



CITY OF TWIN FALLS, IDAHO

NOTICE OF SPECIAL CITY COUNCIL MEETING

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A Special Meeting of the Twin Falls City Council will be held in the City Council Chambers, located at 305 Third Avenue East, on Monday, August 6, 2012, at 4:30 P.M.

Purpose of the meeting: Executive Session pursuant to Idaho Code 67-2345(1)(d), to consider records that are exempt from disclosure as provided in chapter 3, title 9, Idaho Code.

Leila A. Sanchez
Deputy City Clerk/Recording Secretary

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>				



AMENDED AGENDA
 Meeting of the Twin Falls City Council
August 6, 2012
 City Council Chambers
 305 3rd Avenue East -Twin Falls, Idaho

4:30 P.M. Special Meeting

Executive Session pursuant to Idaho Code 67-2345(1)(d), to consider records that are exempt from disclosure as provided in chapter 3, title 9, Idaho Code.

5:00 P.M. Regular Meeting

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

AGENDA ITEMS	Purpose	By:
I. <u>CONSENT CALENDAR:</u> 1. Consideration of accounts payable for July 24 – August 6, 2012. 2. Consideration of the July 16, 2012, City Council Minutes.	Action	Staff Report Sharon Bryan L. Sanchez
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Consideration of a request to approve a bid award to Ricondo and Associates for the development of a required FAA Airport Wildlife Hazard Management Plan. 2. Consideration of a request to adopt a resolution under Idaho Code 67-2805 (vii) declaring that the purchase of a used bucket truck can be completed more economically by purchasing goods and services on the open market. 3. Consideration of a request to authorize the Mayor to sign an Agreement for Bond Counsel services from Stephanie Bonney of Moore, Smith, Buxton & Turcke, Chartered, for the refinancing and issuance of water revenue bonds and sewer revenue bonds. 4. Consideration of adoption of the Tentative Budget for the City of Twin Falls and set August 20, 2012, at 6:00 P.M. as the date and time for the public budget hearing. 5. Public input and/or items from the City Manager and City Council.	Action Action Action Action	Bill Carberry Mick Turner Travis Rothweiler Travis Rothweiler
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
IV. <u>PUBLIC HEARINGS: 6:00 P.M.</u> 1. Public hearing to consider an increase to the new fee schedule for Joslin Field, Magic Valley Regional Airport. 2. Public hearing to consider a resolution to increase Private Youth Organization Ballfield Preparation Fee. 3. Public hearing to consider an increase to the sanitation rates, as discussed during the 2012-2013 budget process.	Public Hearing Public Hearing Public Hearing	Bill Carberry Stacy McClintock Lorie Race
V. <u>ADJOURNMENT:</u>		

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

Twin Falls City Council-Public Hearing Procedures for Zoning Requests

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

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>				



MINUTES
 Meeting of the Twin Falls City Council
July 16, 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 July 10 – 16, 2012. 2. Consideration of a request by Kirby Butler to approve the 32 nd Annual Buffalo Hot Wings Door Slammer Softball Tournament and Picnic to be held at Harmon Park on August 18, 2012. 3. Approval of a Liquor and Beer License for Janitzio Family Mexican Restaurant, Inc, located at 2096 Kimberly Road.	<u>Action</u>	Staff Report Sharon Bryan Dennis Pullin Sharon Bryan
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Consideration of an air show financial update and a request from the air show committee for advanced funding to assist with expenditure cash flow. 2. Presentation of the City Pool Financial Report by Gary Ettenger, CEO of the YMCA. 3. Consideration of a request to adopt Resolution 1887, under Idaho Code 67-2805 (viii) declaring that the radio communications tower, building, and generator project at the City's gun range can be completed more economically by purchasing goods and services on the open market. 4. Consideration of a downtown parking management plan. 5. Public input and/or items from the City Manager and City Council. 6. Discussion of the Preliminary Budget for Fiscal Year 2012-2013.	Action Presentation Action Action Discussion	Bill Carberry Gary Ettenger Craig Stotts Mitch Humble Travis Rothweiler
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
IV. <u>PUBLIC HEARINGS:</u> 6:00 1. Request for a Zoning Title Amendment which would amend Twin Falls City Code 10-12-3.11; Parks and Storm Water Retention/Detention, by adding a new section (G), In-Fill Contribution Reduction. 2. Request for a Zoning District Change and Zoning Map Amendment from R-4 to R-4 PRO on property located at 120 10th Avenue East. WITHDRAWN BY APPLICANT.	Public Hearing Public Hearing	Mitch Humble Mitch Humble
Continue discussion of the Preliminary Budget for Fiscal Year 2012-2013.		
V. <u>ADJOURNMENT:</u>		

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

5:00 P.M.

Present: Shawn Barigar, Lance Clow, Don Hall, Jim Munn, Rebecca Mills Sojka, Chris Talkington
Absent: Gregory Lanting

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Community Development Director Mitch Humble,
Airport Manager Bill Carberry, Lieutenant Craig Stotts, Staff Engineer Lee Glaesemann, Deputy City Clerk Sharon Bryan,
Deputy City Clerk/Recording Secretary Leila A. Sanchez

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

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA: None
PROCLAMATIONS: None.

AGENDA ITEMS

I. CONSENT CALENDAR:

1. Consideration of a request to approve the accounts payable for July 10 – 16, 2012, total: \$632,935.71.
July 13, 2012, Prepay total: \$1,654.00
2. Consideration of a request by Kirby Butler to approve the 32nd Annual Buffalo Hot Wings Door Slammer Softball Tournament and Picnic to be held at Harmon Park on August 18, 2012.
3. Approval of a Liquor and Beer License for Janitzio Family Mexican Restaurant, Inc, located at 2096 Kimberly Road.

MOTION:

Councilperson Talkington make a motion to approve the Consent Calendar as presented. The motion was seconded by Councilperson Mills Sojka and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

II. ITEMS FOR CONSIDERATION:

1. Consideration of an air show financial update and a request from the air show committee for advanced funding to assist with expenditure cash flow.

Airport Manager Carberry explained the request. In November 2011, the Council approved a loan of \$25,000, to act as seed money with expenditure cash flow. At this time, to commit the full amount of expenditures needed for the air show will exceed the revenues currently on hand, but with ticket revenue to cover those expenditures.

Chief Financial Officer Race will give a financial update and Jim O'Donnell will explain the request.

Council discussion followed.

Councilperson Talkington stated that the \$25,000 for the air show as seed money was an investment and not a loan as stated by Airport Manager Carberry. He asked if the City is expecting to get repaid.

Airport Manager Carberry stated that the full intention and full expectation is to repay the \$25,000, but if not, it would work its way into the expenditure budget.

City Manager Rothweiler stated that the idea was that the \$25,000 was to be reimbursed from proceeds from the air show. The \$25,000 was set up as an advance to help kick off and to make sure the air show would have the ability to begin their promotional processes to secure acts and to secure revenues, income, and in-kind contributions. The Council specifically stated that the \$25,000 would be considered an advance and Mr. O'Donnell had committed that those funds would be repaid and he is on record saying that he wants this air show to be able to support itself and not become reliant upon the taxpayers of Twin Falls.

Chief Financial Officer Race stated that she has been tracking the revenues, expenditures, and commitments from signed contracts.

Revenues	\$93,242.50
Expenditures	\$41,262.92
Future Commitments:	\$60,979.50
(Commitments for performers and for any services secured that will be paid in the future.)	
Total maximum liability for hotel rooms:	\$11,525.00
Total commitments and expenditures to date:	\$113,767.42

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As of July 9, with the \$25,000 the City advanced for the air show earlier this fiscal year, the amount on the City's books to cover upcoming expenditures is the \$4,475.00. The number continues to change as sponsorships, vendor fees, and ticket sales are received. There are commitments that the air show needs to make. When the receipted revenues do not cover the requested payment or future commitment, payments will not be paid.

Council discussion followed.

Councilperson Mills Sojka asked what future expenses will be upcoming.

Jim O'Donnell introduced the members of the Air Show Committee. He continued to give the status of the air show and progress. Tickets are the primary source of income for the air show; however, most people wait to the last minute to buy tickets, which causes a cash flow issue.

Council discussion followed.

-Ticket sales anticipated and ticket sales at the last air show.

Jim O'Donnell stated that 15,000 tickets are projected to be sold equating to \$225,000 of revenue. Revenue from the tickets at the last air show was \$228,000.

Councilperson Mills Sojka asked if the deficit from the 2008 air show came out of the general fund. She asked if this will be repaid to the City. In addition, she asked what happens if revenue and the uncollected commitments are not received from the air show.

Jim O'Donnell stated that he would hope to have seed money for the next air show.

City Manager Rothweiler stated that the 2008 air show had expenditures of approximately \$49,600 more than it had revenues. That money was paid for out of the City's general fund. The City would apply the line items to where they are appropriate and for accounting and auditing purposes, staff will look at the general fund as a global fund. The \$49,000 in funds were expended four years ago.

Vice Mayor Hall asked how much credit is Jim O'Donnell requesting.

Jim O'Donnell estimated \$180,000.

City Manager Rothweiler stated that there are two or three critical elements that need to be acquired and a commitment to be made: one is for hotel rooms in the range of \$19,000; also an insurance policy at \$23,100. By a rough calculation, with the \$4,500 in the bank and not including ticket sales of \$3,400, they need no less than an additional \$37,000 to honor those two primary commitments. The \$37,000 is above the \$25,000 received from the City. The City would increase its commitment from \$25,000 to \$62,000. He stated that the \$62,000 may or may not be reimbursed depending upon revenue streams. This is the worst case scenario.

Council discussion followed.

-Insurance coverage

-Uncollected commitments

-Cost of City police security.

Jim O'Donnell stated that the insurance coverage is for weather. The uncollected commitments are between \$25,000 to \$30,000.

Staff Sergeant Pullin stated that the overtime costs for police security is budgeted and estimated to be between \$29,000 and \$30,000.

City Manager Rothweiler stated that based upon a conversation with Airport Manager Carberry and Chief Financial Officer Race, the total budget for the air show is roughly \$361,000; \$114,000 has been secured, leaving about \$247,000 of additional commitments yet to be made, of which of \$60,000 is fuel. The total outstanding amount of dollars for commitments that need to be made over the course of 12 days is \$187,000. Airport Manager Carberry shared that the commitments are to be made at a very fast pace to be able to have the type of air show to move forward. Right now it is unclear as to how many tickets will be sold, and how enhanced revenue streams are going to eat away the need of the city's enhanced line of credit or advancement that needs to be made to support the air show. He stated that he is unable to give the Council a not to exceed amount, unless the Council wanted to allocate the \$187,000.

MOTION:

Councilperson Munn made a motion to allocate an another \$40,000, on top of the \$25,000, to be allocated to the air show for these expenditures, to be reimbursed upon reconciliation of the books after the show. The motion was seconded by Councilperson Barigar.

Council discussion followed.

Councilperson Barigar asked if the \$40,000 will alleviate the cash flow situation and the having to pay things in advance of the air show, between today and July 28, 2012.

Jim O'Donnell asked Council to allow the air show to incur any financial arrangements within budget.

City Manager Rothweiler stated that staff is looking at this not as a cash flow issue, but a maximum obligation that may be passed upon the City of Twin Falls. Right now that maximum obligation is \$25,000; the \$40,000 creates a City maximum obligation of \$65,000.

Council discussion followed on:
The financial transaction process

AMENDMENT TO THE MOTION:

Councilperson Talkington made an amendment to the motion that the \$40,000 from the City be contingent on the Airport Air Show Committee providing a plan to the City Manager and Council one week from now, providing a way to trim \$20,000 out of the budget in the last week if the sales are not on track. The motion was seconded by Councilperson Munn.

Jim O'Donnell stated that tickets on sale online and at the outlets have not been turned in as of yet.

Roll call vote on the amendment to the main motion showed Councilperson Barigar, Munn, Mills Sojka and Talkington voted in favor of the motion. Councilperson Hall and Hawkins voted against the motion. Approved 4 to 2.

Roll call vote on the main motion as amended showed Councilperson Barigar, Hall, Hawkins, Munn, and Talkington voted in favor of the motion. Councilperson Mills Sojka voted against the motion. Approved 5 to 1.

2. Presentation of the City Pool Financial Report by Gary Ettenger, CEO of the YMCA.

Parks & Recreation Director Bowyer introduced Gary Ettenger.

Gary Ettenger stated that he met with City Staff on July 13, 2012, to discuss items related to today's meeting. He stated that arrangements can be made for the City Council to tour the facilities.

He discussed the following:

- YMCA Fundraising Dinner Event held on June 26, 2012.
- Plans for improvements at the pool.
- YMCA's Vision Statement

He presented the 2011 financials (old concept) and discussed the new format and related details. His goal is to meet with staff and try to determine over a short period of time how much of full membership revenue should be credited to the pool revenue. He stated that he looks forward to working with the City and going through the 2012 calendar year to see under the first full year of the contract what the bottom line numbers really look like.

Council discussion followed.

- September 1 Contract
- Significant variances

Gary Ettenger stated that the significant variances would include utilities, repairs, and operations. He stated that he should know the total ramifications by the end of the year and his estimate is that the City is at a more advantageous position financially with the new contract versus the old contract by about \$40,000 to \$50,000, annually.

Councilmember Barigar stated that since the contract runs from September to August, it may be a more appropriate time to see the financial impact at the pool for a full year.

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Gary Ettenger stated that he will present to the Council a 12 month study based from September 1 through August 31, 2012.

Councilperson Talkington asked for an explanation for the request of May 14, 2012, to increase the daily admission fees when the YMCA was aware of the profitability of \$50,000.

Gary Ettenger stated that the YMCA had not gone through a membership fee increase at the pool for four years and the plan was to implement a human resources upgrade, so they were looking at across the board increasing daily rates, which is a revenue generating item. The request was tabled. He stated that at that time he was unaware of the profitability of \$50,000. This is the first time the YMCA has extrapolated the usage and revenue from the general membership and come up with the formula to apply it to the City pool.

Council directed Gary Ettenger to come back to the Council to give a 12 month study on the financial statement (September 1 through August 31, 2012).

Gary Ettenger stated that he will report back to the Council the first part of October.

Recess at 6:34 PM

Reconvene at 6:45 PM

3. Consideration of a request to adopt Resolution 1887, under Idaho Code 67-2805 (viii) declaring that the radio communications tower, building, and generator project at the City's gun range can be completed more economically by purchasing goods and services on the open market.

Lieutenant Stotts explained the request.

Staff recommends that the Council adopt the resolution to purchase goods and services on the open market for the radio communications tower, building, and generator project.

Staff recommends that the Council adopt the resolution entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, DECLARING THAT THE CITY'S "COMMUNICATION TOWER, EQUIPMENT BUILDING AND GENERATOR PROJECT" CAN BE PERFORMED MORE ECONOMICALLY BY PURCHASING GOODS AND SERVICES ON THE OPEN MARKET.

Council discussion followed.

-Cost savings to the City

-Purpose of tower

Lieutenant Stotts stated that the lowest unresponsive bid received was around \$156,000.00. The open market quote is \$85,000.00. He stated that more tower sites equates to more coverage and protection from dangerous situations for the police, fire, and the citizens of Twin Falls.

MOTION:

Councilperson Talkington made a motion to adopt Resolution 1887, as presented, entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, DECLARING THAT THE CITY'S "COMMUNICATION TOWER, EQUIPMENT BUILDING AND GENERATOR PROJECT" CAN BE PERFORMED MORE ECONOMICALLY BY PURCHASING GOODS AND SERVICES ON THE OPEN MARKET. The motion was seconded by Councilperson Munn and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

4. Consideration of a downtown parking management plan.

Community Development Director Humble explained the request.

He discussed parking enforcement, parking locations and time limits, parking passes, parking identification, future public parking lots, parking code changes, and disposal of meters.

Staff is requesting support for the parking management plan and direction on future code amendments and disposal of meters.

Council discussion followed.

Councilperson Mills Sojka stated her comments are based on comments made at the open house held at the Ballroom.

- Merchants are in favor of a parking pass
- Merchants frustrated over the current color coded system
- Merchants in favor of the Orange Lot to be customer parking

She recommended the following: Signage should be understandable from a vehicle, private parking should be placed in entire rows and signed, warnings should be limited to one to two times per year, customer parking should be placed in the closer lots with employee parking in the further lots, and all customer parking in the Orange Lot.

Councilperson Barigar suggested that bumper blocks are a good idea and to use colors and signage, more customer parking than lease parking in the Orange Lot.

Councilperson Talkington suggested making an absolute free zone for a 6 month to one year trial period, and then evaluate customer, employee use and availability of place. He is not in favor of lease permits being purchased at City Hall and taking up City employee's time.

City Manager Rothweiler stated that without some source of revenue package for the sale of lease passes, the City does not have the revenue to support some sort of lease program, whether that be proactive or reactive. The purpose of the program is to try to find that balance that allows the City to bring in resources for parking to reinforce parking style issues, but yet, reduce the labor intensity component that allowed it to be something manageable. A pass will allow parking anywhere in any leased space and in any of the lots. The parking budget is currently at \$65,000, in which approximately \$32,000 came from meter revenue, \$4,000 from fines, and \$28,000 from leased parking. The leased revenue received is to provide some reactive daily enforcement.

Vice Mayor Hall stated that he sat on the Parking Committee and business owners spoke in favor of parking enforcement, and businesses that are looking into moving downtown want to have a leased parking pass type of situation.

Councilperson Hawkins stated that in speaking with business owners they supported taking out the parking meters but asked for help for controlling the parking downtown.

MOTION:

Councilperson Barigar made a motion to approve the downtown management plan as presented with the exception of the disposal of meters decision.

1. Bumper blocks include both text and color for the designation of lots.
2. Consolidation of private spaces in the Burgundy Lot.
3. Bring back the necessary changes to code for an October implementation.
4. Include three rows of free customer parking and one row of parking pass for parking in the Orange Lot.

The motion was seconded by Councilperson Mills Sojka

Council discussion followed.

Councilperson Talkington asked for clarification of Woody Cullen's position in the new proposal.

Community Development Director Humble stated that the City is utilizing a vacant position that is already funded in code enforcement to keep Woody Cullen, despite the loss in parking revenue.

Councilperson Mills Sojka asked if an entire row is the same type of parking, if bumper blocks will be placed at every space.

Community Development Director Humble stated the proposal in the plan is to put a block at every space, regardless if it was an entire row or not. In understanding the motion, the plan is good but every block also needs wording.

Roll call vote showed Councilpersons Barigar, Hall, Hawkins, Munn, and Mills Sojka voted in favor of the motion. Councilperson Talkington voted against the motion. Approved 5 to 1.

DISCUSSION OF THE DISPOSITION OF METERS FOLLOWED.

MOTION:

Councilperson Talkington made a motion for bulk sale of the meters to a city or parking entity. If that does not occur within 120 days move to sell the meters to the public through all available electronic needs. The motion failed due to the lack of a second.

MOTION:

Councilperson Barigar made a motion to initially offer the meters for auction to the public at public events (no reserve) and then at some point establish a flat selling price for the meters, and apply that revenue to a city downtown project. The motion was seconded by Munn.

Council discussion followed:

Councilperson Mills Sojka stated that she would support to donate the meters to civic organization.

Councilperson Hawkins asked that the public be notified of the disposal of the meters.

City Manager Rothweiler stated that Dennis Bowyer will help coordinate with event sponsors.

Roll call vote showed Councilpersons Barigar, Hall, Hawkins, Munn, and Talkington voted in favor of the motion. Councilperson Mills Sojka voted against the motion. Approved 5 to 1.

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

Councilperson Hawkins reported on the Golf Fundraiser scheduled on July 21, 2012.

Councilperson Talkington stated a meeting will be held on July 18, 2012, to discuss re-rerouting the highway.

Councilperson Hall reported on the Historic Preservation Commission extending the Warehouse District downtown.

6. Discussion of the Preliminary Budget for Fiscal Year 2012-2013.

City Manager Rothweiler continued discussion on the Government Fund – General Fund.

Council discussion followed.

- | | |
|-------------------------------------|-----------------------------------|
| -People for Pets | -Salary Wage Increases |
| -Animal Shelter | -Community Entrance Welcome Signs |
| -Animal Control | -Public Art Funding |
| -CSI Safety Initiative | -Cheney Drive Construction |
| -Compensation Plan | -Dierkes Lake (defibrillator) |
| -Seizures and Restitution Fund | |
| -Enterprise Funds (water and sewer) | |

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:

IV. PUBLIC HEARINGS: 6:00

1. Request for a Zoning Title Amendment which would amend Twin Falls City Code 10-12-3.11; Parks and Storm Water Retention/Detention, by adding a new section (G), In-Fill Contribution Reduction.

Community Development Director Humble explained the request.

This is a request to amend Twin Falls City Code; Title 10; Zoning & Subdivision Regulations; chapter 12; General Subdivision Provisions; Section 3.11; Parks and Storm Water Retention/Detention by adding paragraph (G) which allows for a reduction of Parks In-Lieu fees for in-fill development. Presently Parks In-Lieu contributions are figured the same for any residential plat regardless of whether it is an in-fill project or not.

The task force presented their recommendations to the full Parks & Recreation Commission on Tuesday, May 8, 2012. The Parks & Recreation Commission unanimously decided to forward this recommendation for Planning & Zoning Commission consideration. On June 12, 2012 the Planning & Zoning Commission unanimously recommended approval of the amendment, as presented. Staff concurs with the recommendation of the Commission.

Council discussion followed.

Councilperson Mills Sojka asked for clarification on development must not have been converted from agricultural land, and the number of household units must be 8 or less per acre, as identified on the preliminary plat.

City Attorney Wonderlich stated that one of the purposes for the amendment is to encourage infill development for property that is not being utilized, as opposed to agricultural land, which is actively being farmed. The conversion is from agricultural land to the new use.

Community Development Director Humble stated that the number of household units must be 8 units or less per acre as identified by the preliminary plat.

Opened up the public testimony portion of the hearing and closed with no input.

Closed the public hearing.

Rebuttal. None

Deliberations. None

MOTION:

Councilperson Talkington made a motion to suspend the rules and place Ordinance 3034, entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE §10-12-3-11 BY THE ADDITION OF A NEW SUBSECTION (G) FOR IN-FILL CONTRIBUTION REDUCTIONS.

on third and final reading by title only. The motion was seconded by Councilperson Barigar and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

Deputy City Clerk Sanchez read the ordinance title.

MOTION:

Councilperson Barigar made the motion to adopt Ordinance 3034 as presented. The motion was seconded by Councilperson Munn and roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

2. Request for a Zoning District Change and Zoning Map Amendment from R-4 to R-4 PRO on property located at 120 10th Avenue East. **WITHDRAWN BY APPLICANT.**

Continue discussion of the Preliminary Budget for Fiscal Year 2012-2013.

- V. **ADJOURNMENT:** The meeting adjourned at 8:53 p.m.

Leila A. Sanchez
Deputy City Clerk/Recording Secretary



Date: Monday, August 6, 2012

To: Honorable Mayor and City Council

From: Bill Carberry, Airport Manager

Request: Consideration to approve a bid award to Ricondo and Associates for the development of a required FAA Airport Wildlife Hazard Management Plan.

Time Estimate: Approximately 5-10 minutes.

Background:

The Magic Valley Regional Airport was notified in a letter sent earlier this year from the Federal Aviation Administration (FAA) that based on their review of the airport's completed Wildlife Hazard Assessment (WHA) the airport would be required to develop a Wildlife Hazard Management Plan (WHMP). Although the Wildlife Hazard Assessment did not discover any major areas of concern, this response from the FAA was anticipated and seemingly routine in nature. The wildlife plan would become part of the airport's FAA certification manual and act as a standard operating procedure for the airport.

The FAA notified us that we would be required to contract the development of the WHMP through a competitive bid process. After conferring with the FAA and City Attorney, the airport prepared the use of an informal bid process as prescribed in Idaho code. The informal bid process requires at least 3 invitations to qualified bidders and is allowed if the cost of the project is anticipated to range from \$25,000 to \$50,000. The airport estimated the cost of the project to range from \$15,000-\$25,000.

The airport sent out Invitations to Bid (IFB) to four firms with experience developing airport WHMP: Ricondo & Associates (developed the WHA); SWCA Environmental Consultants; USKH; and C&S Companies. Bid proposals were due July 9th; only one bid, from Ricondo & Assoc., was received. The airport did receive an e-mail from USKH declining the invitation to bid and did not receive a response from the other two firms.

The bid offer from Ricondo & Associates of \$19,700.00 for the completion of the WHMP is well within the anticipated project cost range of \$15,000 to \$25,000. Further, their bid proposal is inclusive of the work scope outlined in the IFB.

Approval Process: A majority vote of the City Council

Budget Impact: The project will be funded by the FAA at 93.75%, with the airport required to cover 6.25% of the cost. The airport does have the funds budgeted in the Airport Construction fund.

Regulatory Impact: The FAA project manager has asked that I send him a request for award concurrence for the single bid received. I will explain to the FAA the informal process used and

the reasonableness of cost based on our estimates for the project. I anticipate the FAA's approval to award the bid.

The Idaho Code does not require the procurement of goods and services to be bid if the cost is below \$25,000. However, the FAA did require us to bid informally because the project cost was above \$10,000. With the lower FAA threshold for informal bidding requirements, we developed the process in line with Idaho code (Invitations to 3 bidders...).

Conclusion:

The airport has taken reasonable steps to allow for a competitive process in awarding a contract to develop an FAA Wildlife Hazard Management Plan for the airport. I am comfortable that Ricondo and Associates will do an excellent job in helping the airport develop the needed plan. Their involvement in developing the FAA Wildlife Hazard Assessment will flow seamlessly into taking on the project of developing the needed plan.

Staff recommends the City Council approve the award of bid for the development of a Wildlife Hazard Management Plan to Ricondo & Associates for the amount of \$19,700 contingent on FAA concurrence and funding.

Attachments:

Invitation to bid packet
Request for FAA concurrence on bid award
Ricondo & Assoc. bid cost
USKH-email declining bid invitation

8. Proposed Costs

The R&A Team would complete the scope of work, as detailed in Section 7 of this proposal, for a not-to-exceed amount of \$19,700. The scope of work includes the following work items:

- Planning session at Magic Valley Regional Airport
- Outline of proposed mitigation measures, prioritization of mitigation measures, implementation schedule, and responsible staff positions
- Draft Wildlife Hazard Management Plan
- Review of comments on Draft Wildlife Hazard Management Plan with airport personnel
- Revised Draft Wildlife Hazard Management Plan for submittal to FAA
- Review of comments on Revised Draft Wildlife Hazard Management with airport personnel (and possibly FAA at the Airport Manager's direction)
- Submittal of Final Wildlife Hazard Management Plan
- Support/revisions required to obtain FAA approval of Final Wildlife Hazard Management Plan



P.O. Box 1907
Twin Falls, Idaho 83303
208-733-5215 voice
208-736-1505 fax

July 16, 2012

Andrew Edstrom
FAA - Northwest Mountain Region
Seattle Airports District Office
1601 Lind Avenue SW - Suite 250
Renton, WA 98057-3356

Dear Mr. Edstrom:

The Magic Valley Regional Airport was notified in a letter dated January 26, 2012 sent by Lynn Deardorff of the FAA Safety and Standards division that based on their review of the airport's Wildlife Hazard Assessment the airport would be required to develop a Wildlife Hazard Management Plan (WHMP).

After reviewing this requirement with you and being notified that the airport would be required to bid the project competitively, the airport prepared the use of an informal bid process. The airport sent out four Invitations to Bid (IFB) to four firms: Ricondo & Associates; SWCA Environmental Consultants; USKH; and C&S Companies. Bid proposals were due July 9th; only one bid from Ricondo & Assoc. was received. The airport did receive an e-mail from USKH declining the invitation to bid and did not receive a response from the other two firms.

After reviewing the FAA PGL 12-03 you sent me regarding single bidder response to a project, I offer the following for your consideration:

- The bid offer from Ricondo & Associates of \$19,700.00 for the completion of the WHMP is well within the anticipated project cost range of \$15,000 to \$25,000.
- The bid proposal is inclusive of the work scope outlined in the IFB.

Based on the reasonableness of the bid proposal, the airport respectfully requests your concurrence with our recommendation to move ahead with awarding the bid to Ricondo & Associates for the project in the amount of \$19,700.00

Please contact me with any comments or questions you may have.

Sincerely,

Bill Carberry
Airport Manager

Enclosures

William Carberry - Invitation for Bid (IFB)

From: "Todd Combs" <tcombs@uskh.com>
To: <bcarberry@tfid.org>
Date: 7/6/2012 9:03 AM
Subject: Invitation for Bid (IFB)

Bill,

USKH received the Invitation for Bid (IFB) for the Wildlife Hazard Management Plan (WHMP) for the Magic Valley Regional Airport.

I reviewed the attached documentation and discussed this amongst our team, and we have decided not to submit on this project. Our criteria for evaluating the potential success of a project proposal is weighted on several factors, some of which are work history/relationships with the airport, other competing firms and our team's unique project approach. After discussing and reviewing the results of our internal evaluation, we made the decision to pass on your project. I thank you for including us in the request, and we will continue to watch for a future opportunity that may be a better fit for both the airport and our firm.

Sincerely,

Todd Combs, P.E.
 Project Engineer
 Civil Engineering Department
Aviation Division
 Boise, Idaho
 208.938.0465

USKH Inc.

: 621 W. Mallon, Suite 309
 : Spokane, WA 99201
 : main: 509.328.5139
 : direct: 509.340.1707
 : cell: 509.981.3932
 : www.uskh.com
 : [Facebook](#) | [Twitter](#) | [LinkedIn](#)
 : paper = trees

This electronic communication (including all attachments) is intended only for the named addressee(s) and may contain confidential information. It has not passed through our standard review process. Design data and recommendations included herein are provided as a matter of convenience and should not be used for final design. RELY ONLY ON THE FINAL HARDCOPY MATERIALS BEARING THE CONSULTANT'S ORIGINAL SIGNATURE AND SEAL. If you are not the named addressee(s), any use, dissemination, distribution or copying of this communication is prohibited. If you have received this communication in error, please notify the sender immediately by return e-mail and delete the original communication from your system. This e-mail and all other electronic (including voice) communications from the sender's firm are not intended by the sender to constitute an electronic record, an electronic signature or any agreement to conduct a transaction by electronic means. Any such intention or agreement is hereby expressly disclaimed unless otherwise specifically indicated.



P.O. Box 1907
Twin Falls, Idaho 83303
208-733-5215 voice
208-736-1505 fax

June 13, 2012

Stephen Culberson, Director
Ricondo & Assoc.
20 North Clark St. Suite 1500
Chicago, Illinois 60602

Invitation for Bid (IFB)

Wildlife Hazard Management Plan (WHMP) for Magic Valley Regional Airport

The **Magic Valley Regional Airport and the City of Twin Falls, ID** will receive sealed bid proposals up to the hour of 4PM on the 9th day of July, 2012 at the Magic Valley Regional Airport Office, 492 Airport Loop, Twin Falls, ID 83301

Background

The airport recently completed a Wildlife Hazard Assessment (WHA) through a Federal Aviation Administration (FAA) grant. The WHA was submitted to the FAA for their review and the airport received notice in January that the FAA approved the WHA and was requiring the airport complete a Wildlife Hazard Management Plan (see attached FAA letter dated January 26, 2012). The WHA is available upon request; an executive summary is included as an attachment to this IFB.

Objective

In general, this project will consist of the awarded consultant conducting a Wildlife Hazard Management Plan (WHMP) in accordance with FAA regulations.

Awarded bidder will:

- Create a Wildlife Hazard Management Plan meeting all FAA criteria using the recently completed and FAA approved WHA as a basis for developing the WHMP.

The goal of the Wildlife Hazard Management Plan would be to minimize the risk to aviation safety, Airport structures or equipment, or human health posed by populations of wildlife hazardous to aircraft operations on and around the Airport. The WHMP would identify hazardous wildlife attractants on or near the Airport and the appropriate wildlife damage management techniques to minimize the wildlife hazard. It must also prioritize the management measures.

As required by Federal Aviation Regulations Part 139.337, the WHMP would address the following elements:

- Identify personnel responsible for implementing each phase of the WHMP;
- Identify and provide information on hazardous wildlife attractants on or near the Airport based on the recently completed WHA;
- Identify appropriate wildlife management techniques to minimize the wildlife hazard;
- Prioritize appropriate management measures;
- Recommend necessary equipment and supplies;
- Identify training requirements for the Airport personnel who will implement the WHMP; and
- Identify when and how the plan will be reviewed and updated.

The successful bidder would identify potential wildlife management techniques to address the wildlife hazards identified in the recently completed WHA. A planning session would be held at the Airport with appropriate Airport personnel to discuss various wildlife management measures and to prioritize wildlife risks and management measures to mitigate those risks in the WHMP. The WHMP would also document wildlife control measures currently being undertaken at the Airport and identify specific roles and responsibilities in consultation with the Airport staff.

An implementation schedule of the elements of the WHMP would be developed based on the prioritization of management measures and resources available to the Airport. Mechanisms for monitoring implementation progress and effectiveness of the WHMP would also be documented, as well as a process for reviewing and updating the WHMP on at least an annual basis.

A draft WHMP would be prepared and reviewed with appropriate Airport staff. After concurrence on the draft WHMP has been achieved with Airport staff, a revised draft WHMP would be prepared for submittal to the FAA for review and comment. If necessary, a teleconference with Airport personnel and FAA would be held to resolve any comments and finalize the WHMP. The final WHMP would become part of the Airport's Airport Certification Manual.

All IFB must include the following information. The responses shall be considered technical offers of what firms propose to provide and shall be incorporated in the contract award as deemed appropriate by the City of Twin Falls. Failure to respond to any of the following technical submittal requirements may be grounds for considering any IFB non-responsive.

IFB will only be considered from firms that have documented experience of similar projects and qualified personnel who are capable of providing the required services.

IFB shall include:

1. A proposed Statement of Work (SOW) - The response to this IFB shall include a detailed SOW delineating the work to be performed in conducting the WHMP to meet the FAA requirements for the development of the plan and inclusion in the airport's FAA approved Airport Certification Manual.

2. Schedule - Responder shall submit a project schedule to include, at a minimum, commencement and completion of the process, key meetings and significant events and/or activities, and submission of a preliminary WHMP report to the Magic Valley Regional Airport. After concurrence on the draft WHMP has been achieved with Airport staff, a revised draft WHMP would be prepared for submittal to the Federal Aviation Administration for review and comment.

3. Proposed Costs - The bid for development of the WHMP shall cover the period from contract notice to proceed to approval of the final WHMP.

4. Additional Items-

- On company letterhead, provide the firm's legal name, address, and telephone and fax number.
- The names, experience and qualifications of the staff to be assigned to the project, including availability, and knowledge of FAA regulations, policies and procedures.
- A description of the firm's recent experience, especially with similar projects, and project location.
- The firm's understanding of the project as advertised

5. Insurance Certification- Submit current insurance certificates for professional liability insurance, which indicate limits of liability. If selected, the successful firm shall provide certificates of insurance that also name the City of Twin Falls, ID as additional insured.

Acceptance/Evaluation of Bid

The City reserves the right to reject any and all bids.

Additional Information- For additional information, please contact: Bill Carberry, Airport Manager, at 208-733-5215 or e-mail-bcarberry@tfid.org



Date: Monday, August 6, 2012

To: Honorable Mayor and City Council

From: Mick Turner – Information Services

Request:

Consideration of a request to adopt a resolution under Idaho Code 67-2805 (vii) declaring that the purchase of used bucket truck can be completed more economically by purchasing goods and services on the open market.

Time Estimate:

It is estimated this presentation will take approximately fifteen (15) minutes.

Background:

Last Fall Council approved the inclusion of a used Bucket Truck in the Capital budget. Since then, we advertised and bid the specifications for a used truck. We received one bid and while considering the proposal, during a pre-sales inspection, the vendor discovered that the boom on the truck at issue was bent and would be very expensive to repair so they pulled their proposal. We sought legal counsel and were advised to see if there were any viable candidates on the open market to be found meeting the specifications. We located another vehicle in the possession of the same bidding vendor which met all the previous specifications, but one – the multi-articulating boom.

City Electrician, Jon Leazer, reconsidered the deployment impact of the single pivot dual section boom in the traffic deployment to be minimized by the near completion of the LED lamp deployment in the traffic signals for all intersections around the city. This deployment has substantially reduced the necessary deployment for repairs at intersections due to the reliability of the LED lamps. Although the repair deployments take more work to erect with equal safety and minimized impact on traffic without a multi-articulating boom, the far fewer intersection repairs offset the consideration.

Approval Process:

Approving the adoption of the resolution requires a simple majority (50%+1) of the members in attendance at this meeting Consent of the Council.

Budget Impact:

\$63.5K - Within the budgeted amount (\$75K)

Regulatory Impact: - N/A

Conclusion:

Staff recommends that the Council adopt the resolution to purchase goods and services on the open market for the purchase of a bucket truck.

Attachments:

Open Market Declaration

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, DECLARING THAT THE CITY'S "BUCKET TRUCK ACQUISITION" CAN BE PERFORMED MORE ECONOMICALLY BY PURCHASING GOODS AND SERVICES ON THE OPEN MARKET.

WHEREAS, The City has previously publicly bid the acquisition of a bucket truck for the Information Services Department, and found that the only bid submitted was for a truck with a bent boom; and,

WHEREAS, City staff has obtained quotes a bucket truck on the open market, and has provided documentation that the project can be performed more economically by purchasing goods on the open market; and,

WHEREAS, Idaho Code §67-2805(3)(viii) permits the City Council, after finding it to be a fact, pass a resolution declaring that the project sought to be accomplished by the expenditure can be performed more economically by purchasing goods and services on the open market.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF TWIN FALLS, IDAHO:

That the City Council does hereby resolve and declare that the Bucket Truck acquisition can be performed more economically by purchasing goods and services on the open market.

PASSED BY THE CITY COUNCIL
SIGNED BY THE MAYOR

August 6, 2012
August 6, 2012

MAYOR

ATTEST:

DEPUTY CITY CLERK



Date: Monday, August 6, 2012
To: Honorable Mayor and City Council
From: Travis Rothweiler, City Manager

Request:

A request to authorize the Mayor to sign an Agreement for Bond Counsel services from Stephanie Bonney of Moore, Smith, Buxton & Turcke, Chartered, for the refinancing and issuance of water revenue bonds and sewer revenue bonds.

Time Estimate:

City Staff will provide a brief presentation. The staff presentation will take approximately 5 minutes, plus any additional time needed to address questions presented by Council.

Background:

The City of Twin Falls employed Stephanie Bonny of Moore, Smith, Buxton & Turcke, Chartered, has worked for the City of Twin Falls when it issued revenue bonds in for the acquisition of the Pristine Springs water rights. The City is required to have Bond Counsel when it issues revenue bonds through the Idaho Bond Bank.

The City Council has authorized the City Staff to enter into the bond market for the purposes of refinancing two existing, DEQ debt instruments, totaling \$8 million, and issue new debt the was part of the City's \$8 million waste water treatment plant improvement project.

As Bond Counsel, Ms. Bonney and the law firm's would provide the following services:

- advising the City concerning the legal requirements applicable to the issuance and sale of the Note;
- preparing the resolution authorizing the issuance and sale of the Note to the Idaho Bond Bank;
- preparing the necessary closing documents, including the documents necessary to comply with the requirements of the Internal Revenue Code in order for the interest on the Note to be excluded from the gross income of the owners for federal and state income tax purposes;
- reviewing and assisting the Bond Bank's financial advisor or underwriter in the preparation of the preliminary and final disclosure documents relating to the public sale of the Bond Bank's revenue bonds to finance the Note;
- assembling and examining transcripts concerning all proceedings taken in connection with the issuance and sale of the Note; and
- delivering our approving bond counsel opinion to the City and to the Idaho Bond Bank Authority as to the validity of the Note and the exclusion of the interest on the Note from taxable income.

Approval Process:

Approval of the proposed Resolution requires a simple majority vote of the City Council members present.

Budget Impact:

Moore, Smith, Buxton & Turcke, Chartered, fee for bond counsel services is flat fee of \$22,500, plus actual out-of-pocket expenses. This fee will be paid with a portion of the proceeds from the sale of the water revenue bonds.

Regulatory Impact:

None.

Conclusion:

Ms. Bonny represented the City of Twin Falls and served as its Bond Counsel last year when the City issued revenue bonds for the acquisition of the Pristine Springs water rights. City Staff is recommends this firm to the City Council for consideration.

Attachments:

1. Engagement Letter for Bond Counsel Services with the firm of Moore, Smith, Buxton & Turcke, Chartered.

MOORE SMITH BUXTON & TURCKE, CHARTERED

ATTORNEYS AND COUNSELORS AT LAW
950 W. BANNOCK STREET, SUITE 520; BOISE, ID 83702
TELEPHONE: (208) 331-1800 FAX: (208) 331-1202 www.msbtlaw.com

STEPHANIE J. BONNEY≈
SUSAN E. BUXTON*
PAUL J. FITZER
JILL S. HOLINKA
BRUCE M. SMITH
PAUL A. TURCKE

JOHN J. MCFADDEN *Of Counsel*
MICHAEL C. MOORE † *Of Counsel*

* Also admitted in Oregon
◊ Also admitted in South Dakota
≈ Also admitted in Utah
† Also admitted in Washington

July 20, 2012

Via E-Mail

Honorable Mayor and City Council
City of Twin Falls
P.O. Box 1907
Twin Falls, Idaho 83301

Re: Bond Counsel Services for the Refunding of the City of Twin Falls' DEQ Loans,
Series 2003 and 2009, and the issuance of a Revenue Bond.

Dear Mayor and Members of the Council:

We understand the City desires to refund its 2003 DEQ wastewater loan and its 2009 DEQ water loan and issue a new revenue bond by selling its bonds in an approximate amount of \$16,000,000 to the Idaho Bond Bank Authority. The City, we understand, is in the process of making a loan application to the Idaho Bond Bank Authority and requesting that the Authority issue its revenue bonds to finance its loan to the City.

If the City desires to retain our services as bond counsel for the issuance of the refunding bond, our services as bond counsel would include (1) advising the City concerning the legal requirements applicable to the issuance and sale of the Refunding Bond; (2) preparing the resolution authorizing the issuance and sale of the Refunding Bond to the Idaho Bond Bank; (3) preparing the necessary closing documents, including the documents necessary to comply with the requirements of the Internal Revenue Code in order for the interest on the Refunding Bond to be excluded from the gross income of the owners for federal and state income tax purposes; (4) reviewing and assisting the Bond Bank's financial advisor or underwriter in the preparation of the preliminary and final disclosure documents relating to the public sale of the Bond Bank's revenue bonds to finance the Refunding Bond; (5) assembling and examining transcripts concerning all proceedings taken in connection with the issuance and sale of the Refunding Bond; and (6) delivering our approving bond counsel opinion to the City and to the Idaho Bond Bank Authority as to the validity of the Refunding Bond and the exclusion of the interest on the Refunding Bond from taxable income.

Our fee for the above-described bond counsel services will be billed at a flat fee of \$22,500.00, plus reimbursement of actual out-of-pocket expenses for necessary travel, copies, faxes, and the like. Our fees and costs will be paid solely from the proceeds of the Refunding Bond, when available, and will be paid by the Bond Bank Authority's bond trustee at the time of bond closing. Upon completion of the proceedings set forth above and upon the issuance of the Refunding Bond, our services as bond counsel shall be complete. I would serve as the principal attorney for the City on this matter, with assistance as needed from my colleague, Mike C. Moore.

If the above terms are satisfactory, please so indicate by signing both copies of this letter in the space below and returning one signed copy to us. Thank you. We look forward to working with the City on this matter.

Sincerely,

MOORE SMITH BUXTON & TURCKE,
CHARTERED

Stephanie J. Bonney

The foregoing terms are accepted by the City of Twin Falls, Twin Falls County, Idaho, as of the ___ day of June, 2012.

Mayor

ATTEST:

City Clerk



Date: Monday, August 6, 2012
To: Honorable Mayor and City Council
From: Travis Rothweiler, City Manager

Request:

Adoption of the Tentative Budget for the City of Twin Falls and set August 20, 2012 at 6:00 p.m. as the date and time for the public budget hearing.

Time Estimate:

City Staff will provide a brief presentation. The staff presentation will take approximately 10 minutes, plus any additional time needed to address questions presented by Council members.

Background:

The purpose of this agenda is to adopt the tentative budget and set the public hearing date. Both of these actions are required by Idaho Code (see "Regulations Section" of the agenda statement).

The FY 2013 budget was developed from the conversations with Twin Falls citizens, City Council members, input from department leaders, review of the City's strategic plan, and the City's long-term plan. Budget concepts and funding strategies grew out of many internal conversations, public informational listening sessions and planning meetings. Four primary focus areas were developed. Those areas are: *limit tax collections and corresponding revenues to no more than the statutory maximum allowance and no more than \$1,000,000 of the City's current foregone balance; develop a sustainable, competitive compensation strategy; develop funding solutions to make improvements to our infrastructure systems; and continue to pursue innovative strategies and find more efficient outcomes.*

Limit Tax Collections and Corresponding Revenues – As discussed throughout the City Manager's Budget Message, the recommended budget is balanced with a state statutorily 3% increase. It does not require the use of any of the City's foregone balance, which is \$1,479,700.

Develop a Sustainable Compensation Strategy – This budget includes funding to adjust the City's salary table by 8%, makes adjustments to assist with wage compression in all departments including public safety, and provides an across-the-board adjustment of 2.5% for all employees who meet minimum job performance standards. An 8% adjustment to the salary table does not constitute an 8% compensation adjustment for all employees. Employees that are below market wage for their position will receive the larger increases, while those above the market wage will receive little to no adjustment associated with moving the salary table. Health insurance benefit levels have been adjusted slightly.

Develop Funding Solutions for Infrastructure Systems – The recommended budget for FY 2013 provides increased funding for maintenance and planning activities in the City's Street, Water and Waste Water funds.

Streets Fund – We are recommending increased funding for road maintenance activities from \$930,101 to \$995,000, which represents an increase of \$64,899 or 6.9%. When compared to the appropriation provided in FY 2011, the City has increased the amount of funding it provides to these road maintenance activities by \$445,000, from \$550,000 or by 81%.

Water Fund – We are recommending increased funding levels for both line maintenance and system planning activities. In the Water Fund, we are recommending funding for the Facility Plan Update (\$250,000), engineering design for the Wills Booster Station (\$100,000) and Perrine Point pressurized irrigation station (\$25,000), and upgrades to water mainlines (\$330,000).

Waste Water Fund – We are recommending funding for the Auger Falls effluent project (\$450,000), the Facility Plan Update (\$250,000), routine capital maintenance activities at the waste water treatment plant (\$260,000), and upgrades to sewer mainlines (\$350,000).

Continue to Pursue Innovative Strategies and Find More Effective Outcomes – In our continued pursuit of excellence, we will continue to review our processes beyond the budget conversations. This budget allocates funding to implement the City's new strategic planning objectives, update water and waste water facility master plans, and update development and implement a performance measurement and management system as developed by the International City Management Association's Center for Performance Measurement.

2013 Fiscal Year Budget Summary & Overview

Each year, it is the City's goal to provide citizens, businesses and visitors with the highest quality services while minimizing needs for additional revenues. The FY 2013 budget continues to hold the line on new costs with only essential expansion of services to meet the operational needs of the community.

Preparing any fiscal year budget requires close scrutiny of department tasks. The goals and plans discussed in this budget represent a balance of the needs and expectations with available resources. Costs are minimized and the efforts to economize continue. Further increases in services and service levels will require additional sources of revenue. When preparing this budget, we found ourselves emphasizing the same points as in previous budgets. To some it could appear simply as rhetoric. Yet we continue to highlight the same things as we have for the past several years, such as securing appropriate funding to maintain city assets and infrastructure, and ensuring appropriate compensation to our employees.

The total recommended net budget for FY 2013 is \$49,254,478, an increase of \$3,460,436, or 7.56% compared to the 2012 fiscal year adopted net budget of \$45,794,042.

Of the total recommended FY 2013 budget, \$29,536,459 is from the Government Funds and \$19,718,019 is in the non-tax supported funds. In 2012, the City appropriated \$27,857,006 in the Government Fund and \$17,937,036 in the non-tax supported funds.

A total of \$1,183,950 of "cash reserves" is being used to complete one-time capital intensive projects:

- \$560,000 for Street Fund reserves for street projects on Eastland Drive and Cheney Drive
- \$187,000 in Library Fund reserves for a bookmobile and compact shelving
- \$392,000 in Impact Fees for a traffic signal – to be determined after warrant analysis completed
- \$33,800 in Seizures/Restitution Fund for a dual purpose canine, firearms for narcotic detectives, and GPS licenses
- \$11,150 in Park Development Fund reserves for improvements at Harrison Park, Northridge Park, and Centennial Trail

Like years past, this is a fiscally conservative budget. By maintaining an equitable, competitive tax rate, funds will cover essential staffing, operating costs and capital needs. When compared to FY 2012, the recommended budget for FY 2013 has some noteworthy changes. Those changes are the following:

- Total personnel cost will increase from \$18,921,280 in FY 12 to \$20,244,333, or by \$1,323,053 or 6.99%. The recommended FY 2013 budget implements the first of a two-phase plan designed to create a more competitive compensation model. The first phase moves the City's salary table 8%, provides comp-ratio

adjustments to address compression organization-wide, and provides an average performance-based adjustment of 2.5% to competent or better employees.

- Overall operating costs are projected to increase from \$14,056,413 to \$14,809,316 or by \$752,903 or 5.36%. Most significant increases are anticipated electrical costs and contracted services at the City's waste water treatment plant to cover increased operating costs.

Total funding for capital improvements and acquisitions are scheduled to increase from \$8,664,568 to \$9,983,101, or by \$1,318,533 or 15.22%.

The proposed budget has been set for public hearing on August 20, 2012, which is designed to allow citizens the opportunity to provide comments regarding the proposed budget. Also on August 20, 2012, the City Council is scheduled to adopt the budget for the FY 2012-2013 fiscal year.

Property Tax Overview & Analysis

For FY 2013, the total taxable value of the City is estimated to be \$2,153,635,346, a decrease of \$161,346,869 or 7% FY 2012's total taxable value was \$2,314,982,215. The decrease over this period of time is a direct result of the lowering of property values in the community.

The estimated tax rate for FY 2013 is 0.007659298 or \$7.66/\$1,000 in taxable value. The tax rate is a multiplier. The tax rate is a product of government spending and the total market value. If government spending increases at a higher rate than the total taxable value, the tax rate increases. If the opposite holds true and the total taxable value grows faster than government spending, the tax rate decreases.

The City of Twin Falls relies on property taxes to raise 56.2% of the net revenue needed to support municipal operations in the Government-Type Funds. The FY 2013 budget incorporates the revenues received from the statutorily allowed three-percent (3%) and new construction value into the revenue stream. It does not require the use of any portion of the City's foregone balance, which is \$1,479,700.

We anticipate total property tax collections for FY 2013 will be \$16,600,943, which is an increase of \$576,187. Of the increase, \$480,743 is derived from the statutory 3% adjustment and \$95,444 from the new construction value. In the 2012 fiscal year, we budgeted to collect \$16,024,756. As illustrated, the largest single source of revenue in the Government-Type Funds is derived from property tax collections.

Water Fund – Revenues and Expenditures

The Water Fund supports the following water-related activities: water supply, water distribution, pressurized irrigation, and utility billing. To support each of these functions in FY 2013, we are recommending total system expenditures in the amount of \$9,101,223, an increase of \$395,893 or 4.6% when compared to the total allocation of \$8,705,330 in FY 2012. The FY 2013 recommended budget for the Water Fund calls for a 3% rate increase. The annual cost of the recommended increase to the average water user, defined as a user who consumes 18,000 gallons per month, is \$12.52, or \$1.04 per month.

Sewer Fund – Revenues and Expenditures

The Sewer Fund is used to support all waste water services provided by the City of Twin Falls, namely waste water collections and waste water treatment. For FY 2013, the recommended budget calls for the collection of \$7,330,492 in total waste water revenues, which is an increase of \$1,148,792 when compared to FY 2012 Sewer Fund budgeted revenues of \$6,181,701.

For FY 2013, staff is requesting a rate adjustment of 2%, which equals an average increase of \$4.54 annually, or \$0.38 per month, for an "average" user. Like the water fund, we are projecting limited growth in the number of new waste water accounts.

Sanitation Fund – Revenues and Expenditures

The City's Sanitation Fund supports the City's sanitation and recycling program. The service is provided by PSI and the terms are established by contract. In 2011, and at the recommendation of a citizen's committee, the City added a curb-side, single stream, incentive-based recycling program to its solid waste handling program. To spark interest and participation and slowly incorporate the increased cost of the program, the City Council elected to subsidize the incentive-based recycling program. We have continued this practice for each of the past two fiscal years.

We are recommending the City Council continue the rate subsidy of \$150,000. With the subsidy, the City will need to increase the rate by 6.24%, or \$1.02 per resident per month. Participation in the City's recycling exceeded expectations and was one of the highest rated services offered by the City. Additionally, PSI, the City's contracted solid waste and recycling provider, has requested an increase of 3.5%. This is the first request for an increase since FY 2010.

Approval Process:

Approving the tentative/preliminary budget requires a simple majority (50%+1) of the members in attendance at this meeting.

Budget Impact:

This is the appropriations ordinance for the 2011-2012 fiscal year.

Regulatory Impact:

Section 50-811 (8) of the Idaho Code states the City shall "prepare and submit to the council a tentative budget for the next fiscal year."

Section 50-1003 of the Idaho Code states "...the city council of each city shall, prior to the commencement of each fiscal year, pass an ordinance to be termed the annual appropriation ordinance, which in no event shall be greater than the amount of the proposed budget, in which the corporate authorities may appropriate such sum or sums of money as may be deemed necessary to defray all necessary expenses and liabilities of such corporation, not exceeding in the aggregate the amount of tax authorized to be levied during that year in addition to all other anticipated revenues."

Conclusion:

City Staff recommends the adoption of the tentative/preliminary budget for the 2011-2012 Fiscal Year.

Attachments:

1. None.



Date: Monday, August 6th, 2012

To: Honorable Mayor and City Council

From: Bill Carberry, Airport Manager

Request: Public hearing to consider a resolution setting the New Fee Schedule for Joslin Field, Magic Valley Regional Airport.

Time Estimate: 5 minutes for a staff report with additional time needed for public comment.

Background: In an effort to keep airport rates & fees in step with the increased cost of providing service to our users, I would request your consideration to adopt a resolution setting a new airport fee schedule to include the following proposed rate adjustments to landing fees. The modest increase proposed is needed to help offset the cost of providing facilities and service.

LANDING FEE

Last Adopted/ Current Rate	Proposed Date/Rate	% Increase
October 2009/ \$1.05 per 1000 lbs	October 2012/ \$1.25 per 1000 lbs	19.00 %

Approval Process: For proposed fee increases of 5% or more, the Council is required to hold a public hearing as prescribed by Idaho Code Section 63-1311A.

Budget Impact:

Airport Expenses

*Airport operating expenses for the time period FY 09-13 have gone up approximately 19% by comparison.

Revenue Impacts

Here is a breakdown of the increase in forecast FY 2013 revenue if the proposed increase is adopted:

Fee	Forecast 2013 Revenue	Proposed Additional Annual Revenue with New Fee	Forecast New 2013 Annual Revenue
Landing Fees	\$63,565	\$12,077	\$75,642

Impacts to Users

The following may help to further look at the proposed increase in cost for the airport's users:

Landing Fees

The greatest percentage of landing fees comes from our daily service with SkyWest Airlines.

Aircraft	Maximum Gross Landing Weight	Current Fee \$1.05 per 1000 lbs	Proposed Fee \$1.25 per 1000 lbs	Increase per Landing
EMB 120- Brasilia	25,800	\$27.09	\$32.25	\$5.16

Our Fees in Comparison

The Airport Board recently reviewed a rate and charges survey report completed by our airport master plan consultants, Ricondo & Associates. The survey looked at a wide sampling of commercial and general aviation airports in the northwest. The proposed increase to the landing fee rate still keeps our fee within the average range of our other Idaho and northwest commercial service airports.

Regulatory Impact: According to the FAA grant assurances, the airport must strive to be as self sustaining as possible through the use of fair market value rate structures for its services and facilities. The new landing fee rate adjustment is aimed at helping meet this objective.

Conclusion:

On behalf of the Airport Advisory Board, staff recommends the Council approve the resolution setting the new fee schedule for Joslin Field, Magic Valley Regional Airport.

The fee being considered has not been adjusted in 3 years. In the same period the Airport's maintenance and operation costs have increased and the modest increase proposed is needed to help offset the expenses of running the airport.

As a courtesy to SkyWest Airlines, I have previewed the potential landing fee increase and they have no objection to the adjustments which, if adopted, would be incorporated into their upcoming lease renewal this fall.

The airport has always strived to provide quality service and facilities at a reasonable cost to its users and the community. The proposed increase to the landing fee would help with our ability to maintain those standards.

Attachments: Resolution setting a new fee schedule for Joslin Field, Magic Valley Regional Airport

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, SETTING THE FEE SCHEDULE FOR JOSLIN FIELD, MAGIC VALLEY REGIONAL AIRPORT.

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

Section 1: That the fee schedule for Joslin Field, Magic Valley Regional Airport shall be as follows:

Private hangar land lease ¹	\$0.130/sq. ft.	Annually
FBO land lease ¹	\$0.147/sq. ft.	Annually
Commercial land lease ¹	\$0.147/sq. ft.	Annually
Landing rate ²	\$1.25/1,000 lb. max. glw	Each
	\$10.00 minimum	occurrence
Airline Terminal rates ¹	\$13.94/sq. ft.	Annually
Restaurant	\$600	Monthly
Tenant car rentals	10% of gross/\$350 min.	Monthly
Non-tenant car rental permit ³	\$150	Annually
	10% of gross	Monthly
ARFF (over 9 seats) ⁴	\$60/hour \$60/min.	Each
		occurrence
Fuel flowage fee	\$0.07/gallon	Monthly
Security charge ⁵	\$20/hour of service	Each
		occurrence
Tiedowns to FBO's,	\$6.00/month Std. Size	Monthly
commercial operations only	\$7.00/month Oversized	
Interest on past due (over 30 days) accounts	12% per annum	Monthly

¹ Annual rent shall be subject to annual escalation on October 1 of each year beginning October 1, 2006 for land leases and October 1, 2007 for Airline terminal rent. An annual change in the rent payment shall be directly proportional to the percent change in the Annual Consumer Price Index (CPI) for all urban consumers (CPI-U, U. S. City Average, all items, unadjusted basis, index base period (1982-84=100)).

Future rents shall be calculated in accordance with the above formula. The rent payment shall be increased each October 1 if there is a positive percent change, but never decreased; provided, however, if the rent increase in any given year exceeds five percent (5%), then the proposed rent increase shall be presented to the City Council for hearing and approval pursuant to I.C. § 63-1311A.

²A landing fee shall be assessed for any aircraft operating under Federal Aviation Regulation Parts 121 or 135 or any aircraft with a maximum gross landing weight equal to or greater than 12,500 pounds. The fee is calculated at one dollar and twenty five cents \$1.25 per 1000 pounds maximum gross landing weight per landing, \$10.00 minimum fee per landing.

³A charge of \$150 shall be applied to process a permit for a non-tenant permit. The permits are valid for 12 months.

⁴The airport must provide additional ARFF service for the scheduled arrival, planned diversion arrival, and/or departure of any aircraft with a seating capacity greater than 9 seats and carrying passengers on board. For arrivals, ARFF service begins 15 minutes prior to the aircraft estimated time of arrival and ends 15 minutes after all passengers are safely inside the terminal. For departures, ARFF service begins 15 minutes prior to scheduled passenger boarding and ends 15 minutes after actual time of departure. A single \$60 charge shall apply if the ARFF service time for any aircraft is a consecutive two hours or less from arrival to departure.

⁵The airport must provide additional security service for the departure of any commercial service or public charter aircraft with a seating capacity greater than 60 seats and carrying passengers on board. An exception is for diversion aircraft that stop for fuel only and do not board or re-board passengers. Security service begins fifteen minutes prior to the aircraft estimated time of arrival or passenger processing time, as applicable, and ends fifteen minutes after aircraft actual departure time. No-notice cancellations will be assessed for two hours of service.

Section 2: All prior resolutions setting airport fees are hereby repealed, and this resolution shall become effective October 1, 2012.

PASSED BY THE CITY COUNCIL
SIGNED BY THE MAYOR

, 2012.
, 2012.

MAYOR

ATTEST:

DEPUTY CITY CLERK



Date: Monday, August 6, 2012

To: Honorable Mayor and City Council

From: Stacy McClintock, Recreation Supervisor

Request:

A Public hearing to consider a resolution to increase Private Youth Organization Ballfield Preparation Fee.

Time Estimate:

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

Background:

Staff was directed to generate additional revenue to help cover the cost of increasing recreation costs. Therefore, a review process of both City recreation fees as well as private youth organization fees was initiated that included input from the Parks and Recreation staff, and representatives from the Twin Falls County Youth Baseball organization.

Field preparation fee for youth leagues was implemented in 2008. Previously, youth organizations were charged a per player fee of \$15. For example: In 2007 a private youth organization paid the City \$3060 (204 players @ \$15 per player) and the City prepared the fields 60 times for their league games. With the recommendation from the Parks and Recreation Commission this change was to a \$25 per preparation fee, instead of a per player fee.

On January 14, 2008 the City Council approved this change, and the cost went from a per player fee to a per prep fee. This change reduced the amount of revenue the City collected from this private youth organization while the number of field preps remained the same.

During the January 17, 2012 City Council meeting, staff was directed to take a second look at the private youth organizational fees. Parks and Recreation staff as well as the representatives from the TFCYB (Twin Falls County Youth Baseball) agreed on a \$5 increase per prep. This amounts to a 20% increase in field preparation fees for private youth organizations.

Private Youth Preparation Fees

Current Rate	Proposed Rate	% Increase
\$25 per prep	\$30 per prep	20 %

Approval Process:

For proposed fee increases that exceeds 5%, the Council is required to hold a public hearing as prescribed by Idaho Code Section 63-1311A.

Budget Impact:

Cost of publishing the notice in the paper. The estimated increase in revenue amounts to approximately \$700 if the number of field preps remain the same from the previous year.

Conclusion:

The Parks and Recreation Commission recommends to the City Council to approve the above proposed increase in Private Youth Organization Ballfield Preparation Fee.

Attachments:

1. Resolution

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO,
ESTABLISHING RECREATION PROGRAM FEES.

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

Section 1: That Private Youth Organization fee shall be established as follows:

Field Preparation Fees Per Prep \$30.00

Effective Date - October 1, 2012

Section 2: That all prior resolutions or parts thereof inconsistent with this Resolution are repealed.

PASSED BY THE CITY COUNCIL
SIGNED BY THE MAYOR

August 6, 2012.
August 6, 2012.

MAYOR

ATTEST:

DEPUTY CITY CLERK



Date: Monday, August 6, 2012

To: Honorable Mayor and City Council

From: Lorie Race, CFO

Request: A public hearing to consider an increase to the sanitation rates, as discussed during the 2012-2013 budget process.

Time Estimate: 7-10 minutes for staff report, plus additional time for public comment.

Background: During the budget process, we discussed PSI's increased contract price to provide sanitation and recycling services for the City. For the past two years, the City Council has elected to subsidize the needed rate increases with reserves from the Sanitation Fund. Next year, the recommended budget contains a subsidy of approximately \$150,000 to help offset the 11.8% rate adjustment that would be needed to balance the fund. That use of reserves, coupled with only a 6.24% rate increase, should provide the necessary revenues needed to balance the Sanitation Fund.

The current monthly sanitation rate is \$16.34 per household. The proposed 6.24% rate increase would add \$1.02 per month. Without the \$150,000 subsidy, the proposed rate would be \$18.27 per month per household, or an increase of \$1.93 per month.

Approval Process: Idaho Code Section 63-1311A states if an entity is proposing to increase an existing fee by an amount that exceeds a 105% of the last fee collected, then that entity must hold a public hearing to allow public comment.

Budget Impact: The Fiscal Year 2012-2013 budget contains the anticipated revenues that would be generated by increasing Sanitation rates by 6.24%.

Regulatory Impact: None.

Conclusion: Staff recommends moving forward with the proposed rate increase to the monthly sanitation fees as presented in the 2013 budget.

Attachments: Utility Rate Resolution for fiscal year 2012-2013.

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, ESTABLISHING SEWER CONNECTION FEES AND USER CHARGES; ESTABLISHING WATER CONNECTION FEES AND USER CHARGES; ESTABLISHING PRESSURE IRRIGATION FEES; PROVIDING FOR COMMERCIAL CLASS USER RELIEF; ESTABLISHING GARBAGE AND RUBBISH COLLECTION FEES; PROVIDING FOR A POLICY ON DELINQUENT ACCOUNTS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. WASTEWATER CONNECTION FEES: That the following fees to be paid for connection to the Wastewater Collection and Treatment System shall be, and the same are hereby established:

A. General Permit: The fee for processing the application shall be Fifteen Dollars (\$15.00).

B. Industrial Permit: The fee for processing the application shall be established by the City Council at the time of such application.

C. Municipal Permit: The fee for processing the application shall be established by the City Council at the time of such application.

D. Standard Connection: The assessment for construction of a standard sewer connection four inches (4") in diameter and fifty feet (50') or less in length shall be Five Hundred Fifty Dollars (\$550.00) per connection. The assessment may be paid over a 20-year period by monthly payment after execution of a payment contract provided by the City. The annual interest rate for paying connection assessments on a monthly basis shall be six percent (6%) compounded on the unpaid balance.

F. Capacity Fees: The following capacity fees are to be paid for connection to the Wastewater Treatment System:

Single Family Residence	\$357.00
Duplexes, per dwelling unit	284.00
Mobile Home Parks, per dwelling unit	211.00
Apartments, per dwelling unit	\$284.00

Commercial, Institution, and Industrial capacity fees are priced based on annual flows and strengths using the following table:

Flow, per 1,000 gallons	\$2.376
Biological Oxygen Demand (BOD), per pound	.9445
Total Suspended Solids (TSS), per pound	.95893

SECTION 2. WASTEWATER USER CHARGES: That the following user classification and charges to be paid by each City resident user for use of the wastewater collection and treatment system shall be, and the same are hereby established.

A. Group I - Residential (User Code 100): This class of users includes all single-family dwelling units. The monthly fee for this class of users shall be \$15.934 for the use of the collection and treatment system, and \$.419 per thousand gallons of metered water usage for the first 8,000 gallons used each month.

B. Group I - Residential (User Code 102): This class of users includes all multi-family dwelling units including duplexes, apartments, and mobile home parks. The monthly fee for this class of users shall be \$12.917 for each dwelling unit, for the use of the collection and treatment system, and there shall be added to each user account a capital construction fee of \$1.557 per month.

C. Group II - Commercial (User Code 200): This class of user includes office buildings, hotels/motels (without restaurants), retail and wholesale (non-food), warehousing and light manufacturing, bars (without restaurants), car washes, laundromats, repair shops and gas stations. The monthly fee for this class of users shall be \$15.934 for use of the collection and treatment system, and \$1.029 per 1,000 gallons of metered water used each month.

D. Group III - Commercial (User Code 300): This class of users includes hotels/motels (with restaurants), markets (including meat and produce), restaurants, bakeries (wholesale) and mortuaries. The monthly fee for this class of user shall be \$15.934 for use of the collection and treatment system, and \$2.262 per 1,000 gallons of metered water used each month.

E. Group IV - Institutional: This class of users includes churches, hospitals, convalescent hospitals, elementary schools, high schools and colleges. With the exception of elementary and other public schools, the monthly fee for this class of users shall be \$15.934 for use Resolution No. .

of the collection and treatment systems, and \$1.054 per 1,000 gallons of metered water used each month.

Elementary schools shall pay \$.251 per pupil per month during the school year, but not less than \$15.934 per month. Other schools shall pay \$0.455 per pupil per month during the school year, but not less than \$15.934. For billing purposes, the student enrollment on the first day of the school year shall be used to calculate the bill for the ensuing school year.

F. Wastewater Flow Measuring Device: Any Group II, III, or IV commercial user whose charge is based on water meter readings may install a wastewater flow measuring device or separate water meter as approved by the Public Works Director, at the user's expense, if the water meter readings are not representative of the wastewater flow.

The Wastewater Superintendent may require a wastewater system user to install a flow-measuring device in the building sewer or water meter if all or part of the water supply to the building comes from an unmetered source. The user shall operate and maintain such device in proper operating condition. The standard group user rate shall be applied to the measured flow.

G. Group V - Industrial (User Code 500): This class of users includes all large volume and industrial process waste dischargers. The monthly fee for this class of users shall be in accordance with the Industrial User Agreement, entered into by each industrial user with the City of Twin Falls for the use of the wastewater system. (The City of Twin Falls may negotiate sewer rates on a contractual basis with major industrial customers.)

The monthly fee for this class of user shall be \$15.934 for the use of the collection and treatment system, and a metered flow and measured strength charge determined using the following rate table:

Flow, per 1,000 gallons	\$.419
Biological Oxygen Demand (BOD), per pound	186
Total Suspended Solids (TSS), per pound	.182

H. Group VI - City of Kimberly (User Code 600): The City of Kimberly shall pay in accordance with the municipal User Agreement entered into by the City of Kimberly with the City of Twin Falls.

The monthly fee for this class of user shall be \$15.934 for the use of the collection and treatment system, and a metered flow and measured strength charge determined using the following rate table, plus a capital recovery charge of \$724.70:

Flow, per 1,000 gallons	\$.419
Biological Oxygen Demand (BOD), per pound	.186
Total Suspended Solids (TSS), per pound	.182

SECTION 3. WATER CONNECTION FEES: That the following fees to be paid for connection to the Water Supply and Distribution System shall be, and the same are hereby established. These fees shall be adjusted annually, based upon the fluctuation of the Municipal Cost Index, as published by the American Cities and Counties magazine. The reference index number for the fees established by this resolution is 131.0, as shown in the February 1993 issue of the American Cities and Counties magazine.

A. General Permit: The standard size tapping connections and the fee for processing the application, tapping the public water line and constructing the meter and box shall be as follows:

Connection Size	Permit Fee
1 inch, standard meter	\$404.00
1 inch, radio-read	\$583.00
1 ½ inch, radio-read	\$895.00
2 inch, radio-read	\$925.00
4 inch, radio-read	\$4,663.00

B. Fire Permit: The standard sizes and the fee for processing the application and tapping the public water line shall be as follows:

Connection Size	Permit Fee
4 inch	\$1,097.00
6 inch	\$1,242.00
8 inch	\$1,658.00
10 inch	\$2,344.00
12 inch	\$3,620.00

C. Service Line: The fee for the City to construct all or any portion of a standard connection size service line, fifty (50) foot or less in length shall be as follows:

For connections not located in a subdivision	
Connection Size	Service Line Fee
1 inch	\$630.00
1 inch radio read	\$634.00
1 ½ inch	\$676.00
2 inch	\$735.00
4 inch	\$856.00

D. Fire Line: The City of Twin Falls no longer constructs fire line.

E. Commercial Sewer Relief Meter: The City of Twin Falls no longer provides this service.

F. Nonstandard Permit: The fee for a larger than standard sizes must be approved by the City Engineer. Once approved, the fee for a larger than standard size permit shall be determined by the City Engineer.

G. Nonstandard Service: The fee for the City to construct all or any portion of a non-standard size service line shall be determined by the City Engineer.

H. Rock Excavation: The above fees do not include any rock excavation that may be required. The actual cost of any rock excavation, as determined by the Water Superintendent, shall be paid in addition to any other fees and charges.

I. Incidental Costs: The above fees do not include incidental costs such as trenching and traffic control. The actual cost of any incidental charges, as determined by the Water Superintendent, shall be paid in addition to any other fees and charges.

J. Meter Turn-on Service Fee (new service): The fee for processing the application and turning on water at existing meter shall be \$10.00 each time the water is turned on.

K. Service Fee (repairs): The fee for responding to an afterhours service call, which involves either turning off or turning on the water, shall be \$80.00. Said fee shall not be charged to customers closing accounts. An emergency allowance may be granted by the City Manager or his designee.

L. Water Meter Removal Fine: The fine charged for removal of a water meter when the City finds that a meter which has been turned off or on without the City's authorization, shall be \$200.00.

SECTION 4. WATER USER CHARGES: That the following charges to be paid by each City resident user for use of the Water Supply and Distribution System shall be, and the same are hereby established as follows:

A. User Charge: All users shall pay each month for the water supplied through their water meter. (The City of Twin Falls may negotiate water rates on a contractual basis with major industrial customers.) The base fee shall be \$10.121, which includes up to the first 2,000 gallons of water. The charges per thousand (1,000) gallons of water supplied over 2,000 gallons shall be as follows:

Gallons Supplied	Additional Charge per 1,000 gallons
3,000 to 150,000	\$1.607
151,000 to 10,000,000	..726
10,001,000 and above	..552

B. Water rates for all mobile home parks, trailer parks, trailer and tourist camps shall be charged in accordance with the standard individual residence rates as set forth by the City, provided, however, that every two spaces for living unit parking shall be defined as the equivalent of one individual residence.

C. Each active water user shall pay each month an additional fee of \$11.15 for the annual debt service payment for the revenue bonds which financed the federally mandated arsenic compliance project.

SECTION 5. PRESSURIZED IRRIGATION FEES: That the following fees to be paid for connection to the Pressurized Irrigation System shall be, and the same are hereby established:

A. Processing Fee: There is no additional processing fee for utility customers with potable water service, but an additional monthly processing fee of \$5.88 will be assessed to any customer with only pressurized irrigation service.

B. Residential property: The monthly fee for residential property shall be computed based upon the full platted lot size, in square feet, at the rate of \$0.001866067 per square foot. This fee represents the total annual cost of service, divided into twelve monthly payments. The monthly fee for residential properties no longer receiving "shoulder water" shall be computed based upon the full platted lot size, in square feet, at the rate of \$.001586157 per square foot. This fee represents the total annual cost of service, divided into twelve monthly payments.

C. Commercial property: The monthly fee for commercial property shall be computed based upon twenty percent (20%) of the full platted lot size, in square feet, at the established rate of \$0.001866067 per square foot. This fee represents the total annual cost of service, divided into twelve monthly payments.

SECTION 6. COMMERCIAL CLASS-USER RELIEF: Any commercial class user may request of the City Manager relief from his sewer billing rate. Relief shall be granted if the City Manager is satisfied that the user's billing rate has been increased due to irrigation water use only. The relief adjustment shall be the difference between the user's monthly charges from November 1st through April 30th and May 1st through October 31st, as determined by a review of the preceding twelve calendar months. The amount of the relief shall be the amount by which the user's sewer rate for the period of May 1st through October 31st exceeds the user's sewer rate for the period November 1st through April 30th. If the City Manager is satisfied that the requested adjustment is in order, a cash refund shall be made. Any commercial or non-commercial user may appeal the decision of the City Manager to the City Council, and the Council shall make a final determination of the matter at a regularly scheduled Council meeting. Any application for relief must be made within six (6) months following the year for which the application is made.

SECTION 7. GARBAGE AND RUBBISH COLLECTION FEES: That the following garbage and rubbish collection fees are, and the same are hereby established:

A. Single Family Residential: The collection rate for each single-family residential dwelling shall be \$ 17.36 per month, unless qualified for the "one-can" rate, which shall be \$9.18 per month. Effective October 1, 2005 the "one-can" rate will not be offered to any additional customer; however, the 76 customers currently qualified and using this rate may continue at this rate so long as they remain qualified.

B. Multi-Dwellings: The collection rate for multi-dwellings (IE: duplexes, triplexes, four-plexus, etc.) shall be \$17.36 per month for each residential unit in said multi-dwelling.

SECTION 8. RENTER DEPOSIT: That the City shall charge a \$75.00 renter deposit to renters wishing to establish water, sewer and/or sanitation accounts in their own names rather than their landlord's name. This \$75.00 deposit may be refunded or applied to the balance of the account at the time the account is closed or one year from the date of payment of said deposit if the account is, in the opinion of the Finance Director, in good standing. The Finance Director is hereby authorized to set standards by which the status of an account is evaluated for the purpose of determining if a refund is appropriate.

Deposits may be refunded or applied upon request under the above conditions and only if the renter has remained at the same address for the aforementioned one year period.

SECTION 9. DELINQUENT ACCOUNTS: The unpaid balance on utility and sanitation accounts shall be considered delinquent 30 days after the date identified on the billing. Interest shall be charged on the unpaid balance commencing with the first day of delinquency at the rate of 12% per annum (1% per month) subject to a minimum charge of 50¢. After 30 days of delinquency, accounts shall be notified by mail that service will be discontinued unless full payment is made within a period of seven calendar days from date of mailing. The City Manager or his designated representative may enter into a payment agreement with a customer, if the customer can establish an unusual financial hardship, which has resulted in the delinquency. Interest charges shall be applied to the delinquent balance during the term of the agreement. Any breach of the payment agreement shall be grounds for termination of service without any further notification. Service fees, as established in Section 3 of this

resolution, shall be applied to all accounts when service is discontinued for lack of payment.

SECTION 10. EFFECTIVE DATE: This resolution shall be effective October 1, 2012. Industrial and municipal wastewater user charges that are established by separate agreements shall remain as specified in said agreements.

SECTION 11. REPEAL OF PRIOR RESOLUTIONS: All prior resolutions establishing utility rates or portions thereof, inconsistent with the provisions of this resolution are hereby repealed.

PASSED BY THE CITY COUNCIL,
SIGNED BY THE MAYOR,

August 6, 2012
August 6, 2012

Mayor Greg Lanting

ATTEST:

Deputy City Clerk