

COUNCIL MEMBERS:

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



AGENDA
 Meeting of the Twin Falls City Council
 Tuesday, May 29, 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 a request to approve the accounts payable for May 22 - 29, 2012. 2. Consideration of a request to approve the May 14, 2012, City Council Minutes. 3. Consideration of an 8th and Final Extension of the final plat of Americana (formerly Syringa) Subdivision, 2.88(+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Ave West.	<u>Action</u>	<u>Staff Report</u> Sharon Bryan L. Sanchez Mitch Humble
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Presentation of Certificate of Appreciation to Garrett Boylard from Eastern Idaho Railroad for assistance to the Historic Preservation Commission at their historic warehouse district walking tour. 2. Consideration of a request for the appointments of Craig Manning and Tom Reynolds to the Parks & Recreation Commission. 3. Consideration of the request of Gary Nelson/Nelson & Company for Waiver of the Non-Conforming Building Expansion Permit Process to allow the expansion of an existing non-conforming residence at 898 Wendell Street. 4. Consideration of a request to reject all bids received on the Radio Communications Tower Project, to be constructed at the city gun range, and to rebid the project. 5. Consideration of a request to award the 2012 Seal Coat Project to Emery, Inc., for \$353,598.62. 6. Consideration of a request to award the 2012 Slurry Seal Project to Kloefer, Inc., for \$409,921.67. 7. Consideration of a request to amend Twin Falls City Code 6-2-6(C) by prohibiting possession of inhalants with the intent to inhale, possession of paraphernalia for the inhalation of inhalants, being present at a place where inhalants are used or held for use, and amending the definition of inhalants. 8. Consideration of a request to hire a grant writer to assist with developing and submitting an application to the U.S. Department of Transportation for a Small Community Air Service Development Program Grant. 9. Public input and/or items from the City Manager and City Council.	Presentation Action Action Action Action Action Action	Mitch Humble Dennis Bowyer Mitch Humble Craig Stotts Jacqueline Fields Jacqueline Fields Fritz Wonderlich Travis Rothweiler/ Bill Carberry
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
IV. <u>PUBLIC HEARINGS:</u> 6:00 1. A public hearing to consider the City's intent to dispose of approximately 0.29 acre of underutilized City owned property located at 156 3rd Avenue North. 2. A public hearing to consider the City's intent to dispose of the City's 1/3 interest in approximately 20 acres of land located on the north side of Addison Avenue West at Rock Creek.	Public Hearing Public Hearing	Mitch Humble Dennis Bowyer
V. <u>ADJOURNMENT:</u>		

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****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.



DATE: TUESDAY, MAY 29, 2012
To: Honorable Mayor Lanting and City Council
From: Mitch Humble, Community Development Department

CONSENT ITEM

Request:

Consideration of an 8th and Final Extension of the final plat of Americana (formerly Syringa) Subdivision, 2.88(+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Ave West.

Time Estimate:

There is no Staff presentation unless the City Council would like to review this request.

Approval Process:

TF City Code Title 10; Chapter 12-Subdivision Regulations; Section 2.4(l)-Final Plat:

(l)Approval Period: Final plat shall be filed with the county recorder within two (2) years after written approval by the council; otherwise such approval shall become null and void unless prior to said expiration date an extension of time is applied for by the subdivider and granted by the council. Only one extension may be granted by the council for a term of two (2) years. (Ord. 3006, 7-25-2011)

Budget Impact:

Approval of this request will not impact the City budget.

Regulatory Impact:

Approval of this request will allow the applicant to record the final plat without going back through the process. If approved the final plat would expire on May 17, 2014 with no further extension opportunity.

History:

On May 17, 2004, the City Council approved the final plat of the Syringa Subdivision subject to one condition:

1. Approval subject to Engineering Department final technical review.

On April 11, 2005, the City Council approved a 1-year extension of the final plat of Syringa Subdivision and extended the approval of the plat to May 17, 2006 subject to the May 17, 2004 one condition of approval .

On May 30, 2006 – the City Council approved a 2nd 1-year extension to extend the deadline for recording the final plat of Syringa Subdivision until May 17, 2007; subject to the following condition:

1. Approval subject to Engineering Department final technical review.

On May 21, 2007 – the City Council approved a 3rd 1-year extension to extend the deadline for recording the final plat of Americana (formerly Syringa) Subdivision until May 17, 2008, subject to the following two (2) conditions:

1. Subject to final technical review by the City Engineering Department.
2. A weed management plan approved by City staff.

On May 27, 2008 – the City Council approved a 4th 1-year extension to extend the deadline for recording the final plat of Americana (formerly Syringa) Subdivision until May 17, 2009, subject to the following three (3) conditions:

1. Subject to site plan amendments as required by Building, Engineering, Fire, and Zoning Officials to ensure compliance with all applicable City code requirements and standards.
2. Subject to arterial and collector streets adjacent and within the property being rebuilt or built to current City standards upon development of the property.
3. A Weed Management Plan approved by City staff.

On **June 01, 2009** – the City Council approved a **5th 1-year extension** to extend the deadline for recording the final plat of Americana (formerly Syringa) Subdivision until May 17, 2010, as presented, subject to the following conditions:

1. Subject To Site Plan Amendments As Required By Building, Engineering, Fire, and Zoning Officials To Ensure Compliance With All Applicable City Code Requirements And Standards.
2. Subject To Arterial And Collector Streets Adjacent And Within The Property Being Rebuilt Or Built To Current City Standards Upon Development Of The Property.
3. A Weed Management Plan Approved By City Staff.
4. Subject To Completion Of The Following Issues As Mentioned In The Analysis:
 - A. Subject To A New Developer's Agreement
 - B. Subject To A Financial Guarantee
 - C. Subject To A New Engineer's Estimate
 - D. Subject To Closures For The Boundaries
 - E. Subject To An Approval Letter From The Twin Falls Canal Company
 - F. Subject To Additional Right-Of-Way And Easements Being Dedicated For The Falls Avenue West Widening Project.

On **June 07, 2010** – the City Council approved a **6th 1-year extension** to extend the deadline for recording the final plat of Americana (formerly Syringa) Subdivision until May 17, 2011, as presented, subject to the previously approved conditions from the June 01, 2009 approval.

On **May 23, 2011** – the City Council approved a **7th 1-year extension** to extend the deadline for recording the final plat of the Americana (formerly Syringa) Subdivision until May 17, 2012, as presented, subject to the previously approved conditions from the June 07, 2010 approval.

Analysis:

In July 2011 the code was amended to allow no more than 1 2-yr extension on a final plat. Being aware the plat would not be recorded by the previously approved 1 year extension the developer/owner has requested a final 2-year extension.

Con N. Kitsos, property owner, submitted an email, **dated May 16, 2012**, requesting an extension of time for the recording of the final plat of the Americana Subdivision due to a recent change in their roadway contractor.

Upon review by the Engineering Dept the conditions placed upon the 6th & 7th extension are still appropriate and if the Council grants an 8th and final extension it should be approved subject to the same conditions of approval. If the City Council approves this request, as presented, **failure to record the plat the approval would expire on May 17, 2014.**

Conclusion:

Staff recommends if the City Council approves a **8th and final 2-year extension** of the filing requirement on the final plat for Americana Subdivision (formerly Syringa Subdivision), as presented, approval should be subject to the following conditions:

1. Subject to the conditions placed on the 6th extension, dated June 07, 2010.
2. Subject to utility construction in Falls Avenue West, including Water, Sewer, and PI connections, to be accomplished before asphaltting of Falls Avenue West due to no asphalt cuts permitted for several years.

Attachments:

1. Letter of Request(s)
2. Zoning Map of the Plat
3. Aerial
4. Approved Preliminary Plat/Approved Final Plat
5. Portion of the minutes of the May 17, 2004, April 11, 2005, May 30, 2006, May 21, 2007, May 27, 2008, June 01, 2009, June 07, 2010 & May 23, 2011 City Council meeting.

May 16, 2012

City of Twin Falls Idaho
Attn: Renee Carraway
208 735-7267
208 736-2641 Fax

RE: Americana Subdivision

Dear Ms. Carraway,

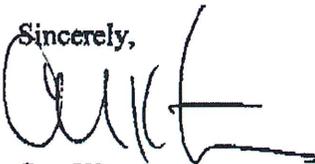
The infrastructure for this subdivision was to be completed last year and the plat recorded.

However, the day of roadway paving, Twin Falls Engineers informed Gordon Paving that their preparation of the rock work and curb and gutter was not acceptable.

Gordon Paving has refused to correct the problem and I am now in litigation regarding the problem.

However, rather than waiting for legal resolution, I have contracted Doug McCoy Construction to complete the project according to Twin Falls Engineers specifications so that I can record the plat. Mr. McCoy has informed me that he will totally finish the work this summer.

I am asking the City Council for a final extension for recording the plat in order to complete this project. Thank you.

Sincerely,


Con Kitsos
9000 N E 2nd Ave
Miami, Florida 33138
305 240-3366 cell
305 754-0400 office

RECEIVED
MAY 21 2012
CITY OF TWIN FALLS
BUILDING DEPT.

May 16, 2011

City of Twin Falls Idaho
Attn: Renee
(208) 735-7267
(208) 736-2641 Fax

To Whom It May Concern:

Please extend the date for recording the plat of American Subdivision. Due to economic conditions, progress with this development has been delayed. Thank you, in advance, for your consideration.

Sincerely,



Con Kitsos
9000 N.E. 2nd Avenue
Miami, Florida 33138
Cell (305) 240-3366
Office (305) 754-0400

RECEIVED
MAY 17 2011
CITY OF TWIN FALLS
PLANNING & ZONING

From: <kitsosl@aol.com>
To: <rcarrawa@tfid.org>
Date: 5/17/2010 2:05 PM
Subject: Americana Subdivision

May 17, 2010

Rene Carraway
City of Twin Falls
P.O. Box 1907
Twin Falls, Idaho 83303

RE: Extension of Time for Recording Final Plat

for Americana Subdivision

Dear Ms. Carraway,

I am requesting an extension of time for the recording of the Final Plat for the Americana Subdivision on Falls Avenue.

The extension is requested because of road construction on Falls Avenue.

Thank you and the City Council for your consideration to my request.

Sincerely,

C. N. Kitsos
9000 N. E. 2nd Avenue
Miami, Florida 33138
Cell: 305 240-3366

copy to Tracy Reed

Tracy Reed - {Spam?} Final plat extension

From: <Kitsos1@aol.com>
To: <Treed@tfid.org>
Date: 5/13/2009 8:07 PM
Subject: {Spam?} Final plat extension

May 12, 2009

Rene Carraway
City of Twin Falls
P. O. Box 1907
Twin Falls, Idaho 83303

RE: Extension of Time for Recording Final Plat

Dear Ms. Carraway,

I am requesting an extension of time for the recording of the Final Plat for the Americana Subdivision on Falls Avenue.

Due to the present economic situation, I am not able to complete the underground improvements as rapidly as initially expected.

Thank you and the City Council for your consideration to my request.

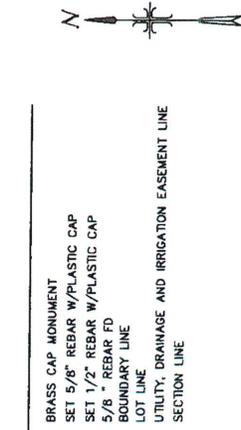
Sincerely,

C. N. Kitsos
9000 N. E. 2nd Avenue
Miami, Florida 33138
Cell: 305 240-3366

[Dell Mini Netbooks: Great deals starting at \\$299 after instant savings!](#)

PLAT SHOWING AMERICANA SUBDIVISION

A RESUBDIVISION OF PORTIONS OF LOTS 43 AND 44 OF ORCHALARA SUBDIVISION
SE 1/4 SW 1/4 SECTION 5, TOWNSHIP 10 SOUTH, RANGE 17 EAST, BOISE MERIDIAN
TWIN FALLS COUNTY, IDAHO
2008



- LEGEND**
- ⊕ BRASS CAP MONUMENT
 - SET 5/8" REBAR W/PLASTIC CAP
 - SET 1/2" REBAR W/PLASTIC CAP
 - SET 5/8" REBAR FD
 - BOUNDARY LINE
 - LOT LINE
 - UTILITY, DRAINAGE AND IRRIGATION EASEMENT LINE
 - SECTION LINE

CURVE	LENGTH	RADIUS	DELTA	TANGENT	CHORD L.	CHD. BEARING
C1	31.39	20.00	89.55.36	19.97	28.27	S44°34'12"E
C2	10.24	13.00	45.08.03	5.40	9.98	S22°57'29"W
C3	1.76	13.00	7.46.06	0.88	1.76	S49°24'33"W
C4	39.77	50.00	68.29.38	34.04	56.28	N19°02'59"E
C5	62.94	50.00	72.07.37	38.41	58.87	N51°15'42"W
C6	66.79	50.00	78.32.28	39.45	61.94	S54°24'16"W
C7	39.90	50.00	69.36.34	34.14	56.38	S18°11'15"E
C8	1.86	13.00	71.18.06	0.83	1.86	N48°51'30"W
C9	10.35	13.00	45.36.03	5.46	10.08	N22°24'26"W

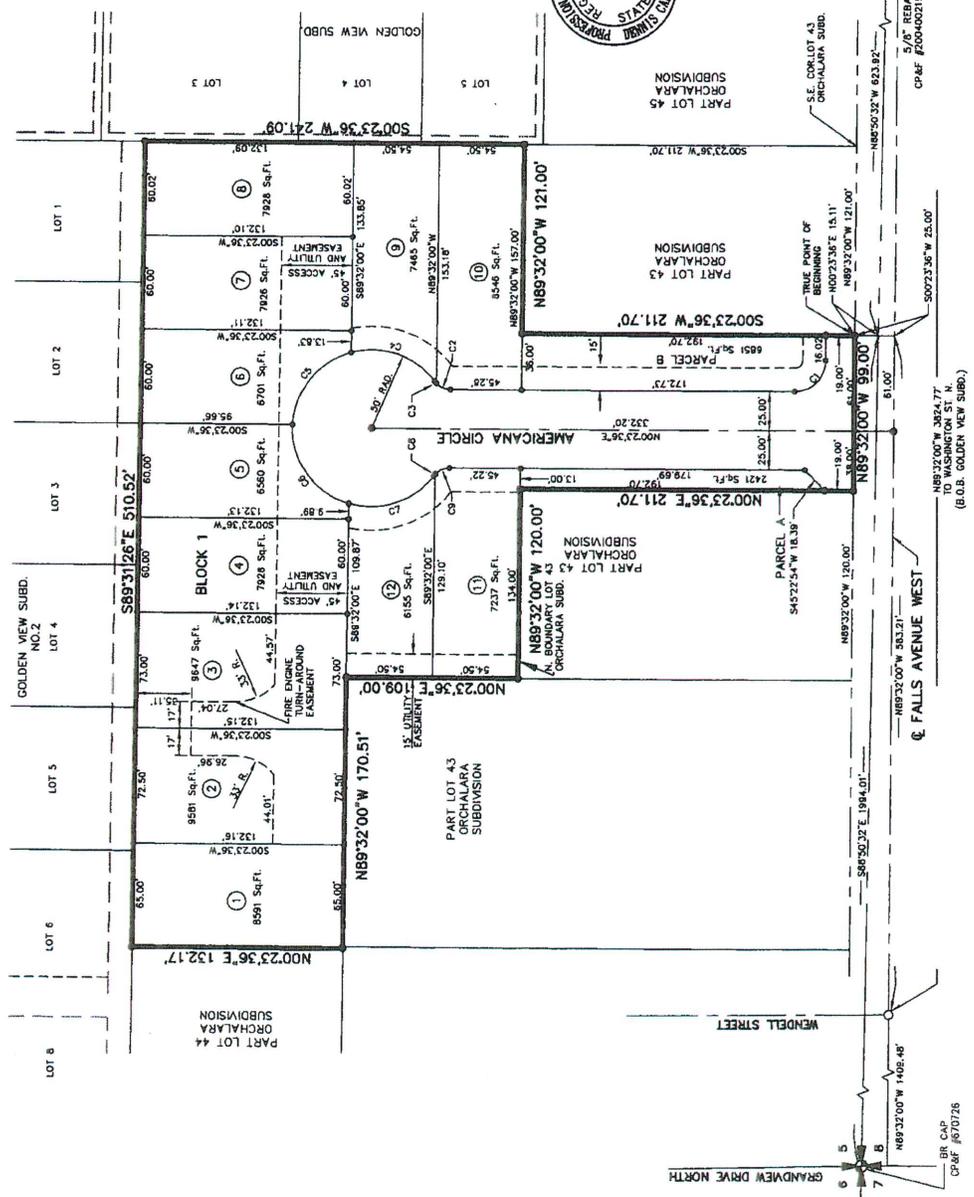
NOTES

- BUILDING SETBACKS AND DIMENSIONAL STANDARDS IN THIS SUBDIVISION SHALL BE IN COMPLIANCE WITH THE APPLICABLE ZONING REGULATIONS OF THE CITY OF TWIN FALLS.
- ALL CONSTRUCTION SHALL COMPLY WITH THE APPLICABLE ZONING REGULATIONS IN EFFECT AT THE TIME OF THE RE-SUBDIVISION.
- ALL LOT LINES COMMON TO PUBLIC RIGHT-OF-WAY WITHIN AMERICANA SUBDIVISION AS SHOWN ON THIS PLAT SHALL BE CONSIDERED TO BE PUBLIC RIGHTS-OF-WAY UNLESS OTHERWISE DIMENSIONED. HOWEVER, THIS SHALL NOT PRECLUDE THE CONSTRUCTION OF THE PROPER HAND SURFACED DRIVEWAYS FOR ACCESS OF EACH INDIVIDUAL LOT.
- PARCELS A AND B ARE DESIGNATED AS COMMON AREA TO BE MAINTAINED BY THE HOMEOWNERS PROVISIONS THAT MAY APPLY TO IRRIGATION RIGHTS.
- THIS SUBDIVISION IS REFERENCED TO RECORD OF SURVEY NOS. 92-010688 AND 2004-002285

HEALTH CERTIFICATE

SANITARY RESTRICTIONS AS REQUIRED BY IDAHO CODE, TITLE 50, CHAPTER 13 HAVE BEEN SATISFIED BASED ON THE DEQ APPROVAL OF THE DESIGN PLANS AND THE CONDITIONS IMPOSED ON THE DEVELOPER FOR CONTINUED SATISFACTION OF THE RE-SUBDIVISION. AT NO TIME SHALL ANY SEWER OR SEWER TREATMENT FACILITIES BE CONSTRUCTED. BUILDING CONSTRUCTION CAN BE ALLOWED WITH APPROPRIATE BUILDING PERMITS IF DRINKING WATER OR SEWER FACILITIES HAVE SINCE BEEN CONSTRUCTED OR IF THE DEVELOPER IS SIMULTANEOUSLY CONSTRUCTING THOSE FACILITIES. THE DEVELOPER FANS TO CONSTRUCT FACILITIES OR MEET THE REQUIREMENTS OF SECTION 50-1326, IDAHO CODE, BY THE ISSUANCE OF A HEALTH CERTIFICATE OF DISAPPROVAL, AND NO CONSTRUCTION OF ANY BUILDING OR SHELTER REQUIRING DRINKING WATER OR SEWER/SEPTIC FACILITIES SHALL BE ALLOWED.

REHS, SOUTH CENTRAL DISTRICT HEALTH DEPT. DATE _____



J-U-B ENGINEERS, INC.
Engineers Surveyors Planners
Twin Falls, Idaho

COUNCIL MEMBERS:

SHAWN	LANCE	TRIP	GLENDA	DENNIS	ELAINE	CHRIS
BARIGAR	CLOW	CRAIG	THOMPSON	MAUGHAN	STEELE	TALKINGTON
	<i>Vice Mayor</i>		<i>Mayor</i>			

MINUTES

MEETING OF THE TWIN FALLS CITY COUNCIL, MONDAY, MAY 17, 2004

PLEDGE OF ALLEGIANCE TO THE FLAG

PROCLAMATION: American Legion Poppy Days

5:00 P.M.

I. CONSENT CALENDAR:

1. Approve accounts payable. May 11-17, 2004 \$ 98,428.63
2. Approve minutes of May 10, 2004, Council meeting.
3. Findings of Fact: (a) Edwin L. Muegerl, Rezone, (b) Dan Willie Oasis, PUD

II. ITEMS FOR CONSIDERATION:

1. Presentation of POST Certificates to Sergeants Ron Fustos and Craig Stotts.
2. Presentation by the City of Jerome on their EDA Grant.
3. Consideration of bids for Auger Falls Flume Fence.
4. **Consideration of the Final Plat of Syringa Subdivision, approximately 2.88(+/-) acres, located at the north side of the 600 block of Falls Ave West.**
5. Consider acquisition of property for pressure irrigation pump site.
6. Public input and/or items from the City Manager and City Council.

II. ITEMS FOR CONSIDERATION:

4. Consideration of the Final Plat of Syringa Subdivision, approximately 2.88(+/-) acres, located at the north side of the 600 block of Falls Ave West.

Rex Harding, JUB Engineers, review the plat with the City Council.

Planning and Zoning Director Orton reviewed the plat using overhead projections. He said the Planning and Zoning Commission had recommended approval with one condition:

1. Approval subject to Engineering Department final technical review.

Councilperson Steele made the motion to approve the plat with staff recommendation. The motion was seconded by Councilperson Maughan and roll call vote showed all members present in favor of the motion.

COUNCIL MEMBERS:

SHAWN	LANCE	TRIP	GLENDA	DENNIS	ELAINE	CHRIS
BARIGAR	CLOW	CRAIG	THOMPSON	MAUGHAN	STEELE	TALKINGTON

Vice Mayor

Mayor

CORRECTED MINUTES

FOR THE MEETING OF THE TWIN FALLS CITY COUNCIL, MONDAY, APRIL 11, 2005

3:00 P.M.

PLEDGE OF ALLEGIANCE TO THE FLAG

- I. Presentation by the Long-term Planning Committee.
- II. Presentation by the Library LEAP II Panel.

5:00 P.M.

I. CONSENT CALENDAR:

1. Approve accounts payable.
2. Approve additional payroll.
3. Approve Washington Street N. right-of-way purchase- Phase I, Parcels 12 and 14.
4. Acceptance of a right-of-way dedication from the Twin Falls Urban Renewal Agency for Washington St. S. adjacent of the JAYCO manufacturing facility.
5. Findings of Fact and Conclusions of Law:
 - a) Cedar Park, No. 9, final plat
 - b) Rezone request of Mel Moeller
6. Approve minutes of April 4, 2005, Council meeting.

II. ITEMS FOR CONSIDERATION:

1. Consideration of the final plat of Northern Passage Subdivision.
2. Consideration of property acquisition to expand the capacity of the Fieldstone pressure irrigation pump station.
3. **Consideration of Constantine N. Kitsos, M.D. for a one-year extension of the approval of the final plat of Syringa Subdivision.**
4. Update on Blue Lakes Boulevard North Median Study.

II. ITEMS FOR CONSIDERATION:

3. Consideration of Constantine N. Kitsos, M.D. for a one-year extension of the approval of the final plat of Syringa Subdivision.
Constantine Kitsos, the application, spoke for the one-year extension.

Councilperson Maughan made the motion to approve the extension for one year. The motion was seconded by Vice Mayor Clow and roll call vote showed all members present in favor of the motion.

COUNCIL MEMBERS:

SHAWN	LANCE	TRIP	GLENDA	DON	DAVID E.	GREG
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COUNCIL MEMBERS:

SHAWN	LANCE	TRIP	GLENDA	DON	DAVID E.	GREG
BARIGAR	CLOW	CRAIG	DWIGHT	HALL	JOHNSON	LANTING
	<i>Mayor</i>		<i>Vice Mayor</i>			



MINUTES
Meeting of the Twin Falls City Council
MONDAY, May 21, 2007
City Council Chambers
305 3rd Avenue East Twin Falls, Idaho

5:00 P.M.
AGENDA ITEMS

CITY STAFF PRESENT: City Manager Tom Courtney, City Engineer Jackie Fields, Community Development Director Mitch Humble, Captain James Munn, Captain Matt Hicks, Lieutenant Bryan Krear, Staff Sergeant Craig Stotts, Sanitation Inspector Jeff, Deputy City Clerk Leila Sanchez.

Mayor Clow called the meeting to order at 5:00 P.M. He invited all present, who wished to, to recite the Pledge of Allegiance to the Flag with him.

AGENDA ITEMS

I. CONSIDERATION ITEMS:

6. Consideration of an extension of the final plat of Americana (formerly Syringa) Subdivision, 2.88(+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Ave West.

Community Development Director Humble reviewed the request using overhead projections.

On May 17, 2004, the City Council approved the final plat of the Syringa Subdivision. Mr. Kitsos, being aware the plat would not be recorded by the one year time, requested an extension.

On April 11, 2005, the City of Twin Falls City Council approved a one-year extension of the final plat of Syringa Subdivision and extended the approval of the plat to May 17, 2006.

On May 30, 2006, the Council approved the request to extend the deadline for recording the final plat. Mr. Kitts's is again requesting an extension as the plat will not be recorded by May 30, 2007.

Sanitation Inspector has received weed complaints, and therefore, asking that the developer provide a weed management plan.

Staff recommends approval of a one-year extension of the filing requirement on the final plat for Americana Subdivision (formerly Syringa Subdivision) subject to final technical review by the City Engineering Department.

Vice Mayor Dwight made a motion to approve the one-year extension of the filing requirement on the final plat for Americana (formerly Syringa) Subdivision, 2.88(+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Ave West, to expire May 30, 2008, as presented, with the following conditions:

1. Subject to final technical review by the City Engineering Department.
2. A weed management Plan approved by City staff.

The motion was seconded by Councilperson Johnson and roll call vote showed all members present voted in favor of the motion. The motion passed.

COUNCIL MEMBERS:

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



CORRECTED MINUTES
Meeting of the Twin Falls City Council
Tuesday, May 27, 2008
City Council Chambers
305 3rd Avenue East Twin Falls, Idaho

PLEDGE OF ALLEGIANCE TO THE FLAG
CONFIRMATION OF QUORUM
INTRODUCTION OF STAFF
CALL MEETING TO ORDER: 5:00 P.M.

AGENDA ITEMS		Purpose	By:
I. CONSENT CALENDAR:		Action	Staff Report
<ol style="list-style-type: none"> 1. Consideration of accounts payable for May 19 – 27, 2008. 2. Consideration of the May 19, 2008, minutes. 3. Consideration to approve a Multi-Year Improvement Deferral Agreement for Randy and Judy Cliett, for 2370 Warren Avenue. 4. Consideration to approve a Utility Improvement Deferral Agreement for Chardonnay LLC for Franham Subdivision No. 2, 1049 Carriage Lane. 5. Consideration to establish a property line boundary between the City of Twin Falls and Bertine L. Paynter in a portion of Lots 5 and 6, Block 161, "Twin Falls Townsite." 			
II. ITEMS FOR CONSIDERATION:			
<ol style="list-style-type: none"> 1. Confirmation of an appointment to the position of Assistant City Manager. 2. Consideration of bids for the 2008 North College Road Waterline Replacement Project. 3. Consideration of a request to reconsider the City Council's denial of a planned unit development amendment request by the Lighthouse Christian Fellowship church for their facility located at the northeast corner of 9th Avenue East and Eastland Drive. 4. Consideration to amend City Code §7-8-14, regarding the watering schedule for neighborhoods using Twin Falls Canal Company water in pressurized irrigation systems. 5. Consideration of adoption of the following ordinances: <ol style="list-style-type: none"> a. Request for the annexation of 6.44 acres (+/-) with a zoning designation of C-1 PUD to allow for the development of a mini-storage facility on property located east of the 500 block of Grandview Drive, c/o Gregg Olsen. (app. 2220) Proposed Ordinance #2938 b. Request for a Zoning District Change and Zoning Map Amendment from R-2 to R-2 PRO for property located at 2133 Addison Avenue East, c/o Jim Fort. (app. 2218) Proposed Ordinance #2939 6. Consideration of a second 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. 7. Consideration of a fourth extension of the final plat of Americana (formerly Syringa) Subdivision, 2.88(+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Ave West. 8. Discussion concerning the proposed alignment of Cheney Drive from the intersection with North College Road to Washington Street North. 9. Public input and/or items from the City Manager and City Council. 		Action Action Action Action Action Action Action Action Action	Tom Courtney Jackie Fields Mitch Humble Jackie Fields Mitch Humble Mitch Humble Mitch Humble Tom Courtney/ Jackie Fields
III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:			
IV. PUBLIC HEARINGS: 6:00 P.M. - None.			
V. ADJOURNMENT:			

COUNCIL MEMBERS PRESENT: Lance Clow, Trip Craig, Don Hall, Lee Heider, David E. Johnson, William Kezele, Greg Lanting

COUNCIL MEMBERS ABSENT: None

STAFF PRESENT: City Manager Tom Courtney, City Attorney Fritz Wonderlich, City Engineer Jackie Fields, Community Development Director Mitch Humble, Personnel Director Susan Harris, Water Superintendent Mike Schroeder, Deputy City Clerk Leila A. Sanchez.

CALL MEETING TO ORDER: 5:00 P.M.

Mayor Clow called the meeting to order at 5:00 P.M. He invited all present, who wished to, to recite the Pledge of Allegiance to the Flag with him. A quorum was present. Mayor Clow introduced City staff.

II. ITEMS FOR CONSIDERATION:

7. Consideration of a fourth extension of the final plat of Americana (formerly Syringa) Subdivision, 2.88(+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Ave West.

Community Development Director Humble reviewed the request.

Staff recommends approval of a 4th 1-year extension of the filing requirement on the final plat for Americana Subdivision (formerly Syringa Subdivision) subject to the following conditions:

1. Subject to site plan amendments as required by building, engineering, fire, and zoning officials to ensure compliance with all applicable City code requirements and standards.
2. Subject to arterial and collector streets adjacent and within the property being rebuilt or built to current City standards upon development of the property.
3. A Weed Management Plan approved by City staff.

MOTION:

Councilperson Johnson made the motion to approve the 4th 1-year extension of the filing requirement on the final plat for Americana Subdivision (formerly Syringa Subdivision) subject to the following conditions:

1. Subject to site plan amendments as required by building, engineering, fire, and zoning officials to ensure compliance with all applicable City code requirements and standards.
2. Subject to arterial and collector streets adjacent and within the property being rebuilt or built to current City standards upon development of the property.
3. A Weed Management Plan approved by City staff.

The motion was seconded by Councilperson Craig and roll call vote showed all members present voted in favor of the motion. The motion passed with a vote of 7 to 0.

COUNCIL MEMBERS:

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



MINUTES

Meeting of the Twin Falls City Council
 June 1, 2009
 City Council Chambers
 305 3rd Avenue East Twin Falls, Idaho

PLEDGE OF ALLEGIANCE TO THE FLAG
 CONFIRMATION OF QUORUM
 INTRODUCTION OF STAFF

CALL MEETING TO ORDER: 5:00 P.M.

PROCLAMATIONS: "A Day for Kids" – Terry Rowe, Pioneer Federal Credit Union.

AGENDA ITEMS		Purpose	By:
I. <u>CONSENT CALENDAR:</u> Consideration of accounts payable for May 26 – June 1, 2009. Consideration of the May 26, 2009, Minutes.		Action	Staff Report
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Presentation to recognize the service of Fran Frost, Historic Preservation Commission and Kevin Dane, Historic Downtown Business Improvement District having served on their respective Commissions. 2. Consideration of a 5th extension of the final plat of Americana (formerly Syringa) Subdivision, 2.88(+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Ave West. 3. Consideration of the final plat of the Rex Subdivision – 1 st Amended – a PUD, .74 (+/-) acres and 2 commercial lots on property located at 1667 Locust Street North c/o EHM Engineering Inc., on behalf of Cornelius & Lanoma Blom. 4. Public input and/or items from the City Manager and City Council.		Presentation Action Action	Melinda Anderson Mitch Humble Mitch Humble
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>			
IV. <u>PUBLIC HEARINGS:</u> 6:00 P.M. – 1. Appeal from Casy Burgess concerning the decision of the City Planning and Zoning Commission on April 28, 2009, to deny a Special Use Permit to operate an in-home day care facility on property located at 509 Parkway Circle. (app.2299)		Action	Mitch Humble
V. <u>ADJOURNMENT:</u>			

COUNCIL MEMBERS PRESENT: Mayor Lance Clow, Trip Craig, Don Hall, Lee Heider, William A. Kezele, David E. Johnson, Greg Lanting

COUNCIL MEMBERS ABSENT: None.

STAFF PRESENT: City Manager Tom Courtney, Assistant City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Zoning & Development Manager, Economic Development Director Mitch Humble, Deputy City Clerk Leila Sanchez.

Mayor Clow called the meeting to order at 5:30 p.m. He invited all present, who wished to, to recite the Pledge of Allegiance to the Flag with him. A quorum was present. Mayor Clow introduced City staff.

II. ITEMS FOR CONSIDERATION:

2. Consideration of a 5th extension of the final plat of Americana (formerly Syringa) Subdivision, 2.88(+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Ave West.

Zoning & Development Manager Carraway reviewed the request using overhead projections.

Staff recommends approval of a 5th 1-year extension of the filing requirement on the final plat for Americana Subdivision (formerly Syringa Subdivision), as presented, with the following conditions:

1. Subject To Site Plan Amendments As Required By Building, Engineering, Fire, And Zoning Officials To Ensure Compliance With All Applicable City Code Requirements And Standards.
2. Subject To Arterial And Collector Streets Adjacent And Within The Property Being Rebuilt Or Built To Current City Standards Upon Development Of The Property.
3. A Weed Management Plan Approved By City Staff.
4. Subject To Completion Of The Following Issues As Mentioned In The Analysis:
 - A. Subject To A New Developer's Agreement
 - B. Subject To A Financial Guarantee
 - C. Subject To A New Engineer's Estimate
 - D. Subject To Closures For The Boundaries
 - E. Subject To An Approval Letter From The Twin Falls Canal Company
 - F. Subject To Additional Right-Of-Way And Easements Being Dedicated For The Falls Avenue West Widening Project.

Discussion followed:

MOTION:

Councilperson Lanting Made The Motion To Approve a 5th 1-Year Extension Of The Filing Requirement On The Final Plat For Americana Subdivision (Formerly Syringa Subdivision) As Presented With The Following Conditions:

1. Subject To Site Plan Amendments As Required By Building, Engineering, Fire, And Zoning Officials To Ensure Compliance With All Applicable City Code Requirements And Standards.
2. Subject To Arterial And Collector Streets Adjacent And Within The Property Being Rebuilt Or Built To Current City Standards Upon Development Of The Property.
3. A Weed Management Plan Approved By City Staff.
4. Subject To Completion Of The Following Issues As Mentioned In The Analysis:
 - A. Subject To A New Developer's Agreement
 - B. Subject To A Financial Guarantee
 - C. Subject To A New Engineer's Estimate
 - D. Subject To Closures For The Boundaries
 - E. Subject To An Approval Letter From The Twin Falls Canal Company
 - F. Subject To Additional Right-Of-Way And Easements Being Dedicated For The Falls Avenue West Widening Project.

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

COUNCIL MEMBERS:

LANCE CLOW	TRIP CRAIG	DON HALL <i>Mayor</i>	LEE HEIDER <i>Vice Mayor</i>	DAVID E. JOHNSON	WILLIAM A. KEZELE	GREG LANTING
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**MINUTES**

Meeting of the Twin Falls City Council
 JUNE 7, 2010
 City Council Chambers
 305 3rd Avenue East Twin Falls, Idaho

AGENDA ITEMS

CALL MEETING TO ORDER: 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. CONSENT CALENDAR: 1. Consideration of accounts payable for May 25 – June 7, 2010. 2. Consideration of the May 24, 2010, Minutes. 3. Consideration of a request to approve a revised Public Easement and Temporary Construction Easement for property located in the vicinity of Highland and Madrona, grantor Little Cloud Enterprises. 4. Consideration of a 6 th Extension of the final plat of Americana (formerly Syringa) Subdivision, 2.88 (+/-) acres, to develop 12 residential lots and tracts, located at the north side of the 600 Block of Falls Avenue West. 5. Consideration of a request to approve the 5 th Annual Magic Valley Bank Customer Appreciation Barbeque to be held in the 100 Block of Main Avenue West and North. This event will be held on Wednesday, June 16, 2010, from 6:00 p.m. to 9:00 p.m. 6. Consideration of a request from Robin Dober and the Twin Falls Tonight Committee to approve the 12 th Annual Twin Falls Tonight Concert Series commencing on June 23, 2010, and concluding on July 21, 2010. These activities will be held each Wednesday evening from 6:00 p.m. to 9:00 p.m. and will take place near the fountain on Main Avenue in downtown Twin Falls. 7. Consideration of a request from Shawn Barigar, Twin Falls Chamber of Commerce, to approve the 2010 Snake River Canyon Jam. This is a three-day event held on June 16, 18, and 19, 2010, which provides multiple musical styles and summer activities at a variety of venues.	Action	Staff Report Sharon Bryan Leila Sanchez Jackie Fields Mitch Humble Dennis Pullin Dan McAtee Dennis Pullin
II. ITEMS FOR CONSIDERATION: 1. Consideration of a request from the "Magic Valley Citizens' 4 th of July" to approve the annual fireworks display held at the College of Southern Idaho on Sunday, July 4, 2010. This activity will begin at 8:00 p.m. and will conclude at approximately 12:00 a.m. 2. Consideration of a request to authorize the City Manager to sign the Cooperative Agreement with the Idaho Transportation Department for the City of Twin Falls 2010 Water System Improvement Project and to authorize the Mayor to sign the accompanying resolution. 3. Consideration of a request to authorize the Mayor to sign the Cooperative Agreement for Maintenance of State Highways, US-30, and SH-75 and to authorize the Mayor to sign the accompanying resolution. 4. Consideration of a bid award for FAA AIP-30, 2010 Pavement Slurry Seal Project. 5. Consideration of an Agreement with Ricondo & Associates to conduct an FAA Airport Master Plan update. 6. Consideration of a request to approve the BID asset disposition plan as required by Ordinance 2984 approved by the Council on April 12, 2010. 7. Public input and/or items from the City Manager and City Council.	Action Action Action Action Action Action	Dennis Pullin Jackie Fields Jackie Fields Bill Carberry Bill Carberry Melinda Anderson
III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:		
IV. PUBLIC HEARINGS: 6:00 P.M. – None.		
V. ADJOURNMENT:		

CITY COUNCIL MINUTES

June 7, 2010

Page 2 of 2

COUNCIL MEMBERS PRESENT: Lance Clow, Don Hall, Greg Lanting, Lee Heider, Dave Johnson, Will Kezele,

COUNCIL MEMBERS ABSENT: Trip Craig

STAFF PRESENT: Assistant City Manager Travis Rothweiler, City Attorney Fritz Wonderich, City Engineer Jackie Fields, Community Development Director Mitch Humble, Airport Manager Bill Carberry, Staff Sergeant Dennis Pullin, Staff Sergeant Dan McAtee, Deputy City Clerk/Recording Secretary Leila Sanchez

Mayor Hall called the meeting to order at 5:02 P.M. He invited all present, who wished to, to recite the Pledge of Allegiance to the Flag with him. A quorum was present. Mayor Hall introduced City staff.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA: None.

I. CONSENT CALENDAR:

1. Consideration of accounts payable for May 25 – June 7, 2010, total: \$1,156,039.12
May 27, 2010, total: \$107,402.84
June 1, 2010, total: \$47,527.07
2. Consideration of the May 24, 2010, Minutes.
3. Consideration of a request to approve a revised Public Easement and Temporary Construction Easement for property located in the vicinity of Highland and Madrona, grantor Little Cloud Enterprises.
4. Consideration of a 6th Extension of the final plat of Americana (formerly Syringa) Subdivision, 2.88 (+/-) acres, to develop 12 residential lots and tracts, located at the north side of the 600 Block of Falls Avenue West.
5. Consideration of a request to approve the 5th Annual Magic Valley Bank Customer Appreciation Barbeque to be held in the 100 Block of Main Avenue West and North. This event will be held on Wednesday, June 16, 2010, from 6:00 p.m. to 9:00 p.m.
6. Consideration of a request from Robin Dober and the Twin Falls Tonight Committee to approve the 12th Annual Twin Falls Tonight Concert Series commencing on June 23, 2010, and concluding on July 21, 2010. These activities will be held each Wednesday evening from 6:00 p.m. to 9:00 p.m. and will take place near the fountain on Main Avenue in downtown Twin Falls.
7. Consideration of a request from Shawn Barigar, Twin Falls Chamber of Commerce, to approve the 2010 Snake River Canyon Jam. This is a three-day event held on June 16, 18, and 19, 2010, which provides multiple musical styles and summer activities at a variety of venues.

MOTION:

Councilperson Lanting made the motion to approve the Consent Calendar as presented. The motion was seconded by Councilperson Clow and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

COUNCIL MEMBERS:

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



MINUTES
 Meeting of the Twin Falls City Council
 May 23, 2011
 City Council Chambers
 305 3rd Avenue East Twin Falls, Idaho

CALL MEETING TO ORDER: 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:
<p>I. CONSENT CALENDAR:</p> <ol style="list-style-type: none"> Consideration of accounts payable for May 9 – 23, 2011. Consideration of the May 2 and May 9, 2011, Minutes. Consideration of a request to accept a deferral agreement for curb, gutter, sidewalk and driveway improvements on property located at 3633 North 3100 East, c/o Dawn Hanks. Consideration of a request to accept a deferral agreement for curb, gutter, and sidewalks improvements on property located at 950 Washington Street South, c/o T&N Properties L.L.C. Findings of Fact, Conclusions of Law, and Decision: <ol style="list-style-type: none"> Zoning District Change & Zoning Map Amendment for Sunwest C-1 Business Park PUD BC&W, KLS&M, Canyon Vista Family, LP & Lazy J Ranch-Linda Wills, c/o EHM Engineering, Inc. PUD Modification with Rezone for the Crumb Group Capella Corporation. Zoning District Change & Zoning Map Amendment Denial for Roger Blades. PUD Modification for Tres Gringos, LLC c/o Gerald Martens & Ken Edmunds. Zoning District Change & Zoning Map Amendment for McCormick, Nelson, Blass, Slette, Martens, Roberts, Gibson, Kohen & Dahl, c/o EHM Engineering, Inc. Zoning District Change & Zoning Map Amendment for College of Southern Idaho, c/o Mike Mason. Consideration of a request to approve an Improvement Agreement for Developments for Settler's Ridge Subdivision #3. Consideration of an extension of the approval of the Final Plat of the West Haven Subdivision, Phase No. 2, consisting of 3.37 acres and 9 single-family residential lots located on the west side of the 500-600 blocks of Wendell Street, c/o EHM Engineers, Inc. on behalf of Tensco, Inc. Consideration of a 7th Extension of the Final Plat of Americana (formerly Syringa) Subdivision, 2.88 (+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Avenue West. Consideration of the Final Plat of H & H Subdivision, 2.04 (+/-) acres consisting of 2 commercial lots and located at 680 Blue Lakes North, c/o EHM Engineers, Gerald Martens on behalf of Howa & Howa I, LLC. Consideration of a request to approve Classic Cruisers event to be held on June 24, June 25, and June 26, 2011. Consideration of a request to approve the "Bed Races" Fundraiser for the Multiple Sclerosis Society to be held on Saturday, June 18, 2011, from 10:00 a.m. to 6:00 p.m., in the 100 Block of Main Avenue between Shoshone Street and Gooding Street. Consideration of request from Robin Dober and the Twin Falls Tonight Committee to approve the 13th Annual Twin Falls Tonight Concert Series commencing on June 22, 2011, and concluding July 27, 2011. Consideration of a request to accept public right-of-way from Family Health Services located at 388 Martin Street. 	<p>Action</p>	<p>Staff Report Sharon Bryan L. Sanchez Troy Vitek</p> <p>Troy Vitek</p> <p>Mitch Humble</p> <p>Troy Vitek</p> <p>Mitch Humble</p> <p>Mitch Humble</p> <p>Mitch Humble</p> <p>Dennis Pullin Dennis Pullin Dennis Pullin</p> <p>Jacqueline Fields</p>
<p>II. ITEMS FOR CONSIDERATION:</p> <ol style="list-style-type: none"> Consideration of a Concession Agreement with PGA Professional Steve Meyerhoeffer for the professional management and operational oversight of the Twin Falls Golf Club, effective June 1, 2011. Consideration of the Special Events Application submitted by Mark Rivers to the Friday Night Market that commenced on Friday, May 6, 2011, to add wine tasting to the event beginning on Friday, May 27, 2011. Presentation of Twin Falls Fire Department Level III Firefighter Certification to Tristan Jones. Consideration of a request for the appointment of Rich Birrell to the Golf Advisory Commission for a partial term starting May 2011 and ending February 2012. Consideration of a Resolution of the Mayor and Council of the City of Twin Falls authorizing the reimbursement of engineering and other related expenses associated with the City's wastewater treatment projects with proceeds from the sale of Revenue Bonds. Proposed Resolution #1867. Consideration of the agreement between the City of Twin Falls and CH2M Hill to design the UV disinfection system final design, dewatering equipment replacement, procurement of the aeration basin diffuser and influent screen. Discussion regarding the status of several capital improvement projects for Parks & Recreation. Consideration of a request to award the 2011 Seal Coat Project to Emery, Inc. in an amount not to exceed \$548,807.75. Consideration of a request to purchase right of way for the Eastland Dr. 4th Ave E to Elizabeth Dr Project. Consideration of a request to establish a posted speed limit for Cheney Dr. from Grandview Dr. N. to Washington St. N. Public input and/or items from the City Manager and City Council. 	<p>Action</p> <p>Action</p> <p>Presentation</p> <p>Action</p> <p>Action</p> <p>Action</p> <p>Action</p> <p>Action</p> <p>Action</p> <p>Action</p>	<p>Dennis Bowyer</p> <p>Dennis Pullin</p> <p>Ron Clark Dennis Bowyer</p> <p>Travis Rothweiler</p> <p>Mike Trabert</p> <p>Dennis Bowyer Jackie Fields Jackie Fields Jackie Fields</p>
III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:		
IV. PUBLIC HEARINGS: 6:00 P.M. None.		
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, Trip Craig, David E. Johnson, William E. Kezele, Greg Lanting, Rebecca Mills Sojka

Absent: Don Hall

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Community Development Director Mitch Humble, City Engineer Jackie Fields, Staff Engineer Mike Trabert, Fire Chief Ron Clark, Parks & Recreation Director Dennis Bowyer, Staff Sergeant Dennis Pullin, Deputy City Clerk/Recording Secretary Leila A. Sanchez

Acting Mayor Lanting called the meeting to order at 5:00 P.M. He invited all present, who wished to, to recite the Pledge of Allegiance to the Flag with him. A quorum was present. Acting Mayor Lanting introduced staff.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA: None.

PROCLAMATIONS: None.

AGENDA ITEMS

I. CONSENT CALENDAR:

1. Consideration of accounts payable for May 10 – 23, 2011, total:\$663,017.56;
Payroll, total: \$106,202.28;
5-23-2011, total: \$350.00.
2. Consideration of the May 2 and May 9, 2011, Minutes.
3. Consideration of a request to accept a deferral agreement for curb, gutter, sidewalk and driveway improvements on property located at 3633 North 3100 East, c/o Dawn Hanks.
4. Consideration of a request to accept a deferral agreement for curb, gutter, and sidewalks improvements on property located at 950 Washington Street South, c/o T&N Properties L.L.C.
5. Findings of Fact, Conclusions of Law, and Decision:
 - g) Zoning District Change & Zoning Map Amendment for Sunwest C-1 Business Park PUD BC&W, KLS&M, Canyon Vista Family, LP & Lazy J Ranch-Linda Wills, c/o EHM Engineering, Inc.
 - h) PUD Modification with Rezone for the Crumb Group Capella Corporation.
 - i) Zoning District Change & Zoning Map Amendment Denial for Roger Blades.
 - j) PUD Modification for Tres Gringos, LLC c/o Gerald Martens & Ken Edmunds.
 - k) Zoning District Change & Zoning Map Amendment for McCormick, Nelson, Blass, Slette, Martens, Roberts, Gibson, Kohen & Dahl, c/o EHM Engineering, Inc.
 - l) Zoning District Change & Zoning Map Amendment for College of Southern Idaho, c/o Mike Mason.
6. Consideration of a request to approve an Improvement Agreement for Developments for Settler's Ridge Subdivision #3.
7. Consideration of an extension of the approval of the Final Plat of the West Haven Subdivision, Phase No. 2, consisting of 3.37 acres and 9 single-family residential lots located on the west side of the 500-600 blocks of Wendell Street, c/o EHM Engineers, Inc. on behalf of Tensco, Inc.
- 8. Consideration of a 7th Extension of the Final Plat of Americana (formerly Syringa) Subdivision, 2.88 (+/-) acres, to develop 12 residential lots and 2 tracts, located at the north side of the 600 block of Falls Avenue West.**
9. Consideration of the Final Plat of H & H Subdivision, 2.04 (+/-) acres consisting of 2 commercial lots and located at 680 Blue Lakes North, c/o EHM Engineers, Gerald Martens on behalf of Howa & Howa I, LLC.
10. Consideration of a request to approve Classic Cruisers event to be held on June 24, June 25, and June 26, 2011.
11. Consideration of a request to approve the "Bed Races" Fundraiser for the Multiple Sclerosis Society to be held on Saturday, June 18, 2011, from 10:00 a.m. to 6:00 p.m., in the 100 Block of Main Avenue between Shoshone Street and Gooding Street.
12. Consideration of request from Robin Dober and the Twin Falls Tonight Committee to approve the 13th Annual Twin Falls Tonight Concert Series commencing on June 22, 2011, and concluding July 27, 2011.
13. Consideration of a request to accept public right-of-way from Family Health Services located at 388 Martin Street.

Councilperson Clow requested Item 9. Consideration of the Final Plat of H & H Subdivision, 2.04 (+/-) acres consisting of 2 commercial lots and located at 680 Blue Lakes North, c/o EHM Engineers, Gerald Martens on behalf of Howa & Howa I, LLC. be removed from the Consent Calendar and discussed as a separate item.

MOTION:

Councilperson Johnson made the motion to approve the Consent Agenda with the exception of the following Consent Item: 9. Consideration of the Final Plat of H & H Subdivision, 2.04 (+/-) acres consisting of 2 commercial lots and located at 680 Blue Lakes North, c/o EHM Engineers, Gerald Martens on behalf of Howa & Howa I, LLC. The motion was seconded by Councilperson Kezele and roll call vote showed all members present voted in favor of the motion. **Approved 6 to 0.**



Tuesday May 29, 2012 City Council Meeting

To: Honorable Mayor and City Council

From: Mitch Humble, Community Development Director

Request:

Presentation of Certificate of Appreciation to Garrett Boylard from Eastern Idaho Railroad for assistance to the Historic Preservation Commission at their historic warehouse district walking tour.

Time Estimate:

Darrell Buffaloe, the Historic Preservation Commission Chairman, will need approximately 2 minutes for the presentation.

Background:

On May 19, 2012 the Historic Preservation Commission celebrated Idaho Archaeology and Historic Preservation Month by holding a walking tour of the Warehouse Historic District. Mr. Boylard from Eastern Idaho Railroad assisted the Historic Preservation Commission by displaying a locomotive on the tracks across from Red's Trading Post. Mr. Boylard gave a short presentation to several groups of people on the history of the railroad and its importance to the City of Twin Falls. The event was a huge success with 80 to 100 people attending. There were several comments regarding when the Historic Preservation Commission was "going to do it again".

Approval Process:

None

Budget Impact:

None

Regulatory Impact:

None

Conclusion:

Staff recommends that the City Council honor Garrett Boylard from Eastern Idaho Railroad for his assistance to the Historic Preservation Commission at their historic warehouse district walking tour.

Attachments:

None



Tuesday, May 29, 2012 City Council Meeting

To: Honorable Mayor and City Council

From: Dennis J. Bowyer, Parks & Recreation Director

Request:

Consideration of a request for the appointments of Craig Manning and Tom Reynolds to the Parks & Recreation Commission.

Time Estimate:

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

Background:

The Commission had two openings in April, applications for the openings were due on Friday April 20th and staff received five applications. The interview committee consisted of Mayor Greg Lanting, Parks & Recreation Commission Liaison Councilman Shawn Barigar, Chairman of the Commission Kevin Dane, and Parks & Recreation Director Dennis Bowyer. On Monday May 21st, the interview committee interviewed the five applicants.

Approval Process:

City Code 2-4-3, states: "... members of the Parks & Recreation Commission to be appointed by the Mayor and confirmed by the members of the City Council". Also Code 2-4-4, states: "Any vacancies occurring in the membership of the Parks & Recreation Commission for any reason shall be filled by the Mayor, to be confirmed by the City Council." It has been the City's policy to conduct interviews when vacancies occurred due to resignation, terms not being renewed or members serving their full terms.

Budget Impact:

None

Regulatory Impact:

Approval of this request will bring the membership to the full nine members on the Parks & Recreation Commission.

Conclusion:

The interview committee recommends that the City Council confirms the Mayor's appointments of Craig Manning and Tom Reynolds to the Parks & Recreation Commission. Craig Manning's term will be from June 2012 to April 2014 and Tom Reynolds' term will be from June 2012 to April 2015.

Staff concurs with the Mayor's recommendation.

Attachment:

Craig Manning's Application
Tom Reynolds' Application



TWIN FALLS PARKS AND RECREATION

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

APPLICATION FOR THE TWIN FALLS PARKS AND RECREATION COMMISSION

NAME: Craig J Manning
ADDRESS: 2907 9th Ave E. PHONE: HOME 208 736-0092
E-MAIL ADDRESS: _____ BUSINESS _____
OCCUPATION (PLACE OF EMPLOYMENT) Physician (Twin Falls-private practice)
HOW LONG HAVE YOU LIVED IN TWIN FALLS? 11 years
WHY WOULD YOU LIKE TO SERVE ON THIS COMMISSION? Parks & Rec. has been good to me for a number of years - I could do something to serve in return
BRIEFLY LIST THE VOLUNTEER COMMUNITY PROJECTS YOU HAVE PARTICIPATED IN TWIN FALLS AND OTHER COMMUNITIES: 130-man clean-up of softball fields March 2010. Expand trail and park clean-up w/ 150 volunteers Sept. 16, 2011
WHICH OF THE CITY RECREATIONAL PROGRAMS ARE YOU FAMILIAR WITH? Sports
HOW HAVE YOU BEEN INVOLVED WITH THESE PROGRAMS? Coaching girls basketball and soccer and boys basketball. Playing b. ball/softball/football
DO YOU AND YOUR FAMILY USE THE PARKS IN TWIN FALLS? HOW? participating in team sports, playing/teaching tennis.
WHAT IMPROVEMENTS WOULD YOU LIKE TO SEE AT THE PARKS? General cleanliness Maybe a couple of new out door b. ball standards
WHAT ADDITIONAL RECREATION OPPORTUNITIES SHOULD THE CITY OF TWIN FALLS OFFER? The city could offer archery or public gun range

NOTE: SERVING ON THE COMMISSION WILL REQUIRE A COMMITMENT OF YOUR TIME.

1. ATTENDING MONTHLY LUNCHEON MEETINGS.
2. SERVING ON SPECIAL PROJECTS AS NEEDED.

THANK YOU FOR YOUR PARTICIPATION. WE WILL BE IN CONTACT WITH YOU.

APPLICATION MUST BE RETURNED TO THE PARKS & RECREATION DEPARTMENT AT 136 MAXWELL AVE. MAILED TO PO BOX 1907 or E-MAILED TO dbowyer@tfd.org, BY FRIDAY, April 20, 2012.

The Benefits are Endless...



TWIN FALLS PARKS AND RECREATION

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

APPLICATION FOR THE TWIN FALLS PARKS AND RECREATION COMMISSION

NAME: Thomas G. Reynolds (Tom)

ADDRESS: 1865 Talus Loop, Twin Falls, Idaho PHONE: HOME 208-731-5164

E-MAIL ADDRESS: thomas.reynolds@usbank.com BUSINESS 208-737-5064

OCCUPATION (PLACE OF EMPLOYMENT) US Bank / /x Commercial Loan Officer

HOW LONG HAVE YOU LIVED IN TWIN FALLS? 12 years

WHY WOULD YOU LIKE TO SERVE ON THIS COMMISSION? I actively use the parks, lakes, walking trails, and some of the adult sports programs. Instead of just utilizing these places and activities for my own benefit, I would like to be involved in the development of these places and activities for the community.

BRIEFLY LIST THE VOLUNTEER COMMUNITY PROJECTS YOU HAVE PARTICIPATED IN TWIN FALLS AND OTHER COMMUNITIES: I have participated with Habitat for Humanity, Relay for Life, and I am involved with the Twin Falls Chamber of Commerce (Member to Member and Twin Falls Today).

WHICH OF THE CITY RECREATIONAL PROGRAMS ARE YOU FAMILIAR WITH? I am familiar with most of the parks and trails in this area, I have participated men's softball, coed softball, city league basketball, and a few YMCA programs.

HOW HAVE YOU BEEN INVOLVED WITH THESE PROGRAMS? I have only been an active participant in the programs. I have not volunteered or participated in any other manner.

DO YOU AND YOUR FAMILY USE THE PARKS IN TWIN FALLS? Yes, I use the parks, walking trails, bike trails, and I kayak in the lakes and rivers that are managed by the parks department.

WHAT IMPROVEMENTS WOULD YOU LIKE TO SEE AT THE PARKS? I would like to see more walking trails, biking trails, and a dog park in the Twin Falls area.

WHAT ADDITIONAL RECREATION OPPORTUNITIES SHOULD THE CITY OF TWIN FALLS OFFER? The City should consider more recreational opportunities that would utilize or lakes, and rivers. Similar to what is offered in Boise (YMCA sponsored races and events).

NOTE: SERVING ON THE COMMISSION WILL REQUIRE A COMMITMENT OF YOUR TIME.

1. ATTENDING MONTHLY LUNCHEON MEETINGS.
2. SERVING ON SPECIAL PROJECTS AS NEEDED.

THANK YOU FOR YOUR PARTICIPATION. WE WILL BE IN CONTACT WITH YOU.

APPLICATION MUST BE RETURNED TO THE PARKS & RECREATION DEPARTMENT AT 136 MAXWELL AVE. MAILED TO PO BOX 1907 or E-MAILED to dbowyer@tffd.org, BY FRIDAY, April 20, 2012.

The Benefits are Endless...



MONDAY *TUESDAY, MAY 29, 2012*

To: *Honorable Mayor Lanting and City Council*

From: Mitch Humble, Community Development Department

ITEM II

Request:

Consideration of the request of Gary Nelson/Nelson & Company For Waiver of the Non-Conforming Building Expansion Permit Process to allow the expansion of an existing non-conforming residence At 898 Wendell Street. (App 2521)

Time:

The staff presentation will take approximately 5 minutes.

History:

Attached is a request from Gary Nelson/Nelson & Company asking the City Council to waive the Non-Conforming Building Expansion Permit process so he can build an addition onto an existing non-conforming residence. The existing residence, located at 898 Wendell Street, is zoned R-2. As per city code 10-4-4.3(E) the minimum building setbacks of twenty feet (20') are required from both the front & rear property line and a seven foot (7') side building setback. As this property is located on a corner lot both street frontages have a minimum 20' building setback from property line and the side and rear yard setback is seven foot (7') from the property line. However, as Falls Avenue is an arterial street the building setback is a minimum of eighty foot (80') from centerline of Falls Avenue. The property is non-conforming in that the existing residence is at forty-eight feet (48') from the centerline of Falls Avenue. The residence encroaches thirty-two feet (32') into Falls Avenue right-of-way. The front, rear and south side setbacks are in compliance.

The narrative states Mr. Nelson wishes to place a ninety-nine square foot (99 sq ft/5.5' x 18') addition onto the existing master bedroom. The proposed addition will not create any further encroachment into the setback and will not create a sight obstruction at the intersection.

As per City Code section 10-3-4, the requirements of the non-conforming section "may be waived for residences and residential uses by motion and minute entry of the City Council." If the Council does not approve the waiver, the property owner will need to apply for the Non-conforming Building Expansion Permit. The Non-conforming Building Expansion Permit process requires a public hearing before the Planning & Zoning Commission. This process takes about 30-45 days from the date an application is submitted. If the decision is appealed it would extend the time another 30-45 days.

Budget Impact:

Approval of this request will not impact the City budget.

Regulatory Impact:

Approval of this request will allow the applicant to expand the non-conforming residence.

Conclusion:

If the City Council grants this request, as presented, staff recommends approval be subject to the following condition:

1. Subject to complete review by Building, Engineering, Fire, and Zoning Departments to ensure compliance with all applicable City Code requirements and Standards for existing and proposed buildings on the site.

Attachments:

1. Narrative/Letter of Request
2. Vicinity Map
3. Zoning Map
4. Aerial of the Area with setbacks highlighted
5. Site Plan
6. photos of property/residence



P.O. Box 6004 • Twin Falls, ID 83303
Office Phone (208) 736-8400 • Fax (208) 736-0943

Contractor Registration # RC1-3457
E-mail: nelsonandco@cublcone.net

May 21, 2012

RE: 898 Wendell Street

The purpose of this letter is to provide answers to item number C-2 concerning a non-conforming building expansion permit for the property known as 898 Wendell Street.

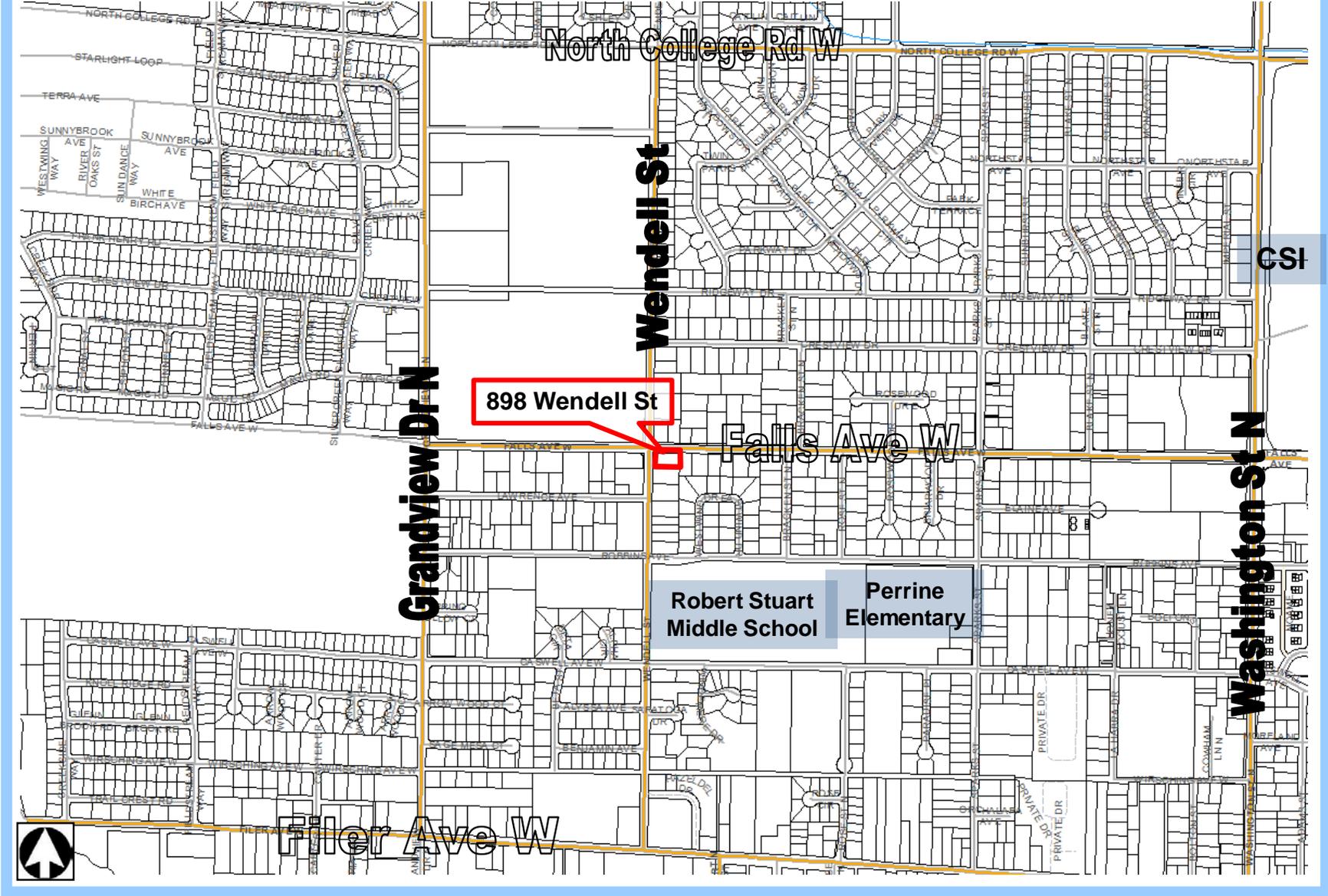
- A - The reason for expansion is to provide more living area in the master bedroom. The original structure consisted of a master bedroom that is extremely small for today's standards. The proposed expansion would not protrude any further than the existing garage. The expansion will also allow us to have some much needed square footage in the master closet area.
- B - This building is non-conforming because it does not meet the current set-back from the center line of Falls Avenue West.
- C - I do not feel that this expansion of living space would have any effect on either of the adjoining properties.
- D - I feel that the general compatibility of our proposal will not negatively impact any of the adjacent properties in the neighborhood.

Respectfully,

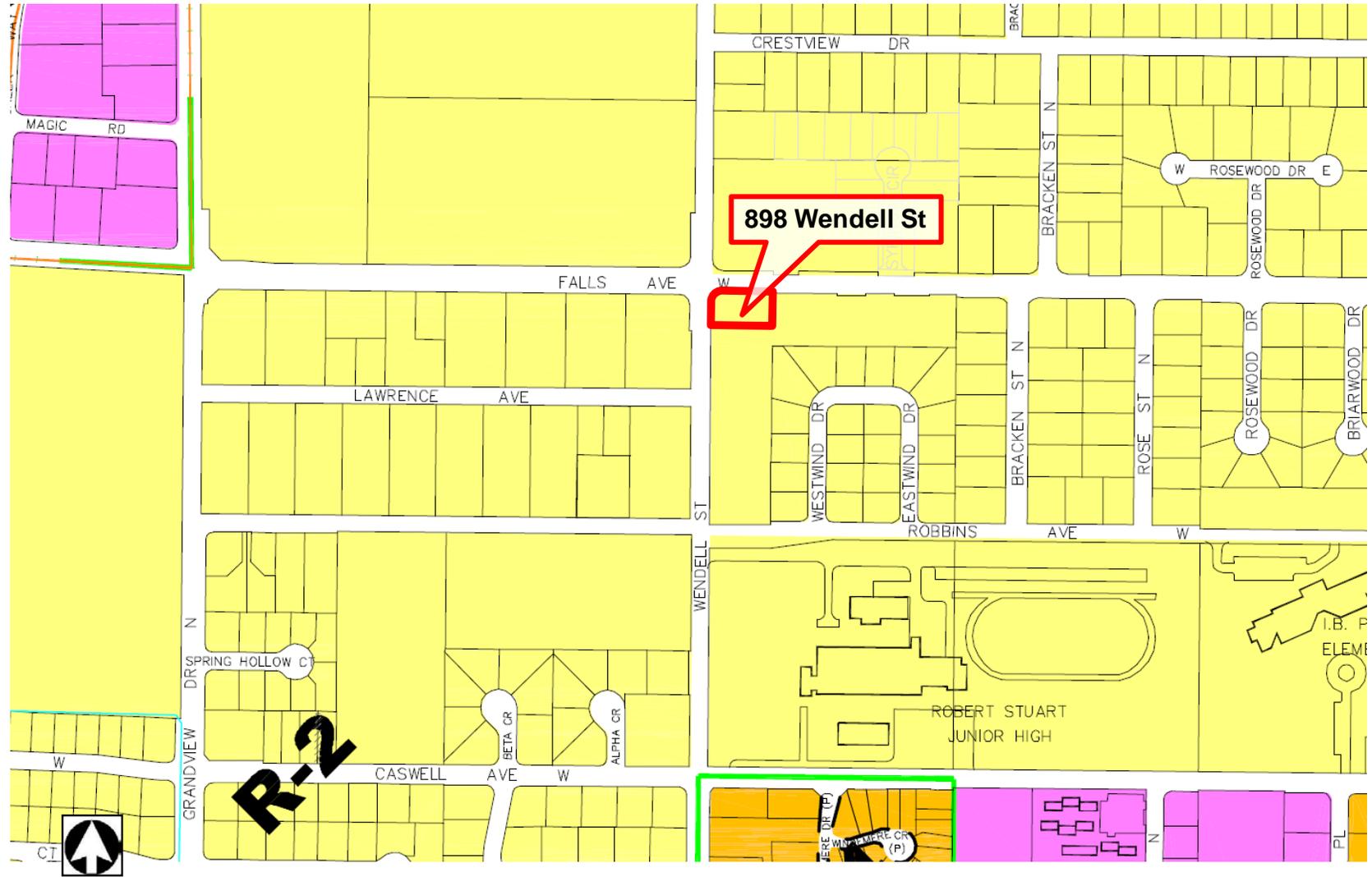
A handwritten signature in black ink that reads "Gary N. Nelson". The signature is fluid and cursive, written over a horizontal line.

Gary N. Nelson, President
Gary N. Nelson & Co.

VICINITY MAP



ZONING MAP



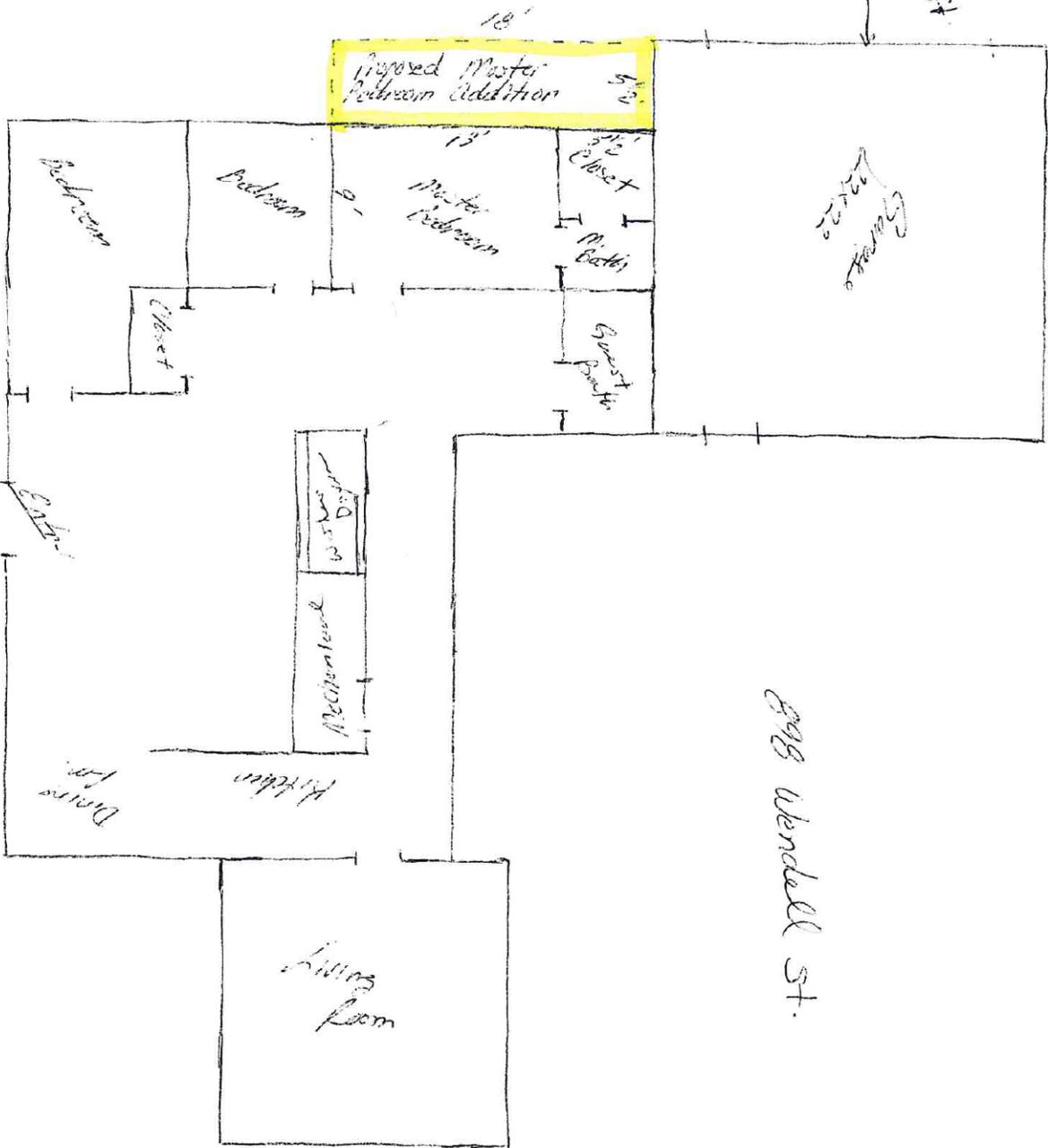
AERIAL MAP



Falls Avenue

Center of Falls Avenue
To Property 15
ft. 48 ft.

Proposed Master Bedroom Addition



Wendell St.

898 Wendell St.







May 29, 2012, City Council Meeting

To: Honorable Mayor and City Council

From: Lieutenant Craig Stotts

Request:

Consideration of a request to reject all bids submitted for the Radio Communications Tower Project to be constructed at the city gun range.

Time:

Staff presentation and discussion will take approximately 5 minutes.

Background:

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. 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, Wal-Mart, housing developments, Walgreens, St. Luke's Hospital, and three multiple-story hotels. Furthermore, there are existing structures in the northwest area of town that are problematic for communications. These structures include, but are not limited to, Costco, WinCo Foods, Canyon Crest and Target. The northeast area of town is also problematic for communications. These structures include, but are not limited to, the Magic Valley Mall, Shopko, and Sportsman's Warehouse.

January 1, 2013, the Federal Communications Commission (FCC) has mandated that all radio frequencies be narrowband compliant. 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.

The construction of a communications tower at the city gun range will provide increased coverage in the north end of town, ensure compliance with the FCC's narrowband mandate, and provide the needed infrastructure for future growth of the system.

Budget Impact:

This project was budgeted for the FY2012 budget.

Agenda for May 29, 2012
RE: Radio Communications Tower
From: Lieutenant Craig Stotts
Page Two

Petruzelli Electric LLC	\$156,710.00
White Cloud Communications	\$158,397.00
Idaho Tower Construction Co.	\$207,825.00

The following companies submitted bids for the project and all bids were unresponsive.

Regulatory Impact:

Due to the FCC Federal Mandate and potential coverage loss, we were instructed by the City Council to move forward with the project.

Conclusion:

Staff requests that the Council reject all bids and re-bid the project.

Attachments:

None

CS



Date: Tuesday, May 29, 2012
To: Honorable Mayor and City Council
From: Jacqueline D. Fields, PE, City Engineer

Request:

Consideration of award of the 2012 Seal Coat Project to Emery, Inc.

Time Estimate:

Approximately 5 minutes.

Background:

On May 17, 2012 bids were opened for the 2012 Seal Coat Project. Two bids were received and the low bidder was Emery, Inc. of Filer, ID, in the amount of \$353,598.62.

Budget Impact:

The bid is \$353,598.62 and the budget is \$800,000.00. The City will also contract a Slurry Seal project this year at a cost of \$409,921.67 which will share in the \$800,000.00 allocated. The remaining \$36,480 will be used to clean existing chips at the stockyard for the seal coat project, to purchase chip tabs to preserve locations of the existing pavement markings, and to purchase new thermoplastic pavement markings.

Regulatory Impact:

N/A

Conclusion:

Staff recommends that the City Council authorize the Mayor to sign the contract for 2012 Seal Coat Project with Emery, Inc. in the amount of \$353,598.62.

Attachments:

1. Bid Summary
2. 2012 Seal Coat Map

BID SUMMARY
CITY OF TWIN FALLS
ENGINEERING DEPARTMENT

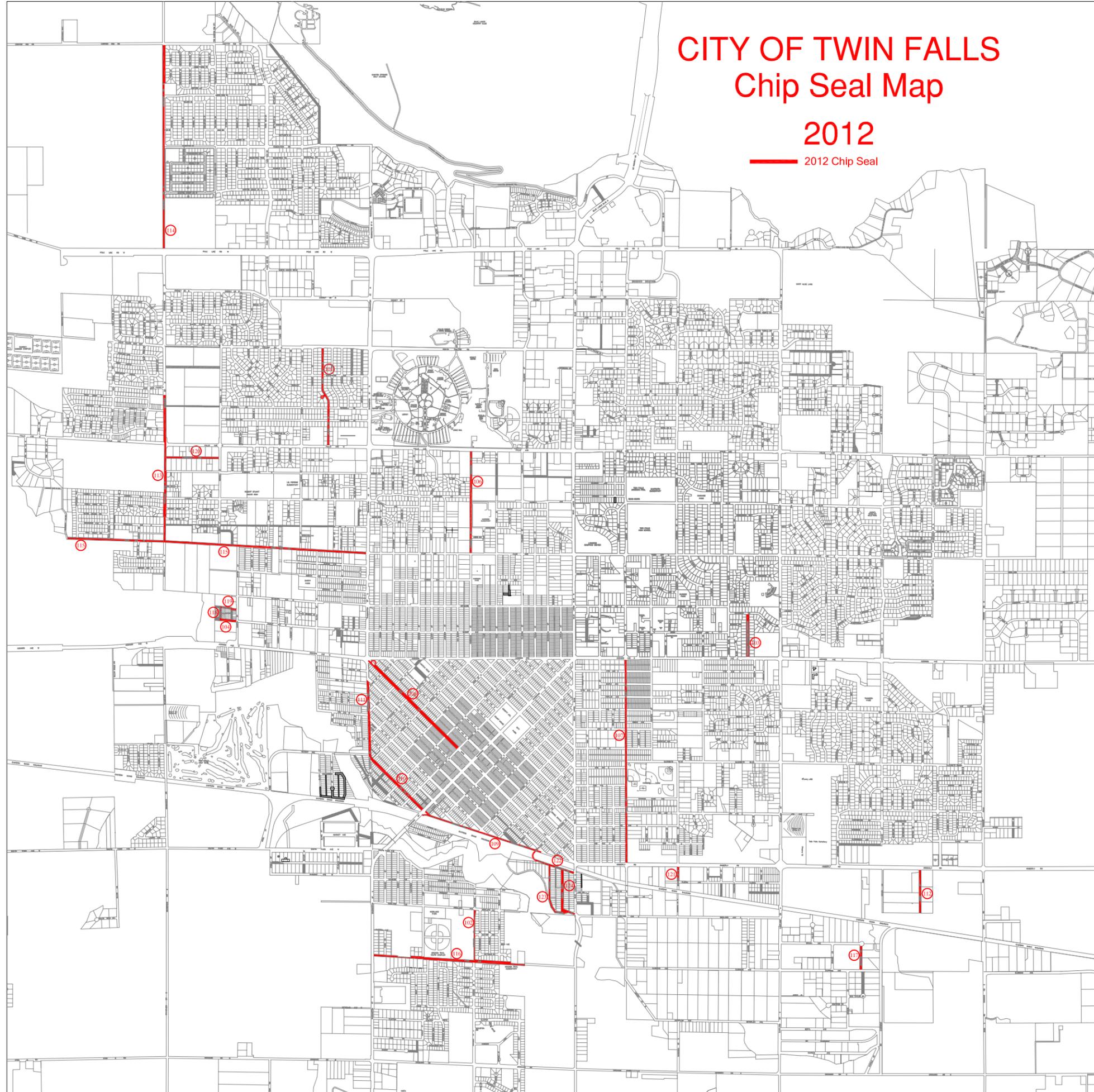
PROJECT: 2012 Seal Coat Project				Emery, Inc. 21357 Hwy 30 Filer, ID 83328		Kloepfer, Inc. P.O. Box 840 Paul, ID 83347	
Bid Open Date: May 17, 2012							
Item No.	BID ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT	Unit Price	Amount Bid	Unit Price	Amount Bid
1	CRS-2R Emulsion	362	TON	\$575.00	\$208,150.00	\$565.58	\$204,739.96
2	Seal Coat In Place	213,895.03	SY	\$0.68	\$145,448.62	\$1.02	\$218,172.93
				Total	\$353,598.62	Total	\$422,912.89

Budgeted Amount **\$800,000.00**

CITY OF TWIN FALLS Chip Seal Map

2012

— 2012 Chip Seal





Date: Tuesday, May 29, 2012
To: Honorable Mayor and City Council
From: Jacqueline D. Fields, PE, City Engineer

Request:

Consideration of award of the 2012 Slurry Seal Project to Kloepper, Inc.

Time Estimate:

Approximately 5 minutes.

Background:

On May 17, 2012 bids were opened for the 2012 Slurry Seal Project. Two bids were received and the low bidder was Kloepper, Inc. of Paul, ID, in the amount of \$409,921.67.

Budget Impact:

The bid is \$409,921.67 and the budget is \$800,000.00. The City will also contract a Seal Coat project this year at a cost of \$353,598.62 which will share in the \$800,000.00 allocated. The remaining \$36,480 will be used to clean existing chips at the stockyard for the seal coat project, to purchase chip tabs to preserve locations of the existing pavement markings, and to purchase new thermoplastic pavement markings.

Regulatory Impact:

N/A

Conclusion:

Staff recommends that the City Council authorize the Mayor to sign the contract for 2012 Slurry Seal Project with Kloepper, Inc. in the amount of \$409,921.67.

Attachments:

1. Bid Summary
2. 2012 Slurry Seal Map

BID SUMMARY
CITY OF TWIN FALLS
ENGINEERING DEPARTMENT

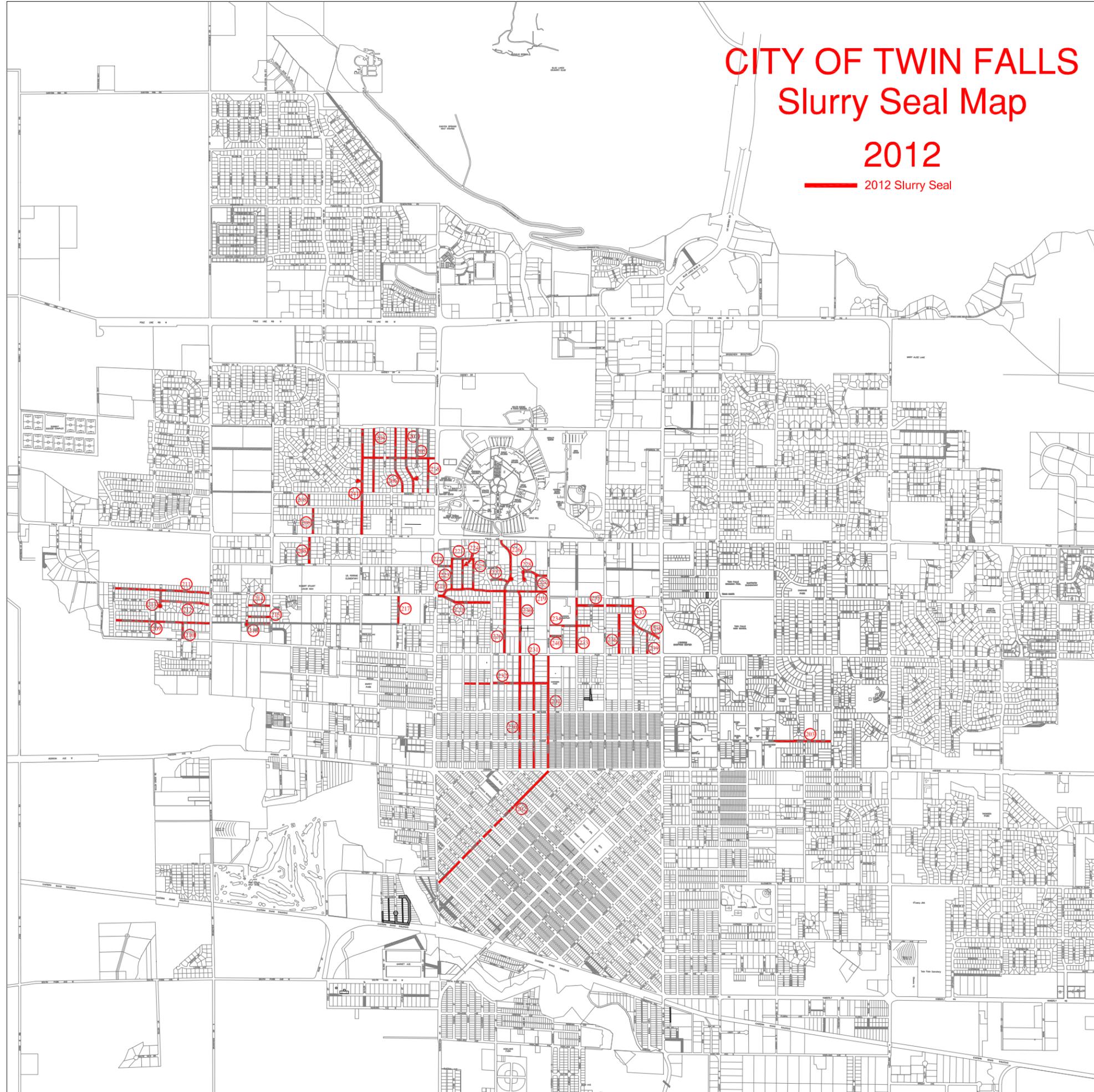
PROJECT: 2012 Slurry Seal Project				Kloepfer, Inc. P.O. Box 840 Paul, ID 83347		Curtis Clean Sweep, Inc. P.O. Box 44112 Boise, ID 83711	
Bid Open Date: May 17, 2012							
Item No.	BID ITEM DESCRIPTION	ESTIMATED QUANTITY	UNIT	Unit Price	Amount Bid	Unit Price	Amount Bid
1	Slurry Seal in Place	199,144.04	SY	\$1.75	\$348,502.07	\$1.67	\$332,570.55
2	Crack Seal in Place	111,672.00	LF	\$0.55	\$61,419.60	\$0.90	\$100,504.80
				Total	\$409,921.67	Total	\$433,075.35

Budgeted Amount **\$800,000.00**

CITY OF TWIN FALLS Slurry Seal Map

2012

— 2012 Slurry Seal





Date: Tuesday, May 29, 2012, Council Meeting
To: Honorable Mayor and City Council
From: Captain Anthony Barnhart and Captain Bryan Krear,
Twin Falls Police Department

Request:

To amend Twin Falls City Code 6-2-6(C) by prohibiting possession of inhalants with the intent to inhale, possession of paraphernalia for the inhalation of inhalants, being present at a place where inhalants are used or held for use, and amending the definition of inhalants.

Time Estimate:

The presentation will take approximately five minutes. Additional time may be necessary for any questions City Council Members may have.

Background:

The proposed amendments to City Ordinance 6-2-6(C) address issues associated with synthetic marijuana commonly referred to as Spice, Hayze, or K2. The amendments will bring clarity to the ordinance and possibly avert suppression issues in court.

Spice, Hayze, or K2 consist of plant material coated with synthetic chemicals meant to produce a high similar to marijuana. It is sold under the guise of incense. The use of this synthetic marijuana causes symptoms of auditory and visual hallucinations, paranoid delusions, elevated body temperatures, panic attacks, seizures, and thoughts of suicide.

The Director of the Office of National Drug Control Policy, Gil Kerikowske, said on February 15, 2012, that "Synthetic drugs like Spice, K2, and Bath Salts are a serious threat to the health and safety of young people throughout America." We have experienced this firsthand in the City of Twin Falls. On one occasion, officers came upon a teenage girl lying in the middle of a road; her body convoluting and she was experiencing visual hallucinations and paranoid delusions. She was transported to the emergency room and spent time in the hospital's intensive care unit to recover. On another incident, officers were dispatched to the scene of a vehicle crash where the driver had previously been inhaling Spice and passed out while driving. He subsequently drove into a house on the east end of town. These are only but a couple of examples of what we have experienced here in our own city.

A family in Iowa had to deal with the death of a child after he inhaled synthetic marijuana. They have gone public with their story and a public service announcement is attached to this report.

Approval Process:

Approval by the City Council.

Budget Impact:

None

Regulatory Impact:

None

Agenda Item for May 29, 2012
From Captain Anthony Barnhart and Captain Bryan Krear
Page Two

Conclusion:

In consultation with the city attorney, we feel these amendments will bring clarity to the ordinance and may avert suppression issues related to the enforcement of this ordinance. The amendments will also help with overall enforcement efforts associated to this public safety issue. I would ask that the City Council approve the proposed amendments.

Attachments:

1. Iowa Department of Public Health PSA
2. Proposed Ordinance

AB:aed

“Within an hour of smoking K2 our son David was dead.”

- Rozga family, Indianola



A week after his high school graduation, David Rozga smoked a substance called K2, also known as Spice. Sold as incense, K2 can cause panic attacks and seizures. It's so dangerous, it only takes one time to take your child's life. Parents, get the facts by calling 866-242-4111. Or visit our website at DrugfreeInfo.org. Talk to your kids. They need to hear it from you.



ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE §6-2-6(C) BY PROHIBITING POSSESSION OF INHALANTS WITH THE INTENT TO INHALE, POSSESSION OF PARAPHERNALIA, BEING PRESENT AT A PLACE WHERE INHALANTS ARE USED OR HELD FOR USE, AND AMENDING THE DEFINITION OF "INHALANTS".

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

That Twin Falls City Code §6-2-6(C) is amended as follows:

“6-2-6: INTOXICANTS:

(A) No person shall have in his possession or on his person while occupying, riding in, riding on, or driving a motor vehicle whether upon a highway, street, or bridge or upon public property or private property open to public use, excluding public parks, any bottle, can, or other receptacle which is open, has been opened or the seal of which has been broken, and which contains any alcoholic beverage. The transportation of an alcoholic beverage in a vehicle outside of the passenger compartment shall not be a violation of this section.

(B) No person shall drink any alcoholic beverage in any motor vehicle when such vehicle is traveling upon a highway, street, or bridge or upon public property or private property open to public use.

(C) It shall be unlawful for any person to use, possess with the intent to inhale, or be under the influence of, inhalants. It shall be unlawful for any person to possess with intent to use, paraphernalia for the inhalation of inhalants. It shall be unlawful for any person to be present in a place where he/she knows inhalants are used or are being held for use. For the purposes of this section, the term "inhalants" means anything ~~any chemical substance~~ capable of causing a condition of intoxication or impairment as a result of the inhalation of its smoke, ~~the fumes or vapors of such chemical substance.~~

PASSED BY THE CITY COUNCIL,
SIGNED BY THE MAYOR

May 29, 2012.
May 29, 2012.

MAYOR

ATTEST:

DEPUTY CITY CLERK



May 29, 2012, City Council Meeting

To: Honorable Mayor and City Council

From: Travis Rothweiler, City Manager
Bill Carberry, Airport Manager

Request:

Consideration of a request to hire a grant writer to assist with developing and submitting an application to the U.S. Dept. of Transportation for a Small Community Air Service Development Program Grant.

Time Estimate:

This item will take approximately 10-15 minutes with additional time for questions

Background:

The Small Community Air Service Development Program (SCASPD) was first developed in 2001 to assist communities with small-hub and non-hub airports like Magic Valley Regional to improve their air service. The major objective of the Small Community Program is to help communities secure enhancements that will be responsive to their air transportation/air fare needs on a long-term basis after the financial support of the grant has ended. One of the most effective uses of these grants is through the use of revenue guarantees for an airline to expand or develop new service combined with a marketing initiative.

Earlier this month, I along with 3 members of our business community, Dan Olmstead SIEDO Chairman and Airport Board member, Jan Rogers, SIEDO Director, and Shawn Barigar Chamber of Commerce CEO and City Councilman, met with SkyWest officials including V.P. of Market Development, Mike Thompson. The group had a very productive meeting discussing the state of the national air service industry and the challenges airlines face. Our local leaders were able to shed some light on our community's growth and particularly our new business expansion.

Some of the good news we heard from the airline is that although the schedule had been reduced from 4 to 3 flights last fall, our daily passengers have been maintained and the 3 flights are doing well. The group also discussed the possibilities for adding an additional flight back in to the schedule. The airline is risk-adverse to adding additional flight capacity on a system basis overall, including our market. The idea of our community applying for a Small Community Grant was discussed and the airline said they would write a letter of support to include with our grant application. The working idea is to utilize grant funds for an airline revenue guarantee and a local marketing plan for expanded SkyWest service to Twin Falls. This additional capacity could potentially be an added 30-seat Brasilia turbo-prop frequency into the schedule. The introduction of 50-seat regional jet service was also discussed, yet, its introduction into the market is still uncertain.

The Dept of Transportation has set a tight timeline for grant applications; announcement came out on May 15th with applications due by June 11. Due to the tight time frame, I have asked for a proposal from the air service consulting firm of Mead & Hunt to help our community prepare the application for the Small Community Grant.

The Dept of Transportation generally considers these priorities when looking to award a grant:

The law states that the Department will give priority to communities or consortia of communities (1) experiencing higher than average air fares, (2) where a portion of the cost of the project in the proposal is provided from local, non-airport revenue sources, (3) the community/consortium has or will establish a public private partnership to facilitate air service to the public, and (4) the grant will provide material benefits to a broad segment of the traveling public, including businesses, educational institutions and other enterprises whose access to the national air transportation system is limited.

Of these considerations, the primary one would be the public/ private partnership approach to utilizing a grant. With this grant process now having some history to draw on, the participation of the business community's financial support of a percentage of the grant amount, typically 10% as a minimum, is critical to an applications consideration.

The public entity (excluding airport revenue) would also be able to participate in financial support, but this is not looked at as a requirement. The public entity/airport is viewed by the DOT as the organization responsible for grant administration and reimbursement reporting within the program.

After discussing this with the consultant and reviewing other communities past proposals, a grant request for \$500,000 would position the community to work out a revenue guarantee program with the airline. This amount combined with a minimum contribution from the business community of approximately \$50,000 in cash for a complimentary marketing program to highlight the additional service, and a support letter from SkyWest would be a strong application for the U.S. Dept. of Transportation to consider. It is my understanding that letters from an airline in support of a community grant is not easily obtained.

Included in an attachment to this report is a proposal from Mead & Hunt for services related to the timely submittal of a grant application on behalf of our community.

Approval Process:

The council would need a majority vote to move ahead with the agreement with Mead & Hunt to develop the grant application. In addition, an understanding with the business community to develop a public/private partnership in support of the grant and its accompanying financial support and implementation would be needed.

Budget Impact:

The cost for the consultant agreement to develop and submit the application by the June 11 deadline is \$14,950. Contingency dollars could be used for the project.

Regulatory Impact:

There are particular federal regulations disallowing the use of airport revenue to underwrite service to an airline. However, airport revenues are allowed for the professional services related to the grant application. The airport also has the ability to use airport revenue to market air service available at the airport.

Conclusion:

In conclusion, I would ask the Council to strongly consider moving ahead with the grant application for a Small Community Grant. The idea that we partner with the business community to help strengthen and expand our service to Salt Lake City's large-hub airport is a

reasonable & valuable approach to additional service, particularly during these difficult times in the air service industry.

Attachments: Professional Service Agreement-Mead & Hunt



Mead & Hunt, Inc.
M & H Architecture, Inc.
476 Salty Way
Eugene, Oregon 97404
541-689-9997
meadhunt.com

May 21, 2012

Bill Carberry
Airport Manager
Magic Valley Regional Airport
PO Box 1907
Twin Falls, ID 83303

Subject: Proposal and Agreement for Air Service Consulting Services

Dear Bill:

Based on our discussions, it is my understanding that you are interested in Mead & Hunt assisting Magic Valley Regional Airport (TWF) with submitting a Small Community Air Service Development Program (SCASDP) grant application. Mead & Hunt is pleased to submit this proposal for your review, which includes a scope of services, compensation, and authorization.

Scope of Services

After acceptance of this proposal, Mead & Hunt shall complete the following tasks:

1. SCASDP 2012

Mead & Hunt will assist TWF with the completion of a SCASDP grant application. The TWF application will be prepared in accordance with the guidelines issued by the US Department of Transportation in the Order Soliciting Community Grant Proposals. In preparing the grant application, Mead & Hunt, with timely input from TWF and the community, will provide the following professional services:

Air service background and issues

- Identify TWF's catchment area and proximity to competing airports and market potential for supporting service
- Describe the community's air service needs
- Identify local air service issues
- Outline air service development efforts and results over the past five years
- Summarize historic air service

Action plan

- Generate clear project goals with a focus on self-sufficiency/sustainability
- Prepare a detailed action plan that includes public-private partnerships and a complete budget showing multiple funding sources (federal and non-federal contributions, other cash contributions, and in-kind contributions)
- Establish/enhance public-private partnerships, highlighting community involvement support

- Build a strong case for project continuation and sustainability after the grant award expires

Schedule and monitoring

- Create an action plan schedule with realistic timetable for implementation of the grant project
- Identify program milestones
- Develop/identify tools to monitor progress towards program goals and the use of funds

Application submission

- Deliver SCASDP grant application that meets the specific requirements of the US DOT Order
- Provide the US DOT with an electronic copy of the grant application by the deadline

2. Additional services

Additional services may be requested by TWF that are not described above. Additional services may include but are not limited to: the preparation of ad hoc reports; communication with airlines; coordination with TWF; and other elements as identified on an as needed basis.

Compensation

Mead & Hunt will be compensated for the work described under Scope of Services as set forth below:

1. SCASDP 2012

Mead & Hunt will be compensated on a lump sum basis and invoiced based on the percent of project completed.

SCASDP grant application \$14,950

2. Additional Services

Additional services provided by Mead & Hunt not described above or in other supporting documentation will be accommodated with a separate task order or billed in accordance with the Standard Billing Rate Schedule, attached hereto and incorporated herein by reference.

The following are Mead & Hunt's Standard Billing Rates for services billed on a time-and-materials basis. Standard billing rates are subject to annual adjustments in January of each year. Mead & Hunt reserves the right to change billing rates based on increases in unforeseen operational costs.

Standard Billing Rates	
Clerical	\$73.00 / hour
Accounting/Administrative Assistant	\$88.00 / hour
Technical Editor	\$100.00 / hour
Senior Editor	\$148.00 / hour
Consultant	\$120.00 / hour
Senior Consultant	\$185.00 / hour
Expenses	
Company or Personal Car Mileage	\$0.90 / mile
Air and Surface Transportation	Cost plus 10%
Lodging and Subsistence	Cost plus 10%
Out-of-Pocket Direct Job Expenses	Cost plus 10%

Authorization

The Scope of Services and Compensation stated in this proposal are valid for a period of thirty (30) days from date of submission. If acceptance of this proposal is not received during this period, this proposal may be withdrawn or modified by Mead & Hunt.

Signatures of authorized representatives of TWF and Mead & Hunt shall constitute an Agreement between the two parties, and receipt of one signed, original copy shall represent authorization to proceed with the work described in the Scope of Services. All services shall be performed in accordance with the *General Terms and Conditions for Air Service Consulting Services* included as Attachment A and which is made a part of this proposal.

We appreciate the opportunity to submit this proposal to TWF.

Respectfully submitted,
MEAD & HUNT, Inc.



Trina Froehlich
Senior Consultant

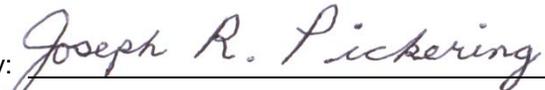
Accepted by: MAGIC VALLEY REGIONAL
AIRPORT

Approved by: MEAD & HUNT, INC.

By: _____
Name: _____
Title: _____

*The above person is authorized to sign for Client
and bind the Client to the terms hereof.*

Date: _____

By: 
Joseph Pickering
Vice President

Date: May 21, 2012

Mead & Hunt, Inc.
General Terms and Conditions for Air Service Consulting Services

1. Mead & Hunt, Inc. will begin services upon written authorization to proceed. Receipt of a signed contract (the "Contract") will be considered written authorization, which shall be incorporated herein by reference. If the terms or conditions of this agreement conflict with those in the Contract or any other agreement, this agreement shall control. For projects requiring phased services a written authorization of approval of the prior phase and notice to proceed on the subsequent phase must be received prior to commencement of services.
 2. Mead & Hunt, Inc. will bill the Owner monthly, according to the payment method set forth in the Contract, with net payment due in thirty (30) days. The quoted fee will control until it is amended. Past due balances shall be subject to an interest charge at a rate of 1-1/2% per month. In addition, Mead & Hunt, Inc. may, after giving seven (7) days' written notice, suspend service under any agreement until the Owner has paid in full all amounts due it for services rendered and expenses incurred, including the interest charge on past due invoices.
 3. The quoted fees and scope of services constitute the best estimate of the fees and tasks required to perform the services as defined. This agreement, upon execution by both parties hereto, may be amended only by written instrument signed by both parties. For those projects involving conceptual or process development service, activities often cannot be fully defined during initial planning. As the project progresses, facts uncovered may reveal a change in direction which may alter the scope. Mead & Hunt, Inc. will inform the Owner in writing of such situations so that changes in this agreement may be made as required. In addition, if the Owner requests significant modifications or changes in the scope of the project, the time of performance of Mead & Hunt, Inc.'s services and the fees shall be adjusted before Mead & Hunt, Inc. undertakes the additional work.
 4. The Owner shall be liable for and shall indemnify and hold Mead & Hunt, Inc. harmless for all costs and damages incurred by Mead & Hunt, Inc. for delays caused in whole or in part by the Owner's interference with Mead & Hunt, Inc.'s ability to provide services, including, but not limited to, Owner's failure to provide specified facilities or information or if Mead & Hunt, Inc.'s services are extended by Owner's actions or inactions for more than sixty (60) days. If delays are caused by unpredictable occurrences outside Owner's control, including, without limitation, terrorism, fires, floods, riots, strikes, unavailability of labor or materials, delays or defaults by suppliers of materials or services, process shutdowns, acts of God or the public enemy, or acts or regulations of any governmental agency, then the costs for services and schedule commitments shall be equitably adjusted before Mead & Hunt, Inc. resumes its services.
 5. Mead & Hunt, Inc. will maintain insurance coverage for: worker's compensation, general liability, automobile liability, aviation liability, and professional liability. Mead & Hunt, Inc. will provide information as to specific limits upon written request. If the Owner requires coverages or limits in addition to those in effect as of the date of the agreement, premiums for additional insurance shall be paid by the Owner.
 6. The liability of Mead & Hunt, Inc. to the owner for any indemnity commitments or for any damages arising in any way out of performance of this agreement is limited to a period of twelve (12) months from the date of the last bill from Mead & Hunt, Inc. to the Owner, whether paid or not paid by the Owner; such liability is limited to the amount of the fees paid by the Owner to Mead & Hunt, Inc. for performance under this agreement. Mead & Hunt, Inc. shall not be liable for any loss due to terrorism.
 7. The Owner agrees to clarify and define project requirements and to provide such legal, accounting, and insurance counseling services as may be required for the project.
 8. As used in this agreement, the term "Confidential Information" means (1) proprietary information of Mead & Hunt, Inc. and Owner; (2) information marked or designated by Mead & Hunt, Inc. or Owner as confidential; (3) information, whether or not in written form and whether or not designated as confidential, which is known to Owner as being treated by Mead & Hunt, Inc. as confidential or known to Mead & Hunt, Inc. as being treated by Owner as confidential. Confidential Information includes, but is not limited to, ideas, specifications, techniques, models, data, programs, documentation, processes, know-how, and financial and technical information.
- Owner and Mead & Hunt, Inc. shall not, during the term of this agreement or after the termination of this agreement for a period of five (5) years disclose any Confidential Information to any person or entity, or use any Confidential Information to any person or entity, or use any Confidential Information for the benefit of Owner or Mead & Hunt, Inc. as the case may be, or any other person or entity, except with the prior written consent of Mead & Hunt, Inc. or Owner, as the case may be.

9. Termination of this agreement by the Owner or Mead & Hunt, Inc. shall be effective upon seven (7) days' written notice to the other party. The written notice shall include the reasons and details for termination. Mead & Hunt, Inc. will prepare a final invoice showing all charges incurred through the date of termination; payment is due as stated in paragraph 2. If the Owner breaches the Contract or any other agreements entered into between Mead & Hunt, Inc. and the Owner or if the Owner fails to carry out any of the duties contained in these terms and conditions, Mead & Hunt, Inc. may, upon seven (7) days' written notice, suspend services without further obligation or liability to the Owner unless, within such seven (7) day period, the Owner remedies such breach to the reasonable satisfaction of Mead & Hunt, Inc.
10. The completed documents shall become the property of the Owner, but shall remain in the custody of Mead & Hunt, Inc. and Owner grants, without reservation, an irrevocable paid-up license to Mead & Hunt, Inc. to use completed original drawings and master specification sheets. Reuse by Owner of any documents and/or services pertaining to this project or extensions of this project or on any other project shall be at the Owner's sole risk. The Owner agrees to defend, indemnify, and hold harmless Mead & Hunt, Inc. from all claims, damages, liabilities, losses, and expenses, including attorneys' fees and costs, arising out of such reuse of the documents and/or services by the Owner or by others acting with the consent of the Owner, whether or not such claim arises out of and/or has been caused in whole or in part by negligence on the part of Mead & Hunt, Inc.
11. Mead & Hunt, Inc. will provide professional services in accordance with ordinary generally accepted air service consulting services. Mead & Hunt, Inc. disclaims all warranties and guarantees, express or implied. The parties agree that this is a contract for professional services and is not subject to any Uniform Commercial Code. Similarly, Mead & Hunt, Inc. will not accept those terms and conditions offered by the Owner in its purchase order, requisition, notice of authorization to proceed, or any other contractual document except as set forth herein or expressly agreed to in writing. Written acknowledgment of receipt or the actual performance of services subsequent to receipt of such other contractual document is specifically deemed not to constitute acceptance of any terms or conditions contrary to those set forth herein.
12. If the Owner is a municipality or state authority or any government authority/agency, the Owner agrees to indemnify and hold harmless Mead & Hunt, Inc. for all claims arising out of or related in any way to acts done by Mead & Hunt, Inc. in the exercise of legislative or quasi-legislative functions. In the event Mead & Hunt, Inc. shall be made a party to any suit or litigation on account of an injury or damage to person, life, or property as a result of such acts done by Mead & Hunt, Inc. in the exercise of legislative or quasi-legislative functions, the Owner shall, at Owner's sole expense, defend such actions on behalf of Mead & Hunt, Inc. including claims and causes of action at common law, arising under any statute, or arising out of any governmental demand or request; and if judgment shall be obtained or claim allowed in any proceedings against Mead & Hunt, Inc., the Owner shall pay and satisfy such judgment or claim in full.
13. Mead & Hunt, Inc. is not liable, in contract or tort or otherwise, for any special, indirect, consequential, or liquidated damages including specifically, but without limitation, loss of profit or revenue, loss of capital, delay damages, loss of goodwill, claim of third parties, or similar damages.
14. This agreement shall be construed and interpreted in accordance with the laws of the state of Wisconsin. No action may be brought except in the state of Wisconsin.
15. This agreement cannot be changed or terminated orally. No waiver of compliance with any provision or condition hereof shall be effective unless agreed in writing duly executed by the waiving party.
16. This agreement contains the entire understanding between the parties on the subject matter hereof and no representations, inducements, promises or agreements not embodied herein (unless agreed in writing duly executed) shall be of any force or effect, and this agreement supersedes any other prior understanding entered into between the parties on the subject matter hereof. This Agreement does not create any benefits for any third party.
17. Electronic files (data or image) are part of Mead & Hunt, Inc.'s instruments of service and shall not be used by owner or anyone else receiving these data through or from owner for any purpose other than for the referenced project. Any other use or reuse by owner or by others will be at the owner's sole risk and without liability or legal exposure to Mead & Hunt, Inc. Differences may exist between these electronic files and corresponding hard-copy documents. Mead & Hunt, Inc. makes no representation regarding the accuracy or completeness of the electronic files provided. In the event that a conflict arises between the signed or sealed hard-copy documents prepared by Mead & Hunt, Inc. and the electronic files, the signed or sealed hard-copy documents shall govern. Because information presented on the electronic files can be modified, unintentionally or otherwise, Mead & Hunt, Inc. reserves the right to remove all indicia of ownership and/or involvement from each electronic

display. Under no circumstances shall delivery of the electronic files for use be deemed a sale by Mead & Hunt, Inc., and Mead & Hunt, Inc. makes no warranties, either express or implied, of merchantability and fitness for any particular purpose. In no event shall Mead & Hunt, Inc. be liable for any loss of profit or any consequential damages as a result of use, reuse, or unauthorized changes to electronic files or any data therein.

18. In recognition of the relative risks and benefits of the Work to both the Owner and the Mead & Hunt, Inc., the risks have been allocated such that the Owner agrees, to the fullest extent permitted by law, to limit the liability of the Mead & Hunt, Inc. to the Owner for any and all claims, losses, costs, damages of any nature whatsoever or claims expenses from any cause or causes, including legal fees and costs and expert-witness fees and costs, so that the total aggregate liability of the Mead & Hunt, Inc. (including but not limited to any liability of its sub-consultants) to the Owner shall not exceed the Mead & Hunt, Inc.'s fee for services rendered on the Work. It is intended that this limitation apply to any and all liability or cause of action however alleged or arising, unless otherwise prohibited by law. In no event shall Mead & Hunt, Inc. be liable hereunder for any indirect, incidental, punitive or consequential damages (including lost business profit or claims for extended duration, delays or hindrance) sustained by the Owner for any matter arising out of or pertaining to the subject matter of this Agreement, and, if judgment shall be obtained or claim allowed in any proceedings against the Mead & Hunt, Inc., the Owner shall pay and satisfy such judgment or claim in full to the extent such judgment exceeds the Mead & Hunt, Inc.'s fee for services rendered on the Work.
19. To the fullest extent permitted by law, the Owner agrees to indemnify and hold harmless Mead & Hunt, Inc. and Mead & Hunt, Inc.'s sub-consultants from any liability, damages, claim, costs, expenses, or legal fees, for injury or loss arising from errors, omissions or inaccuracies in documents or other information provided by the Owner to Mead & Hunt, Inc. or for any other injury or loss caused by the Owner, its employees, agents, other consultants, and/or the Property Owner, and to indemnify and hold harmless Mead & Hunt, Inc. and Mead & Hunt, Inc.'s sub-consultants (including its officers, directors, employees, former employees, agents, and partners) to the extent that the total aggregate of any and all liabilities (including all damages (direct, consequential, indirect, incidental or other damages), claim, costs, expenses, legal fees of any party) of Mead & Hunt, Inc. and its sub-consultants to the Owner exceeds Mead & Hunt, Inc.'s fee for services rendered for the PROJECT.
20. The invalidity of any provision of this Agreement shall in no manner affect the validity of any other provision of this Agreement and the remainder of this Agreement shall be valid and enforceable to the fullest extent permitted by law.



TUESDAY May 29, 2012
To: Honorable Mayor and City Council
From: Mitch Humble, Community Development Director

Request:

A public hearing to consider the City's intent to dispose of approximately 0.29 acre of underutilized City owned property located at 156 3rd Avenue North.

Time Estimate:

The staff presentation will take approximately 5 minutes. Time will be needed for public input and for discussion and questions.

Background:

The City owns several public parking lots downtown. One of the lots that the City owns is located at 156 3rd Avenue North, the northeast corner of Gooding Street North and 3rd Avenue North. The City uses a color coding system to identify our various parking lots. This lot is identified as the "Brown Lot". The Brown Lot is located on about 0.29 acre and has 36 parking spaces.

Most of the City's parking lots include about half of their spaces dedicated to free public parking and half dedicated as leasable parking spaces. The Brown Lot is located in an area that has very little public parking demand. Therefore, the entire lot is dedicated to leasable spaces. Historically, the Brown Lot has also had low lease demand. In August 2011, when the City held a downtown parking open house meeting, only 4 of the 36 spaces in the lot were leased. Currently, there are only 14 spaces leased. The Brown Lot has a less than ideal location due to its distance from Main Street and is underutilized because of it.

City staff has discussed this parking lot with the Urban Renewal Agency Board. These discussions have focused on the idea that the Brown Lot is underutilized and may be more valuable to be used as an incentive to encourage downtown revitalization and economic development. The Urban Renewal Agency has more available options when it comes to disposing of property for downtown redevelopment or economic development purposes. If the City sells this underutilized property to the Urban Renewal Agency, then the Agency can make the property part of a proposal to encourage additional downtown redevelopment in the area. At their May 14, 2012 meeting, the Urban Renewal Agency Board directed its staff negotiate terms for the Agency to purchase the Brown Lot from the City.

Western Appraisal & Investment Company recently completed an appraisal of the Brown Lot for the City. They determined the appraised value of the property to be \$55,000. The cost of the appraisal was \$2,800. Staff proposes that the City sell the Brown Lot to the Urban Renewal Agency for the appraised value plus the cost of the appraisal, or \$57,800.

Approval Process:

State code describes the process a City must follow to dispose of excess public property. The first step is for the Council to declare the property as excess to the City's needs and that they intend to dispose of the property. The Council shall then declare a minimum value for the property. The City Council adopted resolution number 1885 at their May 7, 2012 meeting accomplishing these steps and setting a public hearing to consider the disposition of the property tonight.

Following these declarations, a public hearing must be held to allow input on the disposal of the property. After the public hearing, the Council can then direct staff to dispose of the property. In this case, the property is proposed to be sold to the Urban Renewal Agency. State law allows the Council to authorize the sale of the property to another tax supported government agency by adopting an ordinance to that end. If the Council decides to sell the property to the Agency, then staff will prepare an ordinance for consideration by the Council at a future meeting.

Budget Impact:

Approval of this item will result in the sale of real property to the Urban Renewal Agency. The revenue from that sale is proposed to be \$57,800.

Regulatory Impact:

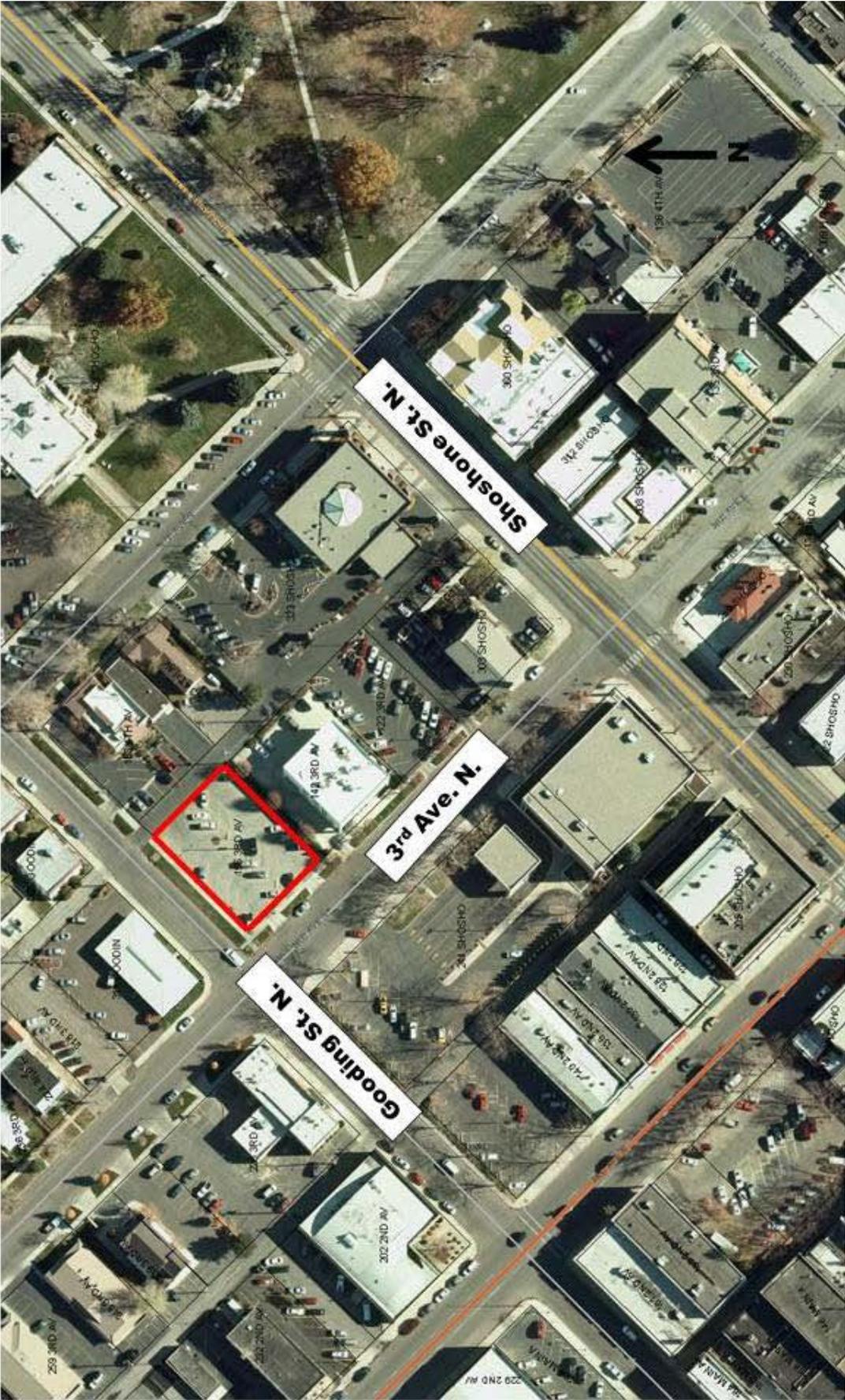
As discussed above, approval of this request will allow staff to prepare an ordinance that transfers ownership of the Brown Lot to the Urban Renewal Agency.

Conclusion:

Staff recommends that the Council direct staff to prepare an ordinance transferring ownership of approximately 0.29 acre of underutilized City owned property located at 156 3rd Avenue North to the Urban Renewal Agency.

Attachments:

Property Location Map





Tuesday, May 29, 2012 City Council Meeting - Public Hearing

To: Honorable Mayor and City Council

From: Dennis J. Bowyer, Parks & Recreation Director

Request:

A public hearing to consider the City's intent to dispose of the City's 1/3 interest in approximately 20 acres of land located on the north side of Addison Avenue West at Rock Creek.

Time Estimate:

The staff presentation will take approximately 5 minutes. Time will be needed for public input and for discussion and questions.

Background:

On Monday April 2nd, City Council directed staff to begin negotiations on a land trade with the County of Twin Falls. The County's property is the 2.78 acres at the northeast corner of Blake Street North and Shoup Avenue West. The City's property is the 1/3 interest in the 20 acres that was originally called the Boyd property located on Addison Avenue West, west of the old MVRMC site where currently a gravel pit operation is located.

As part of the motion that evening, the City Council declared the property as underutilized, directed staff to schedule a public hearing, and declined to establish a minimum value, but rather indicated their desire to exchange the property for another of equal value.

The City received appraisals on the two properties, the Blake/Shoup property is appraised at \$151,400, approximately \$54,500 per acre. The appraisal for the Addison property was limited to the approximately 14 acres above Rock Creek Canyon and is \$560,000, approximately \$40,000 per acre.

City staff met twice with Commissioner Kramer to discuss the trade. The County's desire is to consider the trade of the two properties as equal value. Commissioner Kramer feels the Blake/Shoup property has additional value not reflected in the appraisal because St. Lukes of Magic Valley has indicated to him they might be interested in acquiring the property.

The reason the City is pursuing the Blake/Shoup property is for the potential use of a dog park and/or a community garden. The County indicated they would like to have full control of the Addison property, and their plan for this property is to develop it into park land.

Approval Process:

The Council must hold a public hearing to allow input regarding the City's intent to dispose of the property. Following the public hearing, a majority vote of the Council is needed to direct staff to prepare the necessary documents to complete the proposed exchange of properties with the County.

Budget Impact:

There will be some cost for the title work to accomplish the exchange; staff is proposing that the City share those costs equally with the County.

Regulatory Impact:

The Council's approval of this item will authorize the land exchange with the County. Staff will proceed to complete the exchange as directed.

Conclusion:

Staff recommends that the City Council discuss and provide direction to staff regarding the proposed land exchange with the County.

Attachments:

1. Maps of Both Properties



