

COUNCIL MEMBERS:

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



AMENDED AGENDA
 Meeting of the Twin Falls City Council
 Tuesday, February 21, 2012
 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 January 14 – 21, 2012. 2. Consideration of the February 13, 2012, City Council Minutes. 3. Consideration of a request to approve the lowest bid received for radio equipment proposed by White Cloud Communications.	<u>Action</u>	Staff Report Sharon Bryan L. Sanchez Lt. Craig Stotts
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Consideration of a request to reappoint members of the Twin Falls Building Inspection Department Advisory Committee. 2. Consideration of a request to appoint members of the Twin Falls Development Impact Fee Advisory Committee. 3. Consideration of a request to award Wastewater Treatment Plant UV System Improvements Project to IMCO General Construction Inc, in the amount of \$1,216,900. 4. Consideration of a request to award contract for Eastland reconstruction and widening from Falls Ave. to Filer Ave. schedule A to Idaho Sand and Gravel in the amount of \$835,760.95. 5. Consideration of a request to authorize the Mayor to sign a memorandum of understanding between the Blue Lakes Country Club and the City of Twin Falls for the construction and development of a measuring weir and to fill a fissure at the bottom of one of the lakes. 6. Discussion on Municipal Powers Outsource Grant. 7. Discussion on the Citizen Finance Committee. 8. Public input and/or items from the City Manager and City Council.	Action Action Action Action Action Discussion Discussion	Mitch Humble Mitch Humble Mike Trabert Mike Trabert Mike Trabert Jim Munn Greg Lanting
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.



TWIN FALLS POLICE DEPARTMENT

356 3RD AVENUE EAST
P.O. BOX 3027
TWIN FALLS, ID 83303-3027

TELEPHONE: (208) 735-4357
FAX: (208) 733-0876
www.tfid.org

Date: Tuesday, February 21, 2012
To: Honorable Mayor and City Council
From: Lieutenant Craig Stotts

Request:

Consideration of a request to approve the lowest bid received for radio equipment proposed by White Cloud Communications. The radio equipment will be purchased with grant dollars; therefore, there will be no cost to the City of Twin Falls.

Time Estimate:

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

Background:

Jackie Frey, Twin Falls County Department of Emergency Services, has provided grant funds to the City of Twin Falls for interoperability communications. The grant funds will be used to buy radio communications equipment to replace aging equipment.

Idaho Statute 67-2806 (1) was followed in order to comply with the proper procurement procedures. The solicitation for bids was supplied to the following vendors by electronic delivery: All Wireless Communications, Teton Communications, White Cloud Communications, and Power Plant. A copy of the request for bids is attached. Also attached are the written bids received from White Cloud Communications and All Wireless Communications. Teton Communications and Power Plant did not submit bids.

Approval Process:

Approval by the City Council and signature of agreement by Mayor Lanting.

Budget Impact:

Approval of this request will not impact the City budget. The equipment is being purchased with 2009 Homeland Security Grand Funds (HSGP) being utilized by Jackie Frey for interoperable communications.

Regulatory Impact:

N/A

Conclusion:

Staff recommends that the Council approve the request as presented.

"People Serving People"

Agenda Item for February 21, 2012
From Lieutenant Craig Stotts
Page Two

Attachments:

1. Copy of letter requesting bids for radio communications equipment
2. Copy of bids submitted by White Cloud Communications and All Wireless Communications
3. Copy of Idaho Statute 67-2806 (1)

CS:aed

TWIN FALLS POLICE DEPARTMENT



356 3RD AVENUE EAST
 P.O. BOX 3027
 TWIN FALLS, ID 83303-3027

TELEPHONE: (208) 735-4357
 FAX: (208) 733-0876
 www.tfid.org

February 6, 2012

To Whom It May Concern:

Please consider this letter as an official request for bids for radio communication equipment. Bids shall be sent via e-mail to cstotts@tfid.org and must be received on or before Monday, February 13, 2012, by 5:00 p.m. The Twin Falls Police Department is seeking to purchase the following:

KENWOOD

QUANTITY	MODEL NUMBER	DESCRIPTION
5	TK-5820K	Kenwood Mobile 1024 Channel (UHF)
5	KRK-10	Kenwood Remote Head with Kit (Mobile)
22	TK-5320K2-LKP	UHF Li-Ion Battery Package Limited Keypad (Portable) with Charger and Belt Clip
22	KRA-27M2	UHF Whip Antenna
22	KMC-41M	MIL-Spec Speaker Mic Noise Canceling
22	KLH-148K2	Heavy Duty Leather Case (swivel)
22	KNB-47L	1950 mAh Li-Ion Battery
1	KPG-112-DK	Programming Software (Also need cable for Portable/Mobile)

SETCOM

QUANTITY	MODEL NUMBER	DESCRIPTION
5	MCB 12-6KU Motorcycle Cable Kit	BMW 1200 Motorcycle - Kenwood TK-5820K, Public Address (PA) Interface, Three-position Handlebar Toggle Switch, Momentary Push-to-Talk and locking PA Auto Switching, Mobile + Portable Radio Configuration, New 6 Series Design – Replaces 83 Series
5	SMA-6KP Super Mic+	Auto Speaker Mute, Auto Microphone Mute, Hi/Lo Volume Switch, Long Upper Cable, No Beltbox Required – Small Splice Box for Kenwood TK5320 Series, Auto Switching, Mobile + Portable Radio Configuration, New 6 Series Design-Replaces 8 Series
5	KA-23 Helmet Kit	Three-Quarter Shell Helmet Kit for most Three-Quarter Shell Helmets, External Mount Boom Microphone, Dual Speaker, All Radio Configurations, Except Portable Radio Only Without PA, Patents: 5,590,209 and D363,934

BRIAN PIKE
 CHIEF OF POLICE
 (208) 735-7210

MATT HICKS
 CAPTAIN
 ADMIN. SERVICES
 (208) 735-7204

BRYAN KREAR
 CAPTAIN
 INVESTIGATIONS
 (208) 735-7243

ANTHONY BARNHART
 CAPTAIN
 PATROL
 (208) 735-7242

CRAIG STOTTS
 LIEUTENANT
 COMMUNICATIONS
 (208) 735-7263

“People Serving People”

Request for Bids
Page Two
February 6, 2012

Programming for radios should **not** be included in the bid as we will do the programming. A separate line should be included for the cost to install the five (5) mobile radios with remote head and Setcom equipment on our BMW motorcycles. Also, please indicate the individual price per item listed above.

If you have any questions, please feel free to contact Lieutenant Stotts at (208) 735-7263 or via e-mail at cstotts@tfid.org

Sincerely,

BRIAN PIKE
Chief of Police

A handwritten signature in black ink that reads "Craig Stotts". The signature is written in a cursive, flowing style.

CRAIG STOTTS
Lieutenant, Communications

CS:aed

White Cloud Communications / Auto Phone

WO#

Sales Order

Quotation

Invoice # _____

Twin Falls
663 Main Ave East., Twin Falls, ID 83301
PO Box 466, Twin Falls, ID 83303
(208) 733-5470, FAX: (208) 735-1778

Boise
4732 Fenton St., Garden City, ID 83714
(208) 362-8700, FAX: 208-362-8900

Burley
712 Albion Ave., Burley, ID 83318
(208) 678-8991

Ketchum
1141 Airport Wy. #5, Hailey, ID 83333
(208) 726-3242

Prepared For: TWIN FALLS PD	Attention: Craig Stotts	Work Phone & Cell Phone: 208-735-4357	Date: 02/07/12	Sales Rep: Ken
Address: 356 3rd Avenue East Twin Falls, ID 83303		e-mail Address: cstotts@tfid.org		Fax #: 208-733-0876

Qty	Model #	Description	Serial #	Unit Price	Extended Price
5	TK-5820K	Kenwood Mobile 1024 Channel (UHF)	List: 1384.00	968.80	4,844.00
5	KRK-10	Kenwood Remote Head With Kit	105.00	73.50	367.50
Mobile Kenwood					
22	TK- 5320K2-LKP	Uhf Li-ion Battery Package Limited Keypad / Portable	1209.00	846.30	18,618.60
22	KRA-27M2	Uhf Whip Antenna	14.00	9.80	215.60
22	KMC-41M	Mil-Spec Speaker Mic Noise Cancelling	96.50	67.55	1,486.10
22	KLH-148K2	Heavy Duty Leather Case (Swivel)	44.25	30.98	681.56
22	KNB-47L	1950 Mah Li-Ion Battery	105.00	73.50	1,617.00
1	KPG-112-DK	Programming Software	103.25	72.27	72.27
1	KPG-36UM	USB Programming Interface Cable	158.50	110.95	110.95
Portable Kenwood					
5	MCB12-6KU	Setcom Motor Cycle Cable Kit	590.00	499.00	2,495.00
5	SMA-6KP	Setcom Super Mic +	699.00	594.15	2,970.75
5	KA-23	Setcom Helmet Kit	273.00	232.05	1,160.25
SetCom					
15	Hours	Installation Of Motorcycle Radios		85.00	1,275.00

Special and/or Billing Instructions:	Total Equipment		35,914.58
	Sales Tax	6.00%	
	Programming	Qty	
	Installation		
	Freight		
	Shipping		
	TOTAL		35,914.58

Customer Acknowledgement of Receipt	Date	Customer P.O.

Acceptance of Sales Order / Quotation

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to order the above items and/or authorize the the described labor. Payment will be made according to invoiced terms. Any alteration or deviation from the above Sales Order / Quotation involving extra costs shall be executed only upon written orders and shall become an extra charge over and above this Sales Order / Quotation.

Date of Acceptance

Authorized Signature

TWIN FALLS PD

All Wireless Communications

1112 Oakley Avenue
 Burley, ID 83318
 208-878-3537

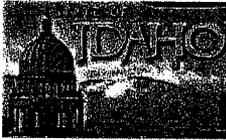
Estimate

Date	Estimate #
2/7/2012	62

Name / Address
Twin Falls Police Dept. P. O. Box 3027 Twin Falls, ID 83303

Project

Description	Qty	Total
TK-5820K Radio, Kenwood UHF P25 Digital Mobile, 45 Watts, 512 Ch	5	6,920.00
KRK-10 Remote Panel Kit, Kenwood TK-8180	5	525.00
TK-5320K2-LKP Radio, Kenwood UHF P25 Portable with 2550 mAh Battery, Rapid Charger, and Belt Clip	22	26,983.00
KRA-27M Antenna, Whip 440-470 UHF	22	308.00
KLH-148K Case, Kenwood TK-5320K Leather w/o DTMF	22	973.50
KLH-6SW Belt Loop Swivel, Kenwood Leather Case	22	484.00
KNB-47L Battery, Kenwood TK-5320 or NX-300 Portable Radio 1900 mAh	22	2,310.00
Subtotal		38,503.50
Bid discount		-11,936.09
KPG-112DK Programming, Kenwood TK-5320 Software (licensed software)	1	103.25
KPG-36AM Programming Cable, Kenwood Portables Multi Pin	1	158.50
KPG-46AM Programming Cable, Kenwood 8 Pin Modular	1	158.50
MCB 12-6KU BMW 1200 motorcycle cable kit	5	2,950.00
SMA-6KP Super Mic+	5	3,495.00
KA-23 Helmet Kit	5	1,365.00
Installation of Two-Way Radio with remote head and Setcom equipment on BMW motorcycles. Installation to be performed at All Wireless Communications location.	5	3,250.00
Pricing good for 30 days		
Subtotal		\$38,047.66
Sales Tax (6.0%)		\$0.00
Total		\$38,047.66



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TITLE 67 STATE GOVERNMENT AND STATE AFFAIRS

CHAPTER 28 PURCHASING BY POLITICAL SUBDIVISIONS

67-2806. PROCURING SERVICES OR PERSONAL PROPERTY. (1) When a political subdivision contemplates an expenditure to purchase or lease personal property or to procure services, other than those services excluded pursuant to section 67-2803, Idaho Code, valued in excess of twenty-five thousand dollars (\$25,000) but not to exceed fifty thousand dollars (\$50,000), the procurement procedures of this subsection (1) shall apply.

(a) The solicitation for bids shall be supplied to no fewer than three (3) vendors by written means, either by electronic or physical delivery. The solicitation shall describe the personal property or services to be purchased or leased in sufficient detail to allow a vendor dealing in such goods or services to understand what the political subdivision seeks to procure.

(b) The solicitation for bids shall describe the electronic or physical delivery method or methods authorized to submit a bid, the date and time by which a bid proposal must be received by the clerk, secretary or other authorized official of the political subdivision, and shall provide a reasonable time to respond to the solicitation, provided that except in the event of an emergency, such time shall not be less than three (3) business days.

(c) Written objections to specifications or bid procedures must be received by the clerk, secretary or other authorized official of the political subdivision at least one (1) business day before the date and time upon which bids are scheduled to be received.

(d) When written bids have been received, by either physical or electronic delivery, they shall be compiled and submitted to the governing board or governing board-authorized official which shall approve the responsive bid proposing the lowest procurement price or reject all bids and publish notice for bids, as before.

(e) If the political subdivision finds that it is impractical or impossible to obtain three (3) bids for the proposed procurement, the political subdivision may acquire the property in any manner the political subdivision deems best from a qualified vendor quoting the lowest price. When fewer than three (3) bids are considered, a description of the efforts undertaken to procure at least three (3) bids shall be documented by the political subdivision and such documentation shall be maintained for at least six (6) months after any such procurement is made. If two (2) or more price quotations are the same and the lowest responsive bids, the authorized decision maker may accept the one (1) it chooses.

(2) When a political subdivision contemplates an expenditure to purchase or lease personal property or to procure services, other than those services excluded pursuant to section 67-2803, Idaho Code, valued in excess of fifty thousand dollars (\$50,000), the procurement procedures of this subsection (2) shall apply.

(a) The purchase or lease shall be made pursuant to an open competitive sealed bid process with the procurement to be made from the qualified bidder submitting the lowest bid price complying with bidding procedures and meeting the specifications for the goods and/or services sought to be procured.

(b) The request for bids shall set a date, time and place for the opening of bids. Two (2) notices soliciting bids shall be published in the official newspaper of the political subdivision. The first notice shall be published at least two (2) weeks before the date for opening bids, with the second notice to be published in the succeeding week at least seven (7) days before the date that bids are scheduled to be opened. The notice shall succinctly describe the personal property and/or service to be procured. Copies of specifications, bid forms, bidder's instructions, contract documents, and general and special instructions shall be made available upon request by any interested bidder.



MONDAY February 21, 2012
To: Honorable Mayor and City Council
From: Mitch Humble, Community Development Director

Request:

Consideration of a request to reappoint members of the Twin Falls Building Inspection Department Advisory Committee.

Time Estimate:

The staff presentation will take approximately 2 minutes.

Background:

Roger Laughlin, Scott McClure, and Sean Kuntz are all at the end of their terms on the Building Inspection Department Advisory Committee. All three were appointed to inaugural partial terms, so all three are eligible for reappointment to two additional full terms. All three have requested to be reappointed.

This committee has been established with very specific membership requirements due to the technical nature of their activity. The Committee is tasked to advise the Building Official with building related policy and building code interpretation. The Committee also can hear and decide on appeals to the Building Official's interpretation of the building codes. Therefore, committee members need to have some knowledge of building codes and building practices. Roger is the Committee's required architect, Scott is the Committee's required engineer, and Sean is the Committee's required electrician.

Mayor Lanting and I have reviewed the requests for reappointment. They all have good attendance records and have provided valuable input into the actions of the Committee. Based on their attendance records and the valuable contributions, we recommend reappointing Roger, Scott, and Sean.

Budget Impact:

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

Regulatory Impact:

Approval of this request will keep the Committee at full membership.

Conclusion:

The Mayor and staff recommend that the Council reappoint Roger Laughlin, Scott McClure, and Sean Kuntz to the Building Inspection Department Advisory Committee, for terms to expire in March 2015.

Attachments:

None



MONDAY February 21, 2012
To: Honorable Mayor and City Council
From: Mitch Humble, Community Development Director

Request:

Consideration of a request to appoint members of the Twin Falls Development Impact Fee Advisory Committee.

Time Estimate:

The staff presentation will take approximately 2 minutes.

Background:

Dusty Tenney and Brent Jussell are at the end of their terms on the Development Impact Fee Advisory Committee. Dusty is at the end of his first full term and is eligible for reappointment to one more full term. Brent is finishing a partial term and is eligible for reappointment to two additional full terms. Both have requested to be reappointed.

Following these reappointments, the Committee will still have two vacancies. One of the vacancies occurred due to the recent resignation of Gary Burkett, a board member who was an engineer. We like to keep the ratio of building industry members to non-building industry members on the Committee fairly constant. Staff advertised these vacancies and received an application from Brad Wills. Brad is a developer and builder. His appointment to replace Gary Burkett will help maintain the ratio.

Mayor Lanting and I have reviewed the requests for appointment and reappointment. Dusty and Brent both have good attendance records and have provided valuable input into the actions of the Committee. Based on their attendance records and their valuable contributions, we recommend reappointing Dusty and Brent. Brad has been a developer/builder in the community for several years. He cares about what is best for the community. He also has a history of working well with the City on the Improvement Reimbursement Commission as well as on the Developers Council. Therefore, we also recommend appointing Brad to the Committee to fill the remaining term of Gary Burkett.

Budget Impact:

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

Regulatory Impact:

Approval of this request will keep the Committee at its current membership level. There is still one vacancy on the Committee. Staff is now going through the process to solicit applications for this position.

Conclusion:

The Mayor and staff recommend that the Council reappoint Dusty Tenney and Brent Jussell to the Development Impact Fee Advisory Committee for terms expiring in March 2015 and appoint Brad Wills to a partial term expiring in March 2013.

Attachments:

None



Date: Tuesday, February 21, 2012
To: Honorable Mayor and City Council
From: Mike J Trabert, P.E., Environmental Engineer

Request:

Consideration of a request to award Wastewater Treatment Plant UV System Improvements Project to IMCO General Construction Inc, in the amount of \$1,216,900.

Time Estimate:

10 minutes

The staff presentation will take approximately 5 minutes. Staff anticipates some time for questions and answers.

Background:

CH2M HILL has finished the design of the replacement of the aging Ultraviolet (UV) Disinfection System for the City's Wastewater Treatment Plant. The purpose of the project is to provide a reliable disinfection system at the wastewater treatment plant to prevent NPDES discharge permit violations. We received bid submittals from 4 bidders. The bid submittals ranged from \$ 1,949,100 to a low bid submitted by IMCO General Construction Inc. in the amount of \$ 1,216,900. The CH2MHILL final engineering estimate for this construction was \$ 1,684,745.

Approval Process:

A majority of the Council to approve the Award of Contract.

Budget Impact:

The \$1,216,900.00 cost for this Construction project is intended to be funded with General Fund cash reserves. The General Fund will be reimbursed when the Wastewater Fund bonds are issued at a later date.

Regulatory Impact:

Approval of this request will allow the City to proceed with the Twin Falls Wastewater Treatment Plant UV System Improvements Project which will provide a more reliable disinfection system and prevent NPDES discharge permit violations.

Conclusion:

Staff recommends that City Council award the Twin Falls Wastewater Treatment Plant UV System Improvements Project to IMCO General Construction Inc.

Attachments:

1. Letter from CH2MHILL
2. Bid tabulation



CH2M HILL
322 East Front Street
Suite 200
Boise, ID 83702-7359
Tel 208.345.5310
Fax 208.345.5315

February 10, 2012

City of Twin Falls Public Works
ATTN: Mr. Mike Trabert, P.E.
324 Hansen St. E
Twin Falls, ID 83301

Subject: Wastewater Treatment Plant UV Disinfection System Bid Results

Dear Mike:

I have reviewed the bid submittals received at the Bid Opening for the Twin Falls Wastewater Treatment Plant UV Disinfection System project on Tuesday February 7, 2012. We received bid submittals from 4 bidders; a summary of these submittals is presented in the attached Bid Summary. The bid submittals ranged from a high bid of \$1,949,100 to a low bid submitted by IMCO General Construction Inc. of \$1,216,900. The CH2M HILL final engineering estimate for this construction was \$1,684,745.

I have reviewed IMCO General Construction Inc. Bid Submittal in detail. The listed Electrical subcontractor currently holds a valid license in the State of Idaho as required by code to bid and execute the work designated in the Contract Documents.

The bid submittal was complete, responsive, and without any informalities. IMCO General Construction Inc. has indicated verbally to me that they are comfortable with their bid amount.

I therefore recommend that the City consider the award of this bid for the Twin Falls Wastewater Treatment Plant UV Disinfection System be made to IMCO General Construction Inc. of Ferndale, Washington for the amount of \$1,216,900. Following City Council approval of this recommendation, a Notice of Intent to Award along with contract agreement forms contained in the Contract Documents should be sent to IMCO General Construction Inc. IMCO General Construction Inc. can then begin getting their bonds and insurance arranged and sign the agreement form prior to the City's execution of the Agreement.

If you have any questions or comments regarding this letter or my recommendations please don't hesitate to call me.

Sincerely,

CH2M HILL

A handwritten signature in blue ink that reads "Troy Thrall".

Troy Thrall, P.E.
Project Engineer

Enc.

City of Twin Falls

Bid Recap: "Twin Falls Wastewater Treatment Plant UV Disinfection System"

Bid Open Date: February 7, 2012 - 10:00 AM

<i>BIDDER</i>	<i>Bid Security</i>	<i>Subcontractors Named</i>	<i>Affidavit of Taxes</i>	<i>TOTAL BID</i>
Record Steel and Construction, Inc dba RSCI 1854 E. Lanark St. Meridian, Idaho 83642	Yes	Yes	Yes	\$1,248,300.00
Christiansen Construction Co. Inc. 659 Fastland Dr. S. Twin Falls, ID 83301	Yes	Yes	Yes	\$1,949,100.00
PMF, Inc. 233 Woodridge Dr. Twin Falls, Idaho 83301	Yes	Yes	No	\$1,342,758.00
IMCO General Construction, Inc. 2116 Buchanan Loop Ferndale, WA 98248	Yes	Yes	Yes	\$1,216,900.00



Date: Tuesday, February 21, 2012
To: Honorable Mayor and City Council
From: Mike Trabert P.E., Environmental Engineer

Request:

Award contract for Eastland reconstruction and widening from Falls Ave. to Filer Ave. schedule A to Idaho Sand and Gravel in the amount of \$835,760.95.

Time Estimate:

The staff presentation will take approximately 5 minutes.

Background:

On Thursday February 9, 2012, the bid documents received by the City for the Eastland-Falls to Filer Construction Project were opened at the Council Chambers. There were a total of six bids received for this project.

The Schedule A bids ranged from a low of \$835,760.95 from Idaho Sand and Gravel to a high of \$1,201,417.28 by Kloepfer, Inc. JUB Engineers reviewed all the bids and recommended that Idaho Sand and Gravel be awarded the contract.

At the present time the Engineering Department has not acquired all the right-of-way necessary to complete that project as originally intended. If we acquire the two remaining right -of-way parcels, engineering may request that schedule B be approved.

Approval Process:

City Council makes recommendation for Mayor to execute agreement.

Budget Impact:

The contract is in the amount of \$835,760.95. This is part of a series of projects on Eastland Blvd. intended to be funded with reserves.

Conclusion:

Staff recommends that City Council approve and award the contract to Idaho Sand and Gravel in the amount of \$835,760.95.

Attachments:

1. Bid tabulation.
2. Letters from May, Browning & May

Filer Highway District
2000 East Bridge over Cedar Draw

Bid Opening: January 10, 2012

Location: Filer Highway District

Contractor	Bid Submitted	Addendum 1	Signed Bid	Bid Bond	Schedule A	Schedule B	Subcntrctrs List
Idaho Sand and Gravel	✓	✓	✓	✓	\$ 835,760.95	\$ 985,739.95	
Gordon Paving	✓	✓	✓	✓	\$ 932,852.63	\$ 1,097,902.59	
Granite Excavation	✓	✓	✓	✓	\$ 964,807.43	\$ 1,134,985.50	
Knife River	✓	✓	✓	✓	\$ 968,472.13	\$ 1,155,089.66	
Valley Paving	✓	✓	✓	✓	\$ 1,138,958.68	\$ 1,366,771.78	
Kloepfer, Inc	✓	✓	✓	✓	\$ 1,201,417.28	\$ 1,460,298.87	
<i>Engineer's Estimate</i>					\$ 998,647.00	\$ 1,194,156.00	

May, Browning & May

Attorneys at Law

516 Hansen Street East
Post Office Box 1846
Twin Falls, ID 83303-1846
208.733.7180 Phone
208.733.7967 Fax

J. Dee May, Esq.
jdmay@maybrowning.com

J. Dee May
Bart D. Browning
J. Justin May
Hon. James J. May (retired)
J. Alfred May (1902-1985)

Boise Office
1419 West Washington
Boise, ID 83702
208.429.0905 Phone
208.342.7278 Fax

February 14, 2012

Fritz A. Wonderlich | Twin Falls City Attorney
Wonderlich & Wakefield
Post Office Box 1812
Twin Falls, Idaho 83303-1812

Re: Eastland Drive Expansion Project
Our Clients: Margaret Petty
Our File No. 2048-002

Dear Fritz:

First of all I want to thank you, on behalf of my client, Margaret Petty, for arranging the meeting last week to discuss possible negotiation and what the City's plans were in the event my clients did not feel that they were able to sell their property to the City at this time.

After the meeting I spent considerable time with Mrs. Petty wherein we discussed how she wanted to proceed now that she had knowledge of most of the facts which had been lacking prior to the meeting. It was especially important to Mrs. Petty to know that in the event she did not sell her property to the City they were not going to condemn the property nor would they proceed (on the East side of Eastland) to change the curb, gutter or sidewalk from its present location; but, would simply resurface the road itself. We truly appreciate the City's candor and letting her know what the City's plans were in that regard. After our discussion Mrs. Petty contemplated what she wanted to do knowing how important her decision was not only to herself but also to move her friends and neighbors in the City. Mrs. Petty has come to the conclusion that she does not want to sell her property to the City; she wants to leave the boundary lines as they presently are.

Thank you.

Very truly yours,

MAY, BROWNING & MAY


J. DEE MAY

JDM/slm
cc: Client
cc: Travis Rothweiler, City Manager
cc: Jackie Fields, City Engineer

May, Browning & May

Attorneys at Law

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J. Justin May
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J. Alfred May (1902-1985)

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February 14, 2012

Fritz A. Wonderlich | Twin Falls City Attorney
Wonderlich & Wakefield
Post Office Box 1812
Twin Falls, Idaho 83303-1812

Re: Eastland Drive Expansion Project
Our Clients: Judith Anderson
Our File No. 4502-001

Dear Fritz:

First of all I want to thank you, on behalf of my client, Judith Anderson, for arranging the meeting last week to discuss possible negotiation and what the City's plans were in the event my clients did not feel that they were able to sell their property to the City at this time.

After the meeting I spent considerable time with Mrs. Anderson wherein we discussed how she wanted to proceed now that she had knowledge of most of the facts which had been lacking prior to the meeting. It was especially important to Mrs. Anderson to know that in the event she did not sell her property to the City they were not going to condemn the property nor would they proceed (on the East side of Eastland) to change the curb, gutter or sidewalk from its present location; but, would simply resurface the road itself. We truly appreciate the City's candor and letting her know what the City's plans were in that regard. After our discussion Mrs. Anderson contemplated what she wanted to do knowing how important her decision was not only to herself but also to move her friends and neighbors in the City. Mrs. Anderson has come to the conclusion that she does not want to sell her property to the City; she wants to leave the boundary lines as they presently exist.

Thank you.

Very truly yours,

MAY, BROWNING & MAY

J. DEE MAY

JDM/slm

cc: Client

cc: Travis Rothweiler, City Manager

cc: Jackie Fields, City Engineer



Date: Tuesday, February 21, 2012
To: Honorable Mayor and City Council
From: Mike J Trabert, P.E., Environmental Engineer

Request:

Request of the City Council to authorize the Mayor to sign a memorandum of understanding between the Blue Lakes Country Club and the City of Twin Falls for the construction and development of a measuring weir and to fill a fissure at the bottom of one of the lakes.

Time Estimate:

The presentation will take approximately 5 minutes in addition to time needed for to answer questions.

Background:

In the early 1990s and as a direct result of changes to the Environmental Protection Agency's Surface Water Treatment Rules, the City of Twin Falls was required to change the point of diversion on Alpheus Creek. In an effort to comply with the changes to the water treatment rules, the City moved its point of diversion from below the lakes on Alpheus Creek to above the upper Blue Lake.

In order to access its new Blue Lakes' point of diversion, the City is required to travel across lands owned by the Blue Lakes Country Club. In the process, the City entered into an Agreement that requires it to mitigate for the impact its pumping activities has on the lake levels. Specifically, the City is required to develop and implement mitigation plans when its pumping that causes lake levels drops in excess of six inches. This point of diversion is located on lands owned by the United States Bureau of Land Management.

In the past, the City has previously constructed a weir and has installed a liner in an attempt to reduce loss of water out of the lower lake. These activities were designed to mitigate for the drop in the lower lake level.

However, the City pumping is not the only cause of the decreasing lake levels. Groundwater flows to the Blue Lakes Springs have continued to decrease. The drop further impacts the lower lake level.

Over the course of the last year, the City, with the assistance of Brockway Engineers, has conducted a series of studies designed to provide opportunities to define projects that will allow the City to mitigate for the impact it has had on the lake levels. As provided in the attached memorandum of understanding, the City intends to install an improved measuring weir between upper and lower Blue Lakes. The improved weir will allow the City to better understand and measure the water flows into and out of lower Blue Lake. Additionally, the City will also add sand and gravel to the fissure, cracks and crevices at the bottom of the lake.

It is important to note the City pumping is not the only cause of the decreasing lake levels. The Groundwater flows to the Blue Lakes Springs have continued to drop, adversely impacting the lower lake level of the loss of water out the permeable bottom of the lower lake, and has identified specific locations of water loss on the bottom of Lower Blue Lake, which loss can be reduced by the addition of sand and gravel to the cracks and crevices; and,

Approval Process:

Approval of this request requires a simple majority of the City Council members present at this meeting.

Budget Impact:

This is a non-budgeted water project. The City intends to use cash reserves to cover the costs associated with this project. The estimated project cost, including engineering, is \$150,000, \$95,000 for the weir, \$20,000 for the sealing of the fissure at the bottom of the lake, and \$35,000 in engineering and construction management costs.

Regulatory Impact:

Before bring this issue to the City Council for its consideration, the City has completed the necessary regulatory steps. Some of those steps included: securing a permit from the United States Army Corp and negotiated the MOU with the members of the Blue Lakes County Club's water committee.

Conclusion:

City Staff recommends approval the Memorandum of Understanding (MOU) with the Blue Lakes Country Club. The MOU will allow the City to continue to make improvements to the Blue Lakes water system that has been impacted by City pumping.

Attachments:

1. Memorandum of Understanding with the Blue Lakes Country Club

MEMORANDUM OF UNDERSTANDING

THIS AGREEMENT, Made and entered into this ____ day of February, 2012, by and between Blue Lakes Country Club, Inc., (hereinafter referred to as “BLCC”) and the CITY OF TWIN FALLS, IDAHO, a municipal corporation, (hereinafter referred to as the “City”).

WHEREAS, The parties hereto previously entered into an Agreement which permitted the City to relocate the point at which it diverts water for municipal use in order to meet the requirements of the EPA Surface Water Treatment Rule, and which Agreement required the City to undertake measures to mitigate lake level drops in excess of six inches attributable to the City’s water diversion; and,

WHEREAS, The City has previously constructed a weir and has installed a liner in an attempt to reduce loss of water out of the lower lake and thereby mitigate the drop in the lower lake level; and,

WHEREAS, Groundwater flows to the Blue Lakes Springs have continued to drop, adversely impacting the lower lake level; and,

WHEREAS, The City has conducted a study of the loss of water out the permeable bottom of the lower lake, and has identified specific locations of water loss on the bottom of Lower Blue Lake, which loss can be reduced by the addition of sand and gravel to the cracks and crevices; and,

WHEREAS, The City wishes to install a new measuring weir between upper and lower Blue Lakes, in order to better understand and measure the water flows into and out of lower Blue Lake.

NOW, THEREFORE, THE PARTIES HERETO AGREE AS FOLLOWS:

1. The City, and its agents, shall be allowed to install gravel and sand in cracks and crevices of high water loss areas at the bottom of Lower Blue Lake including placement of membrane liner covered with sand at the location of the main east-west crevice, and a new concrete flow measuring weir and gauge house between upper and lower Blue Lakes.

2. The City, and its agents, shall use the access route and staging area marked as “Site A” on the attached map to stage the lake bottom sealing materials. The City shall protect the grass and natural vegetation by placing the sand and gravel on a canvas or plastic liner, and shall return the staging site to its previous condition at the completion of the project.

3. The City, and its agents, shall use the access route and staging area marked as “Site B” on the attached map to stage weir construction project. The City shall return the staging site to its previous condition at the completion of the project.

4. The City shall obtain approval from BLCC of the final design of the flow measuring weir, but such approval shall be based only on factors pertaining to visual and aesthetic impacts, excluding hydraulic design of the structure or any other factor which affects the performance of the weir for flow measurement purposes.

5. The City agrees to continue to discuss and evaluate alternatives with BLCC for augmenting the flow in the waterway known as the “roadside creek,” without specifically committing to any particular course of action.

6. Prior to the commencement of construction of the new water measuring weir, BLCC will be given an opportunity to review, comment upon, and have final approval on the proposed construction schedule, means of accessing the construction site, general methods of construction, proposed restoration measures for disturbed areas, the general construction schedule, and the appropriate aesthetic design features of the weir itself (native rock facing, etc.). Approval by BLCC will not be unreasonably withheld, and its review and comment will be undertaken expeditiously upon receipt of necessary information from the City.

7. The City will work with BLCC for the design and construction, at City cost, to return stream flow to the small stream immediately paralleling the access road to BLCC commencing at the bottom of the grade. This project will include improvements and modifications to the stream to reduce the amount of water required, including liners and check dams, to create a series of pools which will keep the water in the stream under lower flow volumes.

8. The City affirms that all agreements previously entered into between BLCC and the City with respect to stream flows and lake levels will remain in full force and effect.

9. The City agrees to devise and implement a method of pumping its water rights near the head of the Upper Blue Lake in a manner which seeks to minimize negative impacts on the Lower Blue Lake lever to the extent possible consistent with the City’s municipal water supply demand.

10. The City agrees to join with BLCC in investigating the feasibility and desirability of petitioning the Idaho Water Resource Board for a minimum flow and lake level for the Blue Lakes, and to join in the application for an agreed upon lake/stream flow if the City determines that it is in its own best interests to do so.

11. In exchange for its permission to enter upon BLCC property and to install the gravel and sand in the crevices, and to install the weir, the City does hereby release, acquit, indemnify and forever discharge BLCC, and its representatives, agents, employees, and insurers, of and from any and all claims, demands, actions and causes of action, judgments, costs, attorney fees, damages, both known and unknown, of which the undersigned have or may hereafter have, on account of, or in any way arising out of the work described herein.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement the day and year first above written.

BLUE LAKES COUNTRY CLUB, INC.

CITY OF TWIN FALLS, IDAHO

By: _____

By: _____

Its _____

Greg Lanting - Mayor