

COUNCIL MEMBERS:

LANCE CLOW	TRIP CRAIG	DON HALL	DAVID E. JOHNSON	WILLIAM A. KEZELE	GREG LANTING	REBECCA MILLS SOJKA
<i>Mayor</i>				<i>Vice Mayor</i>		



AGENDA
 Meeting of the Twin Falls City Council
Monday, November 28, 2011
 City Council Chambers
 305 3rd Avenue East - Twin Falls, Idaho

5:00 P.M.

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

AGENDA ITEMS	Purpose	By:
I. <u>CONSENT CALENDAR:</u> 1. Consideration of accounts payable for November 22-28, 2011. 2. Consideration of the November 21, 2011, City Council Minutes.	<u>Action</u>	<u>Staff Report</u> Sharon Bryan L. Sanchez
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Consideration of a request to accept the canvass of the November 8, 2011, Twin Falls Municipal Election. 2. A request to accept a bid to purchase approximately 0.27 acre of City owned property, located at 287 Washington Street North. 3. Consideration of a recommendation from the Downtown Parking Task Force regarding downtown parking management. 4. Consideration of a request for Air Show Financial Assistance of \$25,000 to be refunded after the Air Show. 5. Consideration of a request to establish two new communication towers; one sixty-foot communication tower to be placed on property located at the Twin Falls Chambers Visitors Center, 3591 Blue Lakes Boulevard North and one (1) one-hundred foot communication tower to be placed on property located at the City of Twin Falls Gun Range, located east of the 4100 Block of Hankins Road East/3200 East Road and south of the Snake River Canyon Rim Trail, c/o Craig Stotts, Communications -PD on behalf of the City of Twin Falls. 6. Public input and/or items from the City Manager and City Council.	Action	Sharon Bryan Mitch Humble Mitch Humble Jacqueline Fields Mitch Humble
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
IV. <u>PUBLIC HEARINGS:</u> 6:00 – None.		
V. <u>ADJOURNMENT:</u>		

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

Twin Falls City Council-Public Hearing Procedures for Zoning Requests

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



November 28, 2011 City Council Meeting

To: Honorable Mayor and City Council

From: Sharon Bryan, Deputy City Clerk

Request:

Consideration of a request to accept the canvass of the November 8, 2011, Twin Falls Municipal Election.

Background:

Budget Impact:

The Council's approval of this request will not impact the City budget.

Regulatory Impact:

The Council's approval of this request will comply with Idaho Code 50-412. CANVASSING VOTES— DETERMINING RESULTS OF ELECTION.

The county commissioners, within ten (10) days following any election, shall meet for the purpose of canvassing the results of the election. Upon acceptance of tabulation of votes prepared by the election judges and clerks, and the canvass as herein provided, the results of both shall be entered in the minutes of city council proceedings and proclaimed as final. Results of election shall be determined as follows: in the case of a single office to be filled, the candidate with the highest number of votes shall be declared elected; in the case where more than one (1) office is to be filled, that number of candidates receiving the highest number of votes, equal to the number of offices to be filled, shall be declared elected.

Conclusion:

Staff recommends that the Council accept the canvass of the Twin Falls Municipal Election by motion and roll call vote.

Attachments: Abstract of votes for the candidates therein named as they appeared on the election ballot on November 8, 2011.

STATE OF IDAHO

COUNTY OF TWIN FALLS

} ss.

I, Kristina Glascock, County Clerk of said county and state, do hereby certify that the attached is a full, true and complete copy of the abstract of votes for the candidates therein named and/or the questions as they appeared on the election ballot on November 8, 2011, for the City of Twin Falls as shown by the record of the Board of Canvassers filed in my office this 17th day of November, 2011.




County Clerk

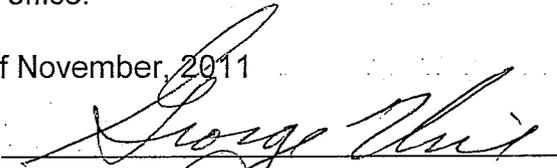
STATE OF IDAHO

COUNTY OF TWIN FALLS

} ss.

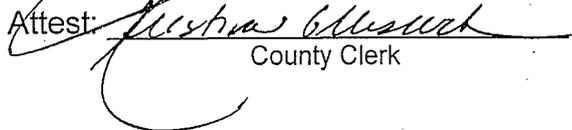
We, the commissioners of the county and state aforesaid, acting as a Board of Canvassers of Election, do hereby state that the attached is a true and complete abstract of all votes cast within this county for the candidates and/or questions as they appeared at the election held on November 8, 2011, as shown by the records now on file in the County Clerk's office.

Dated this 17th day of November, 2011






County Board of Canvassers

Attest: 
County Clerk

TWIN FALLS COUNTY RESULTS
NOVEMBER 8, 2011 ELECTION

CITY OF TWIN FALLS VOTING STATISTICS					
Precinct	Total Number of Registered Voters at Cutoff	Number Election Day Registrants	Total Number of Registered Voters	Number of Ballots Cast	% of Registered Voters That Voted
Twin Falls 1	513	0	513	86	16.8%
Twin Falls 2	417	0	417	48	11.5%
Twin Falls 3	516	4	520	121	23.3%
Twin Falls 4	1,282	0	1,282	211	16.5%
Twin Falls 5	2,041	4	2,045	392	19.2%
Twin Falls 6	524	1	525	69	13.1%
Twin Falls 7	586	1	587	102	17.4%
Twin Falls 8	582	2	584	125	21.4%
Twin Falls 9	342	0	342	70	20.5%
Twin Falls 10	375	4	379	54	14.2%
Twin Falls 11	1,107	1	1,108	314	28.3%
Twin Falls 12	535	1	536	112	20.9%
Twin Falls 13	1,254	2	1,256	305	24.3%
Twin Falls 14	1,534	14	1,548	379	24.5%
Twin Falls 15	1,280	5	1,285	242	18.8%
Twin Falls 16	432	2	434	68	15.7%
Twin Falls 17	548	0	548	98	17.9%
Twin Falls 18	1,523	21	1,544	263	17.0%
Twin Falls 19	950	1	951	220	23.1%
Twin Falls 20	461	2	463	60	13.0%
CO. TOTAL	16,802	65	16,867	3,339	19.8%

TWIN FALLS COUNTY RESULTS
NOVEMBER 8, 2011 ELECTION

Precinct	CITY OF TWIN FALLS COUNCIL MEMBER, SEAT 2 FOUR YEAR TERM VOTE FOR ONE		CITY OF TWIN FALLS COUNCIL MEMBER, SEAT 3 FOUR YEAR TERM VOTE FOR ONE		
	James R. Munn, Jr.	Write-In Robert Hinkle	Shawn Barigar	Trip R. Craig	Allen Starley
Twin Falls 1	73	2	36	21	26
Twin Falls 2	42	0	22	14	10
Twin Falls 3	103	2	48	38	34
Twin Falls 4	189	3	93	51	62
Twin Falls 5	335	12	140	107	125
Twin Falls 6	61	2	32	21	15
Twin Falls 7	87	1	48	24	28
Twin Falls 8	106	2	50	36	37
Twin Falls 9	60	3	23	22	22
Twin Falls 10	48	0	20	17	13
Twin Falls 11	285	2	90	88	127
Twin Falls 12	103	3	45	31	34
Twin Falls 13	258	4	132	79	90
Twin Falls 14	337	4	140	108	125
Twin Falls 15	216	2	90	79	69
Twin Falls 16	52	1	33	21	10
Twin Falls 17	84	1	32	41	23
Twin Falls 18	228	7	94	70	85
Twin Falls 19	196	3	85	74	56
Twin Falls 20	51	3	22	17	19
CO. TOTAL	2,914	57	1,275	959	1,010

Precinct	CITY OF TWIN FALLS COUNCIL MEMBER, SEAT 4 FOUR YEAR TERM VOTE FOR ONE				CITY OF TWIN FALLS COUNCIL MEMBER, SEAT 7 FOUR YEAR TERM VOTE FOR ONE			
	Wayne Bohm	Suzanne Hawkins	Jim Schouten	Chris Talkington	Neil Christensen	Kevin Cope	Christopher A. Reid	Rebecca Mills Sojka
Twin Falls 1	17	33	5	29	17	13	9	46
Twin Falls 2	9	15	5	18	15	6	2	24
Twin Falls 3	21	46	8	45	14	14	13	77
Twin Falls 4	38	82	20	67	47	29	25	100
Twin Falls 5	53	175	24	116	67	29	113	169
Twin Falls 6	13	27	8	20	15	8	4	42
Twin Falls 7	14	39	5	39	21	7	14	55
Twin Falls 8	11	40	16	54	34	11	9	65
Twin Falls 9	9	16	10	35	15	16	6	32
Twin Falls 10	8	19	2	21	19	0	2	32
Twin Falls 11	59	89	17	136	102	23	30	146
Twin Falls 12	22	39	8	43	17	7	7	81
Twin Falls 13	37	85	19	160	93	24	23	152
Twin Falls 14	74	124	32	139	106	31	30	200
Twin Falls 15	41	71	16	107	82	24	11	124
Twin Falls 16	10	14	5	38	9	5	12	39
Twin Falls 17	8	41	7	40	24	9	10	52
Twin Falls 18	34	99	37	73	148	16	12	81
Twin Falls 19	37	89	16	77	71	15	12	118
Twin Falls 20	12	21	7	19	24	4	6	25
CO. TOTAL	527	1,164	267	1,276	940	291	350	1,660



MONDAY November 28, 2011
To: Honorable Mayor and City Council
From: Mitch Humble, Community Development Director

Request:

A request to accept a bid to purchase approximately 0.27 acre of City owned property, located at 287 Washington Street North.

Time Estimate:

The staff presentation will take 2 minutes. Time may be needed for discussion and questions.

Background:

At the October 3, 2011 City Council meeting, the Council directed staff to proceed with a public auction of City owned property located at 287 Washington Street North. At that meeting, the Council also established a minimum bid price of \$86,249.00 for the property. On November 3, 2011, public notice of the auction was posted in the Times News. Sealed bids were requested to be received no later than 12:00 p.m. on Wednesday, November 16, 2011. Staff received two bids for the property. According to State law, the City must accept the highest bid that is over the established minimum bid price. The highest bidder was Allen Nagel, who bid **\$128,250.00**. Staff recommends that the Council accept the bid and direct staff to proceed with the sale of the property to Mr. Nagel.

Budget Impact:

Approval of this request will add \$128,250.00 to the City's general fund.

Regulatory Impact:

Approval of this request is the final step for the Council in disposing of City owned property by public auction.

Conclusion:

Staff recommends that the Council accept the bid of \$128,250.00 and direct staff to proceed with the sale of the property, located at 287 Washington Street North, to Mr. Allen Nagel.

Attachments:

Mr. Nagel's submitted bid

NOTICE OF PUBLIC AUCTION

Sealed bids will be received for the purchase of real property owned by the City of Twin Falls located at 287 Washington Street North and containing 11,835.51 square feet, more or less. The City Council of the City of Twin Falls has established a minimum bid price of \$86,249. Bids for less than this amount will not be accepted. The real property for sale includes both the land and building. The building is being sold in an as-is condition.

Sealed bids will be received in the office of the Deputy City Clerk at 321 Second Avenue East, Twin Falls, Idaho until 12:00 P.M., prevailing local time on November 16th 2011, at which time they shall be publicly opened and read in the City Hall Conference Room of the Twin Falls City Hall.

Interested parties may contact the City of Twin Falls Community Development Department with questions or to schedule a site visit of the property. The Community Development Department may be contacted at 324 Hansen Street East, Twin Falls, Idaho or via telephone at (208) 735-7267. Sealed bids shall be submitted to:

Sharon M. Bryan, Deputy City Clerk
City of Twin Falls
321 Second Avenue East
P.O. Box 1907
Twin Falls, ID 83303-1907

Publish: Thursday, November 3, 2011

Open: Wednesday, November 16, 2011

Bid \$128,250⁰⁰

one hundred Twenty eight Thousand Two hundred Fifty
U.S Dollars

Allen Nagel 208-421-1648

3295 Longbow DR

Twin Falls, Id 83301



MONDAY November 28, 2011
To: Honorable Mayor and City Council
From: Mitch Humble, Community Development Director

Request:

Consideration of a recommendation from the Downtown Parking Task Force regarding downtown parking management..

Time Estimate:

The staff presentation will take approximately 10 minutes. Time will be needed for questions.

Background:

At the June 20, 2011 City Council meeting, it was determined by the Mayor and the Council to establish a Downtown Parking Task Force to make recommendations to the Council regarding downtown parking management. That task force was to come up with recommendations that do not require additional tax support for the parking management program, and was to bring their recommendations to the Council by November 15, 2011. The Mayor appointed the task force and it began meeting in July 2011. Members of the task force included Mayor Don Hall, Councilman Dave Johnson, Tom Ashenbrenner, Mary Brand, Cindy Bond, Doug Vollmer, and Clark Parrish. Leila Sanchez and I provided staff support for the task force. The task force had recommendations ready to be presented to the Council at their November 14, 2011 meeting. However, Mayor Hall and Councilman Johnson received a comment regarding those recommendations that merited discussion with the entire task force and led to a minor change in the recommendations. Due to that comment, an additional task force meeting was held on November 16, 2011 to discuss the input and make final recommendations.

Early on in process, the task force adopted some guiding principles to be used as we crafted our recommendations. Those guiding principles were:

1. Downtown customers should be the primary consideration for the recommendations,
2. The City should be responsive to the needs of downtown as expressed throughout the various public input gathering opportunities, namely the desire for free parking,
3. Parking turnover, particularly in those spaces closest to businesses, is important, and
4. The recommendations should help downtown grow and thrive.

Using these principles, the task force spent several meetings discussing various options and creating their recommendations. Following is the list of recommendations from the task force to the Council.

- Remove all parking meters.
- Abandon the leasing of individual parking spaces.
- All City owned parking lots will provide free public parking on a first come, first served basis.
- On street public parking should be regulated with posted time limits. However, the limits do not all have to be the same and should be appropriate for their location. Specifically, parking spaces along the retail portions of Main Street should have a 2 hour parking limit. However, shorter or longer time limits may be appropriate in other locations. The City should have the ability to be flexible and reasonable in the assignment of time limits.
- In the public parking lots, the first row of parking spaces located closest to the alleys and buildings should contain a 3 hour time limit. Other spaces in the public lots should not have a limit.
- Parking enforcement will be limited and on a response basis, rather than proactive, as it is currently done.

- The City should actively seek out opportunities to develop more public parking, and do so in areas where there is a need. The City should partner with the Urban Renewal Agency and with the State through grant opportunities in this effort.
- The City should retain the ability to lease parking lots for economic development opportunities and to encourage private downtown investment and growth. These leases should be property leases, rather than individual parking space leases so that the management of the lease does not require significant staff administration time. Also, when considering a parking property lease, the Council should weigh the parking needs of existing public parking users and try to avoid damaging existing users with a decision. A process should be set up to allow input from existing users as well.

These recommendations comply with the guiding principles established by the task force. Removing the parking meters is in direct response to the public input. The time limits in those spaces along the street and in the lots closest to the buildings will encourage customer turnover and should help ensure close spaces are available for downtown customers. Free parking should help downtown businesses be successful.

An impact of the decision to remove meters is that more than half of the parking program's revenue is lost. With that loss in revenue, and the Council's direction not to supplement the parking program with additional tax dollars, staffing for the program's management and enforcement becomes a problem. That staffing concern led to the recommendation to abandon the lease program. With no funding for enforcement, the task force felt it would be difficult to maintain an effective lease program.

The task force acknowledged that downtown parking presents an interesting challenge. That is primarily due to the reduced and sometimes eliminated parking requirements. Due to those requirements, most downtown parking available is publicly owned, including on-street parking. The task force felt that because the City has allowed the reduced parking requirements, the City should play a significant role in providing public parking.

The task force also believes that implementation of the recommendations should begin immediately. Implementation should begin with the removal of the meters and the installation of the appropriate time limit signs. Once all the meters are removed, there will be several meter poles that should be addressed. The task force did not make a specific recommendation about what to do with the poles, but felt some thought should be put into that issue. One idea was that perhaps small sidewalk lighting could be installed on the poles. The current batch of leases all expire at the end of December. The task force believes that those leases should stay in place until they expire, but upon expiration, no more new leases are signed.

Approval Process:

A simple majority vote by the Council is needed to approve the request. Some amendments to appropriate sections of City Code may be necessary to make the Code match these recommendations. Staff will begin the appropriate process to amend the Code as necessary following the Council's action.

Budget Impact:

Approval of this request will eliminate the parking fund revenue. In Fiscal Year 2012, that revenue is projected to be \$64,100. However, approval of the request would also eliminate much of the planned parking fund expenses. Those expenses for Fiscal Year 2012 are projected to also be \$64,100. Therefore, there is no net budget impact. Installation of time limit signs will have a cost. We have not estimated the exact cost yet. We need to determine where signs need to go first. However, we also estimate that current parking fund balances would be used to pay for sign installation.

Regulatory Impact:

Approval of the request will effectively eliminate the City's downtown parking regulation program and provide free public parking downtown.

Conclusion:

The Downtown Parking Task Force recommends that the City Council approve the request as presented.



November 28th, 2011 City Council Meeting

To: Honorable Mayor and City Council

From: Bill Carberry, Airport Manager

Request:

Consideration of a Request for Air Show Financial Assistance of \$25,000 to be Refunded After the Air Show.

Time Request:

The presentation will be approximately 10 minutes with additional time for questions.

Background:

Mr. Jim O'Donnell, an Airport Board member, has stepped up to take on the chairmanship of the air show committee. His appointment was approved by the Airport Board in early 2011. He is in the process of developing a solid start to the air show planning for the 2012 Blue Angels air show and has a strong team of individuals that have volunteered to assist with the air show.

Mr. O'Donnell has prepared an air show budget, and anticipates that the show will be funded by sponsorships, donations, gate receipts and concession fees. Mr. O'Donnell has also worked with the committee to begin developing a structure for expenditure approvals and controls.

At the Airport Advisory Board meeting held on November 15th, Mr. O'Donnell reviewed the budget and his request for financial assistance from the City Council. He discussed the need for \$25,000 of assistance for start up costs for the air show. It was further discussed that the intention is to return the funding back to the City upon completion of the show. After discussing and being in accord with the proposed budget, the Airport Board voted to approve that the request be forwarded to the City Council by the Airport Manager.

Budget Impact:

The request, if approved, could possibly be funded with \$25,000 from the City's contingency fund. The request also comes with the Air Show Chairman's intention of refunding the \$25,000 to the City's budget after the collection of all revenues at the completion of the air show.

Regulatory Impact:

To my knowledge there is no regulatory impact with the request.

Conclusion:

The Airport Board recommends the City Council approve the request for \$25,000 in financial assistance with the funding to be returned upon conclusion of the Blue Angels air show July 28 & 29th, 2012. Jim O'Donnell and I will be available to answer questions regarding the request and the coming air show.

Attachments: Air Show Chairman's Request; Working Budget 2012 Air Show

Greetings:

Planning and preparations for the 2012 Air Magic Valley Air Show are well underway. A team of talented individuals has been assembled to lead and direct the air show, thus laying the foundation for a memorable community event.

At this early stage in the planning and preparation, several significant things have been accomplished. First, there has been the addition of a 501(c) 3 charitable donation option through the Twin Falls Kiwanis Foundation, offering the advantages of a tax donation to individual donors choosing to support the air show. Secondly, for the business community, there are multiple levels of sponsorship opportunities, which both meet the needs of the businesses to advertise while providing the necessary funds for operation of the air show. At this early point, commitments totaling over \$39,000 have been collected, making the current level of sponsorship just over 25% of the total goal, with eight months remaining before the air show. Many community businesses have been contacted and are reviewing their level of support for the air show.

It is interesting to note, both individuals and businesses have signed up and joined the team. Two local media outlets have made significant in-kind commitments in addition to the cash funds committed. Several other local businesses have also stepped up to offer other in-kind support for the air show.

These are all positive indications of the community support for the air show. There is however a need for which we approach the City Council. Start-up funding is needed to assist with the preliminary costs to bring together and operate an air show of the size and magnitude of ours. Funds are needed for printing of tickets and posters, for down payment to secure performers, and other costs that precede the event.

We would like to respectfully request the City Council consider setting aside a fund of \$25,000 to be used as an initial fund for the development of the air show. These funds would be used to assist in the early stages of the process, allowing the air show team to move forward with the resources needed during the important early stages of air show planning and preparations. The intention is to refund the money upon completion of the air show.

The air show is expected to draw spectators from not only our local area, but the surrounding areas as well. Please consider supporting this request and help us bring a very special event to our community.

Respectfully Submitted,

Jim O'Donnell, Director
Magic Valley Airshow 2012

Air Magic Valley 2012

Budget

2008 Actual	2012 Proposed	Budget Item	Planning Notes
-	-	EXPENSES	
\$300.00	\$300.00	Accounting Costs	
0.00	\$1,900.00	Administration	ICAS Membership 2011 \$450.00 ICAS Membership 2012 \$450.00 ICAS Convention 2011 \$1,000.00
\$53,835.97	\$55,000.00	Advertising	TV, radio, print media, posters, billboards
\$29,564.01	\$1,000.00	Contingency Fund	*note-shifting bulk of expenses to 'operations'
\$7,396.75	\$8,000.00	Fencing	
\$56,314.01	\$60,000.00	Fuel and Oil	Blue Angels pay contract price.
\$58,098.75	\$50,000.00	Hotel Rooms	
\$36,280.00	\$37,000.00	Insurance	Liability and weather protection
\$24,530.85	\$25,000.00	Logistics	Set up and service expenses
0.00	\$30,000.00	Operations	*Shifted from Contingency Fund
\$63,306.26	\$71,500.00	Performance Fees	
\$19,800.00	\$19,800.00	Souvenir Program Costs	Part of the sponsor package
\$204.40	\$0.00	Refunds	
\$3,589.49	\$4,000.00	Rental Cars	Most rental cars are "in-kind" from car dealers
\$19,268.38	\$15,500.00	Tents, tables, chairs	
\$9,426.00	\$9,000.00	Trash and toilets	
\$12,449.00	\$14,000.00	VIP Hanger Party	Special Friday evening event, sponsors like
\$5,574.41	\$5,500.00	Hospitality Tent	
\$786.78	\$ 0.00	Miscellaneous Expenses	
\$12,983.84	\$13,500.00	Sales Tax Payment	State sales tax for gate receipts
\$413,708.91	\$421,000.00	TOTAL EXPENSES	
-	-	INCOME	
\$17,426.42	\$16,000.00	Souvenir Program Sales	
\$95,900.00	\$150,000.00	Sponsorship /Donations	
\$36,336.54	\$30,000.00	Concessions Proceeds	
\$216,397.43	\$225,000.00	Gate Receipts	Projected attendance of 15,000 paid at \$15.00 each
\$366,060.39	\$421,000.00	TOTAL INCOME	



DATE: MONDAY -- NOVEMBER 28, 2011
To: Honorable Mayor and City Council
From: Mitch Humble, Community Development Director

ITEM III-

Request: Consideration of a request to establish two (2) new communication towers; one (1) sixty-foot (60') communication tower to be placed on property located at the TWIN FALLS CHAMBER VISITORS CENTER, 3591 Blue Lakes Boulevard North and one (1) one-hundred foot (100') communication tower to be placed on property located at the CITY OF TWIN FALLS GUN RANGE, located east Of The 4100 Block Of Hankins Road East/3200 EAST ROAD and south of the Snake River Canyon Rim Trail. c/o Craig Stotts/Lieutenant, Communications -PD on behalf of the City of Twin Falls.

Time Estimate:

The Applicant/Staff presentation will be approximately ten (10) minutes.

Background:

Applicant:	Status: Owner	Size: 2 towers; 1-60' & 1-100'
Craig Stotts, Lieutenant, Communications – PD City of Twin Falls PO Box 1907 Twin Falls, ID 83303-1907	Current Zoning: OS	Requested Zoning: approval to place two new communication towers
	Comprehensive Plan: Open Space	Lot Count: N/A
	Existing Land Use: Tourist/Visitors Center & the City of Twin Falls PD Gun Range	Proposed Land Use: Placement of two new communication towers
Representative:	Zoning Designations & Surrounding Land Use(s)	
Riedesel Engineering, Inc. c/o Rod Mathis 202 Falls Ave Twin Falls, ID 83301 208-733-2446	North: OS; Visitor Center & Gun Range	East: OS; Visitor Center & Gun Range
	South: SUI & OS; undeveloped property & Gun Range	West: SUI & OS; undeveloped property & Gun Range
	Applicable Regulations: 10-1-4, 10-1-5, 10-4-11, 10-7-17, 10-7-19	

Approval Process:

TF City Code Title 10; Chapter 7-Zoning Supplementary Regulations; Section 19; City Services:

(C) Approval Of New Uses By City Council: Any proposed new use to be established on real property owned and/or operated by the city of Twin Falls, not already permitted by other provisions of this zoning ordinance or already approved as required utility improvements in new developments, must be approved by the city council after a public hearing at which interested persons shall have an opportunity to be heard. At least fifteen (15) days prior to the hearing, notice of time and place and a description of the proposed use shall be published in the official newspaper or paper of general circulation within the jurisdiction of this city. Additional notice shall be provided by posting the property; by mail to property owners and residents within three hundred feet (300') of the external boundaries of the land being considered; and any additional area that may be impacted by the proposed use, as determined by the zoning administrator. (Ord. 2985, 5-3-2010)

Budget Impact:

Approval of this request will have negligible impact on the City budget.

Regulatory Impact:

Approval of this request will allow the placement of two (2) new communication towers which is the first step in ensuring compliance with the FCC and providing adequate portable radio coverage for our public safety employees and the citizens or our community.

History:

There was a public hearing on November 7, 2011. The City Council requested some additional information and asked for the request to be brought back on November 28, 2011 for further consideration.

Analysis:

The request is to establish two (2) new communication towers; one (1) sixty-foot (60') communication tower to be placed on property located at the TWIN FALLS CHAMBER VISITORS CENTER, 3591 Blue Lakes Boulevard North and one (1) one-hundred foot (100') communication tower to be placed on property located at the CITY OF TWIN FALLS GUN RANGE, located east Of The 4100 Block Of Hankins Road East/3200 EAST ROAD and south of the Snake River Canyon Rim Trail.

On April 12, 2010 the City Council approved a code amendment to allow City owned and/or operated uses to be located in the zoning district where the City determines as appropriate to best provide the associated service to its residents. Approval of this amendment also allowed current City uses that are operating under a non-conforming use status to be considered conforming uses. The code amendment was generated due to acknowledgement of the challenges the city was experiencing with the communication system.

The City of Twin Falls has faced several challenges with our communications system since it was designed in 2003. Our current system is a single-tower site, which isn't sufficient to cover the 18-square-mile area in the city limits and the 75-square-mile fire district that our Fire Department is responsible for. Key areas of town receive limited coverage to no communications coverage, which poses a danger for emergency personnel, citizens, and tourists.

The most significant problem facing the City is the poor or unreliable radio communications for first responders in the northwest, northeast, and Shoshone Falls/Dierkes areas of town. This is attributed to the significant growth in the north end area of town in the last couple of years. This growth includes a new high school, Walmart, housing developments, Walgreens, St. Luke's Hospital, and three multiple-story hotels.

The Shoshone Falls/Dierkes area is extremely busy during the spring, summer, and fall months. Once emergency responders go down into the canyon, they can't communicate with dispatch and/or other emergency personnel. There is limited to no radio coverage in this particular area where there are occasional drowning victims, suicide attempts, fights, and alcohol-related incidents. Such incidents require an emergency response and put the City's public safety employees, citizens, and tourists in danger.

The City of Twin Falls hired a radio communications consultant last year to evaluate our situation and propose a phased approach to correct our deficiencies. Praecom Consulting, out of St. Charles, Missouri, was selected as the independent communications consultant. Based on their recommendation, the City of Twin Falls would need a tower site at the City's gun range and one at the Visitors Center. The tower at the gun range would be guyed and consist of a three-sided lattice structure approximately 18 to 24 inches wide across the face of the tower and approximately 100 feet in height. This particular site is crucial to our current and future radio communication needs. The tower at the visitors center would be a monopole approximately 60 feet in height.

On October 13, 2011 a public open house was held at the City Council Chambers. There were two neighbors from the Meadowridge Subdivision who attended.

There was a public hearing held before the City Council on November 7, 2011. The City Council requested some additional information and asked for the request to be brought back on November 28, 2011 for further consideration. As the request was not readvertised it is NOT a public hearing and no new testimony may be considered.

Conclusion:

Staff recommends approval of the request as presented.

Attachments:

1. Narrative
2. Area Zoning Maps(2)
3. Aerial of the Project Sites(2)
4. Site Photos
5. Letter from ITD
6. Open House letter & attachments
7. Portion of Minutes from the Nov 7, 2011 City Council public hearing.
8. Letter dated 11-7-11 from Timothy W. Tyree



P.O. Box 1907

321 Second Avenue East

Twin Falls, Idaho 83303-1907

Fax: (208) 736-2296

PHASE I PUBLIC SAFETY RADIO COMMUNICATIONS PLAN

The City of Twin Falls has faced several challenges with our communications system since it was designed in 2003. Our current system is a single-tower site, which isn't sufficient to cover the 18-square-mile area in the city limits and the 75-square-mile fire district that our Fire Department is responsible for. Key areas of town receive limited coverage to no communications coverage, which poses a danger for emergency personnel, citizens, and tourists.

The most significant problem facing the City is the poor or unreliable radio communications for first responders in the northwest, northeast, and Shoshone Falls/Dierkes areas of town. This is attributed to the significant growth in the north end area of town in the last couple of years. This growth includes a new high school, Walmart, housing developments, Walgreens, St. Luke's Hospital, and three multiple-story hotels.

The Shoshone Falls/Dierkes area is extremely busy during the spring, summer, and fall months. Once emergency responders go down into the canyon, they cannot communicate with dispatch and/or other emergency personnel. There is limited to no radio coverage in this particular area where there are occasional drowning victims, suicide attempts, fights, and alcohol-related incidents. Such incidents require an emergency response and put the City's public safety employees, citizens, and tourists in danger.

The City of Twin Falls hired a radio communications consultant last year to evaluate our situation and propose a phased approach to correct our deficiencies. Praecom Consulting, out of St. Charles, Missouri, was selected as the independent communications consultant. Based on their recommendation, the City of Twin Falls would need a tower site at the City's Gun Range. The tower would be guyed and consist of a three-sided lattice structure approximately 18" to 24" wide across the face of the tower and approximately 100' in height. This particular site is crucial to our current and future radio communication needs.

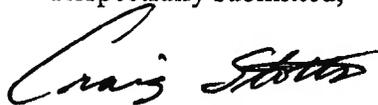
The Gun Range site and the Visitor Center site have several advantages from a communications and cost perspective. When researching specific tower sites, Praecom Consulting looked at the availability and feasibility of the sites with regard to general infrastructure items. This includes accessibility, i.e. road driveway, etc.; on-site power from the local utility company; security, both physical and psychological (if the site is regularly used or manned); and the availability of existing structures. For these reasons, Praecom Consulting felt that the proposed sites were the optimal locations.

Phase I Public Safety Radio Communications Plan
Page Two

To be specific, the Gun Range has existing access roads, power, and physical security, as well as being regularly visited by City personnel. There is adequate space for a guyed tower, which has a lower overall cost. In addition, after the initial selection of this site, it was found by City Staff that there may be potential for other City services to utilize a tower in this location. With regard to the Visitor Center, many of the same criteria still hold true. Visually, a utility pole has a low impact and is adequate for the radio system requirements. There is an existing building with power that can house the equipment securely. The location, next to the restroom building, is highly visible, reducing the chance of random vandalism.

The Federal Communications Commission (FCC) has mandated that all radio frequencies be narrowband compliant by January 1, 2013. What does this mean? In essence, the current bandwidth that we operate under will be split in half, which many experts predict could reduce coverage as much as twenty percent (20%). We cannot afford to lose anymore coverage; in fact, we need to increase our coverage in the areas mentioned above, as well as the fire district. Phase I is the first step to ensure that we are compliant with the FCC and that we are working toward providing adequate portable radio coverage for our public safety employees and the citizens we serve.

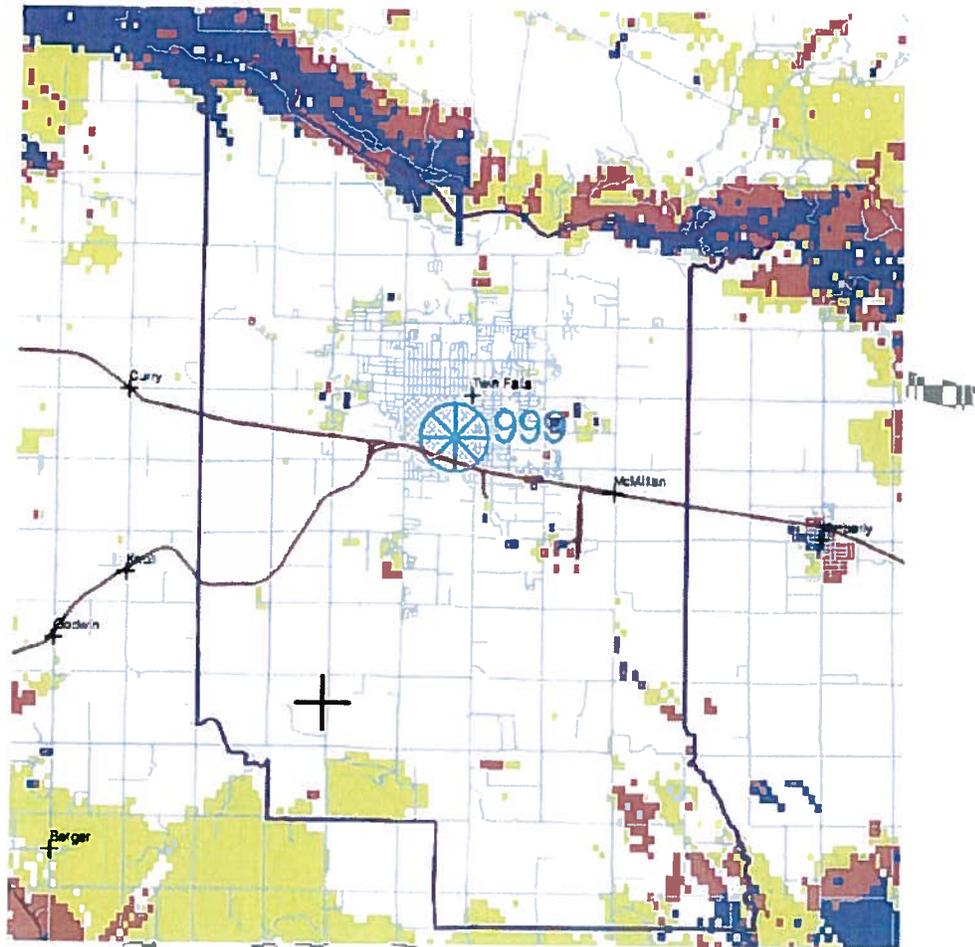
Respectfully submitted,



CRAIG STOTTS
Lieutenant, Communications

CS:aed

UHF Communications – Existing coverage



• Existing portable talk-back from main PD tower

Praecom Consulting

RAPTR Version 17.0 XP b29

Tuesday, February 01, 2011 10:46:48

Project: Twin Falls UHF

MBP: 9

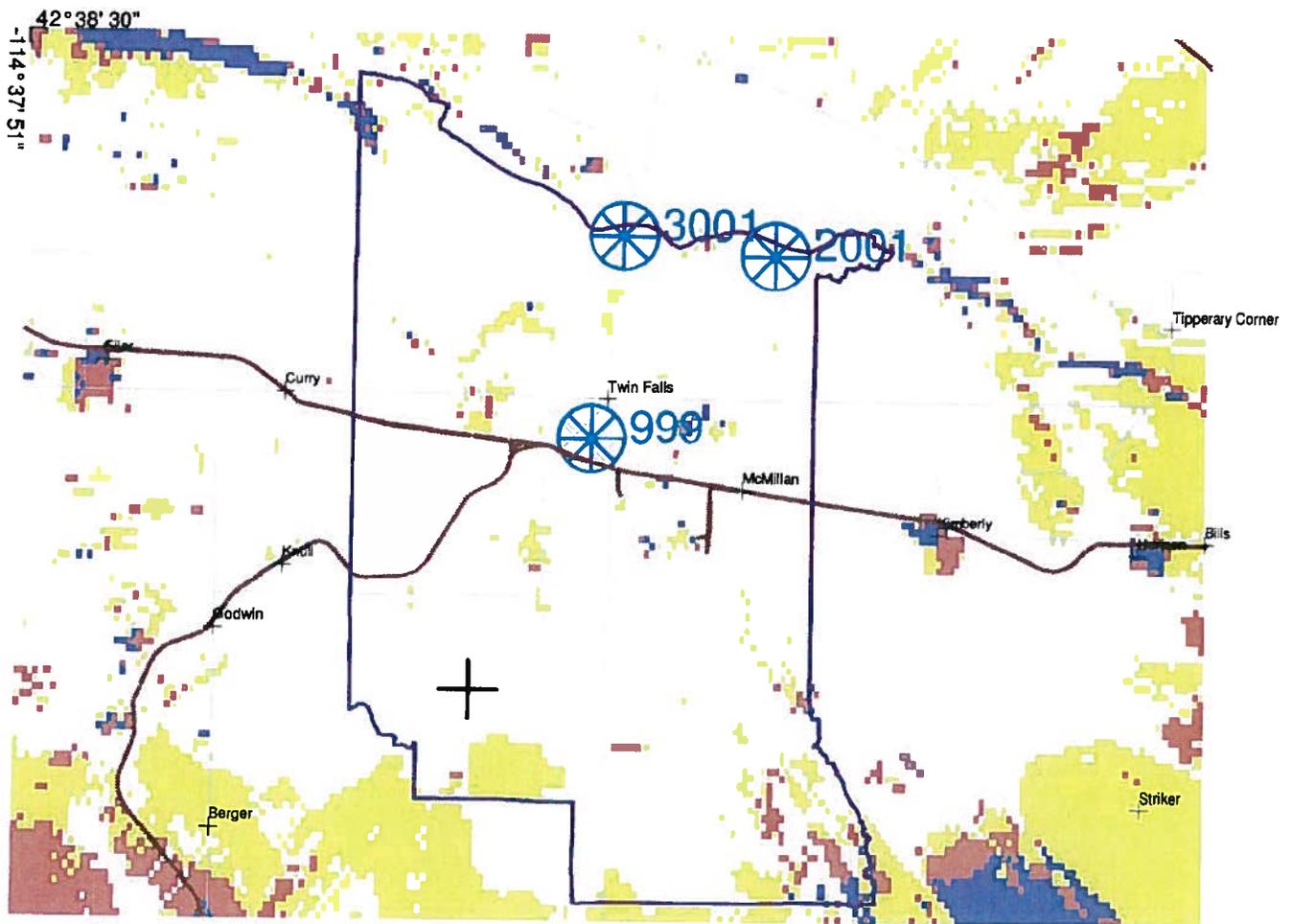
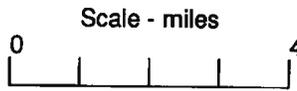
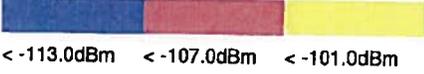
Figure: Portable Talk Back Indoors - Interium

Design: Bounded Area

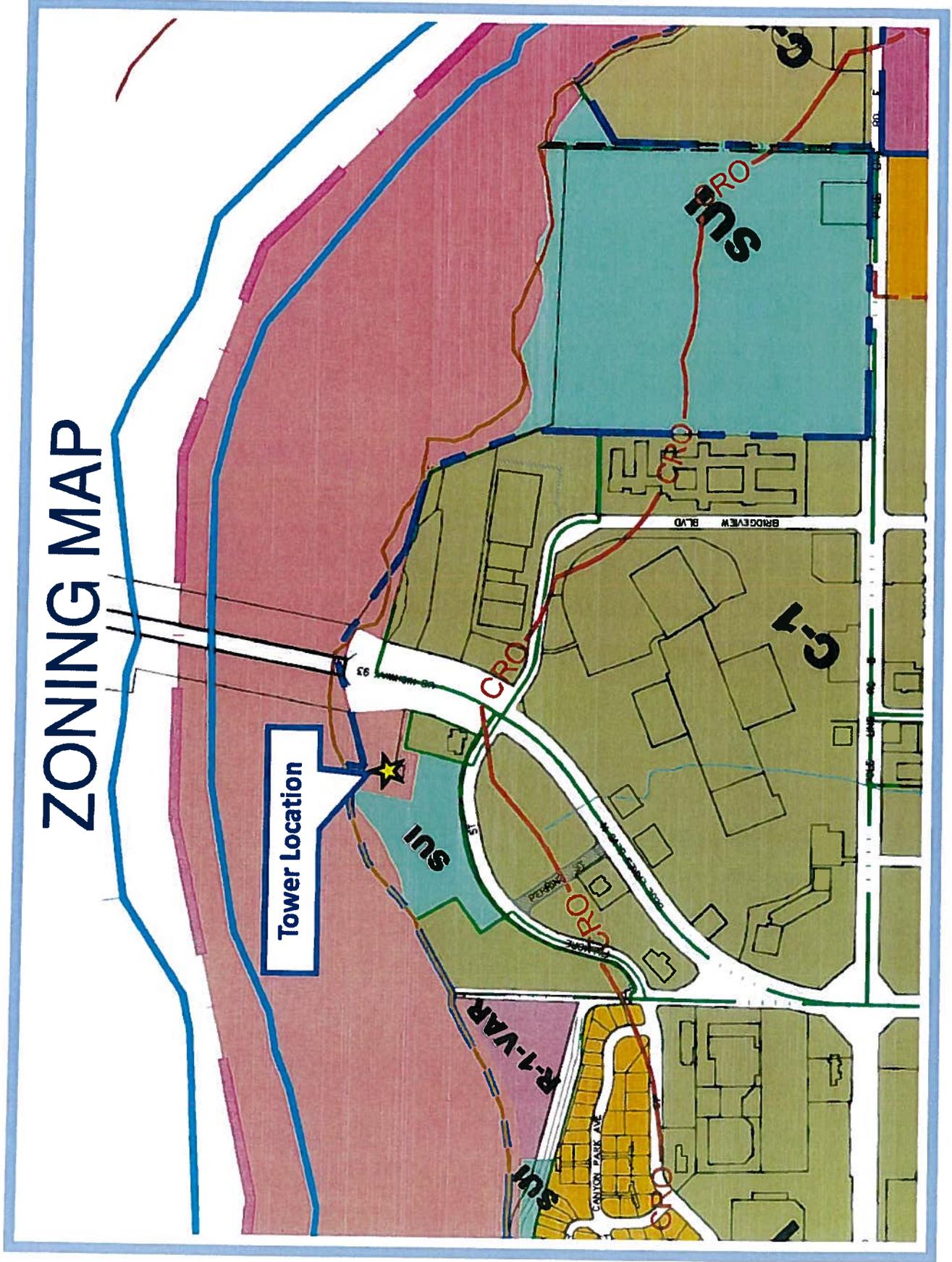
Service: Portable, Talkback, Indoors, No SMA, NB Analog Conventional

Engineer: P9RL

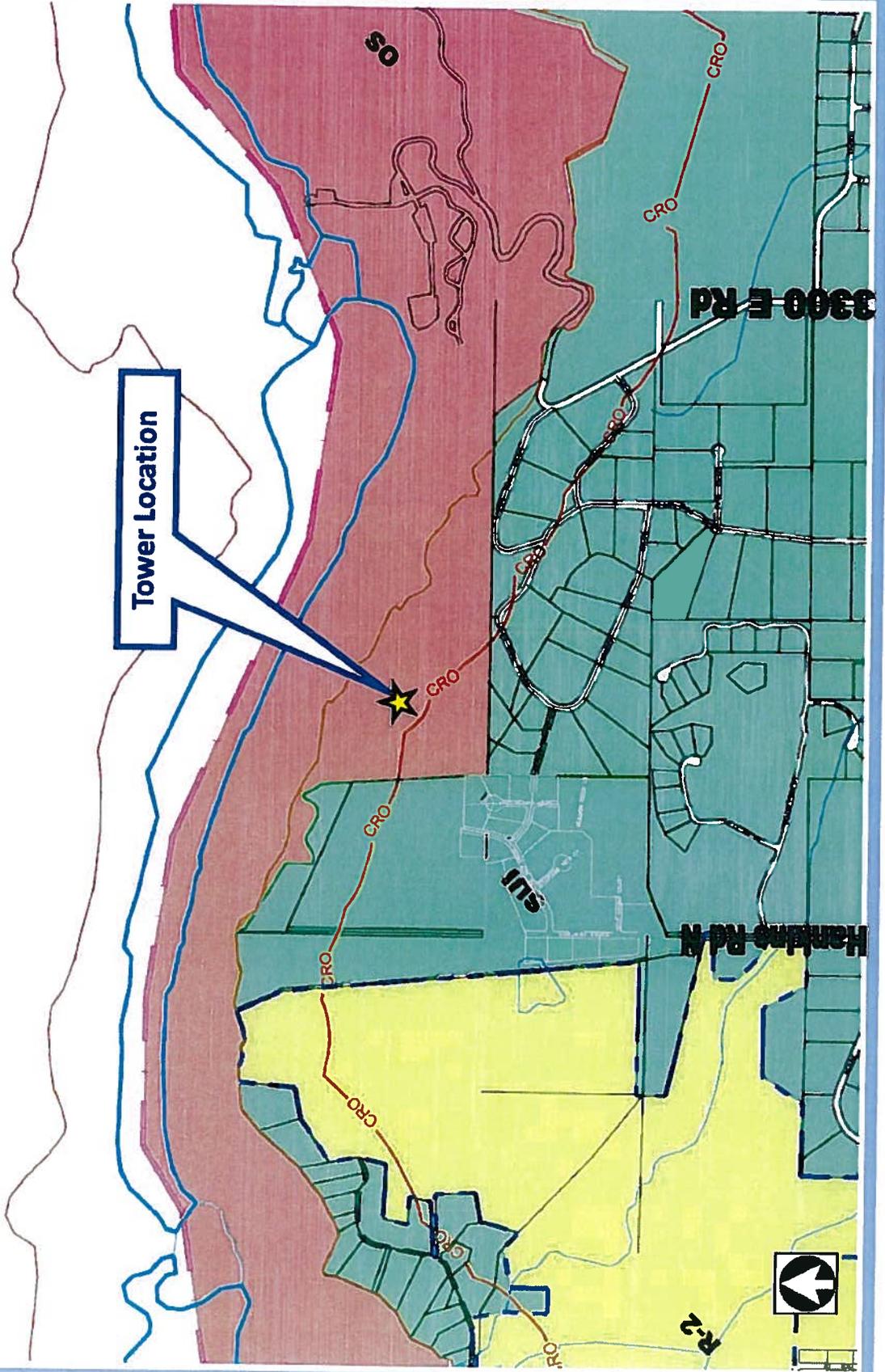
Map type - 1:159,952



ZONING MAP



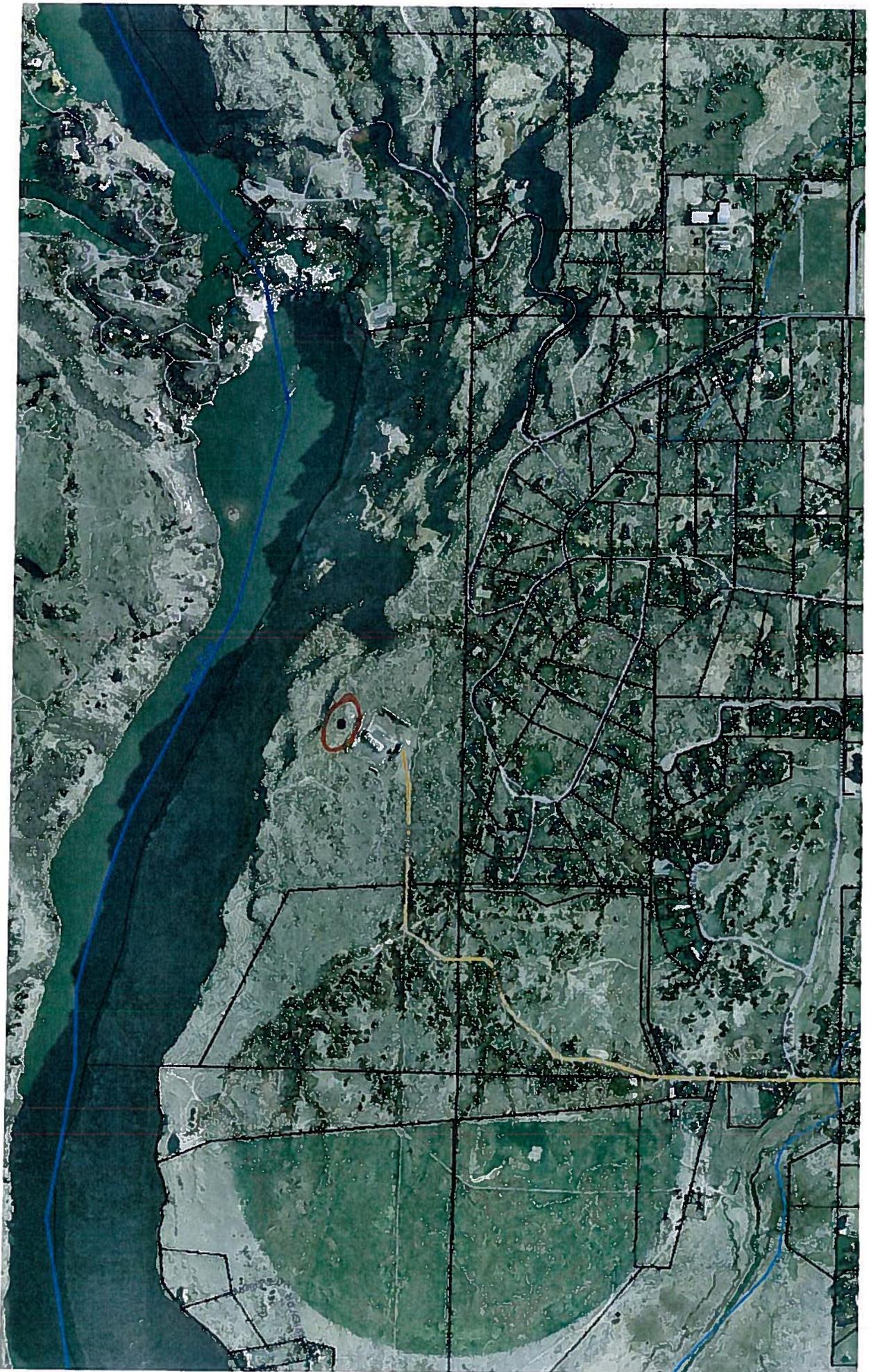
ZONING MAP

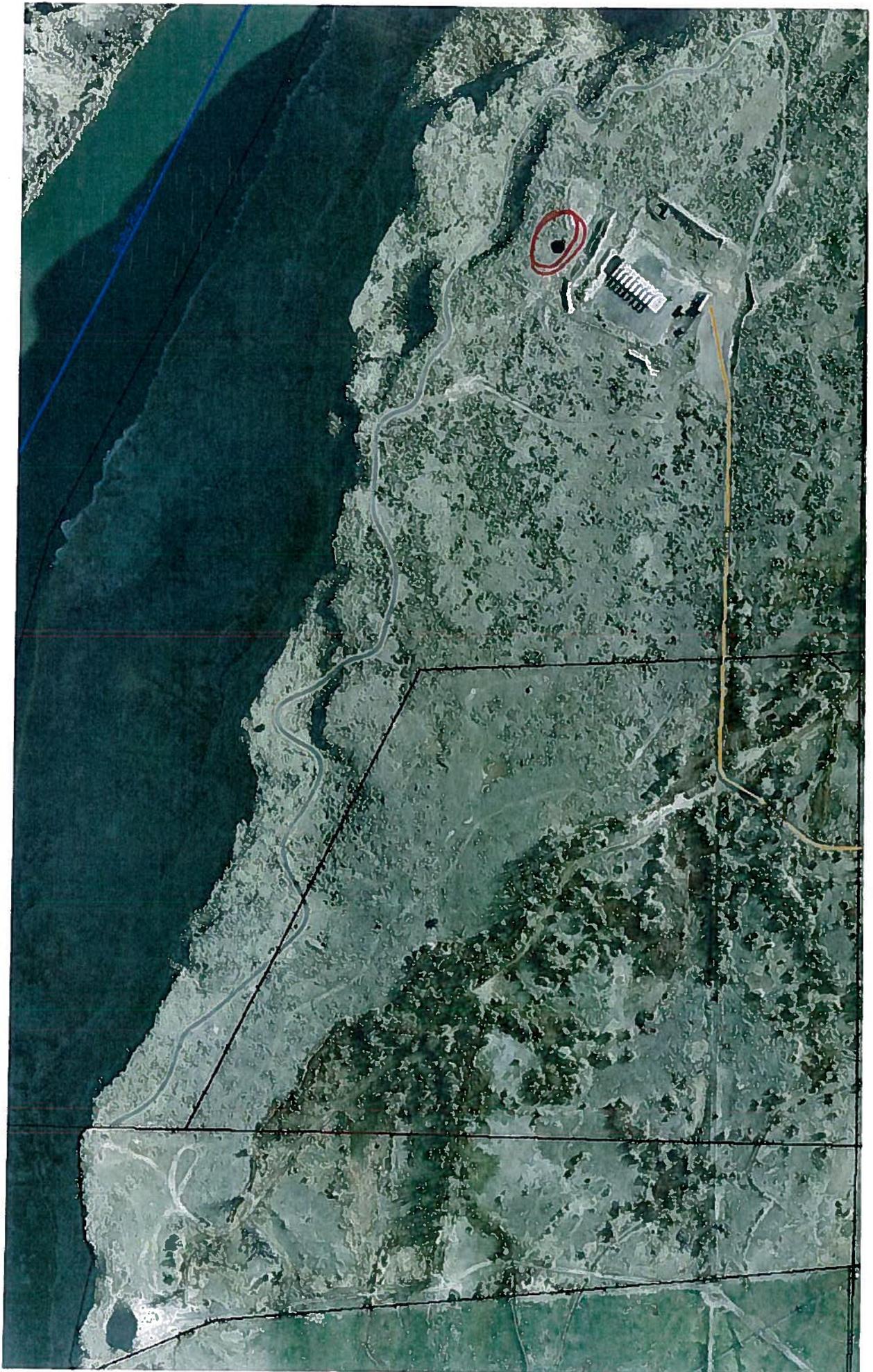














IDAHO TRANSPORTATION DEPARTMENT

216 S. Date Street
Shoshone, ID 83352

(208) 886-7800
itd.idaho.gov

June 30, 2011

Mitch Humble
Community Development Director
P.O. Box 1907
Twin Falls, ID 83303-1907

RE: Antenna installation at Visitor Center facility

Dear Mitch:

I am writing in response to your request of June 27, 2011 to install a communication pole on ITD property south and west of the Perrine Bridge.

You have described the wood pole to be installed as approximately 50 feet tall with a 10 foot antenna attached to the top of the pole. The location will be on the south side of the restroom facilities currently operated by the Chamber of Commerce. The need for communication with emergency responders in the Snake River Canyon is recognized by ITD as a critical issue.

ITD staff has reviewed your request and have no objection to the installation of the antenna on our property. We would note as a reminder that if the lease agreement we currently have with the City of Twin Falls should ever terminate, any improvements installed by the City would need to be removed.

If you have any questions concerning your lease agreement with the Idaho Transportation Department, please let me know.

Sincerely,

A handwritten signature in black ink that reads "Michael Scott".

MICHAEL SCOTT
Senior Right of Way Agent

MS:ms

October 6, 2011

Dear Residents:

The purpose of this letter is to seek your input on an issue that the City of Twin Falls is forced to deal with that directly affects the safety of our police officers and firefighters. The City of Twin Falls has faced several challenges with our communications system since it was designed in 2003. Our current system is a single-tower site, which isn't sufficient to cover the 18-square-mile area in the city limits and the 75-square-mile fire district that our Fire Department is responsible for. Key areas of town receive limited coverage to no communications coverage, which poses a danger for emergency personnel, citizens, and tourists.

The most significant problem facing the City is the poor or unreliable radio communications for first responders in the northwest, northeast, and Shoshone Falls/Dierkes areas of town. This is attributed to the significant growth in the north end area of town in the last couple of years. This growth includes a new high school, Walmart, housing developments, Walgreens, St. Luke's Hospital, and three multiple-story hotels.

The Shoshone Falls/Dierkes area is extremely busy during the spring, summer, and fall months. Once emergency responders go down into the canyon, they can't communicate with dispatch and/or other emergency personnel. There is limited to no radio coverage in this particular area where there are occasional drowning victims, suicide attempts, fights, and alcohol-related incidents. Such incidents require an emergency response and put the City's public safety employees, citizens, and tourists in danger.

The City of Twin Falls hired a radio communications consultant last year to evaluate our situation and propose a phased approach to correct our deficiencies. Praecom Consulting, out of St. Charles, Missouri, was selected as the independent communications consultant. Based on their recommendation, the City of Twin Falls would need a tower site at the City's gun range. The tower would be guyed and consist of a three-sided lattice structure approximately 18 to 24 inches wide

across the face of the tower and approximately 100 feet in height. This particular site is crucial to our current and future radio communication needs.

I have attached a flyer with an elevation view of the proposed site at the gun range. City officials are inviting you to attend an open house meeting on Thursday, October 13, 2011, at 6:00 p.m. to discuss our proposed plan and answer any questions you may have. We will be meeting in the City Council Chambers located at 305 3rd Avenue East.

Sincerely,

CRAIG STOTTS
Lieutenant, Communications

CS:aed

Attachment

Public Safety Radio Communications Open House Meeting

When: Thursday, October 13, 2011, at 6:00 p.m.

Where: City Council Chambers
305 3rd Avenue East
Twin Falls, ID 83301

Why: Informative meeting to discuss the need for a radio communications tower at the City's gun range.

Presenters: Twin Falls Police Chief Brian Pike and Twin Falls Fire Chief Ron Clark



COUNCIL MEMBERS:

LANCE CLOW	TRIP CRAIG	DON HALL	DAVID E. JOHNSON	WILLIAM A. KEZELE	GREG LANTING	REBECCA MILLS SOJKA
<i>Mayor</i>			<i>Vice Mayor</i>			



MINUTES
Meeting of the Twin Falls City Council
Monday, November 7, 2011
City Council Chambers
305 3rd Avenue East -Twin Falls, Idaho

The City Council will hold a Special Meeting on **Monday, November 7, 2011, at 4:00 P.M.**, in the Council Chambers located at 305 Third Avenue East.

5:00 P.M.

- PLEDGE OF ALLEGIANCE TO THE FLAG**
- CONFIRMATION OF QUORUM**
- INTRODUCTION OF STAFF**
- CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:**
- PROCLAMATIONS: Idaho Nonprofit Week**

AGENDA ITEMS	Purpose	By:
I. <u>CONSENT CALENDAR:</u>	<u>Action</u>	<u>Staff Report</u>
1. Consideration of accounts payable for October 25 – November 7, 2011. Prepaid, September 2011, total: \$155,868.41 Prepaid, October 27, 2011, total: \$115,690.00		Sharon Bryan
2. Consideration of the October 24, 2011, City Council Minutes.		L. Sanchez
3. Consideration of a 5 th and final two (2) year extension of the final plat of Robbins PUD Subdivision, 1.5 (+/-) acres, to develop a multi-family (4-plex) housing project, with a total of 24 residential units, located on the south side of the 200 block of Robbins Avenue West, c/o Gerald Martens/EHM Engineers, Inc.		Mitch Humble
4. Consideration of a request to approve an Improvement Agreement for Crowley's Corner Subdivision.		Troy Vitek
5. Consideration of a request to approve a Curb-Gutter, and Sidewalk and Street Improvement Deferral Agreement for property located at 1434 Pole Line Road East c/o Richard Crowley.		Troy Vitek
6. Consideration of the 2 nd and final extension of the approval of the Shoshone Heights PUD Subdivision, No. 1, Final Plat, consisting of 21.3 (+/-) acres with 19 single family residential lots located on the east side of the 1500-1900 block of Hankins Road and South of the Snake River Canyon within the City's Area of Impact, c/o Renaissance Project Department, LLC/Mark Thyne.		Mitch Humble
7. Consideration of the 2 nd and final extension of the approval of the Shoshone Heights PUD Subdivision, No. 2, Final Plat, consisting of 11.87 (+/-) acres with 11 single family residential lots located on the east side of the 1500-1900 block of Hankins Road North and South of the Snake River Canyon within the City's Area of Impact, c/o Renaissance Project.		Mitch Humble
8. Consideration of a request to establish a posted speed limit for North College Rd. from Grandview Dr. N. to Xavier Charter School.Development, LLC/Mark Thyne.		Jacqueline Fields
II. <u>ITEMS FOR CONSIDERATION:</u>		
1. Presentation by the Twin Falls Area Chamber of Commerce.	Presentation	Chamber of Commerce
2. Consideration of a request from Jayne Fisher to appeal the decision of the Tree Commission denying her request to remove a tree located at 106 Main Avenue North.	Action	Dennis J. Bowyer
3. Consideration of a request to authorize the Mayor to sign a contract with EHM Engineers, Inc. to design, provide right of way acquisition services and construction administration services for the Northeast Sewer project.	Action	Jacqueline Fields
4. Public input and/or items from the City Manager and City Council.		
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		

IV. PUBLIC HEARINGS: 6:00		
1. Request for a Zoning District Change and Zoning Map Amendment from C-1 to M-2 for 58 (+/-) acres located at the south west corner of Hwy 30/Kimberly Road and 3300 East Road, c/o Margaret Sligar and Kimberly Road Partners, LLC. (app.2484)	Public Hearing	Mitch Humble
2. Consideration of adoption of one (1) ordinance(s) regarding a request for a Zoning District Change and Zoning Map Amendment from C-1 to M-2 for 58 (+/-) acres located at the south west corner of Hwy 30/Kimberly Road and 3300 East Road, c/o Margaret Sligar and Kimberly Road Partners, LLC. (app.2484)	Action	Mitch Humble
3. Findings of Fact, Conclusions of Law, and Decision in re: Zoning District Change & Zoning Map Amendment, Application, for Kimberly Road Partners & Mary Sligar c/o EHM Engineers, Inc.	Action	Mitch Humble
4. Consideration of a request for additional height for buildings in a future manufacturing development located on 190+/- acres at the southwest corner of Kimberly Road and 3300 East.	Action	Mitch Humble
5. Request to establish two (2) new communication towers; one (1) sixty-foot (60') communication tower to be placed on property located at the Twin Falls Chambers Visitors Center, 3591 Blue Lakes Boulevard North and one (1) one-hundred foot (100') communication tower to be placed on property located at the City of Twin Falls Gun Range, located east of the 4100 Block of Hankins Road East/3200 East Road and south of the Snake River Canyon Rim Trail, c/o Craig Stotts/Lieutenant, Communications – PD on behalf of the City of Twin Falls.	Public Hearing	Mitch Humble
V. ADJOURNMENT:		

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

Present: Lance Clow, Don Hall, David Johnson, William Kezele, Gregory Lanting, Rebecca Mills Sojka
Absent: Trip Craig
Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Community Development Director Mitch Humble, City Engineer Jacqueline Fields, Chief of Police Brian Bike, Lieutenant Craig Stotts, Parks & Recreation Director Bowyer, Assistant City Manager Troy Vitek.

Recess 6:04 P.M.
Reconvened at 6:12 P.M.

III. **ADVISORY BOARD REPORTS/ANNOUNCEMENTS:**

IV. **PUBLIC HEARINGS: 6:00**

Mayor Hall moved the order of the Public Hearings.

1. Request to establish two (2) new communication towers; one (1) sixty-foot (60') communication tower to be placed on property located at the Twin Falls Chambers Visitors Center, 3591 Blue Lakes Boulevard North and one (1) one-hundred foot (100') communication tower to be placed on property located at the City of Twin Falls Gun Range, located east of the 4100 Block of Hankins Road East/3200 East Road and south of the Snake River Canyon Rim Trail, c/o Craig Stotts/Lieutenant, Communications – PD on behalf of the City of Twin Falls.

Mayor Hall disclosed that on October 13, 2011, he attended a public open house at the City Council Chambers and he had received a phone call from Gerald Martens on November 4, 2011.

Councilperson Mills Sojka that on October 13, 2011, he attended a public open house at the City Council Chambers.

Chief Pike gave an overview of the project.

Staff recommends approval of the request as presented.

Discussion followed:

Lieutenant Stotts stated that an open house was conducted on October 13, 2011. Two homeowners attended.

The public testimony portion of the hearing was opened.

Tina Luper, representative of the land that surrounds the visitor center, requested that all options be looked at. She requested that there should be attempts to minimize impact on Canyon Park. She requested the opportunity to work in partnership with all parties involved. A letter was entered into the record from Hawley Troxell, dated November 7, 2011.

Shawn Barigar, President and CEO of the Twin Falls Chamber of Commerce, stated that he would like to extend his services and his willingness to work with City staff.

Chris Stout, President of the Meadowridge Subdivision Homeowner's Association, 4140 North Meadowridge Circle, stated that he did not receive notification of the public hearing and open house. He stated that he would be willing to participate to potentially find a less of a residential spot for the tower.

Rick Yaurian, 4078 Meadowridge Circle, stated that he would like to see other alternate sites for the tower.

Tug Worst, 4104 N. Meadowridge Circle, stated his willingness to work with City staff to find a solution for the towers that does not interfere with the anesthetics.

The public testimony of the hearing was closed.

Discussion followed:

-Time restraints.

Lieutenant Stotts stated that the narrowband mandate is scheduled for January 1, 2013.

-Costs of moving the tower.

Lieutenant Stotts stated that moving a tower a quarter of mile one way or another costs are incurred for location, site and building.

-Notification of property owners.

Community Development Director Humble explained the notification process. Property owners within 300' of the property are notified 15 days prior to the public hearing. Publication of the public hearing is posted in the Times News and a physical sign is posted on the property.

Lieutenant Stotts stated that the proposed power pole at the Visitor's Center can be moved in the future at a minimal cost.

City Manager Rothweiler stated that if the Council does instruct staff to review the request that the Council set a timeline no later than the 21st of November/

Discussion followed.

Councilperson Clow asked staff if there is a possibility to use Idaho Power poles and asked for staff to look into the design of poles at the Visitor's Center

-Cost comparisons of moving sites. Lieutenant Sotts stated that costs for moving sites the data to be collected will take more than a week. He stated that he believes the moving of the pole sites will double the costs.

-Cost of flag pole.

Chief Pike stated that the location of the tower at the gun range is limited and grant money has been budgeted for the project. There are options at the Visitors Center for the tower.

The Mayor closed the public hearing portion.

Deliberations followed.

The Council instructed staff to work with the public and to bring back the agenda item by November 21, 2011.



ATTORNEYS AND COUNSELORS

Hawley Troxell Erris & Hawley LLP
877 Main Street, Suite 1000
P.O. Box 1617
Boise, Idaho 83701-1617
208.344.6000
www.hawleytroxell.com

TIMOTHY W. TYREE
ADMITTED TO PRACTICE LAW IN IDAHO
EMAIL: TTYREE@HAWLEYTROXELL.COM
DIRECT DIAL: 208.388.4873
DIRECT FAX: 208.954.5276

November 7, 2011

Travis Rothweiler, City Manager
Twin Falls City Council
321 Second Ave. E.
Twin Falls, ID 83301

Re: *Communication Tower at Twin Falls Chamber Visitors Center*

Dear Mr. Rothweiler and City Council Members

This firm serves as legal counsel to Canyon Park Development, LLC and Canyon Park I, LLC, owners of the Canyon Park Shopping Center and lands adjacent to the Twin Falls Chamber Visitors Center.

My clients were just recently made aware of a 60' mono-pole design communication tower to be located at the Twin Falls Chamber Visitors Center. In order to provide my clients adequate time to consider the issue and allow them the opportunity to work with the City to explore other, mutually beneficial options, my clients are requesting the City Council table the request for the communication tower at the Twin Falls Chamber Visitors Center until such time as my clients have had sufficient opportunity to discuss the matter with the City and its communication consultant.

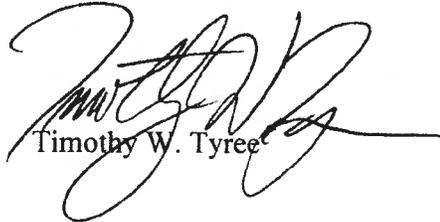
Tina Luper will attend tonight's hearing on behalf of Canyon Park Development, LLC and Canyon Park I, LLC and further present my client's concerns. Please know that we acknowledge the need for an adequate and dependable communication system for the City's first responders and thus my clients are committed to working with the City in an expedient and diligent manner. That said, the visual impact of the tower at the gateway to the City, across from one of the most prominent shopping areas in the City, needs to be considered as does transmission interference, view corridors and fall zones. By tabling tonight's decision, you give my clients and the City time to work through these concerns and bring back to you a plan supported by both the applicant and its neighbors.

November 7, 2011
Page 2

Thank you for your time and consideration.

Very truly yours,

HAWLEY TROXELL ENNIS & HAWLEY LLP

A handwritten signature in black ink, appearing to read 'Timothy W. Tyree', is written over the printed name. The signature is stylized with large, sweeping loops and a long horizontal tail.

Timothy W. Tyree