

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
September 10, 2012
City Council Chambers
305 3rd Avenue East -Twin Falls, Idaho

5:00 P.M.

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

AGENDA ITEMS	Purpose	By:
I. <u>CONSENT CALENDAR:</u> 1. Consideration of accounts payable for September 5 – 10, 2012. 2. Consideration of the September 4, 2012, City Council Minutes.	<u>Action</u>	<u>Staff Report</u> Sharon Bryan L. Sanchez
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Consideration of a request to adopt Ordinance 3037, an Ordinance authorizing the City to issue a Promissory Note and Loan Agreement with the State of Idaho Bond Bank Authority in an amount not to exceed \$15,335,000, for the construction of sewer infrastructure and the refinancing of water system and sewer system debt. 2. Consideration of a request to award the 2012 Kimberly/Highland Water Extension Project to Sawtooth Construction, Inc., of Ketchum, Idaho, in the amount of \$2,753,757. 3. Consideration of a request to adopt Ordinance 3038, amending City Code Title 9, Chapters 6, 7, and 8 regarding regulations for parking on streets and within public parking lots. 4. Public input and/or items from the City Manager and City Council.	Action Action Action	Travis Rothweiler Lee Glaesemann Mitch Humble
III. <u>ADVISORY BOARD REPORTS/ANNOUNCEMENTS:</u>		
IV. <u>PUBLIC HEARINGS:</u> 6:00 - None		
V. <u>ADJOURNMENT:</u>		

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

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, Chief Financial Officer Lorie Race, Community Development Director Mitch Humble, Staff Engineer Lee Glaesemann, Assistant to the City Manager Mike Williams, Public Information Officer Josh Palmer, 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

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA: None

PROCLAMATIONS: None

AGENDA ITEMS

I. CONSENT CALENDAR:

1. Consideration of accounts payable for September 5 – 10, 2012, total: \$1,245,367.47.
2. Consideration of the September 4, 2012, City Council Minutes.

MOTION:

Councilperson Munn made a motion to approve the Consent Calendar as presented. The motion was seconded by Councilperson Talkington 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 adopt Ordinance 3037, an Ordinance authorizing the City to issue a Promissory Note and Loan Agreement with the State of Idaho Bond Bank Authority in an amount not to exceed \$15,335,000, for the construction of sewer infrastructure and the refinancing of water system and sewer system debt.

City Manager Rothweiler explained the request. Stephanie Bonney of Moore Smith Buxton & Turcke, Chtd, Bond Counsel for the City, will provide an overview of the ordinance.

Stephanie J. Bonney explained the request.

Council discussion followed.

City Manager Rothweiler explained the terms of the bond.

Stephanie J. Bonney stated that bonds coming due 2023 provide for prepayment and, in addition, are at a fixed rate.

Staff recommends financing the project through the Idaho State Bond Bank and the adoption of Ordinance 3037.

MOTION:

Councilperson Talkington made the motion to suspend the rules and place Ordinance 3037, entitled:

AN ORDINANCE OF THE CITY OF TWIN FALLS, TWIN FALLS COUNTY, IDAHO, AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF A PARITY LIEN SEWER REVENUE REFUNDING BOND, SERIES 2012A, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$4,750,000, FOR THE PURPOSE OF REFUNDING THE CITY'S OUTSTANDING IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY PROMISSORY NOTE, SERIES 2009; PROVIDING FOR THE ISSUANCE OF A PARITY LIEN SEWER REVENUE BOND, SERIES 2012B, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$8,000,000 TO PROVIDE FUNDS FOR THE ACQUISITION AND CONSTRUCTION OF CERTAIN WASTEWATER FACILITIES; AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF A PARITY LIEN WATER REVENUE REFUNDING BOND, SERIES 2012C, IN A PRINCIPAL AMOUNT NOT TO EXCEED \$3,590,000 TO PROVIDE FUNDS FOR THE PURPOSE OF REFUNDING THE CITY'S OUTSTANDING IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY PROMISSORY NOTE, SERIES 2002; ESTABLISHING FUNDS; PROVIDING FOR THE FORM, EXECUTION, REGISTRATION, MATURITY, AND PAYMENT OF THE BONDS; PROVIDING COVENANTS RELATING TO THE BONDS AND THE TAX-EXEMPT STATUS OF THE INTEREST ON THE BONDS; APPROVING A FORM OF LOAN

AGREEMENT BETWEEN THE CITY AND THE IDAHO BOND BANK AUTHORITY; PROVIDING FOR RELATED MATTERS; APPROVING A SUMMARY OF THIS ORDINANCE FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

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 3037 as presented. The motion was seconded by Vice Mayor Hall and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

2. Consideration of a request to award the 2012 Kimberly/Highland Water Extension Project to Sawtooth Construction, Inc., of Ketchum, Idaho, in the amount of \$2,753,757.

Staff Engineer Glaesemann explained the request.

Staff recommends the Council waive the "evidence of authority" informality referred to in Article 19.01 of the Instructions to Bidders, and award the 2012 Kimberly/Highland Water Extension Project to Sawtooth Construction, Inc., in the amount of \$2,753,757.

Council discussion followed.

City Attorney Wonderlich concurs with staff's recommendation.

MOTION:

Councilperson Talkington made a motion to award the 2012 Kimberly/Highland Water Extension Project to Sawtooth Construction, Inc., in the amount of \$2,753,757, and to waive the informality, 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 7 to 0.

3. Consideration of a request to adopt Ordinance 3038, amending City Code Title 9, Chapters 6, 7, and 8 regarding regulations for parking on streets and within public parking lots.

Community Development Director Humble explained the request.

Council discussion followed.

- Notify the public through the media, web page, and pamphlets
- Fines/Penalties
- Utilize discretion of enforcement
- Self imposed review period after six months

Staff recommends that the Council:

1. Adopt the attached ordinance as presented
2. Approve the attached public parking lot maps as presented, and
3. Authorize staff to proceed with the parking pass fee public hearing scheduled for September 24, 2012.

MOTION:

Councilperson Barigar made the motion to suspend the rules and place Ordinance 3038, entitled:
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE §9-6-15(A) BY LIMITING LOADING AND UNLOADING TO 20 MINUTES; AMENDING TWIN FALLS CITY CODE §9-6-20 BY THE ADDITION OF SUBSECTIONS (D) AND (E) PROVIDING FOR PARKING LINES AND MARKINGS; AMENDING TWIN FALLS CITY CODE §9-7-2 BY APPLYING OFF STREET PARKING REGULATIONS TO THE ENTIRE TWIN FALLS TOWNSITE; AMENDING TWIN FALLS CITY CODE §9-7-3 PROVIDING FOR PARKING PASS OFF STREET PARKING; AMENDING TWIN FALLS CITY CODE §9-7-4 BY PROVIDING FOR PRIVATE OFF STREET PARKING; AMENDING TWIN FALLS CITY CODE §9-7-5 BY PROVIDING FOR THE ESTABLISHMENT OF PARKING PASS FEES; AMENDING TWIN FALLS CITY CODE §9-7-6(C) BY PROHIBITING PARKING IN SPACES DESIGNATED FOR PARKING PASSES WITHOUT DISPLAYING A PARKING PASS; REPEALING TWIN FALLS CITY CODE Public Information Officer Josh

Palmer 9-7-7; AMENDING TWIN FALLS CITY CODE §9-7-9 BY DESIGNATING OFF STREET PARKING HOURS OF 8:00 AM TO 5:00 PM MONDAY THROUGH FRIDAY; AMENDING TWIN FALLS CITY CODE §9-7-10 BY PROVIDING FOR A FINE OF \$35.00, OR \$50.00 IF NOT PAID WITHIN 48 HOURS; REPEALING CHAPTER 8 OF TITLE 9 OF THE TWIN FALLS CITY CODE, REGULATING PARKING METERS; AND PROVIDING FOR PUBLICATION BY SUMMARY.

on third and final reading by title only.

The motion was seconded by Vice Mayor Hall 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 3037 as presented. The motion was seconded by Councilperson Munn.

AMENDMENT TO THE MAIN MOTION:

Councilperson Mills Sojka made a motion to amend 48 hours to be changed to 3 business days and change §9-6-21. The motion was seconded by Vice Mayor Hall and roll call vote showed all members present voted in favor of the motion. Approved 7 to 0.

AMENDMENT TO THE MAIN MOTION:

Councilperson Barigar made a motion to amend the effective date to November 1, 2012. 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.

Roll call vote on the main motion showed Councilpersons Barigar, Hall, Hawkins, Lanting, Munn, and Mills Sojka voted in favor of the motion. Councilperson Talkington voted against the motion. Approved 6 to 1.

Mayor Lanting proclaimed September 16, 2012, as American Legion Day.

Reylene Abbott, Past President of the City Youth Council, introduced the new Council President Christina Bruce.

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

Mayor Lanting stated he and Councilpersons Talkington and Mills Sojka met with a group that would like to be included in the discussion of the Land Use Planning Codes concerning requirements of the Canyon Rim Setbacks. The Council agreed with including the public.

Mayor Lanting stated there are vacancies in the Planning & Zoning Commission and the Citizen Finance Commission. He requested from the Councilmembers recommendations of those who may be interested on serving on the Commissions.

III. ADVISORY BOARD REPORTS/ANNOUNCEMENTS:

Councilperson Barigar stated that the Parks & Recreation Department can be contacted for information regarding the purchase of the downtown parking meters.

IV. PUBLIC HEARINGS: 6:00 - None

V. ADJOURNMENT: The meeting adjourned at 6:22 P.M.

Leila A. Sanchez
Deputy City Clerk/Recording Secretary