.3(H)(2)(c).

5. There is sufficient public financial capability of supporting services for the proposed development, as required by Twin Falls City Code §10-12-2.3(H)(2)(d).

6. There are no other health, safety or environmental problems associated with the proposed development that were brought to the City Council's attention, per Twin Falls City Code §10-12- 2.3(H)(2)(e).

7. The final plat is in conformance with the Preliminary Plat. Based on the foregoing Conclusions of Law, the Twin Falls City Council hereby enters the following

DECISION

The request for approval of the final plat of the Fieldstone Professional Subdivision-A PUD, approximately 11.9 (+/-) acres, to develop 32 lots and 1 tract for a mixed used development located south of the 900-1100 blocks of Cheney Drive West & East of the 1350-1450 blocks of Field Stream Way is hereby granted, subject to final technical review by the City Engineer's Office and subject to the conditions which are attached as "Exhibit No. A", and incorporated by reference as though fully set forth herein. The applicant shall comply with all applicable requirements of the Adopted Standard Drawings, the Zoning Ordinance, and the City Code of the City of Twin Falls.

MAYOR - TWIN FALLS CITY COUNCIL

DATE

"EXHIBIT NO. A"

1. Subject to final technical review and amendments as required by Building, Engineering, Fire, and Zoning officials to ensure compliance with all applicable City Code requirements and standards.
2. Subject to no building permits being issued for Lots 1 through 5, Block 1, Fieldstone Professional Subdivision, until Cheney Drive West, extended, has been constructed.



BEFORE THE CITY COUNCIL OF THE CITY OF TWIN FALLS

In Re:)	
)	
<u>Zoning District Change & Zoning Map Amendment,</u>)	FINDINGS OF FACT,
<u>Application,</u>)	
)	CONCLUSIONS OF LAW,
<u>Joe Russell</u>)	
<u>c/o EHM Engineers, Inc.</u>)	AND DECISION
<u>Applicant(s)</u>		

This matter having come before the City Council of the City of Twin Falls, Idaho on February 24, 2015 for public hearing pursuant to public notice as required by law for a Zoning District Change and Zoning Map Amendment from C-1 PUD to C-1 for 7.5 acres (+/-) for property located on the north side of the 2400 Block of Addison Avenue East and the City Council having heard testimony from interested parties, and being fully advised in the matter, now makes the following

FINDINGS OF FACT

1. Applicant has applied for a Zoning District Change and Zoning Map Amendment C-1 PUD to C-1 for 7.5 acres (+/-) for property located on the north side of the 2400 Block of Addison Avenue East
2. All legal requirements for notice of public hearing have been met with advertisement taking place on the following dates: February 5, 2015
3. The property in question is zoned C-1 PUD pursuant to the Zoning Ordinance of the City of Twin Falls. The property is designated as Commercial/Retail in the duly adopted Comprehensive Plan of the City of Twin Falls.
4. The existing neighboring land uses in the immediate area of this property are: to the north, Residential/Neighborhood/Multi-Family; to the south, Addison Avenue East/Reynolds Funeral Chapel; to the east, Undeveloped; to the west, Existing Residence with Pasture

Based on the foregoing Findings of Fact, the City Council hereby makes the following

CONCLUSIONS OF LAW

1. The application for a Zoning District Change and Zoning Map Amendment from C-1 PUD to C-1 for 7.5 acres (+/-) for property located on the north side of the 2400 Block of Addison Avenue East is consistent with the purpose of the C-1 Zone, and is not detrimental to any of the outright permitted uses or existing special uses in the area.
2. The proposed use is consistent with the provisions of the Comprehensive Plan and Zoning Ordinance of the City of Twin Falls, and in particular Sections 10-1-4, 10-1-5, 10-4-8, 10-14-1 through 9 of the Twin Falls City Code.
3. The proposed use is proper use in the C-1 Zone, subject to the conditions, which are attached as "Exhibit No. A", and incorporated by reference as though fully set forth herein.
4. Public services may not be available at the time of development, depending upon the speed of development of this and other subdivisions and the ability of the City to obtain additional water and/or sewer capacity. A rezone of this property is not a guarantee city utilities are available. A will-serve letter will be issued upon review and approval for a final plat and/or a phase of a final plat.
5. The application for a Zoning District Change and Zoning Map Amendment from C-1 PUD to C-1 for 7.5 acres (+/-) for property located on the north side of the 2400 Block of Addison Avenue East should be granted, subject to all applicable requirements of the Zoning Ordinance, Adopted Standard Drawings and City code of the City of Twin Falls and to the conditions which are attached as "Exhibit No. A", and incorporated by reference as though fully set forth herein.

Based on the foregoing Conclusions of Law, the Twin Falls City Council hereby enters the following

DECISION

1. The application for a for a Zoning District Change and Zoning Map Amendment from C-1 PUD to C-1 for 7.5 acres (+/-) for property located on the north side of the 2400 Block of Addison Avenue East is hereby granted.

2. The applicant shall comply with all applicable requirements of the Adopted Standard Drawings, the Zoning Ordinance, and the City Code of the City of Twin Falls and to the conditions which are attached as "Exhibit No. A", and incorporated by reference as though fully set forth herein.

MAYOR - TWIN FALLS CITY COUNCIL

DATE

"EXHIBIT NO. A"

APPLICATION #: 2704



Date: Monday, April 20, 2015
To: Honorable Mayor and City Council
From: Troy Vitek, Assistant City Engineer

Request:

Consideration of a request to accept the Improvement Agreement for the purpose of developing **Northern Passage Subdivision #5**.

Time Estimate:

The staff presentation will take approximately 2 minutes.

Background:

The final plat was approved on February 9, 2015. Prior to development, an improvement agreement is required. The developer is meeting that requirement with this document.

Approval Process:

Accepting the Improvement Agreement allows the developer to develop the lots. After acceptance of utilities or a financial guarantee provided to the city, the lots can be removed from trust and sold.

Budget Impact:

There is no significant budget impact associated with the Council's approval of this request.

Regulatory Impact:

Approval of this request will allow the applicant to proceed to develop the property.

Conclusion:

Staff recommends that the Council approve the request and authorize the Mayor to sign the Improvement Agreement.

Attachments:

1. Improvement Agreement.

IMPROVEMENT AGREEMENT

for

DEVELOPMENTS

This Agreement made and entered into this ____ day of ____, 20____, by and between the CITY OF TWIN FALLS, State of Idaho, a municipal corporation, hereinafter called "City" and TWIN FALLS SCHOOL DISTRICT hereinafter called "Developer" for the purpose of constructing certain improvements on property sought to be developed for the following Development

ROCK CREEK ELEMENTARY (LOT 59, BLOCK 51, NORTHERN PLACER SUBD. NO. 5)

WHEREAS, there is attached hereto and incorporated herein as if the same were set out in full, a certified copy of the deed to the real property showing ownership of said real property to be in the Developer's name, or, as the case may be, there is attached hereto and incorporated herein as if the same were set out in full, a copy of the deed to the above described real property showing ownership in fee simple in someone other than Developer together with a notarized authorization, signed by the real property owner, authorizing Developer to act on behalf of said real property owner, and;

WHEREAS, Developer desires to develop said real property for the following purposes:

ELEMENTARY SCHOOL

WHEREAS, the Developer is obligated to construct certain improvements pursuant to City Code Section 10-12-4.2, and;

WHEREAS, the Developer has committed to construct special features as part of the development, and;

WHEREAS, the City has certain policies, ordinances, rules and regulations governing the construction of improvements, and;

WHEREAS, it is in the best interest of the City and Developer to clearly establish in one concise document the policies, ordinances, rules and regulations which apply to developments of the type contemplated herein.

WITNESSETH

That for and in consideration of the mutual promises, conditions, and covenants contained herein the parties agree as follows:

I.

City agrees: (1) to operate and maintain all approved streets, alleys, service and roads, excluding state highways, constructed under the terms of this Agreement in any public rights-of-

way or easements and which are presently within or subsequently annexed into the City limits. Those streets, excluding state highways, lying outside the City limits and within the City Area of Impact shall be constructed to City standards but shall become the responsibility of the Twin Falls Highway District until such time as they are annexed or a maintenance agreement is signed by the City and the Twin Falls Highway District. (2) To operate and maintain all approved water lines, drainage lines, and sewer lines constructed under the terms of this Agreement in any public rights-of-way or easements and to provide water and sewer service to the Developer's real property, subject to all ordinances, rules and regulations governing sewer and water service. (3) To maintain non-pressure irrigation lines only where they cross City streets. All other maintenance of non-pressurized irrigation lines is the responsibility of the Twin Falls Canal Company or the irrigation users.

II.

In lieu of the actual installation of required public improvements before recording of the final plat, the Council may permit the subdivider to provide a financial guarantee of performance in one (1) or a combination of the following arrangements for those requirements which are over and beyond the requirements of any other agency responsible for the administration, operation and maintenance of the applicable public improvement.

a. Surety Bond

1. Accrual - The Bond shall accrue to the City covering construction, operation and maintenance of the specific public improvement.
2. Amount - the bond shall be in an amount equal to one hundred percent (100%) of the total estimated cost for completing construction of the specific public improvements, as estimated by the Developer's Engineer and approved by the City Engineer.
3. Term Length - The term length in which the bond is in force, for the duration of that phase of the project, shall be until completed and accepted by the City Engineer.
4. Bonding for Surety Company - The bond shall be with a surety company authorized to do business in the State of Idaho, acceptable to the Council.
5. The escrow agreement shall be drawn and furnished by the subdivider to the satisfaction of the Council.

- b. Cash Deposit, Certified Check, Negotiable Bond, or Irrevocable Bank Letter of Credit.
 1. Treasurer, Escrow Agent or Trust Company - A cash deposit, certified check, negotiable bond or an irrevocable bank letter of credit such surety acceptable by the Council, shall be deposited with an escrow agent or trust company.
 2. Dollar Value - The dollar value of the cash deposit, certified check, negotiable bond or irrevocable bank letter of credit shall be equal to one hundred percent (100%) of the estimated cost of construction for the specific public improvements, as estimated by Developer's Engineer and approved by the City Engineer.
 3. Escrow Time - The escrow time for the cash deposit, certified check, negotiable bond or irrevocable bank letter of credit shall be until all required improvements are completed and accepted by the City Engineer.
 4. Progressive Payment - In the case of cash deposits or certified checks, an agreement between the City and the subdivider may provide for progressive payment out of the cash deposit or reduction of the certified check, negotiable bond or irrevocable bank letter of credit, to the extent of the cost of the completed portion of the public improvement, in accordance with a previously entered into agreement.

III.

Developer agrees to retain a Professional Engineer, hereinafter called the Developer's Engineer, registered by the State of Idaho to perform the following minimum Engineering Services in accordance with Title 10 Chapter 12 Section 4-1 of the City Code:

- a. Prepare a master utility plan showing the location of all existing and proposed utility lines to include but not be limited to sewer, water, gas, electricity, telephone, irrigation, pressure irrigation and storm sewer.
- b. Prepare detailed plans and specifications for construction of all improvements required by this Agreement and shall include but not be limited to a complete set of construction plans, including profiles, cross-sections, specifications and other supporting data, for all required public streets, utilities and other facilities. Such construction plans shall be based on preliminary plans which have been approved

with the preliminary plat, and shall be prepared in conjunction with the final plat. Construction plans are subject to approval by the responsible public agencies. All construction plans shall be prepared in accordance with the public agencies' standards and specifications.

- c. Perform construction surveying, staking, testing, inspection and administer the construction of all facilities required by this contract.
- d. Submit all test reports, inspection reports, change orders and construction diaries to the City Engineer every week during the construction of the development or subdivision.
- e. Prepare and submit an updated copy of the enclosed development and subdivision checklist to the City Engineer every week during the construction of the development or subdivision, and also upon completion of the project.
- f. Submit to the City Engineer the final plans, and master utility plan for the City records showing any approved changes to the original plans and specifications. A permanent drawing in ink on approved transparent polyester drafting film and an electronic media copy of the plans in ACAD 2000 using City standard format shall be provided within thirty (30) days after completion of the project.
- g. Submit a letter upon completion of construction stating that the work has been constructed in conformance to the plans and specifications, with the certification by the Developer's Engineer that improvements were constructed to the lines and grades shown.

The above work shall be subject to the approval of the City Engineer.

The City agrees to provide asphalt pavement testing for conformance with City standards, but it shall be the responsibility of Developer's Engineer to provide all necessary quality control during construction. All tests shall be taken at a frequency based upon City of Twin Falls Standard Specifications.

The Developer agrees to: (1) allow the City full and complete access to the work (2) provide all materials necessary to conduct all tests (3) supply all water necessary to test pipe joints and (4) provide the equipment and perform or have performed any testing of manufactured materials required by the City Engineer.

The Developer shall submit a letter to the City Engineer upon completion of the project, requesting that the City assume the responsibility for maintenance and operation of all public improvements as stated herein.

IV.

The Developer agrees to obtain a permit or letter of approval from the Twin Falls Highway District or the State of Idaho Department of Highways prior to constructing improvements on their respective right-of-ways. The original or a certified copy of said permit or letter shall be submitted to the City Engineer prior to beginning of construction thereon.

V.

The Developer agrees to dedicate rights-of-way to the public for the development of all streets and alleys in accordance with the City Master Street Plan and to dedicate easements for the maintenance and operation of all public utilities. The size and location of said rights-of-way and easements shall be determined by the City Engineer.

VI.

The Developer hereby agrees and petitions the City to annex into the corporate limits of said City, the above described real property that is contiguous with the same or becomes contiguous to said City limits. Developer agrees to annexation of said real property by the City upon the terms and conditions as shall be set forth by said City.

VII.

The Developer and the City agree that the improvements listed herein are required unless specifically waived by action of the City Council and that said improvements will be constructed on any public rights-of-way or easements approved and accepted by the City Council all as designed by the Developer's Engineer and approved by the City Engineer and in accordance with standards established by the City Engineer and that all required improvements will be completed in a timely manner. If improvements are not completed in a timely manner, the Developer shall provide an updated, current version of the developer's agreement and financial guarantee for City Council consideration.

VIII.

The Developer agrees to pay the total actual costs of all materials, labor and equipment necessary to completely construct all of the improvements required herein, except those costs specifically shown to be paid by the City and to construct or contract for the construction of such improvements.

IX.

Developer agrees to pay the total extra cost of all additional materials, labor and equipment necessary to construct any streets the City requires to be wider or deeper than a standard street or any water or sewer lines the City requires to be larger than the size required to properly serve the development. The requirement for wider and deeper streets shall be based on the City Master Street Plan. Requirements for larger water and sewer lines shall be based on the citywide sewer and water system sizing guidelines.

X.

The City shall provide no compensation for the cost of an oversize water or sewer line. In the case of water or sewer lines extended adjacent to or outside the limits of development, the Developer shall be eligible for payback from adjacent property owners pursuant to Resolution No. 1182. The Developer shall also be eligible for compensation when a private developer extends or connects to any water or sewer system previously installed by private developer, pursuant to Resolution 1651.

XI

Developer agrees to request in writing that the Developer's Engineers make the inspections required herein and the Developer or his Contractors shall not proceed with the next construction phase until the required inspection is complete and the work has been approved by the Developer's Engineer, the City Engineer or the Engineer's authorized inspector. All such inspections shall be scheduled in accordance with the City of Twin Falls Standard Specifications. Developer agrees to pay all costs resulting from: 1) his failure to properly schedule and request a required test or inspection or 2) proceeding with work before receiving approval to proceed. Developer agrees to remove or correct any rejected, unapproved or defective work or materials as required by the Developer's Engineer or the City Engineer. Any such defective work whether the result of poor workmanship, use of defective materials, damage through carelessness or any other cause, shall be removed within ten (10) days after written notice is given by the Developer's Engineer or the City Engineer, and the work shall be re-executed by the Contractor at his expense. The fact that either Engineer may have previously overlooked such defective work or materials shall not be a basis for acceptance of any part of it.

The issuance or approval of plans, specifications and computations shall not be construed as an approval of any violation of any provisions of City code, specifications, standards, policy, or any

other ordinance of the City. Approvals of plans that may violate City code, specifications or departmental policies will not be valid.

The approval of construction plans, specifications, and other data shall not prevent the City from thereafter requiring the correction of errors or omissions in said plans or specifications prior to or during actual construction or final acceptance by the City.

The Developer shall remove from all public property all temporary structures, rubbish, and waste materials resulting from their operation or caused by his employees.

The Developer shall guarantee all materials, workmanship and equipment furnished for a period of one (1) year from the date of written acceptance of the work by the City Engineer or authorized representative.

The Developer shall be responsible for any damage to any existing public improvements and shall repair or replace any such damage as required by the City Engineer, during or after completion of this project.

XII.

The City and the Developer agree to the following minimum for Required Improvements, City Costs, Required Inspections and to any other improvements, approved or required by the City Council and shown on the approved construction plans.

PUBLIC WAYS

(a) Required Improvements

- (1) Curb, gutter and sidewalk on all public street rights-of-way.
- (2) A standard residential street thirty six feet (36') wide with an eight inch (8") gravel course and two inch (2") asphaltic concrete surface course on all public street rights-of-way serving residential use property.
- (3) Minor residential and private streets as specified in the City of Twin Falls Standard Drawings.
- (4) A standard commercial or collector street forty eight feet (48') wide with an eleven inch (11") gravel course and three inch (3") asphaltic concrete surface course on all public street rights-of-way serving commercial use property or as a collector street. Whenever a street serves an industrial use property the City Engineer will determine the appropriate structural section.

- (5) A service-road twenty four feet (24') wide with an eight inch (8") gravel course and two inch (2") asphaltic concrete surface course and with concrete curb-gutter or curb and valley-gutter on all public service road rights-of-way.
 - (6) A sidewalk five feet (5') wide minimum on all public pedestrian rights-of-way. Four foot (4') sidewalks by special permission of the City Council are allowed by City of Twin Falls Standard Drawings for minor residential streets under certain conditions.
 - (7) Landscaping and sidewalk placement required adjacent to arterial and collector streets: A tract of land eleven feet (11') in depth behind the curb line will be dedicated as part of any residential development adjacent to arterial and collector streets. Within that tract the developer shall install landscaping six feet (6') in depth with a sprinkler system and with grass and trees behind the curb line and shall also install a five foot (5') sidewalk. The landscaping will be maintained by the city and funded through a fee added to the water bill of each account within the development. Irrevocable restrictive covenants for this development and maintenance shall provide for this funding. TFCC §10-12-4.2(O).
 - (8) Street signs and traffic control devices on all public streets.
 - (9) Street lights as determined by City policy for street light installation.
- (b) City Costs
- (1) The cost of any street signs or traffic control devices installed by the City on new or existing streets.
 - (2) The cost of any required street lights (standard luminaires mounted on a wood pole). The Developer shall pay the extra cost of any decorative luminaries or poles. Prior approval will be required, and the cost of maintenance, replacement and power usage will be considered.
- (c) Required Inspections and Testing
- (1) All inspections and testing shall be as required by City of Twin Falls Standard Specifications.

WATER SYSTEM

- (a) Required Improvements

- (1) Pursuant to City Code Section 7-8-3, 7-8-10 and 10-12-4.2 water line and fittings six inch (6") minimum diameter that will transport a flow of water, which will satisfy fire, domestic, other water demands of the development, based upon the City water pipe sizing plan and computer water model. Water line extension shall include connection from the existing City Water System to each building site and fire hydrants and then loop back to the City System in a manner that will provide a properly functioning system approved by the City Engineer, Water Superintendent and Fire Chief. If the development is to be constructed in phases, the water system shall be looped back to the City system during the first phase. No dead-end lines will be allowed during any phase of the project.
- (2) Water lines and fittings adjacent to and internal to the development shall be sized to continue the orderly expansion of the City water distribution network in accordance with existing sizing guidelines.
- (3) Water valves that will allow temporary suspension of water flow for maintenance and repair of portions of water system without causing undue inconvenience to a large number of users or creating a critical situation in the suppression of fires.
- (4) Fire hydrant connections and fire hydrants spacing to substantially comply with the minimum standards suggested by the Fire Rating Bureau and American Water Works Association. Fire hydrants are required in all developments.
- (5) One water service line shall be constructed to each building site at the time the water lines are installed. Each service line shall not exceed fifty feet (50') in length and shall terminate at the right-of-way.
During construction of the curb the letter W shall be stamped into the top or face of the curb directly in front of the water meter box. The impression shall be not less than one and one half inches (1½") high. Meters shall be grouped at adjacent side lot lines when possible or at another location if requested by the Developer and approved by the City Engineer and Water Superintendent. Water meter boxes will not be allowed in driveway approaches. Any cost associated in relocating meters from driveway

approaches will be the responsibility of the Developer or Lot Owner. Temporary address or lot number signs shall be staked at the location where the water meter box is to be installed. The City may install multiple water meters in a single water meter box.

The City will make the water line tap only after all appropriate tap fees for a Water Connection General Permit have been received and permits issued. All new water service line and connections made from existing water service mains to service any new development will be the responsibility of the Developer. The City will make the necessary service line tap after payment of the required water connection general permit fees.

- (6) One water service line tap, meter box, and service line shall be constructed for each building connected to the City water system. It is understood and agreed that the City will make all service line taps and install all meter boxes and that the fee paid by the developer for a Water Connection General Permit will reimburse the City for such work.
- (7) It is further understood and agreed that the City will make all connections to the existing water system. The City will disinfect the new water system at the developer's expense.

(b) City Costs

- (1) None.

(c) Required Inspections

- (1) All inspections and testing shall be as required by the City of Twin Falls Standard Specifications.

WASTE WATER COLLECTION SYSTEM

(a) Required Improvements

- (1) Pursuant to City Code Section 7-7-4, 7-7-11 and 10-12-4.2 a waste water collection system (eight-inch (8") minimum diameter) that will transport a flow of waste water, under conditions of maximum and minimum discharge from the development, to the existing City waste water system.
- (2) Waste water sewer lines adjacent to or internal to the development will be sized to continue the orderly expansion of the City Waste Water Collection

System in accordance with existing sizing guidelines and computer sewer model.

- (3) Manholes to provide access for maintenance and cleaning of the sewer lines located at any change of grade or alignment of the sewer, at the end of each sewer and spaced not more than four hundred feet (400') apart.
- (4) During construction of the curb the letter S shall be stamped into the top or face of the curb directly in front of the sewer service line location. The impression shall be not less than one and one half inches (1½") high.

(b) City Costs

- (1) None.

(c) Required Inspections and Testing

- (1) All inspections and testing shall be as required by City of Twin Falls Standard Specifications.

DRAINAGE SYSTEM

(a) Required Improvements

- (1) Any valley-gutters, ditching, grading or other surface drainage facilities necessary to convey any storm run-off originating from or traversing across the proposed development over the land surface to a point of retention, detention or discharge approved by the City Engineer.
- (2) Any catch basin, storm sewer and other sub-surface drainage facilities necessary to convey any storm run-off, originating from or traversing across the proposed development, to a point of retention, detention or discharge approved by the City Engineer, that cannot, in the City Engineer's opinion, be conveyed over the land surface without causing damage to public or private property or without being an unreasonable inconvenience or hazard to a private individual, a group of individuals or the general public.

(b) City Costs

- (1) None.

(c) Required Inspections and Testing

- (1) All inspections and testing shall be as required by the City of Twin Falls Standard Specifications.

GRAVITY IRRIGATION SYSTEM(a) Required Improvements

- (1) Any pipe, boxes or other appurtenances necessary to convey all irrigation water in underground pipe across the development and any adjacent public property. Irrigation facilities outside an established City irrigation district shall be constructed in an irrigation easement on private property except where it is necessary for irrigation water to cross the public right-of-way and all such crossings shall be perpendicular to the center line of said right-of-way unless otherwise approved by the City Engineer due to some unusual condition.

(b) City Costs

- (1) None.

(c) Required Inspections and Testing

- (1) All inspections and testing shall be as required by the City of Twin Falls Standard Specifications.

PRESSURE IRRIGATION SYSTEM(a) Required Improvements

- (1) Pursuant to Section 7-8-3 of the City Code, the use of the City's potable water supply as the primary source of irrigation water in all new developments shall be prohibited. For purposes of this subsection, the term "new development" means any new subdivision or PUD, or any development of any parcel of land of two (2) acres or larger that is not part of a subdivision or PUD. One (1) share of Twin Falls Canal Company Water for each acre of property within the subdivision shall be deeded to the City of Twin Falls before the filing of the final plat for use in the City's pressurized irrigation system.
- (2) Pressure irrigations water line and fittings shall be four inch (4") minimum diameter or larger that will transport a flow of water, which will satisfy all irrigation water demands of the development,

based upon the computer irrigation water model that the developer's engineer has prepared.

- (3) Water lines and fittings adjacent to and internal to the development shall be sized to continue the orderly expansion of the City Pressure Irrigation water distribution network in accordance with existing sizing guidelines.
- (4) Water valves that will allow temporary suspension of water flow for maintenance and repair of portions of water system without causing undue inconvenience to a large number of users. One pressure irrigation water service line shall be constructed to each subdivision lot site at the time the pressure irrigation water lines are installed. Each service line shall not exceed fifty feet (50') in length and shall terminate at the right-of-way. One Pressure irrigation water service line tap, irrigation box, and service line shall be constructed for each subdivision lot connected to the City pressure irrigation water system.
- (5) The Developer shall be responsible for all costs incurred in designing and installing the pressure irrigation station. This includes the land, pumps, motors, filters, buildings, delivery system to the station from the TFCC head gate, storage pond, Supervisory Control and Data Acquisition (SCADA) system, and power to the station.
- (6) All pressure irrigation system plans must be prepared by the Developer's engineer shall be according to the City's standard specifications and drawings. Plans submitted to the City shall be signed by a Professional Engineer for review and final approval,

before the City Engineer will sign the plat or approve construction plans.

- (7) The Pressure Irrigation System shall be located within easements, right of ways and/or property deeded to the City of Twin Falls.
- (b) City Cost.
- (1) None
- (c) Required Inspections and Testing
- (1) All inspections and testing shall be as required by the City of Twin Falls Standard Specifications.

SPECIAL FEATURES

Pursuant to commitments made by the Developer as conditions of approval of the development, the following special features shall be constructed:

a) Required Improvements

CURB, GUTTER, SIDEWALK & ROADWAY TO CENTERLINE ON ONE SIDE OF RIGHT OF WAY OF FEDERATION ROAD TO TIE-IN OF EXIST TERMINUS OF ROADWAY TO THE EAST PRIOR TO CERTIFICATE OF OCCUPANCY.

b) City Costs

- (1) None.

XIII

The City and the Developer agree that the sequence of construction shall be as follows unless special approval in writing is obtained from the City Engineer:

1. Erosion and sedimentation controls.
2. Stormwater retention and detention facilities.
3. Waste water sewers and service connections.
4. Waste water manholes.
5. Storm sewers and catch basins.
6. Gravity irrigation pipes and boxes.
7. Pressure irrigation lines, service connections, etc.
8. Water lines and service connections.
9. Gas lines, power lines, telephone lines and cablevision lines.
10. Any other underground improvements that are required.

11. Sub-base preparation for public ways.
12. Gravel base course for public ways.
13. Curb-gutter, valley-gutter and sidewalk.
14. Gravel leveling course.
15. Asphalt paving.
16. Special Features.

XIV.

The Development may be phased as indicated on the attached development plan submitted by the Developer and approved by the City Engineer.

The terms of the basic agreement shall apply individually to each phase shown on the attached plan as though each phase were a separate and independent development providing each phase is begun in the sequence indicated on the development plan.

The two (2) year time limit, (indicated in Section VII of the Agreement) for completing the required improvements shall begin for each phase when the Developer sells a lot or an application or a building permit to construct a building within the phase has been received by the City.

The Developer may cease further development after completing any phase and before beginning the next phase and the basic agreement shall terminate in accordance with Section XVI, of the basic agreement for any undeveloped phases of the development originally proposed in the basic agreement.

XV.

This agreement shall bind the parties hereto, their heirs, successors in interest, and lawful assigns.

XVI.

In the event of a breach of Agreement, or should legal action of any kind be taken to enforce the provisions, hereof, the prevailing party shall be entitled to reasonable attorney fees and costs awarded by the Court.

Attest:

CITY OF TWIN FALLS, IDAHO

City Clerk

Mayor

Developer

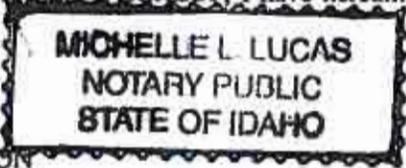
x Wiley Dobbs

WILEY DOBBS TFSO

STATE OF IDAHO)
)ss.
County of Twin Falls)

On this 9th day of March, 2015, before me, the undersigned, a Notary Public for Idaho, personally appeared Wiley J. Dobbs, known to me to be the persons whose names are subscribed to the within instrument on behalf of said Owner and acknowledged to me that said Owner executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.



Michelle L. Lucas
Notary Public for Idaho
Residing at Twin Falls, Idaho
Expires 8-13-18

CORPORATION
STATE OF IDAHO)
)ss.
County of Twin Falls)

On this ___ day of _____, 20___, before me, the undersigned, a Notary Public for Idaho, personally appeared _____, known or identified to me (or proved to me on the oath of _____) to be the president, or vice-president, or secretary or assistant secretary, of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

NOTICE OF DEVELOPER'S AGREEMENT

NOTICE IS HEREBY GIVEN, that a document entitled "Improvement Agreement for Developers" (hereafter "Agreement") has been executed and filed with the City of Twin Falls, Idaho, for the following named subdivision:

The Agreement imposes certain obligations upon the developer for the development of the subject property, and upon the developer's heirs, successors in interest and lawful assigns. Details of the conditions and obligations may be found by examining or photocopying the Agreement at the Office of the City Engineer, 321 2nd Avenue East, Twin Falls, Idaho 83301.

CITY OF TWIN FALLS, IDAHO

City Clerk

Mayor

Developer

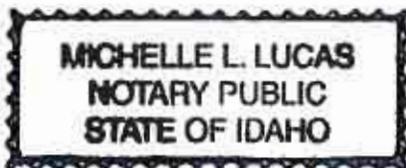
x Wiley J. Dabbs

WILEY DABBS TFSD

STATE OF IDAHO)
)ss.
County of Twin Falls)

On this 9th day of March, 2015, before me, the undersigned, a Notary Public for Idaho, personally appeared Wiley J. Dabbs, known to me to be the persons whose names are subscribed to the within instrument on behalf of said Owner and acknowledged to me that said Owner executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.



Michelle Lucas
Notary Public for Idaho
Residing at Twin Falls, Idaho
Expires 8-13-18



Date: Monday, April 20, 2015
To: Honorable Mayor and City Council
From: Troy Vitek, Asst. City Engineer

Request:

Consideration of a request to approve a trust agreement for **Northern Passage Subdivision No. 5**, placing Lots 50 and 51, Block 50 and Lots 50 through 63, Block 51 into trust.

Background:

The Northern Passage Subdivision No. 5 is located in a vacated portion of Northern Passage Subdivision #3 and #4. It is physically located on the northeast corner of Grandview Drive North and Federation Road. The final plat was approved on February 9, 2015 by the Council. This subdivision is owned by the Twin Falls School District. Lot 59, Block 51 is the location for the new Rock Creek Elementary School. The school district wishes to place the remaining lots in trust.

This subdivision encompasses 13.178 acres.

Budget Impact:

None

Conclusion:

Staff recommends that the Council accept the agreement and authorize the Mayor to sign.

Attachments:

1. Trust Agreement with Phase Control Notice
2. Location Map/Plat
3. Final Plat

TRUST AGREEMENT

This Trust Agreement (the "Agreement") is made and entered into this _____ day of _____, 2015, by and between **NORTHERN PASSAGE, INC., an Idaho corporation**, (hereinafter "Trustor"); **TITLEFACT, INC.**, (hereinafter "Trustee"); and the **CITY OF TWIN FALLS, IDAHO** (hereinafter "Beneficiary"), and is made with respect to the following facts and objectives:

WITNESSETH:

WHEREAS, Trustor is the owner of the real property described below (the "Property"); and

WHEREAS, it is the desire and intent of Trustor to arrange, by and through this Agreement, for the orderly development and sale of the Property, in a manner that is conducive to achieving full compliance with applicable rules and regulations of Twin Falls County, Idaho, and the City of Twin Falls, Idaho.

NOW THEREFORE, it is agreed between the parties hereto as follows:

1. That upon the execution of this Agreement by both parties, the Trustor agrees to execute and deliver to the Trustee a Warranty Deed, conveying to the Trustee, in Trust, to be held solely for the benefit of the Beneficiary, the Property, to-wit:

Lots 50 and 51, Block 50 and

Lots 50, 51, 52, 53, 54, 55, 56, 57, 58, 60, 61, 62, and 63, Block 51

All in NORTHERN PASSAGE SUBDIVISION NUMBER 5, according to the official plat thereof recorded in Book ____ of Plats, page ____, records of Twin Falls County, Idaho.

2. The Trustor and the Trustee agree that the Trustee shall hold said title to the Property in trust, solely for the benefit of the Beneficiary under the terms hereof, and that title to the Property shall be and remain good and marketable and free from any defects, liens, conditions or encumbrances of any kind or nature, other than those appearing of record in the office of the Twin Falls County Recorder, and conditions of the Phase Control Development Notice for lots in Northern Passage Subdivision Number 5, a copy of which is attached hereto as Exhibit "A," or those which are placed on the Property with the prior written consent of the Trustee. The Trustee shall not convey, transfer or encumber all or any interest in the Property, save and except to the extent as directed by the Trustor by written instrument delivered to the Trustee.

3. It is understood and agreed that the purpose of this Agreement is to provide Trustor with a convenient means of, subdividing, developing and selling the Property. It shall be the entire responsibility of the Trustor to effect such developing, subdividing and selling of the Property and to provide whatever subdivision plat it may desire and to pay all costs and expenses of said developing, subdividing and selling, and Trustee shall have no liability for any costs or expenses therefor or for any claim, damage, loss or liability sustained to the Property or Trustor or to any other person or persons in connection with said matter, save and except to the extent caused by Trustee's failure or refusal to comply with the terms and conditions of this Agreement.
4. The Trustor may, as it desires from time to time, sell all or any portion of the Property in its sole and complete discretion. The Trustee agrees that, when it is so instructed in writing by Trustor, Trustee shall execute and deliver to the person or persons designated by Trustor, a fiduciary deed conveying good and marketable title to the Property or any part thereof as designated, and at said time the Trustor agrees to pay to Trustee any reasonable costs and expenses incurred by the Trustee hereunder and to pay the normal and customary fee for the cost of an owner's title insurance policy to be issued by *TITLEFACT, INC.*
5. It is agreed that Trustee shall not be liable or responsible for the condition of title to the Property, except as may be provided in any title insurance policy issued by the Trustee, and Trustee shall have no liability concerning possession or survey or any taxes, costs or expenses in connection with the Property, other than as herein provided.
6. It is agreed that the term of this Agreement shall expire when all of the above described Lots have been conveyed by the Trustee pursuant to Trustor's written instructions.
7. It is agreed that this Trust Agreement may not be revoked or amended without the prior written approval of the Beneficiary. If Trustee is presented with written notice of Termination by both Trustor and Beneficiary, and Trustee receives Trustor's payment of all reasonable out-of-pocket costs and expenses incurred by Trustee in connection with this Agreement, if any, the Trustee shall immediately reconvey to Trustor the remaining part of the Property; and thereafter no party hereto shall have any further liability to the others in connection with the Property or under the terms of this Agreement.
8. Trustor agrees to indemnify and save harmless Trustee from any claims, demands, judgments, costs and expenses including reasonable attorney's fees and any other obligation or liability of any kind or nature that the Trustee may for any reason suffer, incur or expend by reason of this Trust Agreement or in the administration thereof, other than for or as a result of Trustee's misconduct, breach of this Agreement, or willful neglect.
9. This Agreement shall bind the parties hereto, their heirs, representatives, successors and assigns.

Date: 2/26, 2015

TRUSTOR:
NORTHERN PASSAGE, INC., an Idaho corporation

BY: [Signature]
Steve R. Shotwell, Director

Date: 2.27, 2015

TRUSTEE:
TITLEFACT, INC.

BY: [Signature]
Richard B. Stivers, President

Date: _____, 2015

BENEFICIARY:
CITY OF TWIN FALLS, IDAHO

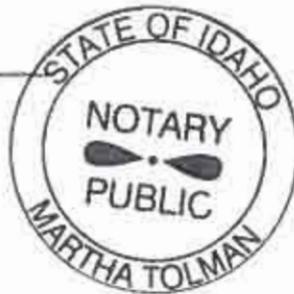
BY: _____

STATE OF IDAHO
County of Twin Falls

On this 26th day of February, 2015, before me, the undersigned, Notary Public in and for said State, personally appeared **STEVE R. SHOTWELL** known or identified to me to be the Director of the corporation that executed this instrument, or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written

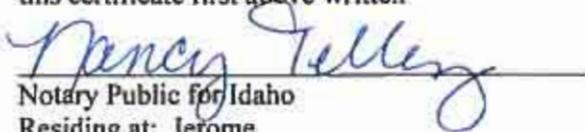
Martha Tolman
Notary Public for Idaho
Residing at: Twin Falls
My Commission expires: 10/17/18



STATE OF IDAHO
County of Twin Falls

On this 27 day of February, 2015, before me, the undersigned, Notary Public in and for said State, personally appeared **RICHARD B. STIVERS**, known or identified to me to be the President of the said corporation that executed this instrument, or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written



Notary Public for Idaho
Residing at: Jerome
My Commission expires: 12-01-2017



STATE OF IDAHO
County of Twin Falls

On this ____ day of _____, 2015, before me, the undersigned, Notary Public in and for said State, personally appeared _____, known or identified to me to be the _____ for the City of Twin Falls, Idaho, and known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same on behalf of the City of Twin Falls, Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Notary Public for Idaho
Residing at:
My Commission expires:

"EXHIBIT A"

PHASE CONTROL DEVELOPMENT NOTICE

THIS NOTICE prohibits the conveyance of any undeveloped lot in **NORTHERN PASSAGE SUBDIVISION NUMBER 5**, until such time as an Improvement Agreement for Developments between the City of Twin Falls and the Developer is recorded designating the lots and blocks in each phase which are approved for conveyance.

TITLEFACT, INC., will hold the deed to all undeveloped lots in Escrow with instructions to convey only those lots covered by the recorded Improvement Agreement for Developments.

The real property subject to this notice is:

Lots 50 and 51, Block 50 and

Lots 50, 51, 52, 53, 54, 55, 56, 57, 58, 60, 61, 62, and 63, Block 51

All in NORTHERN PASSAGE SUBDIVISION NUMBER 5, as platted in the records of Twin Falls County, Idaho.

Dated this 26 day of FEBRUARY, 2015.

Developer

BY: _____

Steve R. Shotwell, Director

TITLEFACT, INC.

BY: _____

Richard B. Stivers, President

NORTHERN PASSAGE SUBDIVISION NUMBER 5

LOCATED IN
A VACATED PORTION OF "NORTHERN PASSAGE SUBDIVISION NUMBER 3"
AND
A VACATED PORTION OF "NORTHERN PASSAGE SUBDIVISION NUMBER 4"

IN
A PORTION OF THE
SW 1/4 NW 1/4, SECTION 32
TOWNSHIP 9 SOUTH, RANGE 17 EAST,
BOISE MERIDIAN, TWIN FALLS COUNTY, IDAHO
2015

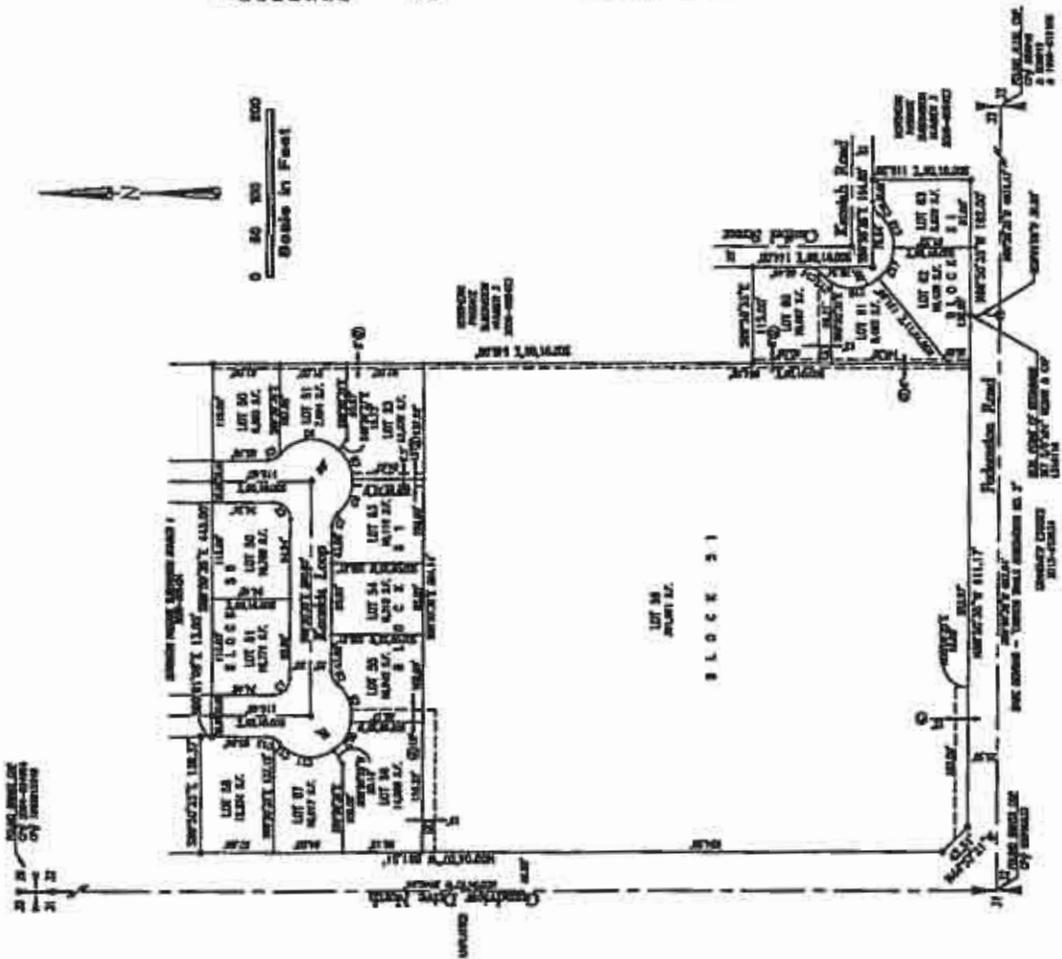
Legend
 Boundary Line
 Center Line of Street
 Lot Line
 Easement Line (See Table)
 Set 1/2"=30' Meter and Cap (S 15 10110)
 Set 5/8"=30' Meter and Cap (S 15 10110)
 Found 5/8" Meter and Cap (S 15 1000)

Easement Table
 (1) Access & Utility Easement
 (2) Driveway & Utility Easement
 (3) Boundary & Utility Easement
 (4) Driveway Easement

Notes
 A 15 FOOT WIDE UTILITY EASEMENT EXISTS ADJACENT TO ALL FRONT LOT LINES AND ADJACENT TO STREET FRONTAGES.
 ALL RESIDUAL LOTS ADJACENT TO COMMONS DRIVE NORTH OR FEDERATION ROAD SHALL ONLY BE ACCESSED FROM AROUND LOOP OR SWAN ROAD RESPECTIVELY.

Health Certificate
 Sundry restrictions as required by Idaho Code, Title 24, Chapter 13 have been indicated based on the IED approval of the design plan and construction and the conditions imposed on the developer for residual subdivisions of the sanitary restrictions have been indicated at the time of this approval. An existing water or sewer main shall not be used for sanitary restrictions. Existing water or sewer facilities have been indicated as existing or to be constructed. Sanitary restrictions may be indicated, if the developer fails to construct facilities or meet the other conditions of IED. Sanitary restrictions may be indicated, if the developer fails to construct facilities or meet the other conditions of IED. Sanitary restrictions may be indicated, if the developer fails to construct facilities or meet the other conditions of IED. Sanitary restrictions may be indicated, if the developer fails to construct facilities or meet the other conditions of IED.

SEE STATE CODES FROM THESE TABLES



Curve Table

CURVE	PC	PT	CHORD BEG.	CHORD END	CHORD ANG.
C1	8748.25'	31.35'	20.00'	20.00'	90.00°
C2	8748.25'	31.35'	20.00'	20.00'	90.00°
C3	8748.25'	31.35'	20.00'	20.00'	90.00°
C4	8748.25'	31.35'	20.00'	20.00'	90.00°
C5	8748.25'	31.35'	20.00'	20.00'	90.00°
C6	8748.25'	31.35'	20.00'	20.00'	90.00°
C7	8748.25'	31.35'	20.00'	20.00'	90.00°
C8	8748.25'	31.35'	20.00'	20.00'	90.00°
C9	8748.25'	31.35'	20.00'	20.00'	90.00°
C10	8748.25'	31.35'	20.00'	20.00'	90.00°
C11	8748.25'	31.35'	20.00'	20.00'	90.00°
C12	8748.25'	31.35'	20.00'	20.00'	90.00°
C13	8748.25'	31.35'	20.00'	20.00'	90.00°
C14	8748.25'	31.35'	20.00'	20.00'	90.00°
C15	8748.25'	31.35'	20.00'	20.00'	90.00°
C16	8748.25'	31.35'	20.00'	20.00'	90.00°
C17	8748.25'	31.35'	20.00'	20.00'	90.00°
C18	8748.25'	31.35'	20.00'	20.00'	90.00°

Utility Sketch





Date: Monday, April 20, 2015, Council Meeting
To: Honorable Mayor and City Council
From: Staff Sergeant Ron Fustos, Twin Falls Police Department

Request:

Consideration of a request to approve the Spirit of Magic Valley Half Marathon and 5K Race sponsored by the Magic Valley Trail Enhancement Committee. This event will be held on Saturday, May 30, 2015, and will coincide with the Western Days Event and Parade.

Time Estimate:

Staff requests that this item be placed on the consent calendar.

Background:

The Magic Valley Trail Enhancement Committee Half Marathon is a two-part event. This event is planned to run in conjunction with the Western Days Event. The race starts in the lot east of the Depot Grill. The Half Marathon walkers will begin at 6:30 a.m. and the Half Marathon runners will begin at 7:30 a.m. There will be an additional 5K Race starting at 8:30 a.m.

The Half Marathon participants will leave the area of the Depot Grill and go North onto Shoshone Street towards Blue Lakes Boulevard. At Blue Lakes Boulevard, the runners and walkers will go north until they reach Falls Avenue. At Falls Avenue, the roads will be closed for parade preparation. Runners and walkers will travel west until they reach Frontier Road. At Frontier Road, runners and walkers will travel north until they reach North College Road; they will then travel east until Fillmore Street. At Fillmore Street, participants will travel north until they reach Pole Line Road. At Pole Line Road, runners will not cross, but will take the sidewalk and eventually the Canyon Rim Trail that travels under Pole Line Road. Participants will continue on the trail, traveling north and west until they reach Washington Street North and Federation Road. Participants will continue west on Federation Road until they reach Canyon Rim Drive. They will proceed on Canyon Rim Drive until they reach Grandview Drive. At Grandview Drive, participants will travel south until they reach Filer Avenue West. At Filer Avenue West, participants will travel west until the road ends at the Rock Creek Trail System. Participants will take the Rock Creek Trail System until it crosses Addison Avenue West near County West. They will be assisted by the Twin Falls Police Department in crossing Addison Avenue West where they will re-enter the Rock Creek Trail System. Participants will take the trail system south and east where the event ends near the Twin Falls City Parks and Recreation Building.

Twin Falls City Streets will supply traffic cones the night prior in preparation for the Western Days Parade. These cones will be used to block off the far right southbound lane of Blue Lakes Boulevard North from Falls Avenue to Shoshone Street. The far right southbound lane of Shoshone Street North and West will also be blocked off. The lanes of traffic will be blocked off at 7:30 a.m. This buffer zone will allow for runners/walkers to travel the route safely. These cones will be moved out of the roadway after all of the runners have completed that area of the course.

Traffic at the major, light-controlled intersections will be controlled by sworn law enforcement officers for the runners only; the walkers will obey all applicable traffic laws unless directed otherwise by volunteers or sworn law enforcement. Officers will provide assistance for the runners at 2nd Avenue South and Shoshone Street South, 2nd Avenue North and Shoshone Street North, 4th Avenue North and Shoshone Street North, 6th Avenue North and Shoshone Street North, Addison Avenue and Blue Lakes Boulevard North, Heyburn Avenue and Blue Lakes Boulevard North, Filer Avenue and Blue Lakes Boulevard North, Caswell Avenue and Blue Lakes Boulevard North, Grandview Drive and Pole Line Road West, and Addison Avenue West and Morrison Street. Volunteers provided by the event sponsor will provide additional assistance along the route for safety.

The 5K participants will leave the lot east of the Depot Grill and go south onto Shoshone Street South to the walking trail at the Old Towne Bridge and will enter Rock Creek Park where they will remain for 1.2 miles. The 5K participants will run back to the Depot Grill using 6th Avenue West; 5K participants will receive no Twin Falls Police Department assistance.

The event organizers will provide water stations and port-a-potties. The event organizers will provide cleanup in needed areas at the conclusion of the event.

The Magic Valley Trail Enhancement Committee will provide volunteer flaggers at streets with a traffic control light, Addison Avenue at Fillmore Street and in the area of Grandview Drive North and Pole Line Road. The Magic Valley Trail Enhancement Committee will also have assistance from sworn law enforcement officers.

There will also be two physical therapists, one athletic trainer, and one chiropractor available for runners. First aid kits will be carried by seven (7) volunteers on bicycles monitoring the runners.

Approval Process:

Consent of the City Council

Budget Impact:

This event will require assistance from four (4) Twin Falls Police Motor Officers at major intersections to allow for the safe crossing of half marathon runners. Officers will control most intersections from 7:30 a.m. until approximately 8:00 a.m., at which time the street will be closed in its entirety for the Western Days Parade. This event will require ten (10) hours of overtime for the officers, two (2) hours each for five (5) Officers. The total overtime cost will be \$440.00. This event has not been approved in the Twin Falls Police Department's overtime budget.

Regulatory Impact:

N/A

Conclusion:

Several relevant City Staff members have met and approved this Parade Application based on the fact that the Magic Valley Trail Enhancement Committee will provide volunteers for assistance while participants travel and cross roadways, following the listed criteria mentioned above.

Twin Falls Police Staff have met and approved this Parade Application based upon the following:

The Magic Valley Trail Enhancement Committee has been advised that no Twin Falls Police Officers will be assisting along the route, except for the major intersections listed above. The Magic Valley Community Fun Run Organization will be responsible for all participants; the Twin Falls Police Department will not be able to ensure that this is a safe event for the participants, except at the major intersections listed above.

Attachments:

None

RF:aed



Date: Monday, April 20, 2015, Council Meeting
To: Honorable Mayor and City Council
From: Chief Bryan Krear and Captain Matthew Hicks,
Twin Falls Police Department

Request:

Presentation of Peace Officer Standards and Training Council Certificates to the following individuals before the Twin Falls City Council: **Officer Medina Alajbegovic** and **Detective Matt Gonzales**.

Time Estimate:

The presentation will take approximately seven (7) minutes.

Background:

On January 27, 2015, **Officer Medina Alajbegovic** was awarded her POST Basic Certification. Officer Alajbegovic attended and completed the College of Southern Idaho Law Enforcement Program in July 2014. She successfully completed the Twin Falls Police Department's Field Training Program and has served as a Police Officer in the State of Idaho as required to receive this certification.

On November 12, 2014, **Detective Matthew Gonzales** was awarded his Advanced Certification by POST Academy. Detective Gonzales has attained his POST Intermediate Certificate, has served over six years as a Police Officer in the State of Idaho, and has met the training requirements combined with obtaining college credits in order to receive this certification.

The personal commitment of these Officers to better themselves through training has helped the Twin Falls Police Department in achieving its goal of being the best Police Department in the State of Idaho.

Approval Process:

None

Budget Impact:

None

Regulatory Impact:

None

Conclusion:

Chief Krear and Captain Hicks will present POST certificates to Officer Alajbegovic and Detective Gonzales before the City Council on April 20, 2015.

Agenda Item for April 20, 2015
From Chief Bryan Krear and Captain Matthew Hicks
Page Two

Attachments:

1. Copy of POST Basic Certificate – Officer Medina Alajbegovic
2. Copy of POST Advanced Certificate – Detective Matt Gonzales

aed

State of Idaho

*The Peace Officer Standards
& Training Council*

hereby awards the

Basic Certificate

to

Medina Alajbegovic

Twin Falls Police Department

*For having fulfilled the requirements of this certificate as set forth by the Idaho Peace
Officer Standards & Training Council on the 27th day of January, 2015.*


Chairman


Division Administrator

State of Idaho

*The Peace Officer Standards
& Training Council*

hereby awards the

Advanced Certificate

to

Matthew D. Gonzales

Twin Falls Police Department

*For having fulfilled the requirements of this certificate as set forth by the Idaho Peace
Officer Standards & Training Council on the 12th day of November, 2014.*

David J. Jany
Chairman

V R McLean
Division Administrator



Date: Monday, April 20, 2015, Council Meeting
To: Honorable Mayor and City Council
From: Staff Sergeant Dennis Pullin, Twin Falls Police Department

Request:

Consideration of a request to approve the first Vietnam War Commemorative Event to be held on Saturday, June 6, 2015, at the Twin Falls City Park, from 9:30 a.m. to 7:30 p.m.

Time Estimate:

Where this is the first event of this nature, approximately five (5) minutes will be needed for the presentation to City Council. Additional time may be needed to answer any questions the Council Members may have. This item can be placed on Items for Consideration.

Background:

Tom Mikesell of Hospice Visions, Inc., on behalf of Vietnam War Veterans, requests to hold a celebration to commemorate Vietnam War Veterans. With this being the first event of this nature, organizers anticipate under 500 people will be in attendance. The event will host a guest speaker, barbeque, a beer garden provided by Marv Pierce of the Pioneer Club, and live music. The beer garden will be open from 12:00 p.m. to 7:00 p.m. The music will begin at 1:00 p.m. and will conclude at 7:00 p.m.

Due to the live band and alcohol being served, a minimum of two (2) sworn law enforcement officers will be required for security. The Twin Falls Sheriff's Office will provide two (2) deputies from 1:00 p.m. to 8:00 p.m., unless the crowd disperses prior to 8:00 p.m., at which time the deputies will no longer be needed.

To help celebrate the event, there will be a motorcycle ride beginning at 11:00 a.m. The ride will start at the intersection of 4th Avenue East and Shoshone Street. From there, riders will travel to 2nd Avenue North, proceed to Addison Avenue, then on to Washington Street North. Riders will travel north on Washington Street North to Falls Avenue, where they will turn to the east and travel on Falls Avenue to Blue Lakes Boulevard North. Riders will then travel south on Blue Lakes Boulevard North to Shoshone Street North. They will then travel back to the City Park. This event is not expected to take more than 20 to 30 minutes. The Twin Falls Police Department Traffic Motor Officers will assist with the escort. All rules of the road will be followed by those participating in the event. There will be no permanent street closures for the ride.

Approval Process:

Approval by the City Council is needed since unexpected overtime costs are involved.

Budget Impact:

N/A

Agenda Item for April 20, 2015
From Staff Sergeant Dennis Pullin
Page Two

Regulatory Impact:

To maintain the safety for those participating in the motorcycle ride, four (4) Twin Falls Police Motor Officers will be needed to escort the riders around Twin Falls. With the assistance of the Motor Officers providing an escort, those participating will be able to follow the rules of the road while remaining together in a controlled and safe group. The overtime cost for this event will be \$352.00. With this being the first event of this nature, overtime for this event has not been budgeted for.

Conclusion:

The Twin Falls Police Department Staff and several relevant City Staff members have met and approved this Special Event Application. Based on this request and the information provided, Staff recommends that this event be approved.

The Twin Falls Police Department Staff recommends that the on-duty Patrol Supervisor be given the authority to order the event organizers to mitigate the sound of amplified noise. If there are continued noise complaints, disturbances by those participating in the event, and non-compliance, the on-duty Patrol Supervisor shall terminate the event.

Attachments:

None

DP:aed



Date: Monday, April 20, 2015, Council Meeting

To: Honorable Mayor and City Council

From: Staff Sergeant Dennis Pullin, Twin Falls Police Department

Request:

Consideration of a request for approval of the Twin Falls Visitor Center Dedication and Grand Opening Event to be held on Thursday, April 30, 2015, from 3:00 p.m. to 7:00 p.m.

Time Estimate:

Staff requests that this item be placed on the Items for Consideration. A brief description of the event will take approximately five (5) minutes; any additional time needed will be for questions and comments from the Council.

Background:

Shawn Barigar has submitted a Special Event Application on behalf of the Chamber of Commerce requesting approval for the Twin Falls Visitor Center Building Dedication and Grand Opening to be held on Thursday, April 30, 2015. The time for the festivities will be from 3:00 p.m. to 7:00 p.m. The Twin Falls Visitor Center is located at 2015 Neilsen Point Place.

An estimated 700 people are expected to attend the event. This event is open to the public and includes guests invited by the Chamber of Commerce members.

A dedication ceremony will be held to include presentations and speeches. At the conclusion of the ceremony, a community open house will be held to include guided tours. There will be light appetizers provided. Non-alcoholic and alcoholic beverages will be available for purchase. Soran's Catering Service will provide the food and beverages.

Off-site parking arrangements have been made through Woodbury Corporation utilizing lots to the west of the Visitor Center in the Canyon Park West Development Area and in areas south of the Visitor Center. Chamber members will assist with parking and the Woodbury Corporation will provide a security officer.

Due to the nature of the event, law enforcement security will not be required.

Approval Process:

Approval by the Council

Budget Impact:

There will be no budget impact to the City of Twin Falls.

Regulatory Impact:

N/A

Agenda Item for April 20, 2015
From Staff Sergeant Dennis Pullin
Page Two

Conclusion:

Several relevant City Staff members, as well as the Twin Falls Police Department Staff, have met and approved this Special Event Application.

Attachments:

None

DP:aed



Date: Monday, April 20, 2015, Council Meeting

To: Honorable Mayor and City Council

From: Staff Sergeant Ron Fustos, Twin Falls Police Department

Request:

Consideration of a request to approve the Paws on the Run: K93K Fun Walk for people and their pets, sponsored by the Girl Scouts Silver Sage Troop 6. This event is scheduled to be held on Saturday, April 25, 2015, from 8:00 a.m. to 12:00 p.m.

Time Estimate:

Staff requests that this item be placed on the Consent Calendar.

Background:

Paws on the Run: K93K is a fund raising event for Troop 6; this event will also raise donations that will benefit the Twin Falls Humane Society and bring attention to “Baxter’s Park” Dog Park. This will be a designed 1.8 mile (3 kilometer) walk for people and their pets. There is an entry fee for the Fun Walk of \$10 per participant. The walk will start at Baxter’s Park located at Shoup Avenue West and Blake Street North. Walkers will proceed westbound on Shoup Avenue West, will cross Martin Street, and will proceed to the Rock Creek Trail. Once on the Rock Creek Trail, walkers will proceed northbound to the Grandview Drive exit. Walkers will exit the trail system at Grandview Drive and proceed to Filer Avenue West where they will walk eastbound to Martin Street. Once at Martin Street, walkers will head south to Shoup Avenue West; walkers will then turn east onto Shoup Avenue West where they will head back to Baxter’s Park.

Donations in the form of dog food and care equipment will be accepted and given to the Twin Falls Humane Society.

Permission has been obtained from the nearby Cornerstone Baptist Church for use of their property for parking.

Approval Process:

Consent by the City Council

Budget Impact:

This event will not have any budget implications. If patrol staffing allows, one (1) on-duty Twin Falls Police Officer will be scheduled for traffic control as the walkers come out of the canyon and walk along Filer Avenue. Walkers will be required to follow all Twin Falls City Ordinances regarding dogs and pedestrians, as well as follow the rules of the road.

Regulatory Impact:

N/A

Agenda Item for April 20, 2015
From Staff Sergeant Ron Fustos
Page Two

Conclusion:

This Special Events Application has been approved by several relevant City Staff members and the Twin Falls Police Department Staff. It is recommended that this request be approved by the City Council as presented.

Attachments:

None

RF:aed



Date: Monday, April 20, 2015, Council Meeting

To: Honorable Mayor and City Council

From: Mayor Don Hall

Request:

Consideration of a request to confirm the reappointments of Dennis Magill, Ted Warren and Randall Watson to the Traffic Safety Commission.

Time Estimate:

The presentation will take approximately three (3) minutes. Following the presentation, additional time may be necessary to answer any questions the Council may have.

Background:

Dennis Magill, Ted Warren and Randall Watson are all at the end of their first three-year terms on the Traffic Safety Commission. All three are eligible and all three have requested to be reappointed. All three of these gentlemen have provided valuable participation on the Commission, and all three have an excellent attendance record. Randall Watson has been the Commission Chair for the past two years. When considering these reappointments, I consulted the Traffic Safety Commission Council Liaison, Councilman Greg Lanting. He and I agreed that all three should be reappointed. I would like to reappoint Dennis Magill, Ted Warren and Randall Watson to their second three-year terms. I am asking the Council to also confirm Magill, Warren and Watson's reappointments. These reappointments will be three-year terms ending after April 2018.

Approval Process:

City Code 2-5-3 states that the City Traffic Safety Commissioners are appointed by the Mayor and confirmed by the City Council.

Budget Impact:

None

Regulatory Impact:

After these reappointments, there will still be one vacancy on the Traffic Safety Commission.

Conclusion:

I request that the Council confirm the reappointments of Dennis Magill, Ted Warren and Randall Watson to the Traffic Safety Commission.

Attachments:

None

MH:aed



Monday April 20, 2015 City Council Meeting

To: Honorable Mayor and City Council

From: Dennis J. Bowyer, Parks & Recreation Director

Request:

Consideration of a request to amend City Code Title 2, Chapter 3 regarding membership of the Golf Advisory Commission.

Time Estimate:

Staff will make the presentation, following the presentation, we expect some time for questions and answers. The anticipated total time for presentation and questions is estimated at 10 minutes.

Background:

When the new Concession Agreement was signed between the City of Twin Falls and Steve Meyerhoeffer on the management of the Twin Falls Golf Club, members of the Golf Advisory Commission and City staff questioned if the Golf Advisory Commission was still needed. It was decided by the Commission and City staff to wait a couple of years to see if the Commission is still serving the original purposes that are stated in the City Code Title 2, Chapter 3.

At the March 11th, 2015 meeting of the Golf Advisory Commission Mayor Don Hall spoke to the Commission concerning the future of the Commission. Also Councilmen Greg Lanting, Liaison to the Commission and former Chairman of the Commission Brett Semple spoke about the Commission and its future. Members of the Commission felt that the only duties they have been providing to the City the past couple of years is the management of the "Friend of Muni" golf tournament every July and the tournament still could function without the Commission.

Since two of the Commission members were not in attendance at the meeting, everyone at the meeting felt the other two members should provide some input into the discussion. Staff contacted them later and explained to them the discussion and they both agreed the Commission was not providing what the original purposes stated in the City Code and only been managing the "Friends of Muni" tournament.

The Commission stated the "Friends of Muni" tournament will still be held each year by having members of the Men's and Women's Golf Association managing the tournament. Based on this feedback, the Mayor and staff arrived at this recommended change to the Golf Advisory Commission. They are as follows:

1. We do not recommend eliminating the duties of the Golf Advisory Commission at this time. We felt the Golf Advisory Commission did important work, but that work has been drastically reduce with the new Concession Agreement with Steve Meyerhoeffer and with a minor adjustment that work will continue.
2. We recommend assigning the duties of the Golf Advisory Commission to the Parks and Recreation Commission. Other items on tonight's agenda will address removing the current members from the Golf Advisory Commission, appointing one of the Golf Advisory Commission members to serve on the Parks and Recreation Commission, and

appointing the Parks & Recreation Commission to act as the Golf Advisory Commission. As stated earlier, the Golf Advisory Commission supports this recommendation.

Attached is an ordinance that, if approved, will make the changes described above to Title 2 of the City Code. The re-assignment of the Golf Advisory Commission duties to the Parks & Recreation Commission does require a Code Amendment. The change is included in the attached ordinance. It is recommended for approval as submitted.

Approval Process:

A majority vote by the City Council is needed to approve this request.

Budget Impact:

There is no significant budget impact associated with the Council's approval of this request.

Regulatory Impact:

Approval of this request will change the membership standards of the Golf Advisory and the Parks and Recreation Commission.

Conclusion:

The Mayor and staff recommend that the Council adopt the attached ordinance as presented.

Attachment:

Ordinance No. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING CITY CODE §2-3-2 BY AMENDING THE MEMBERSHIP REQUIREMENTS OF THE GOLF ADVISORY COMMISSION.

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

Section 1: That Twin Falls City Code §2-3-2 regarding the membership of the Golf Advisory Commission is amended as follows:

2-3-2: MEMBERSHIP:

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. At the discretion of the Mayor and with approval by the Council, the Parks and Recreation Commission may be appointed to fulfill the duties of the Golf Advisory Commission.”

In addition to the regular members, the following persons shall be ex officio members of the commission: city manager, director of parks and recreation, city golf professional, and a city council member appointed by the mayor.

PASSED BY THE CITY COUNCIL , 2015.

SIGNED BY THE MAYOR , 2015.

MAYOR

ATTEST:

DEPUTY CITY CLERK



Monday April 20, 2015 City Council Meeting

To: Honorable Mayor and City Council

From: Dennis J. Bowyer, Parks & Recreation Director

Request:

Consideration of a request to remove all members of the Golf Advisory Commission.

Time Estimate:

Staff will make the presentation, following the presentation, we expect some time for questions and answers. The anticipated total time for presentation and questions is estimated at 10 minutes.

Background:

The previous item on tonight's agenda dealt with the Code amendment involved with making a change to the Golf Advisory Commission which was re-assigning the duties of the Golf Advisory Commission to the Parks and Recreation Commission. Once that re-assignment is complete, the City will have members on the Golf Advisory Commission in place, but left without any duties to perform. Therefore, staff recommends removing all members from the Golf Advisory Commission. The Golf Advisory Commission supports this recommendation.

The members of the Golf Advisory Commission are Dusti Becker, Richard Birrell, Helen Brown, Jack Jardine, and Teena Thompson.

We want to be clear that these board members are recommended to be removed only because of the organizational changes being made and not due to any lack of performance or attendance. Further, we want to stress our appreciation for these board members and the service they have performed in their duties to the City and its residents. We thank them all for their service and hope to work with them again.

Approval Process:

A majority vote by the City Council is needed to approve this request.

Budget Impact:

There is no significant budget impact associated with the Council's approval of this request.

Regulatory Impact:

Approval of this request will remove all the members of the Golf Advisory Commission. If this is approved, staff will prepare service plaques for members of the Commission to be awarded by the Council at a future meeting.

Conclusion:

The Mayor and staff recommend that the Council remove the members of the Golf Advisory Commission as requested and thank them for their service.

Attachment:

None



Monday April 20, 2015 City Council Meeting

To: City Council

From: Don Hall, Mayor

Request:

Consideration of a request to appoint and to re-appoint members to the Parks & Recreation Commission and to appoint the Parks & Recreation Commission to also serve as the City's Golf Advisory Commission.

Time Estimate:

The Mayor will make the presentation, following the presentation, we expect some time for questions and answers. The anticipated total time for presentation and questions is estimated at 10 minutes.

Background:

An earlier item on tonight's agenda dealt with the Code amendment involved with making various changes to the Parks & Recreation Commission and the Golf Advisory Commission. One of those changes involved re-assigning the duties of the Golf Advisory Commission to the Parks & Recreation Commission. With these new duties being assigned to the Parks & Recreation Commission, there is a concern that the current members of the Parks & Recreation Commission will not be familiar with those duties. The Mayor and staff discussed this concern and decided to address it by appointing one member of the Golf Advisory Commission to serve on the Parks & Recreation Commission and share his expertise with the rest of the Commission. The Parks & Recreation Commission currently has three vacancies.

The Mayor asked the members of the Golf Advisory Commission if any of them were interested in serving on the Parks & Recreation Commission. Richard Birrell was the only Golf Advisory Commissioner who was interested in serving. Based on the valuable contribution that Richard Birrell provided to the Golf Advisory Commission and his willingness to serve on the Parks & Recreation Commission, I have elected to appoint Richard Birrell to the Parks & Recreation Commission. I am requesting that the Council confirm this appointment. The appointment would be for a three year term from April 2015 to March 2018.

Tom Reynolds was originally appointed to the Parks & Recreation Commission in June of 2012, as a partial term. He is eligible, and has requested to be reappointed to a full three year term. He has an attendance record of 85% and provides excellent input during Commission meetings. Based on the valuable contribution to the Commission, I have elected to reappoint Tom Reynolds to the Parks & Recreation Commission. I am requesting that the Council confirm this reappointment. The reappointment would be for a three year term from April 2015 to March 2018.

The earlier Code Amendment on tonight's agenda also added language allowing the Parks & Recreation Commission to be appointed to also serve as the City's Golf Advisory Commission. The merits of this change were discussed in that earlier agenda item. Therefore, the Mayor and staff recommend the Council appoint the Parks & Recreation Commission to also serve as the City's Golf Advisory Commission.

Approval Process:

A majority vote by the City Council is needed to approve this request.

Budget Impact:

There is no significant budget impact associated with the Council's approval of this request.

Regulatory Impact:

Approval of this request will assign the Golf Advisory Commission's duties to the Parks & Recreation Commission and to appoint two members to the Parks & Recreation Commission.

Conclusion:

I recommend that the Council appoint Richard Birrell and re-appoint Tom Reynolds to the Parks & Recreation and appoint the Parks & Recreation Commission to also serve as the City's Golf Advisory Commission.

Attachment:

None



Date: Monday, April 20, 2015, Council Meeting
To: Honorable Mayor and City Council
From: Jackie Fields, City Engineer
Captain Matt Hicks, Twin Falls Police Department

Request:

Consideration of a recommendation from the Traffic Safety Commission to advocate maintaining the current speed limits on Kimberly Road near 3250 East.

Time Estimate:

The presentation will take approximately 10 minutes. Following the presentation, additional time may be necessary for questions.

Background:

The Idaho Transportation Department (ITD) recently conducted a speed study on US-30/Kimberly Road near the signalized intersection at 3250 (in front of the Chobani facility). ITD is seeking input from the City of Twin Falls in reference to their recommendation to change the speed on this section of Kimberly Road from 45 miles per hour to 60 miles per hour (mph). The ITD study was presented to the Traffic Safety Commission on March 12, 2015.

The study showed that the 85th percentile speed of traffic approaching from the west of the signalized approach to 3250 East is approximately 50 mph. The study also found that the 85th percentile speed of traffic approaching from the east of the signal is approximately 55 mph. The current speed limit for this section of Kimberly Road is 45 mph at milepost 220 and 60 mph at milepost 221.

After reviewing the study, the Traffic Safety Commission became concerned that this section of Kimberly Road is developing quickly and that the speed study did not factor in the future vehicle, pedestrian and bicycle volume associated with growth at the Clif Bar and Chobani facilities and the surrounding area. The Traffic Safety Commission voted to recommend keeping the current speed limits in place.

The Traffic Safety Commission is asking for the City Council to formally endorse their recommendation.

Approval Process:

None

Budget Impact:

None

Regulatory Impact:

None

Agenda Item for April 20, 2015
From City Engineer Jackie Fields and Captain Matt Hicks
Page Two

Conclusion:

The Traffic Safety Commission is asking for the City Council to formally endorse their recommendation.

Attachments:

1. Idaho Transportation Department's Traffic and Engineering Speed Study of US-30 Milepost 220.817-221.584, March 2015
2. Meeting minutes from the March 12, 2015, Traffic Safety Commission

MH:aed

TRAFFIC AND ENGINEERING SPEED STUDY
US-30 Milepost (MP) 220.817-221.584
March 2015

85th Percentile Speed: West of the signalized approach to 3250 East, the 85th percentile speed is 50 mph. East of the signal, the 85th percentile speed is 55 mph.

Typical Section & Geometrics: Section is 5 lanes with signal in middle at 3250 East. No horizontal or vertical curves are present. Left turn lane is present for truck approach to Chobani, which is east of 3250 East.

Roadside Development & Friction: Chobani yogurt plant, which occupies most of the block from 3200 to 3300 East, has 2 approaches on the south side of US-30 in the study area, with numerous vehicles entering and exiting. West of the signal, there are a number of businesses including the Chevron Twin Stop, Whitehead Home Energy, and Praxair that access US-30. East of the signal, it is mostly open with farming fields. Annual Average Daily Traffic (AADT) is approximately 10,500 vehicles per day (vpd).

Advisory Curves: No advisory curves are present.

Pedestrians, Bicycles, Parking: No pedestrians or cyclists were observed at time of speed study.

Accident History: 11 crashes have occurred in the last five years in the study area, including 1 pedestrian fatality and 10 injury crashes. All appear to have occurred prior to signalization at 3250 East. The signal improvements, which were designed to the pre-construction speed limit of 60 mph, include crosswalks, pedestrian signal indications, and dynamic advanced warning flashers for US-30.

Location: The speed zone is in Twin Falls County.

Access Control: Minor Arterial. Type II. Rural.

RECOMMENDATION: Based on the 85th percentile speeds, roadside development, and crash history, the following speed zones are recommended.

Milepost (MP)	Proposed Speed Limit
220.817-221.479	45
221.479-221.584	60



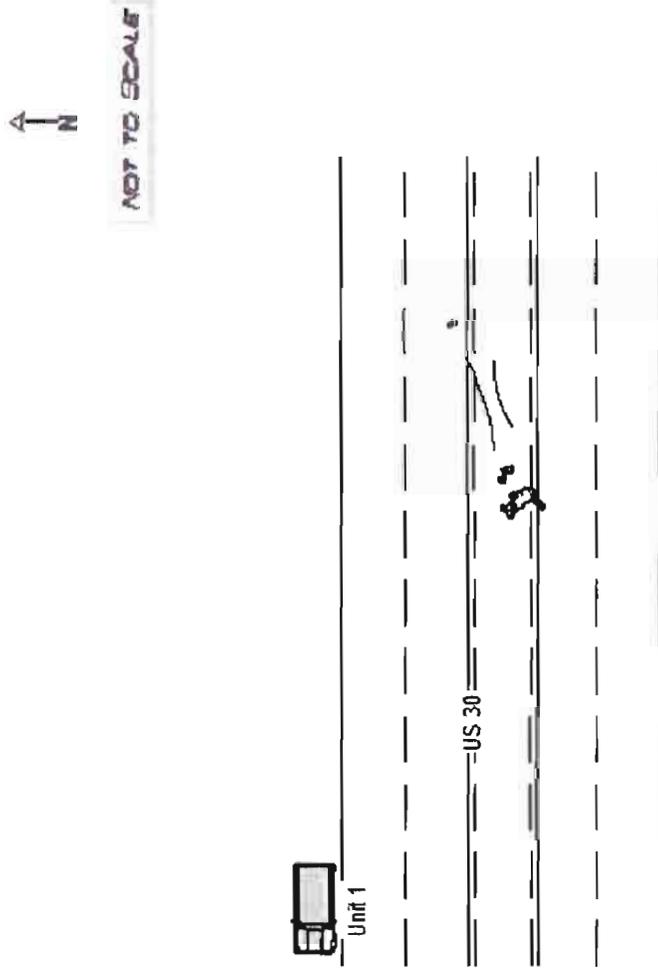
Chobani Crashes

Acc #	Milepost	Vehicle Type	Driver Action	Dir	Most Harmful Event	Event Relation to Junction	Event Relation To Road	Contr Circ 1	Contr Circ 2	Contr Circ 3	Road Condtm	Weath	Surf	Light	Fat	Inj	Day	Hr	Date	Severity
4	220.981	SUV/Crossover	Going Straight	W	Pedestrian	Nonjunction	On Roadway	None	None	None	None	Clear	Dry	Street Lights	1	0	Sun	22	10/6/2013	Fatal Accident
	220.981	Pedestrian	Crossing at Mid-block, NO Crosswalk	N	Pedestrian	Nonjunction		Inattention	None	None		Blowing			0	0			10/6/2013	Fatal Accident
5	221.000	Motorcycle	Going Straight	E	Overtake	Nonjunction	On Roadway	None	None	None	None		Dry	Day	0	2	Ths	20	7/12/2012	B Injury Accident
6	221.075	Car	Turning Left	N	Angle Turning	Driveway/Parking Lot Related	On Roadway	Failed to Yield	None	None	None	Clear	Dry	Street Lights	0	2	Sat	20	2/16/2013	B Injury Accident
	221.075	Van - 1 to 8 seats	Going Straight	E	Angle Turning	Driveway/Parking Lot Related		None	None	None					0	0			2/16/2013	B Injury Accident
7	221.125	Pickup	Going Straight	W	Rear-End	Driveway/Parking Lot Related	On Roadway	Following Too Close	None	None	None	Clear	Dry	Street Lights	0	3	Wed	17	11/14/2012	C Injury Accident
	221.125	Van - 1 to 8 seats	Stopped in Traffic	W	Rear-End	Driveway/Parking Lot Related		None	None	None					0	0			11/14/2012	C Injury Accident
8	221.129	Car	Turning Left	N	Angle Turning	Driveway/Parking Lot Related		Failed to Yield	None	None	None	Clear	Dry	Day	0	0	Fri	18	7/19/2013	Property Dmg Report
	221.129	Pickup	Going Straight	E	Angle Turning	Driveway/Parking Lot Related	On Roadway	None	None	None					0	0			7/19/2013	Property Dmg Report

Chobani Crashes

Acc #	Milepost	Vehicle Type	Driver Action	Dir	Most Harmful Event	Event Relation to Junction	Event Relation To Road	Contr Circ 1	Contr Circ 2	Contr Circ 3	Road Condn	Weath	Surf	Light	Fat	Inj	Day	Hr	Date	Severity
9	221.386	SUV/Crossover	Turning Left	N	Angle Turning	Driveway/All Lot Related	On Roadway	Failed to Yield	Vision Obstruction	Improper Turn	Lane Closed	Rain	Wet	Dark, No Street Lights	0	1	Tues	17	12/4/2012	B Injury Accident
	221.386	Car	Going Straight	E	Angle Turning	Driveway/All Lot Related		None	None	None					0	0			12/4/2012	B Injury Accident
10	221.436	Pickup	Going Straight	E	Other Post, Pole or Support	Nonjunction	Right Shoulder	Speed Too Fast For Conditions	Failed to Maintain Lane	None	None	Snow	Snow	Dark, Street Lights On	0	1	Wed	18	12/26/2012	C Injury Accident
11	221.500	Car	Changing Lanes	W	Side Swipe Same	Nonjunction	On Roadway	Improper Lane Change	Inattention	None	None	Cloudy	Dry	Day	0	0	Mon	11	11/15/2010	Property Dmg Report
	221.500	Tractor - 1 Trailer	Going Straight	W	Side Swipe Same	Nonjunction		None	None	None					0	0			11/15/2010	Property Dmg Report

Serial #: 13C354424



On 10/7/2013, at approximately 2228 hours, the driver of Unit 1 was traveling westbound, in the outside lane, on US 30 near milepost 221, when it struck a pedestrian who was walking north across US 30. The driver of Unit 1 then pulled over onto the right shoulder and parked. There was damage to the front driver's side of Unit 1. The driver was not injured. The pedestrian was killed. No citations were issued.

COMMISSION MEMBERS:

RANDALL	PAUL	BRADY	DENNIS	TED	DAVE
WATSON	DUTY	DICKINSON	MAGILL	WARREN	BENEFIEL

Chairman

Co-Chairman



Minutes

Meeting of the Twin Falls Traffic Safety Commission

March 12, 2015

City Council Chambers

305 3rd Avenue East Twin Falls, Idaho

CONFIRMATION OF QUORUM		
CALL MEETING TO ORDER:	9:00 A.M.	
CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:		
AGENDA ITEMS	Purpose	By:
I. <u>CONSENT CALENDAR:</u> 1. Consideration of the Minutes for December 11, 2014 and February 12, 2015.		Randall Watson
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Discussion on compression brake signage on Pole Line Rd.	Discussion	Mike Sullivan
III. <u>PUBLIC HEARINGS</u>	None.	
IV. <u>ADJOURNMENT</u>		

MINUTES

Mar. 12, 2015

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COMMITTEE MEMBERS PRESENT: Randall Watson, Paul Duty, Brady Dickinson, and Ted Warren

COMMITTEE MEMBERS ABSENT: Dennis Magill and Dave Benefiel

STAFF PRESENT: Captain Matt Hicks, Traffic Engineering Tech. Mike Sullivan and Recording City Secretary Tina Kelley

STAFF ABSENT: Sgt. Ron Fustos and Councilman Greg Lanting

Chairman Randall Watson called the meeting to order at 9:06 a.m. There is a conformation of a quorum present.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:

Engineering Tech. Mike Sullivan would like to add an item to the Agenda. He would like to discuss the possible speed limit change from 45 mph to 60 mph in front of Chobani, on Kimberly Rd.

MOTION:

Commissioner Paul Duty made a motion to add the discussion of possible speed limit change from 45 mph to 60 mph in front of Chobani, on Kimberly Rd. The motion was seconded by Brady Dickinson, all members present voted in favor of adding the item to the agenda.

I. CONSENT CALENDAR:

1. Consideration of the minutes for December 11, 2014 and February 12, 2015.

MOTION:

Commissioner Ted Warren made the motion to approve the minutes for both December 11, 2014 and February 12, 2015. The motion was seconded by Paul Duty, all members present voted in favor of approving both minutes.

II. ITEMS FOR CONSIDERATION:

1. Discussion on compression brake signage on Pole Line Rd.

Paul Duty advised between Rock Creek and the hospital there is a very small sign on compression breaks in city limits. He would like to see more signage for the semi's about the breaks in that area. In addition he has noticed the semi's coming from out of town don't know exactly where the highway runs and they are scrambling to get

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Mar. 12, 2015

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into the left lane around Fillmore area. He would also like to see signs telling them that Hwy. 93 is a left turn.

Engineering Tech. Mike Sullivan advised he can talk to State Highway and see if they can get some additional signs warning semi's about the left turn to get to Highway 93. He can also look into getting larger more obvious sign on the compression breaks.

2. Discussion on the possible speed limit change from 45 mph to 60 mph in front of Chobani, on Kimberly Rd.

Engineering Tech Mike Sullivan received an e-mail from ITD Traffic Engineer, Bruce Christensen on speed studies that have been done on Pole Line Rd. west of Washington St. to west of Fillmore St. There was also a speed study done on Kimberly Rd. in front of Chobani. The Speed change has already been done on Pole Line Rd.

Bruce Christensen would like to get input from ISP, County law enforcement and the City reference changing the speed in front of Chobani on Kimberly Rd. from 45 mph to 60 mph.

The study shows 85th percentile speed west of the signalized approach to 3250 East with a speed of 50 mph. East of the signal the 85th percentile speed is 55 mph. The proposed speed limit is showing 45 mph at milepost 220 and 60 mph at milepost 221, which is where it is now. Mike advised the City Engineering department will recommend what the State would recommend.

Captain Matt Hicks advised with the current speed limit now, there is no issue at this time with maintaining the speeds. He has had conversations with employees of Chobani making left turns onto Kimberly Rd. There are also concerns that the posted speeds are not what people normally drive. Captain Hicks would not be in favor of supporting an increase on the speed. As Chobani develops and we get better idea on the traffic pattern we revisit the intersection. The study also shows Pedestrians, Bicycles and Parking. Cliff Bar, when they come in, will be working on an arrangement to have a bike path end at their business. In there a future there will be a component to that study.

MOTION:

Brady Dickinson made a motion to recommend they make no change to the speed limit on Kimberly Rd. in front of Chobani and re look at the speed once Cliff Bar starts their development. The motion was seconded by Ted Warren. A roll call vote was taken and everyone present approved.

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Mar. 12, 2015
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III. PUBLIC HEARINGS: None.

IV. ADJOURNMENT:

MOTION:

Commissioner Ted Warren made a motion to adjourn the meeting. The motion was seconded by Commissioner Paul Duty. Chairman Randall Watson adjourned the meeting at 09:22.

Tina Kelley
Recording Secretary



COMMISSION MEMBERS:

RANDALL PAUL BRADY DENNIS TED DAVE
WATSON DUTY DICKINSON MAGILL WARREN BENEFIEL

Chairman

Co-Chairman



Minutes

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Mar. 12, 2015

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Mar. 12, 2015

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III. PUBLIC HEARINGS: None.

IV. ADJOURNMENT:

MOTION:

Commissioner Ted Warren made a motion to adjourn the meeting. The motion was seconded by Commissioner Paul Duty. Chairman Randall Watson adjourned the meeting at 09:22.

Tina Kelley
Recording Secretary



Monday April 20, 2015 City Council Meeting

To: Honorable Mayor and City Council

From: Dennis J. Bowyer, Parks & Recreation Director

Request:

An update on the progress of the Storage Building at the Parks & Recreation office/shop.

Time Estimate:

Staff will make the presentation, following the presentation, we expect some time for questions and answers. The anticipated total time for presentation and questions is estimated at 10 minutes.

Background:

As part of the City's Impact Fee's Capital Improvement Plan 2014-2023, an expansion of the Parks Shop is part of the plan. It was 100% growth related and the amount of funds assigned to this project is \$214,987.

Staff started to work on this project several months ago and found out the Twin Falls Highway District had just awarded a bid to Hayes Construction Company out of Buhl for the same size of building as staff was looking at, 5,000 sq. ft. Conferring with Fritz Wonderlich, the City could piggyback off of this contract for the same size of building at the same amount of \$156,774.

There are others expenses associated with the construction of the building. Engineering Services, we have an estimate from EHM Engineers in the range of \$11,000 - \$16,000; relocating an existing fence is estimated at \$5,000; Concrete apron in front of building is estimated at \$4,200; estimate for Idaho Power to bring power to the building is \$2,000; and contingency \$6,000. Total estimated costs for the building are approximately \$190,000.

There is \$140,000 budget under Impact Fees for the storage building. Also there is \$65,000 under Impact Fees for the Knievel trail construction and fencing which was not needed since the City received a grant and donations for the construction of the Pillar Falls trail/fencing project. The City did not receive official notification of the awarding of the grant until after the budget process was almost completed last year; hence those Impact Fees funds for the Knievel trail/fencing project were left in the 2015 budget.

Staff is planning to shift those Impact Fees funds allocated for the Knievel trail/fencing to cover the extra \$50,000 that is needed to complete the Parks storage building project.

Approval Process:

None, this was an update to the City Council on the progress of the Parks Storage Building project.

Budget Impact:

There is \$140,000 budgeted under Impact Fees for the storage building, staff is planning to use the unspent Impact Fees funds for the Knievel trail/fencing project (\$65,000) to make up the difference on the cost estimates for the storage building which is estimated at \$50,000.

Regulatory Impact:

No regulatory impact.

Conclusion:

This was only an update on the progress of the Parks Storage Building project.

Attachment:

None



Date: Monday, April 20, 2015, Council Meeting

To: Honorable Mayor and City Council

From: Captain Anthony Barnhart, Twin Falls Police Department

Request:

A report and discussion about ongoing Twin Falls Police Department animal control operations.

Time Estimate:

The Staff presentation will take approximately five (5) minutes. Following the presentation, Staff anticipates some additional time may be needed to answer any questions the Council may have.

Background:

The City of Twin Falls contracted with the Twin Falls County Sheriff's Office for animal control services from 2000 to the summer of 2012. The Police Department approached the Council in the spring of 2012 with a proposal to assume these responsibilities. The request was granted and our Animal Control Program began on June 15, 2012.

The Twin Falls Police Department terminated its agreement with the Transportation Security Agency for law enforcement services at the airport on June 1, 2012. Airport Police Officers Ed Gudgell and Steve Nutting accepted positions as non-sworn Animal Control Officers. Animal Control Officer Steve Nutting has since retired, and we have been operating with one Animal Control Officer since September of 2014. Since that time, we have been in search of a replacement and have been unsuccessful thus far.

The City of Twin Falls Communications Center received 3,626 animal-related calls for service in 2013, with Animal Control Officers handling 2,458 of those calls. In 2014, 3,524 animal-related calls were received, with Animal Control Officers handling 2,086 of those calls. Year-to-date (January 1 through April 12, 2015), we have received 736 animal-related calls for service with the Animal Control Officer handling 413 of those calls.

Our Animal Control Unit has performed well while handling a workload that is a significant portion of our overall calls for service. More importantly, I believe that we deliver a level of customer service that our citizens require.

Approval Process:

No approval is sought.

Budget Impact:

N/A

Agenda Item for April 20, 2015
From Captain Anthony Barnhart
Page Two

Regulatory Impact:

N/A

Conclusion:

The citizens of Twin Falls now have an Animal Control Program that is responsive to their needs and dedicated to providing a high level of customer service.

Attachments:

None

AB:aed