

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
August 20, 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 for approval of the accounts payable for August 14 – 20, 2012. 2. Consideration of a request for approval of the August 6 and 13, 2012, City Council Minutes. 3. Consideration of a request for approval of the Cinema West Twin Falls, LLC dba Magic Valley Cinema 13 application for a Beer and Wine License located at 1485 Pole Line Road E., Twin Falls, Idaho. 4. Consideration of a request for approval of the Von Scheidt Brewing Co. LLC application for a Beer and Wine License located at 157 2nd Avenue West, Twin Falls, Idaho. 5. Consideration of a request for approval of the final plat for Twin Plaza Condominiums Subdivision c/o Gerald Martens, EHM Engineers, Inc. on behalf of Twin Plaza LLC. 6. Consideration of a request for approval of a donation of a tree with a plaque located in City Park.	<u>Action</u>	<u>Staff Report</u> Sharon Bryan L. Sanchez Sharon Bryan Sharon Bryan Mitch Humble Dennis Bowyer
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Consideration of a request to present Road Scholar Level 1 Certificates to the following individuals before the Twin Falls City Council: Victor Cabello, Dale Eldredge, LeRoy Hartgrave, Aaron Hentrup, James Hutchison, Dean Littler, Dave McCreery, Bud Stradley, Mark Thomson, Dan Veenstra, Terry Williamson by Bruce Drewes of the Idaho Tech Transfer Center. 2. Consideration of a request to present Peace Officer Standards and Training Council Certificates to the following individuals before the City Council: Officer Ben Hammer, Detective Javier Paredes, Officer Dallan Hall, Officer Rick Van Vooren, and Sergeant Brent Wright. 3. Consideration of a request for approval to establish a temporary off-leash dog park at Dierkes Lake to allow a swimming day for dogs on Saturday September 15, 2012. 4. Consideration of a request for approval to establish a temporary off-leash dog park at Harmon Park Field # 3. 5. Continued discussion of the Preliminary Budget for Fiscal Year 2012-2013. 6. Public input and/or items from the City Manager and City Council.	Presentation Presentation Action Action Discussion	Jacqueline Fields Brian Pike/ Anthony Barnhart Dennis Bowyer Dennis Bowyer Travis Rothweiler
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
IV. <u>PUBLIC HEARINGS:</u> 6:00 P.M. 1. A public hearing and adoption of the annual appropriations ordinance for the City of Twin Falls for the 2013 Fiscal Year.	Public Hearing	Travis Rothweiler
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.*

Present: Shawn Barigar, Don Hall, Suzanne Hawkins, Gregory Lanting, Jim Munn, Rebecca Mills Sojka, Chris Talkington
Absent: None

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Community Development Director Mitch Humble,

Chief Financial Officer Lorie Race, Budget Coordinator Patricia Lehmann, Parks & Recreation Director Dennis Bowyer, City Engineer Jacqueline Fields, Police Chief Brian Pike, Captain Anthony Barnhart, Public Works Coordinator Jon Caton, Assistant to the City Manager Mike Williams, Public Information Officer Josh Palmer, Deputy City Clerk Sharon Bryan, Deputy City Clerk/Recording Secretary Leila A. Sanchez

Mayor Lanting 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. Mayor Lanting introduced staff.

5:00 P.M.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA:

Request by City Manager Rothweiler to add the following item to the Consent Calendar: Consideration of a request to accept a public roadway and utility easement.

MOTION:

Councilperson Talkington made the motion to add the Consideration of a request to accept a public roadway and utility easement, as presented. The motion was seconded by Councilperson Hall and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

PROCLAMATIONS: None

I. CONSENT CALENDAR:

1. Consideration of a request for approval of the accounts payable for August 14 – 20, 2012, total: \$773,814.22. Payroll for August 17, 2012, total: \$177,415.19.
2. Consideration of a request for approval of the August 6 and 13, 2012, City Council Minutes.
3. Consideration of a request for approval of the Cinema West Twin Falls, LLC dba Magic Valley Cinema 13 application for a Beer and Wine License located at 1485 Pole Line Road E., Twin Falls, Idaho.
4. Consideration of a request for approval of the Von Scheidt Brewing Co. LLC application for a Beer and Wine License located at 157 2nd Avenue West, Twin Falls, Idaho.
5. Consideration of a request for approval of the final plat for Twin Plaza Condominiums Subdivision c/o Gerald Martens, EHM Engineers, Inc. on behalf of Twin Plaza LLC.
6. Consideration of a request for approval of a donation of a tree with a plaque located in City Park.
7. *Consideration of a request to accept a public roadway and utility easement.*

MOTION:

Councilperson Barigar made the motion to approve the Consent Calendar as amended. The motion was seconded by Councilperson Munn and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

II. ITEMS FOR CONSIDERATION:

1. Consideration of a request to present Road Scholar Level 1 Certificates to the following individuals before the Twin Falls City Council: Victor Cabello, Dale Eldredge, LeRoy Hartgrave, Aaron Hentrup, James Hutchison, Dean Littler, Dave McCreery, Bud Stradley, Mark Thomson, Dan Veenstra, Terry Williamson by Bruce Drewes of the Idaho Tech Transfer Center.

Jon Caton introduced Bruce Drewes.

Bruce Drewes gave the presentation and explained The Idaho Road Scholar Program.

Bruce Drewes, Mayor Lanting, and Councilperson Hawkins presented certificates to Victor Cabello, Dale Eldredge, LeRoy Hartgrave, Aaron Hentrup, Dean Littler, Dave McCreery, Bud Stradley, Mark Thomson, Dan Veenstra, and Terry Williamson.

2. Consideration of a request to present Peace Officer Standards and Training Council Certificates to the following individuals before the City Council: Officer Ben Hammer, Detective Javier Paredez, Officer Dallan Hall, Officer Rick Van Vooren, and Sergeant Brent Wright.

Captain Barnhart explained the presentation.

Chief Pike, Mayor Lanting, and Vice Mayor Hall presented certificates to Officer Ben Hammer, Detective Javier Paredez, Officer Dallan Hall, Officer Rick Van Vooren, and Sergeant Brent Wright.

3. Consideration of a request for approval to establish a temporary off-leash dog park at Dierkes Lake to allow a swimming day for dogs on Saturday, September 15, 2012.
Parks & Recreation Director Bowyer explained the request. The Parks & Recreation Commission unanimously recommended to the City Council for Dierkes Lake to be designated as a temporary dog park on Saturday September 15th from 10am to 2pm to allow dogs to go swimming in the lake. Staff concurs with the recommendation.

Council discussion followed.
-Handling of liability issues

City Attorney Wonderlich stated that the City has liability insurance if an incident occurs. Release of liability form will be considered.

MOTION:

Councilperson Barigar made a motion to establish a temporary off-leash dog park at Dierkes Lake to allow a swimming day for dogs on Saturday September 15, 2012. The motion was seconded by Councilperson Mills Sojka.

Councilperson Barigar stated that the Commission recommended to staff to have signs at the admission booth several weeks in advance to notify users of Dierkes Lake that the lake will be used by dogs and to promote the event.

Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

4. Consideration of a request for approval to establish a temporary off-leash dog park at Harmon Park Field # 3.

Parks & Recreation Director Bowyer explained the request. The Parks & Recreation Commission unanimously recommended to the City Council to establish Harmon Park Field # 3 as a temporary dog park from Monday October 1, 2012 to Sunday March 10, 2013 and have the same rules and regulations for the temporary dog park as were established earlier this year. The rules and regulations would be the same as they were last winter at Frontier Field, except that the dog park would be a mixture of the small and large dogs' areas into one.

Council discussion followed.
-Concern of off-leash dogs fighting

Parks & Recreation Director Bowyer stated that he received one call where someone thought another dog was too aggressive. The owner left the park.

-Patrolling to assure that dogs are licensed and vaccinated.

City Manager Rothweiler stated that Chief Pike indicated that the police department could patrol on a periodic basis.

MOTION:

Vice Mayor Hall made a motion to establish a temporary off-leash dog park at Harmon Park Field # 3, and the Rules & Regulations for Off-Leash Dog Area, as presented. The motion was seconded by Councilperson Barigar and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

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

City Manager Rothweiler continued discussion on the budget.

Discussion followed on funding of street improvements and improvements for streets annexed into the city.

6. Public input and/or items from the City Manager and City Council. None.

Recess at 5:56 P.M.
Reconvened 6:07 P.M.

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:

Councilperson Barigar gave a report on the auction on the downtown parking meters held on Saturday, August 18, 2012, at the Blue Lakes Rotary Club Beerfest.

City Manager Rothweiler stated that Jim O'Donnell will make a presentation at the September 4, 2012, City Council Meeting on the Air Show.

IV. PUBLIC HEARINGS: 6:00 P.M.

1. A public hearing and adoption of the annual appropriations ordinance for the City of Twin Falls for the 2013 Fiscal Year.

City Manager Rothweiler gave a review of the 2013 Fiscal Year City Manager's Recommended Budget.

Council discussion followed.

Public Works Director Caton reported on the installation of backup power generation for the Blue Lakes Well pumps.

The public testimony portion of the hearing was opened.

Pete Johnston, 312 Washington Street South, stated the following concerns:

- Cost of \$90,000 in the budget for the Courtney Conservation Park.
- New pickup for a superintendent.
- Vehicles in City parking lots not being utilized.
- Hole developing next to the curb on Washington Street North.

George Haney, 838 Filer Avenue West, stated that he is expecting the Council to be financially responsible and to continue to decrease expenses to run the City.

Steve Maschek, 380 Ridgeway, stated that even though his property value decreased he had an increase of property taxes. He is also concerned about roads and sewer.

Marilyn Tarkalso, 314 Shade Tree Trail, stated that the property owner is continually asked to pay more property tax. She asked that in a down economy that parks and the Evel Knievel Project should be placed on hold. Schools may increase property taxes.

The public testimony portion of the hearing was closed.

Mayor Lanting explained that the residential taxes for the City's portion of taxes will decrease.

Parks & Recreation Director Bowyer stated that the cost for the Courtney Conservation Park is approximately \$90,000, which came out of the Water Conservation Fund. The majority of the cost was for the underground sprinkler system. Native grasses and plants are planned to be installed. Installation will also include curb, gutter, and sidewalk.

Mayor Lanting stated that the cost of the Courtney Conservation Park was out of last year's budget. The park is a demonstration area for conserving water by using drought resistant native plants.

City Manager Rothweiler stated that the city takes vehicles from a priority response position. City vehicles are continually being passed down from department to department. In regards to vehicles parked in city parking lots, the Police Department patrol staff share vehicles. Staff will continue discussion on disposing of city vehicles that are no longer functional.

City Engineer Fields stated that the pothole on Washington Street roadway is under warranty and ITD has been contacted.

City Manager Rothweiler stated that the money for the Evel Knievel jump site has been reduced and placed those monies to make improvements at Auger Falls for trails and other types of resources. In addition, he stated that the City cannot control other taxing entities.

Councilperson Talkington stated that in regards to school funding, the state legislature has been decreasing its support for public education and that is forcing local districts to pass override levies.

The public hearing was closed.

MOTION:

Councilperson Talkington made the motion to suspend the rules and place Ordinance 3035, entitled:
AN ORDINANCE OF THE CITY OF TWIN FALLS, IDAHO, APPROPRIATING \$49,254,478 FOR THE 2013 FISCAL YEAR TO DEFRAY ALL NECESSARY EXPENSES AND LIABILITIES OF THE CITY OF TWIN FALLS; PROVIDING FOR THE OBJECTS AND PURPOSES FOR WHICH SUCH APPROPRIATIONS ARE MADE AND THE AMOUNT APPROPRIATED FOR EACH OBJECT OR PURPOSE; LEVYING AD VALOREM TAXES IN THE AMOUNT OF \$16,600,941 FOR THE 2013 FISCAL YEAR; PROVIDING THAT A COPY OF THIS ORDINANCE SHALL BE FILED WITH THE COUNTY COMMISSIONERS OF TWIN FALLS COUNTY, IDAHO AND WITH THE SECRETARY OF STATE OF THE STATE OF IDAHO; PROVIDING FOR THIS ORDINANCE TO TAKE EFFECT UPON ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW, THE RULE REQUIRING THAT AN ORDINANCE BE READ ON THREE SEPARATE OCCASIONS HAVING BEEN SUSPENDED.
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 7 to 0.

Deputy City Clerk Sanchez read the ordinance title.

MOTION:

Councilperson Barigar made a motion to adopt Ordinance 3035 as presented. The motion was seconded by Councilperson Hawkins. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

V. ADJOURNMENT: 7:22 P.M.

Leila A. Sanchez
Deputy City Clerk/Recording Secretary



Date: Monday, August 20, 2012
To: Honorable Mayor and City Council
From: Troy Vitek, PE Assistant City Engineer

Request:

Consideration of a request to accept a public roadway and utility easement.

Time Estimate:

The staff presentation will take approximately 2 minutes.

Background:

WS&V subdivision is in the process of recording a final plat. The plans for the plat include construction of Cheney Drive along the North property line of the subdivision. In order to construct the roadway, an easement is required from the neighboring properties. The attached easement allows WS&V to construct said roadway.

Approval Process:

A majority vote of the Council to approve acceptance of the Easement.

Budget Impact:

No budget impact on the City

Conclusion:

Staff recommends that City Council allow the mayor to accept attached easement.

Attachments:

1. Public Easement.

Public Easement

FOR VALUABLE CONSIDERATION, The receipt of which is hereby acknowledged, **GARY N. NELSON**, a married man; **BLASS, INC.**, an Idaho Coporation; **GARY D. SLETTE**, a married man; **GERALD MARTENS**, a married man; **J. EVAN ROBERTSON**, a married man; **DIRK D. GIBSON**, a married man; **DANIEL J. KONEN**, a single man; **STEPHEN E. GEORGE**, a married man; **KIRBY LANE DAHL**, a married man; and **JAMES J. MCCORMICK** and **ANNA L. MCCORMICK**, husband and wife; having lawful authority to do so, hereafter referred to as "Grantor(s)", do hereby irrevocably grant unto **THE CITY OF TWIN FALLS**, a Municipal Corporation, whose address is P.O. Box 1907, Twin Falls, Idaho, 83303-1907, hereafter referred to as "Grantee", an easement for roadway and utilities. Said easement is particularly described as:

A parcel of land located in a portion of Government Lot 2, Section 6, Township 10 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho being more particularly described as follows:

The Southerly 25 feet of Government Lot 2 of said Section 6 and the Southerly 40 feet of the Westerly 39 feet of Government Lot 2 of said Section 6.

This grant of easement is perpetual, and shall bind the parties, their heirs, personal representatives, lawful assigns and successors in interest.

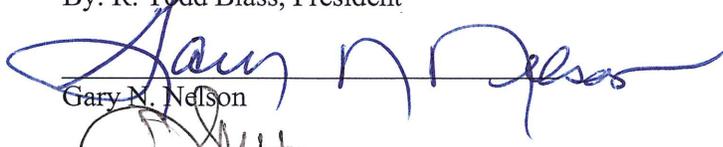
TO HAVE AND TO HOLD, said easement unto Grantee, its successors and assigns this _____ day of _____, 20____.

"GRANTORS"



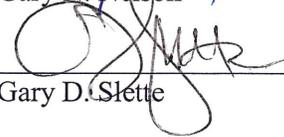
Blass, Inc., an Idaho Corporation
By: R. Todd Blass, President

Dirk D. Gibson



Gary N. Nelson

Daniel J. Konen

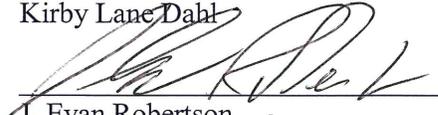


Gary D. Slette

Stephen E. George

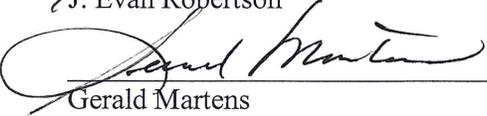
Kirby Lane Dahl

James J. McCormick



J. Evan Robertson

Anna L. McCormick



Gerald Martens

Public Easement

FOR VALUABLE CONSIDERATION, The receipt of which is hereby acknowledged, GARY N. NELSON, a married man; BLASS, INC., an Idaho Coporation; GARY D. SLETTE, a married man; GERALD MARTENS, a married man; J. EVAN ROBERTSON, a married man; DIRK D. GIBSON, a married man; DANIEL J. KONEN, a single man; STEPHEN E. GEORGE, a married man' ~~KIRBY LAW FIRM LLP~~ KLD Enterprises, and JAMES J. MCCORMICK and ANNA L. MCCORMICK, husband and wife; having A Texas, LLC, lawful authority to do so, hereafter referred to as "Grantor(s)", do hereby irrevocably grant unto THE CITY OF TWIN FALLS, a Municipal Corporation, whose address is P.O. Box 1907, Twin Falls, Idaho, 83303-1907, hereafter referred to as "Grantee", an easement for roadway and utilities. Said easement is particularly described as:

A parcel of land located in a portion of Government Lot 2, Section 6, Township 10 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho being more particularly described as follows:

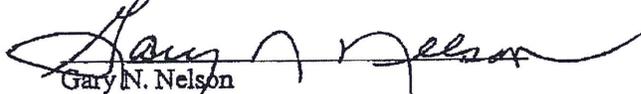
The Southerly 25 feet of Government Lot 2 of said Section 6 and the Southerly 40 feet of the Westerly 39 feet of Government Lot 2 of said Section 6.

This grant of easement is perpetual, and shall bind the parties, their heirs, personal representatives, lawful assigns and successors in interest.

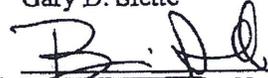
TO HAVE AND TO HOLD, said easement unto Grantee, its successors and assigns this _____ day of _____, 20__.

"GRANTORS"


Blass, Inc., an Idaho Corporation
By: R. Todd Blass, President

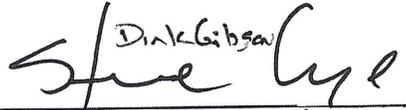

Gary N. Nelson

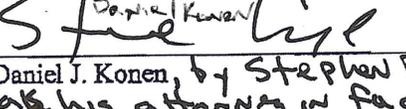
Gary D. Slette

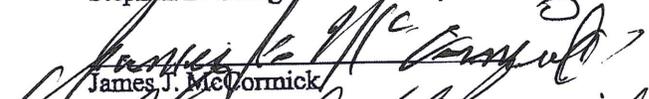

Brian Dahl ~~Kirby Law Firm LLP~~, Member of
KLD Enterprises, A Texas LLC

J. Evan Robertson


Gerald Martens


Dirk D. Gibson, by Stephen E. George,
as his attorney in fact


Daniel J. Konen, by Stephen E. George,
as his attorney in fact
Stephen E. George


James J. McCormick

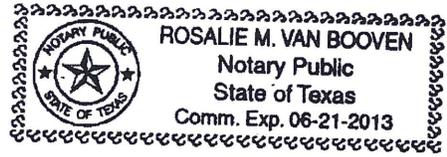

Anna L. McCormick

STATE OF Texas)
)ss)
County of Guadalupe)

On this 30th day of July, 2012, at 4:30 P.M., before me, a Notary Public in and for said State, personally appeared **Brian Dahl**, known or identified to me to be member of the limited liability company of **KLD Enterprises, A Texas LLC**, and the member who subscribed said limited liability company name to the foregoing instrument and acknowledged to me that he executed the same in said limited liability company name.

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

Rosalie M. Van Booven
Notary Public for Guadalupe County Texas
Residing in Sequin Texas
Commission expires 06/21/2013



STATE OF _____)
)ss
County of _____)

On this _____ day of _____, 20____, at _____ M., before me, a Notary Public, personally appeared **J. Evan Robertson**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

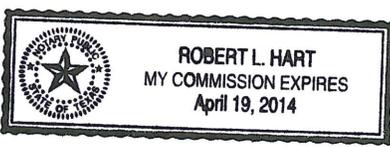
Notary Public for Idaho
Residing at _____
Commission Expires _____

STATE OF Texas)
County of HARRIS)ss

On this 31 day of JULY, 2012, at Villa D'Este M., before me, a Notary Public, personally appeared Stephen E. George, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Dirk D. Gibson, and acknowledged to me that he subscribed the name of Dirk D. Gibson thereto as principal, and his own name as attorney in fact.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Robert L. Hart
Notary Public for ~~Idaho~~ Texas



Residing at Villa D'Este
Commission Expires APRIL 19, 2014

STATE OF Texas)
County of HARRIS)ss

On this 31 day of JULY, 2012, at Villa D'Este M., before me, a Notary Public, personally appeared Stephen E. George, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Daniel J. Konen, and acknowledged to me that he subscribed the name of Daniel J. Konen thereto as principal, and his own name as attorney in fact.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Robert L. Hart
Notary Public for ~~Idaho~~ Texas



Residing at Villa D'Este
Commission Expires April 19, 2014

STATE OF _____)
)ss
County of _____)

On this _____ day of _____, 20____, at _____ .M., before me, a Notary Public, personally appeared **Gary D. Slette**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Notary Public for Idaho

Residing at _____
Commission Expires _____

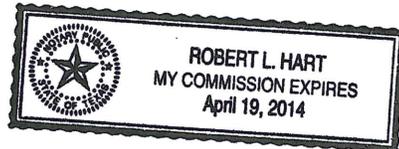
STATE OF TEXAS)
)ss
County of HARRIS)

On this 31 day of JULY, 2012, at Ville d'Este .M., before me, a Notary Public, personally appeared **Stephen E. George**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Robert L. Hart
Notary Public for Idaho Houston

Residing at Ville
Commission Expires April 19, 2014



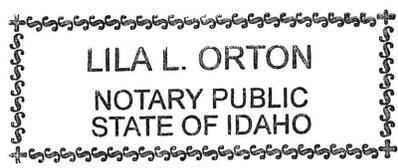
STATE OF Idaho)
County of Twin Falls)ss

On this 3rd day of August, 2012, at 1:15 P.M., before me, a Notary Public, personally appeared **R. Todd Blass**, known or identified to me to be the President of BLASS, INC., and the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

[Signature]
Notary Public for Idaho

Residing at Twin Falls
Commission Expires 10/26/12



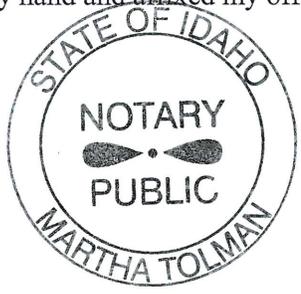
STATE OF Idaho)
County of Twin Falls)ss

On this 1st day of August, 2012, at 3:30 P.M., before me, a Notary Public, personally appeared **Gary N. Nelson**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Martha Tolman
Notary Public for Idaho

Residing at Twin Falls
Commission Expires 10/17/12



STATE OF _____)
)ss
County of _____)

On this _____ day of _____, 20____, at _____ .M., before me, a Notary Public, personally appeared **Kirby Lane Dahl**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Notary Public for Idaho

Residing at _____
Commission Expires _____

STATE OF Idaho)
)ss
County of Twin Falls)

On this 6th day of August, 2012, at 2:20 p .M., before me, a Notary Public, personally appeared **J. Evan Robertson**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Robin L. Moore
Notary Public for Idaho

Residing at Jerome
Commission Expires 12-28-12



STATE OF Idaho)
County of Twin Falls)ss

On this 6th day of August, 2012, at 11:30 A.M., before me, a Notary Public, personally appeared **Gary D. Slette**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Robin L. Moore
Notary Public for Idaho

Residing at Jerome
Commission Expires 12-28-12



STATE OF _____)
County of _____)ss

On this _____ day of _____, 20____, at _____ .M., before me, a Notary Public, personally appeared **Stephen E. George**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Notary Public for Idaho

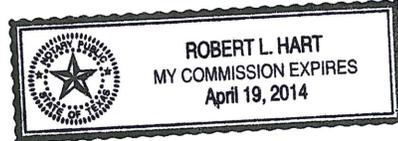
Residing at _____
Commission Expires _____

STATE OF Texas
County of HARRIS)ss

On this 31 day of July, 2012, at Villadeste M., before me, a Notary Public, personally appeared James J. McCormick, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Robert L. Hart
Notary Public for ~~Idaho~~ Texas



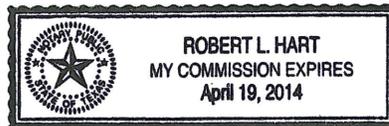
Residing at Villa
Commission Expires April 19, 2014

STATE OF Texas
County of HARRIS)ss

On this 31 day of July, 2012, at Villadeste M., before me, a Notary Public, personally appeared Anna L. McCormick, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Robert L. Hart
Notary Public for ~~Idaho~~ Texas



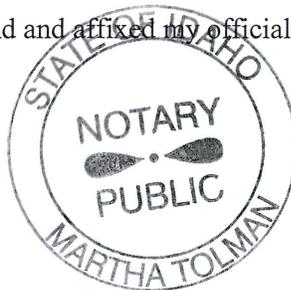
Residing at Villa
Commission Expires April 19, 2014

STATE OF Idaho)
County of Twin Falls)ss

On this 1st day of August, 2012, at 3:30 P.M., before me, a Notary Public, personally appeared **Gerald Martens**, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Martha Tolman
Notary Public for Idaho



Residing at Twin Falls
Commission Expires 10/17/12

“GRANTEE”

CITY OF TWIN FALLS

BY: [Signature]
Mayor

ATTEST:
Leila A. Sanchez
Deputy City Clerk

STATE OF Idaho)
County of Twin Falls)ss

On this 20th day of August, 2012, at 7:30 P.M., before me, a Notary Public, personally appeared Gregory Harting and Leila A. Sanchez, known or identified to me to be the Mayor and Deputy City Clerk, respectively, for the CITY OF TWIN FALLS, and the persons who executed the instrument on behalf of said corporation, and acknowledged to me that such coporation executed the same.

In witness whereof, I have hereunto set my hand and affixed my official seal the day and year in the certificate first above written.

Kathleen A. Touchette
Notary Public for Idaho



Residing at TWIN FALLS, ID
Commission Expires 10-28-15