

COUNCIL MEMBERS

Suzanne	Nikki	Shawn	Chris	Gregory	Chris	Ruth
Hawkins	Boyd	Barigar	Talkington	Lanting	Reid	Pierce
Vice Mayor		Mayor				

**AGENDA**

Meeting of the Twin Falls City Council
Monday, March 6, 2017
City Council Chambers
305 Third Avenue East - Twin Falls, Idaho

5:00 P.M.

PLEDGE OF ALLEGIANCE TO THE FLAG

CALL MEETING TO ORDER

CONFIRMATION OF QUORUM

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA

PROCLAMATIONS:

MARCH FOR MEALS – Request made by Jeanette Rowe, Twin Falls Senior Center**GROUND WATER AWARENESS WEEK** – Request made by Rob Bohling, City of Twin Falls

GENERAL PUBLIC INPUT

AGENDA ITEMS	Purpose	By:
I. <u>CONSENT CALENDAR:</u> 1. Request to approve the Accounts Payable for February 28–March 6, 2017. 2. Request to approve the February 27, City Council Minutes. 3. Request to approve the annual Canyon Rim Classic Soccer Tournament to be held at the Sunway Soccer Complex, Canyon Ridge High School and Robert Stuart Middle School on May 6 and 7, 2017. 4. Request to approve the Annual Mother's Day Fiesta and Cinco de Mayo event to be held at the Twin Falls City Park on Sunday, May 14, 2017, from 1:00 p.m. to 8:00 p.m. 5. Consideration of a request to accept the Improvement Agreement for the purpose of developing Benno's Point Subdivision No. 2.	Action Action Action Action Action	Sharon Bryan Sharon Bryan Sgt. Justin Diamond Sgt. Justin Diamond Troy Vitek
II. <u>ITEMS FOR CONSIDERATION:</u> 1. Presentation of Certificates of Appreciation to Jody Tatum and Christopher Reid in recognition of their service on the Planning & Zoning Commission. 2. Presentation of a service plaque to Liyah Babayan in recognition of her service on the Parks & Recreation Commission. 3. Request to appoint ZJ Martinez and Sherry Murray to the Parks & Recreation Commission. 4. Request to appoint Richard Brown to serve a five-year term in the capacity of Resident Commissioner for the Twin Falls Housing Authority Board. 5. Presentation on the successes of Southern Idaho Tourism and plans on the upcoming tourist season. 6. Request by People for Pets for a change in the timing of their annual audit. 7. Public input and/or items from the City Manager and City Council.	Presentation Presentation Action Action Presentation Action	Rene'e V. Carraway-Johnson Wendy Davis Mayor Shawn Barigar Leanne Trappen <i>TF Housing Authority</i> Melissa Barry <i>Southern Idaho Tourism</i> Brian Pike Sarah Harris and Debra Blackwood
III. <u>ADVISORY BOARD REPORT/ANNOUNCEMENTS:</u>		
6:00 P.M.		
IV. <u>PUBLIC HEARINGS:</u> None		
V. <u>ADJOURNMENT:</u>		

Any person(s) needing special accommodations to participate in the above noticed meeting could contact Leila Sanchez at (208) 735-7287 at least two working days before the meeting. Si desea esta información en español, llame Leila Sanchez (208)735-7287.

Public Input Procedures

1. Individuals wishing to provide public input regarding matters relevant to the City of Twin Falls shall

- a. wait to be recognized by the mayor
 - b. approach the microphone/podium
 - c. state their name and address, and whether they are a resident or property owner in the City of Twin Falls, and
 - d. proceed with their input.
2. The Mayor may limit input to no less than two (2) minutes. Individuals are not permitted to give their time to other speakers.

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 (2) 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.

Office of the Mayor
City of Twin Falls, Idaho

Proclamation

MARCH FOR MEALS MONTH

WHEREAS, on March 22, 1972, President Richard Nixon signed into law a measure that amended the Older Americans Act of 1965 and established a national nutrition program for seniors 60 years and older; and

WHEREAS, Meals on Wheels America established the March for Meals campaign in March 2002 to recognize the historic month, the importance of the Older Americans Act Nutrition Programs, both congregate and home-delivered, and raise awareness about the escalating problem of senior hunger in America; and

WHEREAS, the 2017 observance of March for Meals provides an opportunity to support Meals on Wheels programs that deliver vital and critical services by donating, volunteering and raising awareness about senior hunger and isolation; and

WHEREAS, Older Americans Act Nutrition Programs – both congregate and home-delivered, in Idaho have served our communities admirably for more than 40 years; and

WHEREAS, volunteers for Twin Falls Senior Center Meals on Wheels program in Twin Falls, Idaho are the backbone of the program and they not only deliver nutritious meals to seniors and individuals with disabilities who are at significant risk of hunger and isolation, but also caring concern and attention to their welfare; and

WHEREAS, Meals on Wheels programs in Idaho provide nutritious meals to seniors throughout the State and help them maintain their health and independence, thereby preventing unnecessary falls, hospitalizations and/or premature institutionalization; and

WHEREAS, Meals on Wheels program in Idaho provide a powerful socialization opportunity for thousands of seniors to help combat loneliness and isolation; and

WHEREAS, Meals on Wheels programs in Idaho deserve recognition for the contributions they have made and will continue to make to local communities, our State and our Nation.

NOW, THEREFORE, I, Shawn Barigar, Mayor of the City of Twin Falls, do hereby proclaim March 2017 as **March for Meals Month** and urge every citizen to take this month to honor our Meals on Wheels programs, the seniors they serve and the volunteers who care for them. Our recognition of the Twin Falls Senior Center Meals on Wheels program, and involvement in, the National 2017 March for Meals can enrich our entire community and help combat senior hunger and isolation in America.

In witness whereof I have hereunto set my
hand and caused this seal to be affixed.

Mayor Shawn Barigar

Deputy City Clerk Leila A. Sanchez

Date: March 6, 2017

Office of the Mayor
City of Twin Falls, Idaho

Proclamation

GROUND WATER AWARENESS WEEK

WHEREAS, ground water is a limited resource in the City of Twin Falls; and

WHEREAS, clean abundant ground water is an essential resource of our citizens; and

WHEREAS, ground water supplies approximately 95 percent of residents with water they use to meet their drinking water needs; and

WHEREAS, the agricultural community, private industry and businesses and communities rely on large quantities of high-quality ground water for economic prosperity; and

WHEREAS, ground water can be vulnerable to contamination and degradation; and

WHEREAS, ground water and surface water can be interconnected and therefore degraded or reduced ground water supplies can adversely impact surface water uses including drinking water, recreation, irrigation and power generation; and

WHEREAS, ground water is one of our most precious natural resources, it is appropriate to set aside a special time to call upon everyone, young and old, to learn about the importance of ground water in their lives and to learn how they can protect and conserve our precious ground water resource;

NOW, THEREFORE, I, Shawn Barigar, Mayor of the City of Twin Falls, do hereby proclaim the week of March 5th through March 11th, 2017 to be

GROUND WATER AWARENESS WEEK

in the City of Twin Falls, State of Idaho.

In witness whereof I have hereunto set my
hand and caused this seal to be affixed.

Mayor Shawn Barigar

Deputy City Clerk Leila A. Sanchez

Date: March 6, 2017

COUNCIL MEMBERS

Suzanne	Nikki	Shawn	Chris	Gregory	Chris	Ruth
Hawkins	Boyd	Barigar	Talkington	Lanting	Reid	Pierce
Vice Mayor		Mayor				

**MINUTES**

Meeting of the Twin Falls City Council
Monday, February 27, 2017
City Council Chambers
305 Third Avenue East - Twin Falls, Idaho

5:00 P.M.

PLEDGE OF ALLEGIANCE TO THE FLAG

CALL MEETING TO ORDER

CONFIRMATION OF QUORUM

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA

PROCLAMATIONS: None

GENERAL PUBLIC INPUT

AGENDA ITEMS	Purpose	By:
I. <u>CONSENT CALENDAR:</u>		
1. Request to approve the Accounts Payable for February 22- 27, 2017.	Action	Sharon Bryan
2. Request to approve the February 21, City Council Minutes.	Action	Sharon Bryan
II. <u>ITEMS FOR CONSIDERATION:</u>		
1. Request to fill three vacancies on the Twin Falls Planning & Zoning Commission.	Action	Mayor Shawn Barigar
2. Request to adopt an Ordinance for a Zoning Title Amendment to Twin Falls City Code Title 10; Chapter 13-Section 1; by adding a subsection (c) requiring a Certificate of Appropriateness be granted by the Historic Preservation Commission prior to exterior modifications, applying for a building permit or for new development of properties located within the Twin Falls Downtown Historic District, the Twin Falls City Park Historic District and the Warehouse Historic Overlay District. (app. 2832)	Action	Rene'e V. Carraway-Johnson
3. Report and presentation by Dr. Wiley Dobbs, Superintendent of the Twin Falls School District #411, on the upcoming supplemental levy election.	Presentation	Travis Rothweiler Dr. Wiley Dobbs
4. Request to reallocate FY17 budgeted funds from the IAPro capital improvement project to the Twin Falls Police Department's (TFPD) firing range lead maintenance/removal plan.	Action	Anthony Barnhart
5. Public input and/or items from the City Manager and City Council.		
III. <u>ADVISORY BOARD REPORT/ANNOUNCEMENTS:</u>		
6:00 P.M.		
IV. <u>PUBLIC HEARINGS:</u> None		
V. <u>ADJOURNMENT:</u>		

Any person(s) needing special accommodations to participate in the above noticed meeting could contact Leila Sanchez at (208) 735-7287 at least two working days before the meeting. Si desea esta información en español, llame Leila Sanchez (208)735-7287.

Present: Shawn Barigar, Suzanne Hawkins, Nikki Boyd, Chris Talkington, Christopher Reid, Ruth Pierce
Absent: Greg Lanting

Staff Present: City Manager Travis Rothweiler, City Attorney Fritz Wonderlich, Deputy City Manager Mitchel Humble, Deputy City Manager Brian Pike, Planning and Zoning Manager Renee Carraway-Johnson, Captain Anthony Barnhart, Deputy City Clerk Sharon Bryan

PLEDGE OF ALLEGIANCE TO THE FLAG

Mayor Barigar called the meeting to order at 5:00 P.M. He then invited, all who wished, to recite the pledge of Allegiance to the Flag.

CONFIRMATION OF QUORUM

A quorum is present.

CONSIDERATION OF THE AMENDMENTS TO THE AGENDA

City Manager Rothweiler asked that Executive Session 74-206(1b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member, individual agent or public school student be added to the agenda.

MOTION:

Councilmember Talkington moved to add Executive Session 74-206(1b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member, individual agent or public school student added to the agenda. Councilmember Boyd seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

PROCLAMATIONS: None

GENERAL PUBLIC INPUT

Brad Will, Twin Falls, SEIDO, reported on hiring a new director.

I. CONSENT CALENDAR:

1. Request to approve the Accounts Payable for February 22- 27, 2017.
2. Request to approve the February 21, City Council Minutes.

MOTION:

Councilmember Pierce moved to approve the Consent Calendar as presented. Vice Mayor Hawkins seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

II. ITEMS FOR CONSIDERATION:

1. Request to fill three vacancies on the Twin Falls Planning & Zoning Commission.

Mayor Barigar asked City Council to approve the following appointments to the Twin Falls Planning & Zoning Commission.

- a. Ryan Higley be re-appointed to serve a 2nd 3-year term
- b. Darren Hall and Craig Hawkins appointed to serve a three (3) year term on the Commission.

MOTION:

Councilmember Pierce moved to approve the Twin Falls Planning and Zoning Commission vacancies as presented. Vice Mayor Hawkins seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

Craig Hawkins and Darren Hall thanked City Council.

City Council thanked applicants.

2. Request to adopt an Ordinance for a Zoning Title Amendment to Twin Falls City Code Title 10; Chapter 13-Section 1; by adding a subsection (c) requiring a Certificate of Appropriateness be granted by the Historic Preservation Commission prior to exterior modifications, applying for a building permit or for new development of properties located within the Twin Falls Downtown Historic District, the Twin Falls City Park Historic District and the Warehouse Historic Overlay District. (app. 2832)

Planning and Zoning Manager Carraway-Johnson reviewed the request.

City Council discussion ensued on the following:

The amount of certificates issued in the warehouse district last year.

What could be done that would not require a building permit.

How would they know that they need a certificate of appropriateness?

Certificate of appropriateness is required for the exterior of the building.

Concerns with getting the certificate of appropriateness in a timely matter.

Notify business involved.

Amend Ordinance to act upon a certificate within 10 business days.

Next step if they disapprove Certificate of Appropriateness.

Concerns with Historic Preservation Commission in the future.

MOTION:

Councilmember Pierce made a motion to suspend the rules and place Ordinance 2017-009 on third and final reading by title only. Councilmember Talkington seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

Deputy City Clerk Bryan read the ordinance by title only:

ORDINANCE NO. 2017-009

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, AMENDING TWIN FALLS CITY CODE 10-13-1 BY THE ADDITION OF A SUBSECTION (C) REQUIRING A CERTIFICATE OF APPROPRIATENESS BEFORE EXTERIOR CHANGES AND/OR ISSUANCE OF BUILDING PERMITS WITHIN THE DOWNTOWN, CITY PARK AND WAREHOUSE HISTORIC DISTRICTS.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF TWIN FALLS, IDAHO, THAT TWIN FALLS CITY CODE 10-13-1 IS AMENDED AS FOLLOWS:

MOTION:

Councilmember Talkington made a motion to amend Ordinance 2017-009 by adding that the Historic Preservation Commission shall make its determination within ten (10) business days after submission of the

application. Vice Mayor Hawkins seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

MOTION:

Vice Mayor Hawkins made a motion to adopt amended Ordinance 2017-009. Councilmember Pierce seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

3. Report and presentation by Dr. Wiley Dobbs, Superintendent of the Twin Falls School District #411, on the upcoming supplemental levy election.

Dr. Wiley Dobbs, Superintendent of the Twin Falls School District #411 gave a presentation on the upcoming supplemental levy election and announced that he will be retiring in October, 2017.

City Council thanked Dr. Wiley Dobbs and Twin Falls School District for their partnership and encouraged citizens to get out and vote.

4. Request to reallocate FY17 budgeted funds from the IAPro capital improvement project to the Twin Falls Police Department's (TFPD) firing range lead maintenance/removal plan.

Captain Barnhart asked to reallocate FY17 budgeted funds from the IAPro capital improvement project to the Twin Falls Police Department's firing range lead maintenance/removal plan.

City Council discussion ensued on the following:

Life expectancy of the ballistic rubber.

Mine the pit.

Value of the lead.

MOTION:

Councilmember Boyd moved to approve reallocating FY17 budgeted funds from the IAPro capital improvement project to the Twin Falls Police Department's firing range lead maintenance/removal plan as presented. Councilmember Pierce seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0

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

City Manager Rothweiler said that Staff has been monitoring Canyon Springs Road and it has been determined that due to potential falling rock starting tomorrow the grade will be closed to walkers, runners and bicyclists.

City Manager Rothweiler said that Shoshone Falls grade remains closed for safety reasons.

Councilmember Talkington asked if there is a plan for road damage repairs.

City Manager Rothweiler explained the road maintenance plan.

IV. PUBLIC HEARINGS: None

V. **EXECUTIVE SESSION:**

1. Executive Session 74-206(1b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member, individual agent or public school student.

MOTION:

Councilmember Pierce moved to convene into Executive Session 74-206(1b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member, individual agent or public school student. Councilmember Reid seconded the motion. Roll call vote showed all members present voted in favor of the motion.
Approved 6 to 0

V. ADJOURNMENT:

The meeting adjourned at 6:02 PM.

Sharon Bryan, Deputy City Clerk

http://twinfalls.granicus.com/MediaPlayer.php?view_id=2&clip_id=643



Date: Monday, March 6, 2017, Council Meeting
To: Honorable Mayor and City Council
From: Sergeant Justin Dimond, Twin Falls Police Department

Request:

Consideration of a request by Noah Miller, representing the Twin Falls Soccer Association and the Twin Falls Rapids, to approve the annual Canyon Rim Classic Soccer Tournament to be held at the Sunway Soccer Complex, Canyon Ridge High School and Robert Stuart Middle School on May 6 and 7, 2017.

Time Estimate:

This event has a history of positive response from the community and past events have not generated any calls for service from the Twin Falls Police Department. Therefore, we are requesting that this item be placed on the Consent Calendar.

Background:

The annual Canyon Rim Classic Soccer Tournament is scheduled to be held May 6 and 7, 2017 at the Sunway Soccer Complex, Canyon Ridge High School and Robert Stuart Middle School. This soccer tournament is anticipated to bring approximately 110 to 120 soccer teams from the surrounding region to the City of Twin Falls.

The event will be headquartered at the Sunway Soccer Complex where there will be multiple food vendors and apparel vendors. Additionally, there will be special tents set up for medical treatment (provided by St. Luke's of Magic Valley) and also for volunteers and referees.

Attendees will be encouraged to carpool to the event as parking at the soccer complex may be limited. Arrangements have been made by the organizers to utilize the Xavier Charter School parking lot for overflow.

Event organizers have arranged for additional dumpsters, trash receptacles and portable toilets to be provided at all three locations. They have also arranged for the trash to be emptied throughout the event.

There will be no alcohol or fireworks allowed at this event.

The Twin Falls Police Department Staff and other relevant City Staff members have reviewed the application and recommend its approval.

Approval Process:

Consent of the Council

Budget Impact:

Since no alcohol will be served at this event and there have been no calls for Police service at past events, Twin Falls Police Department Staff does not feel there is a need for the Twin Falls Police Department to provide security.

Agenda Item for March 6, 2017
From Sergeant Justin Dimond
Page Two

Regulatory Impact:

N/A

Conclusion:

Staff recommends that the City Council approve the Special Event Application submitted for the Canyon Rim Classic Soccer Tournament based on the information provided.

Attachments:

None

JD:aed



Date: Monday, March 6, 2017, Council Meeting
To: Honorable Mayor and City Council
From: Sergeant Justin Dimond, Twin Falls Police Department

Request:

Consideration of a request by Rosa Paiz to approve the Annual Mother's Day Fiesta and Cinco de Mayo event to be held at the Twin Falls City Park on Sunday, May 14, 2017, from 1:00 p.m. to 8:00 p.m.

Time Estimate:

In that this is an annual event that typically requires little to no additional Police response, we are requesting that this item be placed on the Consent Calendar.

Background:

Rosa Paiz has submitted a Special Event Application for the Annual Mother's Day Fiesta and Cinco de Mayo celebration. The date of the event will be Sunday, May 14, 2017, commencing at 1:00 p.m. and concluding at 8:00 p.m. All alcoholic beverages will be served and consumed at an established beer garden, identifications will be checked, and bracelets will be required. There will be live music performed by various bands in the band shell, as well as pre-recorded music starting at 1:00 p.m. There will also be a variety of food vendors in the park.

This event will not require the closure of any streets. The Twin Falls Police Department's Administrative Staff recommends that four (4) sworn law enforcement personnel provide security from 4:00 p.m. until 8:00 p.m. Rosa Paiz has arranged for Twin Falls County Sheriff's Reserve Deputies to provide the security.

While it is possible that the live band and recorded music may become a noise disturbance issue for the residential neighborhood near the City Park, we have had very few complaints in past years. Should the amplified sound become an issue, the Patrol Supervisor will be advised to contact Rosa Paiz regarding noise complaints. Staff recommends that the on-duty Supervisor be given the authority to order event organizers to mitigate the sound of amplified music. If the noise complaints become habitual, the Patrol Supervisor shall be granted the authority to order the music to be terminated.

There were no calls for Police service during the 2016 Mother's Day Fiesta and Cinco de Mayo event.

Approval Process:

Consent of the Council

Agenda Item for March 6, 2017
From Sergeant Justin Dimond
Page Two

Budget Impact:

Ms. Paiz has requested that Twin Falls Sheriff's Reserve Deputies provide the security for the event; therefore, there will be no foreseen budgetary issues with the City of Twin Falls.

Regulatory Impact:

Approval of this request will allow the applicant to proceed with the event as scheduled. Given the success of previous years' events, the Staff has approved the use of four (4) Twin Falls County Sheriff's Reserve Deputies for security for this event from 4:00 p.m. until 8:00 p.m.

Conclusion:

This Special Event Application has been approved by several relevant City Staff members and the Twin Falls Police Department Staff. It is recommended that this request be approved by the City Council as presented.

Attachments:

None

JD:aed



Date: Monday, March 6, 2017
To: Honorable Mayor and City Council
From: Troy Vitek, Assistant City Engineer

Request:

Consideration of a request to accept the Improvement Agreement for the purpose of developing **Benno's Point Subdivision No. 2.**

Time Estimate:

The staff presentation will take approximately 2 minutes.

Background:

Prior to development, an Improvement Agreement is required. The developer is meeting that requirement with this document.

Approval Process:

Accepting the Improvement Agreement allows the developer to develop the lots. After acceptance of utilities or a financial guarantee provided to the City, the lots can be sold.

Budget Impact:

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

Regulatory Impact:

Approval of this request will allow the applicant to proceed to develop the property.

Conclusion:

Staff recommends that the Council approve the request and authorize the Mayor to sign the Improvement Agreement.

Attachments:

1. Improvement Agreement.

IMPROVEMENT AGREEMENT

for DEVELOPMENTS

This Agreement made and entered into this ____ day of ____, 20____, by and between the CITY OF TWIN FALLS, State of Idaho, a municipal corporation, hereinafter called "City" and GARY STORNER - GARY WESTLAND hereinafter called "Developer" for the purpose of constructing certain improvements on property sought to be developed for the following Development Benn's Pt. No. 2.

WHEREAS, there is attached hereto and incorporated herein as if the same were set out in full, a certified copy of the deed to the real property showing ownership of said real property to be in the Developer's name, or, as the case may be, there is attached hereto and incorporated herein as if the same were set out in full, a copy of the deed to the above described real property showing ownership in fee simple in someone other than Developer together with a notarized authorization, signed by the real property owner, authorizing Developer to act on behalf of said real property owner, and;

WHEREAS, Developer desires to develop said real property for the following purposes: RESIDENTIAL SUBD.

WHEREAS, the Developer is obligated to construct certain improvements pursuant to City Code Section 10-12-4.2, and;

WHEREAS, the Developer has committed to construct special features as part of the development, and;

WHEREAS, the City has certain policies, ordinances, rules and regulations governing the construction of improvements, and;

WHEREAS, it is in the best interest of the City and Developer to clearly establish in one concise document the policies, ordinances, rules and regulations which apply to developments of the type contemplated herein.

WITNESSETH

That for and in consideration of the mutual promises, conditions, and covenants contained herein the parties agree as follows:

I.

City agrees: (1) to operate and maintain all approved streets, alleys, service and roads, excluding state highways, constructed under the terms of this Agreement in any public rights-of-way

or easements and which are presently within or subsequently annexed into the City limits. Those streets, excluding state highways, lying outside the City limits and within the City Area of Impact shall be constructed to City standards but shall become the responsibility of the Twin Falls Highway District until such time as they are annexed or a maintenance agreement is signed by the City and the Twin Falls Highway District. (2) To operate and maintain all approved water lines, drainage lines, and sewer lines constructed under the terms of this Agreement in any public rights-of-way or easements and to provide water and sewer service to the Developer's real property, subject to all ordinances, rules and regulations governing sewer and water service. (3) To maintain non-pressure irrigation lines only where they cross City streets. All other maintenance of non-pressurized irrigation lines is the responsibility of the Twin Falls Canal Company or the irrigation users.

II.

In lieu of the actual installation of required public improvements before recording of the final plat, the Council may permit the subdivider to provide a financial guarantee of performance in one (1) or a combination of the following arrangements for those requirements which are over and beyond the requirements of any other agency responsible for the administration, operation and maintenance of the applicable public improvement.

a. Surety Bond

1. Accrual - The Bond shall accrue to the City covering construction, operation and maintenance of the specific public improvement.
2. Amount - the bond shall be in an amount equal to one hundred percent (100%) of the total estimated cost for completing construction of the specific public improvements, as estimated by the Developer's Engineer and approved by the City Engineer.
3. Term Length - The term length in which the bond is in force, for the duration of that phase of the project, shall be until completed and accepted by the City Engineer.
4. Bonding for Surety Company - The bond shall be with a surety company authorized to do business in the State of Idaho, acceptable to the Council.
5. The escrow agreement shall be drawn and furnished by the subdivider to the satisfaction of the Council.

b. Cash Deposit, Certified Check, Negotiable Bond, or Irrevocable Bank Letter of Credit.

1. Treasurer, Escrow Agent or Trust Company - A cash deposit, certified check, negotiable bond or an irrevocable bank letter of credit such surety acceptable by the Council, shall be deposited with an escrow agent or trust company.
2. Dollar Value - The dollar value of the cash deposit, certified check, negotiable bond or irrevocable bank letter of credit shall be equal to one hundred percent (100%) of the estimated cost of construction for the specific public improvements, as estimated by Developer's Engineer and approved by the City Engineer.
3. Escrow Time - The escrow time for the cash deposit, certified check, negotiable bond or irrevocable bank letter of credit shall be until all required improvements are completed and accepted by the City Engineer.
4. Progressive Payment - In the case of cash deposits or certified checks, an agreement between the City and the subdivider may provide for progressive payment out of the cash deposit or reduction of the certified check, negotiable bond or irrevocable bank letter of credit, to the extent of the cost of the completed portion of the public improvement, in accordance with a previously entered into agreement.

III.

Developer agrees to retain a Professional Engineer, hereinafter called the Developer's Engineer, registered by the State of Idaho to perform the following minimum Engineering Services in accordance with Title 10 Chapter 12 Section 4-1 of the City Code:

- a. Prepare a master utility plan showing the location of all existing and proposed utility lines to include but not be limited to sewer, water, gas, electricity, telephone, irrigation, pressure irrigation and storm sewer.
- b. Prepare detailed plans and specifications for construction of all improvements required by this Agreement and shall include but not be limited to a complete set of construction plans, including profiles, cross-sections, specifications and other supporting data, for all required public streets, utilities and other facilities. Such construction plans shall be based on preliminary plans which have been approved with the preliminary plat, and shall be prepared in conjunction with the final plat. Construction plans are subject to approval by the responsible public agencies. All

construction plans shall be prepared in accordance with the public agencies' standards and specifications.

- c. Perform construction surveying, staking, testing, inspection and administer the construction of all facilities required by this contract.
- d. Submit all test reports, inspection reports, change orders and construction diaries to the City Engineer every week during the construction of the development or subdivision.
- e. Prepare and submit an updated copy of the enclosed development and subdivision checklist to the City Engineer every week during the construction of the development or subdivision, and also upon completion of the project.
- f. Submit to the City Engineer the final plans, and master utility plan for the City records showing any approved changes to the original plans and specifications. A permanent drawing in ink on approved transparent polyester drafting film and an electronic media copy of the plans in ACAD 2000 using City standard format shall be provided within thirty (30) days after completion of the project.
- g. Submit a letter upon completion of construction stating that the work has been constructed in conformance to the plans and specifications, with the certification by the Developer's Engineer that improvements were constructed to the lines and grades shown.

The above work shall be subject to the approval of the City Engineer.

The City agrees to provide asphalt pavement testing for conformance with City standards, but it shall be the responsibility of Developer's Engineer to provide all necessary quality control during construction. All tests shall be taken at a frequency based upon City of Twin Falls Standard Specifications.

The Developer agrees to: (1) allow the City full and complete access to the work (2) provide all materials necessary to conduct all tests (3) supply all water necessary to test pipe joints and (4) provide the equipment and perform or have performed any testing of manufactured materials required by the City Engineer.

The Developer shall submit a letter to the City Engineer upon completion of the project, requesting that the City assume the responsibility for maintenance and operation of all public improvements as stated herein.

IV.

The Developer agrees to obtain a permit or letter of approval from the Twin Falls Highway District or the State of Idaho Department of Highways prior to constructing improvements on their respective right-of-ways. The original or a certified copy of said permit or letter shall be submitted to the City Engineer prior to beginning of construction thereon.

V.

The Developer agrees to dedicate rights-of-way to the public for the development of all streets and alleys in accordance with the City Master Street Plan and to dedicate easements for the maintenance and operation of all public utilities. The size and location of said rights-of-way and easements shall be determined by the City Engineer.

VI.

The Developer hereby agrees and petitions the City to annex into the corporate limits of said City, the above described real property that is contiguous with the same or becomes contiguous to said City limits. Developer agrees to annexation of said real property by the City upon the terms and conditions as shall be set forth by said City.

VII.

The Developer and the City agree that the improvements listed herein are required unless specifically waived by action of the City Council and that said improvements will be constructed on any public rights-of-way or easements approved and accepted by the City Council all as designed by the Developer's Engineer and approved by the City Engineer and in accordance with standards established by the City Engineer and that all required improvements will be completed in a timely manner. If improvements are not completed in a timely manner, the Developer shall provide an updated, current version of the developer's agreement and financial guarantee for City Council consideration.

VIII.

The Developer agrees to pay the total actual costs of all materials, labor and equipment necessary to completely construct all of the improvements required herein, except those costs specifically shown to be paid by the City and to construct or contract for the construction of such improvements.

IX.

Developer agrees to pay the total extra cost of all additional materials, labor and equipment necessary to construct any streets the City requires to be wider or deeper than a standard street or any water or sewer lines the City requires to be larger than the size required to properly serve the

development. The requirement for wider and deeper streets shall be based on the City Master Street Plan. Requirements for larger water and sewer lines shall be based on the citywide sewer and water system sizing guidelines.

X.

The City shall provide no compensation for the cost of an oversize water or sewer line. In the case of water or sewer lines extended adjacent to or outside the limits of development, the Developer shall be eligible for payback from adjacent property owners pursuant to Resolution No. 1182. The Developer shall also be eligible for compensation when a private developer extends or connects to any water or sewer system previously installed by private developer, pursuant to Resolution 1651.

XI

Developer agrees to request in writing that the Developer's Engineers make the inspections required herein and the Developer or his Contractors shall not proceed with the next construction phase until the required inspection is complete and the work has been approved by the Developer's Engineer, the City Engineer or the Engineer's authorized inspector. All such inspections shall be scheduled in accordance with the City of Twin Falls Standard Specifications. Developer agrees to pay all costs resulting from: 1) his failure to properly schedule and request a required test or inspection or 2) proceeding with work before receiving approval to proceed. Developer agrees to remove or correct any rejected, unapproved or defective work or materials as required by the Developer's Engineer or the City Engineer. Any such defective work whether the result of poor workmanship, use of defective materials, damage through carelessness or any other cause, shall be removed within ten (10) days after written notice is given by the Developer's Engineer or the City Engineer, and the work shall be re-executed by the Contractor at his expense. The fact that either Engineer may have previously overlooked such defective work or materials shall not be a basis for acceptance of any part of it.

The issuance or approval of plans, specifications and computations shall not be construed as an approval of any violation of any provisions of City code, specifications, standards, policy, or any other ordinance of the City. Approvals of plans that may violate City code, specifications or departmental policies will not be valid.

The approval of construction plans, specifications, and other data shall not prevent the City from thereafter requiring the correction of errors or omissions in said plans or specifications prior to or during actual construction or final acceptance by the City.

The Developer shall remove from all public property all temporary structures, rubbish, and waste materials resulting from their operation or caused by his employees.

The Developer shall guarantee all materials, workmanship and equipment furnished for a period of one (1) year from the date of written acceptance of the work by the City Engineer or authorized representative.

The Developer shall be responsible for any damage to any existing public improvements and shall repair or replace any such damage as required by the City Engineer, during or after completion of this project.

XII.

The City and the Developer agree to the following minimum for Required Improvements, City Costs, Required Inspections and to any other improvements, approved or required by the City Council and shown on the approved construction plans.

PUBLIC WAYS

(a) Required Improvements

- (1) Curb, gutter and sidewalk on all public street rights-of-way.
- (2) A standard residential street thirty six feet (36') wide with an eight inch (8") gravel course and two inch (2") asphaltic concrete surface course on all public street rights-of-way serving residential use property.
- (3) Minor residential and private streets as specified in the City of Twin Falls Standard Drawings.
- (4) A standard commercial or collector street forty eight feet (48') wide with an eleven inch (11") gravel course and three inch (3") asphaltic concrete surface course on all public street rights-of-way serving commercial use property or as a collector street. Whenever a street serves an industrial use property the City Engineer will determine the appropriate structural section.
- (5) A service-road twenty four feet (24') wide with an eight inch (8") gravel course and two inch (2") asphaltic concrete surface course and with concrete curb-gutter or curb and valley-gutter on all public service road rights-of-way.
- (6) A sidewalk five feet (5') wide minimum on all public pedestrian rights-of-way. Four foot (4') sidewalks by special permission of the City Council are allowed by City of Twin Falls Standard Drawings for minor residential streets under certain conditions.

- (7) Landscaping and sidewalk placement required adjacent to arterial and collector streets: A tract of land eleven feet (11') in depth behind the curb line will be dedicated as part of any residential development adjacent to arterial and collector streets. Within that tract the developer shall install landscaping six feet (6') in depth with a sprinkler system and with grass and trees behind the curb line and shall also install a five foot (5') sidewalk. The landscaping will be maintained by the city and funded through a fee added to the water bill of each account within the development. Irrevocable restrictive covenants for this development and maintenance shall provide for this funding. TFCC §10-12-4.2(O).
- (8) Street signs and traffic control devices on all public streets.
- (9) Street lights as determined by City policy for street light installation.
- (b) City Costs
 - (1) The cost of any street signs or traffic control devices installed by the City on new or existing streets.
 - (2) The cost of any required street lights (standard luminaires mounted on a wood pole). The Developer shall pay the extra cost of any decorative luminaries or poles. Prior approval will be required, and the cost of maintenance, replacement and power usage will be considered.
- (c) Required Inspections and Testing
 - (1) All inspections and testing shall be as required by City of Twin Falls Standard Specifications.

WATER SYSTEM

- (a) Required Improvements
 - (1) Pursuant to City Code Section 7-8-3, 7-8-10 and 10-12-4.2 water line and fittings six inch (6") minimum diameter that will transport a flow of water, which will satisfy fire, domestic, other water demands of the development, based upon the City water pipe sizing plan and computer water model. Water line extension shall include connection from the existing City Water System to each building site and fire hydrants and then loop back to the City System in a manner that will provide a properly functioning system approved by the City Engineer, Water Superintendent and Fire

Chief. If the development is to be constructed in phases, the water system shall be looped back to the City system during the first phase. No dead-end lines will be allowed during any phase of the project.

- (2) Water lines and fittings adjacent to and internal to the development shall be sized to continue the orderly expansion of the City water distribution network in accordance with existing sizing guidelines.
- (3) Water valves that will allow temporary suspension of water flow for maintenance and repair of portions of water system without causing undue inconvenience to a large number of users or creating a critical situation in the suppression of fires.
- (4) Fire hydrant connections and fire hydrants spacing to substantially comply with the minimum standards suggested by the Fire Rating Bureau and American Water Works Association. Fire hydrants are required in all developments.
- (5) One water service line shall be constructed to each building site at the time the water lines are installed. Each service line shall not exceed fifty feet (50') in length and shall terminate at the right-of-way.

During construction of the curb the letter W shall be stamped into the top or face of the curb directly in front of the water meter box. The impression shall be not less than one and one half inches (1½") high. Meters shall be grouped at adjacent side lot lines when possible or at another location if requested by the Developer and approved by the City Engineer and Water Superintendent.

Water meter boxes will not be allowed in driveway approaches. Any cost associated in relocating meters from driveway approaches will be the responsibility of the Developer or Lot Owner. Temporary address or lot number signs shall be staked at the location where the water meter box is to be installed. The City may install multiple water meters in a single water meter box.

The City will make the water line tap only after all appropriate tap fees for a Water Connection General Permit have been received and permits issued. All new water service line and connections made from existing water service mains to service any new development will be the responsibility of the

Developer. The City will make the necessary service line tap after payment of the required water connection general permit fees.

- (6) One water service line tap, meter box, and service line shall be constructed for each building connected to the City water system. It is understood and agreed that the City will make all service line taps and install all meter boxes and that the fee paid by the developer for a Water Connection General Permit will reimburse the City for such work.
- (7) It is further understood and agreed that the City will make all connections to the existing water system. The City will disinfect the new water system at the developer's expense.

(b) City Costs

- (1) None.

(c) Required Inspections

- (1) All inspections and testing shall be as required by the City of Twin Falls Standard Specifications.

WASTE WATER COLLECTION SYSTEM

(a) Required Improvements

- (1) Pursuant to City Code Section 7-7-4, 7-7-11 and 10-12-4.2 a waste water collection system (eight-inch (8") minimum diameter) that will transport a flow of waste water, under conditions of maximum and minimum discharge from the development, to the existing City waste water system.
- (2) Waste water sewer lines adjacent to or internal to the development will be sized to continue the orderly expansion of the City Waste Water Collection System in accordance with existing sizing guidelines and computer sewer model.
- (3) Manholes to provide access for maintenance and cleaning of the sewer lines located at any change of grade or alignment of the sewer, at the end of each sewer and spaced not more than four hundred feet (400') apart.
- (4) During construction of the curb the letter S shall be stamped into the top or face of the curb directly in front of the sewer service line location. The impression shall be not less than one and one half inches (1½") high.

(b) City Costs

(1) None.

(c) Required Inspections and Testing

(1) All inspections and testing shall be as required by City of Twin Falls Standard Specifications.

DRAINAGE SYSTEM

(a) Required Improvements

(1) Any valley-gutters, ditching, grading or other surface drainage facilities necessary to convey any storm run-off originating from or traversing across the proposed development over the land surface to a point of retention, detention or discharge approved by the City Engineer.

(2) Any catch basin, storm sewer and other sub-surface drainage facilities necessary to convey any storm run-off, originating from or traversing across the proposed development, to a point of retention, detention or discharge approved by the City Engineer, that cannot, in the City Engineer's opinion, be conveyed over the land surface without causing damage to public or private property or without being an unreasonable inconvenience or hazard to a private individual, a group of individuals or the general public.

(b) City Costs

(1) None.

(c) Required Inspections and Testing

(1) All inspections and testing shall be as required by the City of Twin Falls Standard Specifications.

GRAVITY IRRIGATION SYSTEM

(a) Required Improvements

(1) Any pipe, boxes or other appurtenances necessary to convey all irrigation water in underground pipe across the development and any adjacent public property. Irrigation facilities outside an established City irrigation district shall be constructed in an irrigation easement on private property except where it is necessary for irrigation water to cross the public right-of-way and all such crossings shall be perpendicular to the center line of said right-of-way unless otherwise approved by the City Engineer due to some unusual condition.

- (b) City Costs
 - (1) None.
- (c) Required Inspections and Testing
 - (1) All inspections and testing shall be as required by the City of Twin Falls Standard Specifications.

PRESSURE IRRIGATION SYSTEM

- (a) Required Improvements
 - (1) Pursuant to Section 7-8-3 of the City Code, the use of the City's potable water supply as the primary source of irrigation water in all new developments shall be prohibited. For purposes of this subsection, the term "new development" means any new subdivision or PUD, or any development of any parcel of land of two (2) acres or larger that is not part of a subdivision or PUD. One (1) share of Twin Falls Canal Company Water for each acre of property within the subdivision shall be deeded to the City of Twin Falls before the filing of the final plat for use in the City's pressurized irrigation system.
 - (2) Pressure irrigations water line and fittings shall be four inch (4") minimum diameter or larger that will transport a flow of water, which will satisfy all irrigation water demands of the development, based upon the computer irrigation water model that the developer's engineer has prepared.
 - (3) Water lines and fittings adjacent to and internal to the development shall be sized to continue the orderly expansion of the City Pressure Irrigation water distribution network in accordance with existing sizing guidelines.
 - (4) Water valves that will allow temporary suspension of water flow for maintenance and repair of portions of water system without causing undue inconvenience to a large number of users. One pressure irrigation water service line shall be constructed to each subdivision

lot site at the time the pressure irrigation water lines are installed. Each service line shall not exceed fifty feet (50') in length and shall terminate at the right-of-way. One Pressure irrigation water service line tap, irrigation box, and service line shall be constructed for each subdivision lot connected to the City pressure irrigation water system.

- (5) The Developer shall be responsible for all costs incurred in designing and installing the pressure irrigation station. This includes the land, pumps, motors, filters, buildings, delivery system to the station from the TFCC head gate, storage pond, Supervisory Control and Data Acquisition (SCADA) system, and power to the station.
- (6) All pressure irrigation system plans must be prepared by the Developer's engineer shall be according to the City's standard specifications and drawings. Plans submitted to the City shall be signed by a Professional Engineer for review and final approval, before the City Engineer will sign the plat or approve construction plans.
- (7) The Pressure Irrigation System shall be located with in easements, right of ways and/or property deeded to the City of Twin Falls.
- (b) City Cost.
 - (1) None
- (c) Required Inspections and Testing
 - (1) All inspections and testing shall be as required by the City of Twin Falls Standard Specifications.

SPECIAL FEATURES

Pursuant to commitments made by the Developer as conditions of approval of the development, the following special features shall be constructed:

a) Required Improvements

Base Gravels : 8" of 1SPWC 3/4" SPEC. GRAVEL, 2 1/2" Asphalt Thickness.
Water, Sewer, and Pressurized Irrigation per Original Plans - Old City Spec.
ADA Ramps - Compliant w/ Current standards, style by owner.
All remaining curb/gutter/irrigation/etc. per old City Spec.

b) City Costs

(1) None.

XIII.

The City and the Developer agree that the sequence of construction shall be as follows unless special approval in writing is obtained from the City Engineer:

1. Erosion and sedimentation controls.
2. Stormwater retention and detention facilities.
3. Waste water sewers and service connections.
4. Waste water manholes.
5. Storm sewers and catch basins.
6. Gravity irrigation pipes and boxes.
7. Pressure irrigation lines, service connections, etc.
8. Water lines and service connections.
9. Gas lines, power lines, telephone lines and cablevision lines.
10. Any other underground improvements that are required.
11. Sub-base preparation for public ways.
12. Gravel base course for public ways.
13. Curb-gutter, valley-gutter and sidewalk.
14. Gravel leveling course.
15. Asphalt paving.
16. Special Features.

XIV.

The Development may be phased as indicated on the attached development plan submitted by the Developer and approved by the City Engineer.

The terms of the basic agreement shall apply individually to each phase shown on the attached plan as though each phase were a separate and independent development providing each phase is begun in the sequence indicated on the development plan.

The two (2) year time limit, (indicated in Section VII of the Agreement) for completing the required improvements shall begin for each phase when the Developer sells a lot or an application or a building permit to construct a building within the phase has been received by the City.

The Developer may cease further development after completing any phase and before beginning the next phase and the basic agreement shall terminate in accordance with Section XVI, of the basic agreement for any undeveloped phases of the development originally proposed in the basic agreement.

XV.

This agreement shall bind the parties hereto, their heirs, successors in interest, and lawful assigns.

XVI.

In the event of a breach of Agreement, or should legal action of any kind be taken to enforce the provisions, hereof, the prevailing party shall be entitled to reasonable attorney fees and costs awarded by the Court.

Attest:

CITY OF TWIN FALLS, IDAHO

City Clerk

Mayor

Developer

STATE OF IDAHO)
)ss.
County of Twin Falls)

On this ____ day of _____, 20____, before me, the undersigned, a Notary Public for Idaho, personally appeared _____, known to me to be the persons whose names are subscribed to the within instrument on behalf of said Owner and acknowledged to me that said Owner executed the same.

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

Notary Public for Idaho
Residing at Twin Falls, Idaho

CORPORATION

STATE OF IDAHO)
)ss.
County of Twin Falls)

On this ____ day of _____, 20____, before me, the undersigned, a Notary Public for Idaho, personally appeared _____, known or identified to me (or proved to me on the oath of _____) to be the president, or vice-president, or secretary or assistant secretary, of the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

NOTICE OF DEVELOPER'S AGREEMENT

NOTICE IS HEREBY GIVEN, that a document entitled "Improvement Agreement for Developers" (hereafter "Agreement") has been executed and filed with the City of Twin Falls, Idaho, for the following named subdivision:

The Agreement imposes certain obligations upon the developer for the development of the subject property, and upon the developer's heirs, successors in interest and lawful assigns. Details of the conditions and obligations may be found by examining or photocopying the Agreement at the Office of the City Engineer, 321 2nd Avenue East, Twin Falls, Idaho 83301.

CITY OF TWIN FALLS, IDAHO

City Clerk

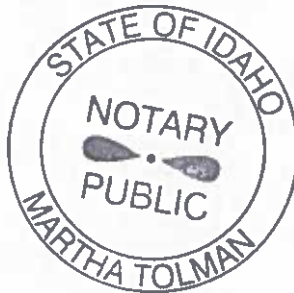
Mayor

Developer

STATE OF IDAHO)
)ss.
County of Twin Falls)

On this 21st day of February, 2017, before me, the undersigned, a Notary Public for Idaho, personally appeared Gary Storrer, known to me to be the persons whose names are subscribed to the within instrument on behalf of said Owner and acknowledged to me that said Owner executed the same.

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



Martha Tolma
Notary Public for Idaho
Residing at Twin Falls, Idaho



Date: MONDAY, March 06, 2017
To: Honorable Mayor and City Council
From: Rene'e V. Carraway-Johnson, Zoning & Development Manager

Request:

Consideration of a request to recognize the service of Jody Tatum and Christopher Reid on the Planning & Zoning Commission by presenting each with a Certificate of Appreciation.

Time Estimate:

The staff presentation will take approximately 2 minutes.

Background:

Jody Tatum has served on the Planning & Zoning Commission for 3 years and 9 months. She was appointed to fill out the term of a vacated position in May 2013. She was later reappointed in March 2014 to serve a 3-yr term. As of February 28, 2017, she has served the full 3-yr term.

Christopher Reid has served on the Planning & Zoning Commission for 2 years and 10 months. He was appointed in March 2014 to serve a 3-yr term. In 2016, Chris was elected to serve on the Twin Falls City Council. Chris's last official Planning & Zoning Commission meeting was in December 2016. He was sworn in to serve on the Twin Falls City Council in January of this year.

Budget Impact:

The cost of the frames & certificates.

Regulatory Impact:

None

Conclusion:

Staff recommends the City Council honor Jody Tatum and Christopher Reid and "thank" them for their years of service to the Planning & Zoning Commission and to the City of Twin Falls.

Attachments:

None



Date: Monday, March 6, 2017 City Council Meeting
To: Honorable Mayor and City Council
From: Wendy Davis, Parks & Recreation Director

Request:

Presentation of service plaque to Liyah Babayan in recognition of their service on the Parks and Recreation Commission.

Time Estimate:

Staff will make the presentation, following the presentation, we expect some time for comments and for a photo opportunity. The anticipated total time for presentation and comments is estimated at 5 minutes.

Background:

Liyah Babayan served on the Commission beginning November, 2010, filling a vacancy through March of 2011, then served two full three year terms. Liyah has been a valued member of the commission often presenting and representing alternative perspectives and bringing lively discussions to the commission. Her passion and perspective have been refreshing and she will be missed.

Approval Process:

None

Budget Impact:

The cost of the plaque.

Regulatory Impact:

None

Conclusion:

Staff recommends that the City Council honor Liyah Babayan for her years of service to the Parks and Recreation Commission and to the City of Twin Falls.

Attachments:

None



Monday, March 6, 2017 City Council Meeting

To: City Council

From: Shawn Barigar, Mayor

Request:

Consideration of a request to appoint ZJ Martinez and Sherry Murray to the Parks & Recreation Commission.

Time Estimate:

The Mayor will make the presentation, following the presentation, we expect some time for questions and answers. The anticipated total time for presentation and questions is estimated at 5 minutes.

Background:

The Commission had two opening due to two members having served their full six years on the Commission. Six applications for the openings were received. The interview committee consisted of Mayor Shawn Barigar, Parks and Recreation Commission Liaison Councilwoman Nikki Boyd, and Parks & Recreation Director Wendy Davis. On Monday, February 13, the interview committee interviewed five applicants. The interview committee selected ZJ Martinez and Sherry Murray to serve on the Parks and Recreation Commission. Both candidates have successfully passed a background check.

Approval Process:

City Code 2-4-3 Membership: states: "There shall be nine (9) voting members of the Parks and Recreation Commission to be appointed by the Mayor and confirmed by members of the City Council".

It has been the City's policy to conduct interviews when vacancies occurred due to resignation, terms not being renewed or members serving their full terms.

A majority vote by the City Council is needed to approve this request.

Budget Impact:

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

Regulatory Impact:

Approval of this request will appoint the eighth and ninth members to the Parks and Recreation Commission.

Conclusion:

I recommend that the Council appoint ZJ Martinez and Sherry Murray to the Parks and Recreation Commission.

Attachment:

None

TWIN FALLS HOUSING AUTHORITY
200 North Elm * PHONE (208)733-5765 * FAX (208)733-5878
TWIN FALLS, IDAHO 83301

February 27, 2017

Mayor Shawn Barigar
Twin Falls City Council
P.O. Box 1907
Twin Falls, ID 83301-1907

Honorable Mayor and Council;

Twin Falls Housing Authority, as a contract requirement through Housing and Urban Development (HUD), have a resident serve as Commissioner on the Board, representing the best interest of the population we serve. For approximately 7 years, this position was held by Calvin Palmer, who continues to reside with the Housing Authority. Mr. Palmer contributed greatly to the overall discussion and decisions impacting the operation of the organization from the residents' perspective. Unfortunately, Mr. Palmer submitted written resignation effective February 1st 2017, due to health reasons. With notice of Mr. Palmer's resignation, the Housing Authority began the resident recruitment process. Only after having exhausted all other efforts to recruit a resident to serve in this capacity, would the Housing Authority be excused and considered to remain in compliance. However, our efforts were rewarded and are fortunate to receive positive interest from resident Richard 'Rick' Brown.

Mr. Brown is retired and brings with him many years' experience as a Property Maintenance Supervisor and as a Property Manager. A ballot was mailed out to our 196 households in Twin Falls indicating Mr. Brown's willingness to represent the residents' in the decision-making process serving as the Resident Commissioner. Returned ballot have unanimously supported Mr. Brown to serve in this capacity.

With this letter and enclosed documents, I am requesting that the City Council and Honorable Mayor approve and appoint Richard Brown to serve a Five-Year term in the capacity of Resident Commissioner for the Twin Falls Housing Authority Board.

Sincerely,



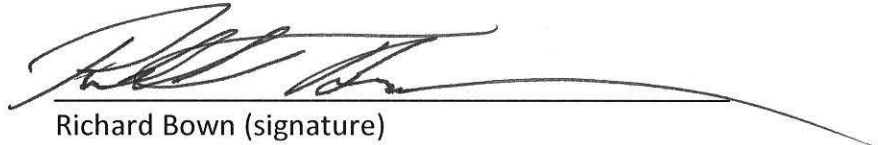
Leanne Trappen
Executive Director



Twin Falls Housing Authority is an equal opportunity provider and employer
(208)733-5875 TDD

OATH OF COMMISSIONER OF
TWIN FALLS HOUSING AUTHORITY
TWIN FALLS, IDAHO

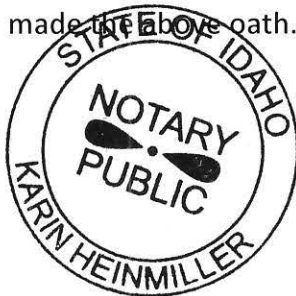
I, Richard Brown, do solemnly swear that, I will support the Constitution of the United States, and the Constitution and Laws of this State; that I will faithfully discharge all of the duties of the Office of Commissioner of the Housing Authority of the City of Twin Falls, Idaho according to the best of my ability, SO HELP ME GOD.


Richard Bown (signature)

STATE OF IDAHO

COUNTY OF TWIN FALLS, SS

I, Karin Heinmiller, Notary Public in and for the County of Twin Falls, State of Idaho, hereby certify that Richard Brown, to me personally known and by me known to be one of the Commissioners of the Twin Falls Housing Authority of Twin Falls, Idaho, appeared before me on the 28th day of February, 2017. And made the above oath.




Notary Public
Residing in Twin Falls, Idaho

My Commission expires: 9/26, 2020

CERTIFICATE OF APPOINTMENT OF
RESIDENT COMMISSIONER RICHARD 'RICK' BROWN
TERM EXPIRES MARCH 10, 2020

WHEREAS, a vacancy has been created on the Board of Commissioners of the Twin Falls Housing Authority due to the resignation of Calvin Palmer effective February 1st, 2017.

NOW THEREFORE, pursuant to the provisions of Section 5 of the Housing Authorities Law of the State of Idaho, and by virtue of my office as Mayor of the City of Twin Falls, Idaho I hereby appoint Richard Brown to serve the remainder of the un-expired term of Calvin Palmer which date is March 10, 2020.

IN WITNESS WHEREOF, I have hereunto signed my name as Mayor of the City of Twin Falls, Idaho and caused the official seal of said City to be attached hereto.

Shawn Barigar, Mayor

Date _____, 2017

ATTEST:

City Clerk

I, Shawn Barigar, Mayor of the City of Twin Falls, Idaho do hereby certify that the foregoing certificate was duly filed in the office of the Clerk of the City of Twin Falls, Idaho on the _____ day of _____, 2017.

Mayor of the City of Twin Falls, Idaho

Date _____, 2017

SEAL:

CERTIFICATE

I, _____, the duly appointed, qualified City Clerk of the City of Twin Falls, Idaho, do hereby certify that the attached copy of the Certificate of Appointment of Commissioner Richard Brown is a true and correct copy of the Certificate of Appointment of Commissioner Richard Brown on file and of record in the office of the City Clerk.

AND I DO FURTHER CERTIFY that the attached copy of the Oath of Commissioner Richard Brown of the Twin Falls Housing Authority, Twin Falls, Idaho is a true and correct copy of the Oath of Commissioner Richard Brown on file and of record in the office of the City Clerk.

AND I DO FURTHER CERTIFY THAT the recently appointed Commissioner Richard Brown by the Honorable Mayor Shawn Bariger, to the Twin Falls Housing Authority Board of Commissioners, is not now an officer or employee of the City of Twin Falls, Idaho.

IN WITNESS WHEREOF, I have set my hand and affixed the seal of the City of Twin Falls, Idaho this _____ day of _____, 2017.

City Clerk

SEAL:



Date: March 6, 2017 City Council Meeting

To: Honorable Mayor and City Council

From: Melissa Barry, Executive Director, and Southern Idaho Tourism

Presentation on the successes of Southern Idaho Tourism and plans on the upcoming tourist season.

Time: Approximately 10 to 15 minutes.

Background: Southern Idaho Tourism.

Budget Impact: N/A

Regulatory Impact: N/A

Conclusion: N/A

Attachments: Brochure

Southern Idaho Tourism

Our Mission:

Develop and promote tourism and recreation in Southern Idaho – striking the balance between economic development and our natural resources.

- *Market the region to draw visitors to stay, play and experience the region, create demand within our hospitality industry.*
- *Develop travel and tourism services and products to create jobs, strengthen and sustain our tourism economy*
- *Provide customer service training programs to assure a quality visitor experience and business success.*

All about Tourism in Region IV

- Tourism is the 5th largest industry in our region
- Lodging collections are up 17.4% in the region
 - o Largest increase in the state – Region 6 follows at 15.1%
- \$61.7 million in wages is generated by the hospitality industry
- 11.5 % of our non-farm workforce is employed in hospitality related professions
- \$20.7 million is indirectly impacted by the direct payroll (1.34x)
- An additional 18,073 jobs are indirectly created by the direct (1.27x)

All about Tourism in Twin Falls County

- FY 2016 Lodging collections for the region \$827,712
- Twin Falls County largest collecting county in the region
 - o \$26,937,404 for CY 2016
- SIT Winter Campaigns
 - o Top 10 Winter Escapes in Southern Idaho –6,000 leads in past 60 days
 - o Digital Ad Word Campaigns – target keywords around winter activities; especially promoting South Hills & Magic Mountain.
 - o TripAdvisor Ads –Snowmobiling, Snowshoeing, Cross Country Skiing, Tubing
- SIT Spring/Summer Campaigns
 - o Banner Water Flows – Shoshone Falls, Thousand Springs & More – 100 Pass Giveaway
 - o National Park Campaign ‘Don’t Rush to Yellowstone, Southern Idaho has 4 of Idaho’s 6 National Park Properties’ – Tap into heavy traffic to Yellowstone
 - o Billboard Campaigns – 18 placements along I84. Waterfall, canyon/bridge, water recreation, biking, lifestyle/downtown focus.
 - o Open Water, Boating, Kayaking & SUP – Northern Utah, Boise and Eastern Idaho Markets
 - o Eclipse Tours – Internationally promoted with Visit Idaho
 - o AAA Guide, AAA Via, Horizon Air, Sunset Magazine, Roadster, Interfuse, Madden Media, Pandora and 18 Billboards – State sponsored content
- FY 17 Grant:
 - o Regional Trail Branding & Mapping
 - o Local Social Media Manager – proposing the ability to post directly to city’s & county’s social
- Installing directional signage along Highway 30 – Thousand Springs Scenic Byway

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Southern Idaho Tourism works closely with partners in the region, Chambers of Commerce, SIEDO, private and public entities to accomplish our mission. We utilize funding from the Idaho Regional Travel and Convention Grant Program to implement our programs and services. The current grant utilized to market the area is \$310,608.00 with a cash match requirement of \$38,826.

Southern Idaho Executive Committee

Stephen Kaatz – Chair

Dan Olmstead – Vice-Chair

Gary Warr – Treasurer

Kellee Traughber – Past Chair

Directors:

- Stephen Kaatz – Buhl Economic Council
- Kellee Traughber - Safari Hospitality Group
- Mark Bolduc, Hagerman Valley Chamber of Commerce
- Kyle Tarbet– Twin Falls Area Chamber of Commerce
- Wendy Davis, City of Twin Falls Parks & Recreation
- Kyla Sawyer, Mini-Cassia Chamber of Commerce
- Don Hall, Twin Falls County Commissioner
- Kathleen Hite, Jerome Chamber of Commerce
- Kathy Mennenga, Camas County/Fairfield Chamber of Commerce
- Gary Warr, Jerome Recreation District
- Jim Olson, Thousand Springs Scenic Byway Committee
- Dr. Terry Patterson, College of Southern Idaho
- Payson Reese, Lincoln County Chamber of Commerce
- Dan Olmstead, Idaho Power
- Debra Magee, First Federal Savings
- Don Gill, Gooding Pro Rodeo
- David Nebeker, Fairfield Inn & Suites
- Julie Thomas, Sawtooth National Forest
- Wallace Keck, City of Rocks National Monument/Castle Rocks State Park
- Judy Geniac, Hagerman Fossil Bed/Minidoka National Historic Site
- Toby Boudreaux, Idaho Fish and Game
- Shawn Barigar, Idaho Travel Council Region IV - *ex-officio*

Executive Director:

Melissa Barry

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Date: Monday, March 6, 2017
To: Mayor and City Council
From: Brian Pike, Deputy City Manager

Request

A presentation by Sarah Harris and Debra Blackwood, People for Pets, to request a change in the timing of their annual audit.

Time Estimate

The estimated amount of time this item will take is 15 minutes plus time to answer questions.

Background

The agreement between the City of Twin Falls and People for Pets/Magic Valley Humane Society requires People for Pets to conduct an annual audit, conducted by a third party, to be completed within six months of their fiscal year. This timeframe creates a situation that places them into a higher cost range for their audit due to the time of the year and the additional pressure on the auditing firms to prepare taxes for their clients.

People for Pets would like to request permission to extend the completion of their audit until June of 2017 to reduce the cost of audit.

Approval

The Council would have to agree to extend the timeframe of the required annual audit until June of 2017.

Budget Impact:

No impact on our budget

Regulatory Impact:

There is no regulatory impact.

Attachments: None