



IN RE:)
)
 River Glen/) KETCHUM PLANNING AND ZONING COMMISSION -
 Mortgage Row Rezone) FINDINGS OF FACT,
) CONCLUSIONS OF LAW AND DECISION
)

BACKGROUND FACTS

OWNERS: RGSV, LLC, represented by Garth McClure, Benchmark Associates

SUBJECT PROPERTY: Lot 14, Mortgage Row Subdivision
 Lot 1, Block 4, River Glen Subdivision

NOTICE: Mailing: Notice was mailed to all properties within 300 ft of proposed subdivision and to all applicable state agencies and jurisdictions on February 20, 2013.
Publish: Notice was published in the Idaho Mountain Express on February 20, 2013.
Post: Notice was posted on-site on Monday, March 4, 2013.

ZONING: Current: Limited Residential One Acre (LR-1)
 Proposed: Limited Residential (LR)

COMPREHENSIVE PLAN LAND USE

DESIGNATION: Residential Occupancy

REVIEWER: Rebecca F. Bundy, Associate Planner/Joyce Allgaier, Planning Manager

ATTACHMENTS:

- Attachment 1: Rezone Application
- Attachment 2: Pre-Annexation Agreement, Section 2.8
- Attachment 3: Current Zoning Map Excerpt

GENERAL FINDINGS OF FACT

1. The applicant is requesting a rezone from Limited Residential One Acre (LR-1) to Limited Residential (LR).
2. An application to rezone the subject properties from LR-1 to LR was recommended for approval by the Commission on February 28, 2011. At that same meeting, a concurrent application to subdivide the properties from two (2) to three (3) lots was continued to March 28, 2011. That subdivision application was eventually withdrawn, and the rezone application never proceeded to Findings of Fact before the Commission or to the City Council for action.
3. As is the case with most of the lots in the LR-1 zone district at the south end of Ketchum, both of the subject lots are non-conforming with respect to size and width. The minimum LR-1 lot size requirement is one (1) acre (43,560 square feet), and the minimum width

Attachment C

Regulation	Limited Residential One Acre (LR-1)	Limited Residential (LR)
Density	One dwelling unit per one acre of gross land area of less than twenty five percent (25%) slope.	The minimum lot area for single-family dwelling shall be nine thousand (9,000) square feet.
Minimum Lot Size	One Acre (43,560 sf)	.21 acres (9,000 sf)
Average Width of Lot	100 ft	80 ft
HWY 75 Setbacks	80 ft	Where the street width is sixty six feet (66'), all buildings shall be set back a minimum of thirty two feet (32').
Building Coverage	25%	35%

EVALUATION STANDARDS

1. Pursuant to Section 17.152.010 of Zoning Code Title 17, amendments to the zoning ordinance or the zoning map "shall be in accordance with the laws of the State of Idaho and all other applicable City Ordinances".

Staff Analysis/Recommendation: See item 2 below regarding state laws.

2. Idaho's Local Planning Act, Section 67-6511 states that ordinances establishing zoning districts shall be amended as follows:

(a) Requests for an amendment to the zoning ordinance shall be submitted to the zoning or planning and zoning commission which shall evaluate the request to determine the extent and nature of the amendment requested. Particular consideration shall be given to the effects of any proposed zone change upon the delivery of services by any political subdivision providing public services, including school districts, within the planning jurisdiction.

Finding: The Planning and Zoning Commission will hold a public hearing, as required by state law, on the proposed rezone. Notice was sent to all political subdivisions providing public services for the area and no comments or concerns were received. The proposed zoning change, in itself, does not increase the number of buildable lots. However, it creates the possibility that, in the future, the lots could be subdivided so to allow one (1) to two (2) additional buildable lots. No significant impacts to public services are anticipated from this change. No concerns from applicable City Departments have been raised.

Conclusion: The Commission should feel comfortable with the zoning, knowing that there is the potential for additional residential development in this area. Staff feels this zoning is in keeping with the existing development in the vicinity and at a minimum allows the existing house on the subject property to have a conforming lot size.

- Policy 4.9.3:** Require functional landscaping and useable open space in multi-unit residential projects, especially higher density projects.
- Policy 4.9.4:** Provide safe circulation and connections from residential neighborhoods to all areas of the City.
- Policy 4.9.5:** Encourage social interaction in and between neighborhoods through design and land subdivision.
- Policy 4.9.6:** Encourage the development of medium density residential projects on land near the Community Core.
- Policy 4.9.7:** Keep all public and private roads in Ketchum open for community access. Do not allow "gated" communities in Ketchum.

Chapter 4.11: Mortgage Row Planning Area

- Goal 1:** To maintain and enhance the residential uses while providing a safe and attractive entrance corridor into Ketchum.
- Policy 4.11.1:** Provide safe vehicular access onto Highway 75 in conjunction with reduced speed limits. Encourage the consolidation of accesses to minimize adverse impacts on Highway 75.
- Policy 4.11.2:** Actively pursue an alternative access road for the Mortgage Row properties. Strive for an access point to Highway 75 at the Elkhorn Road intersection. Provide land use incentives for properties to redevelop using the new access road.
- Policy 4.11.4:** Establish land uses that are compatible with surrounding uses, providing reasonable transition from highest density within downtown Ketchum, to the more open, lower density in the County.
- Policy 4.11.5:** Increase public access to the Big Wood River.

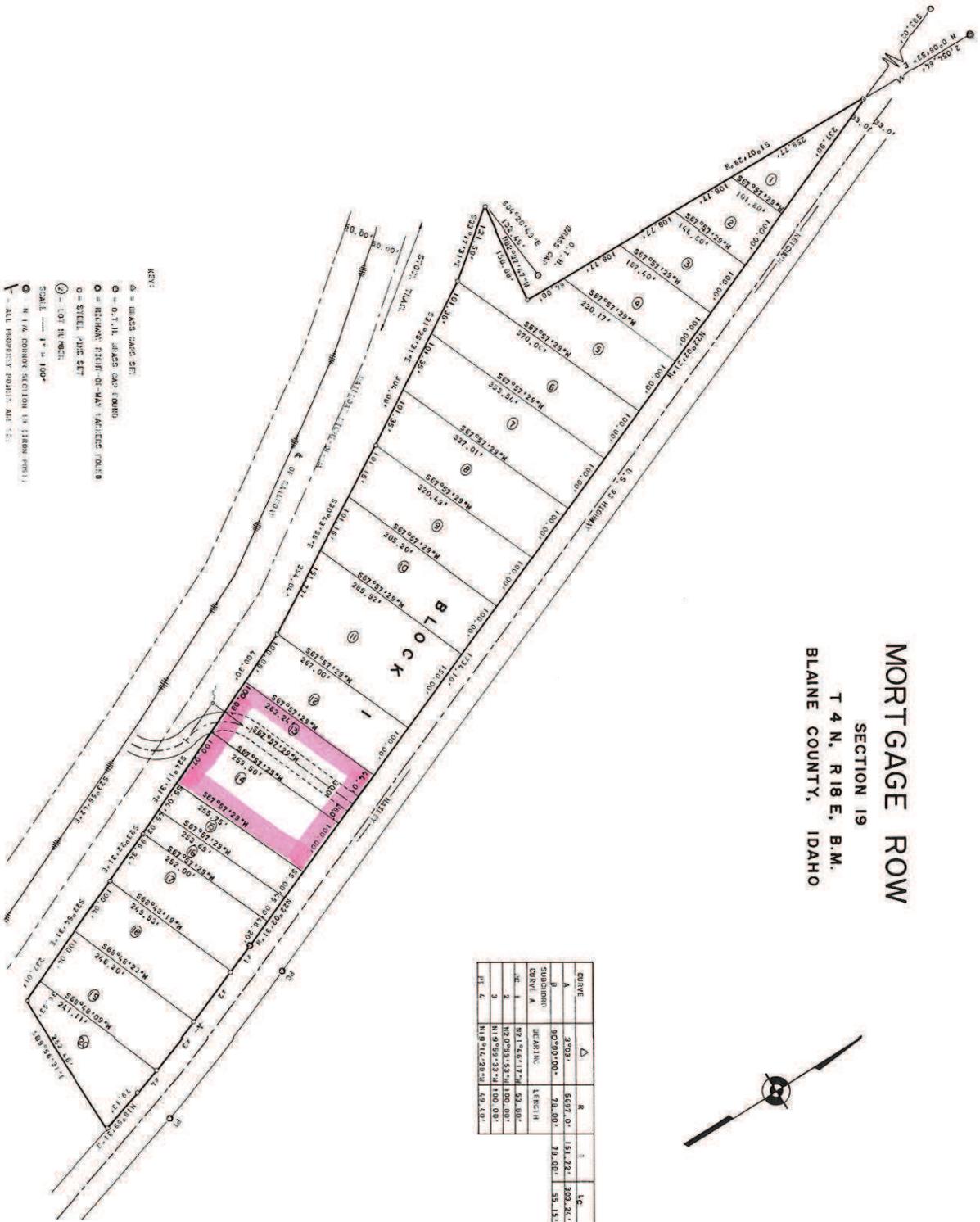
-Mid Term Action Plan

1. *Facilitate or participate in the funding and construction of the alternative road on the west side of Mortgage Row.*
2. *Change the zoning of the area to allow for low density residential uses, such as Limited Residential (LR) Zoning while permitting and encouraging clustered development providing useable open space, and consolidating accesses.*
3. *Activate new zoning only when properties are accessed from the new west access road.*
4. *Work with the City of Sun Valley to construct bike path to connections with the bike paths at Elkhorn Road and Serenade Lane on the east side of Highway 75.*

Finding: In general, the Comprehensive Plan goals and policies that apply to this Ketchum neighborhood do not conflict with the proposed rezone. The new designation of Limited Residential (LR) allows for a greater density (1 single family dwelling/9000 sf of lot area) but maintains similar uses, comparable setback requirements and does not alter the residential nature of the neighborhood. In addition, the mid-term action plan for the Mortgage Row Planning Area contemplates rezones from Limited Residential One Acre (LR-1) to Limited Residential (LR). No land acquisition or road improvement plan is in place by the City for the city to include the "new west end access road" in its public works programming, capital improvement plan, or funding.

Conclusion: The proposed rezone is not in conflict with the Comprehensive Plan land use policies and goals for this neighborhood designation. The installation of such "west end access road" as

MORTGAGE ROW
SECTION 19
T 4 N., R 18 E., B.M.
BLAINE COUNTY, IDAHO



CORNER	Δ	R	T	LC
A	3°59.3'	5697.0'	151.72'	303.26'
B	90°50'00.00"	74.00'	74.00'	59.15'
SOUTHWEST				
CORNER A	SICAMING	LENGH		
1	N2°16.5'17.9"	53.80'		
2	N20°53.53'24"	100.00'		
3	N12°53.23'24"	100.00'		
4	N19°14.23'24"	59.50'		

- KEY:
- Δ = BRIDGE SAND SET
 - = 0.1 IN. BRIDGE SAND FOUND
 - = IRONMAN PIERCE OR PLAIN SANDING FOUND
 - = STEEL PIPE SET
 - = LOT NUMBER
- SCALE 1" = 100'
- = N 1/4 CORNER SECTION 19 (IRON POST)
- △ = ALL PROPERTY POINTS ARE SET

A PLAT SHOWING RIVER GLEN SUBDIVISION A PLANNED UNIT DEVELOPMENT

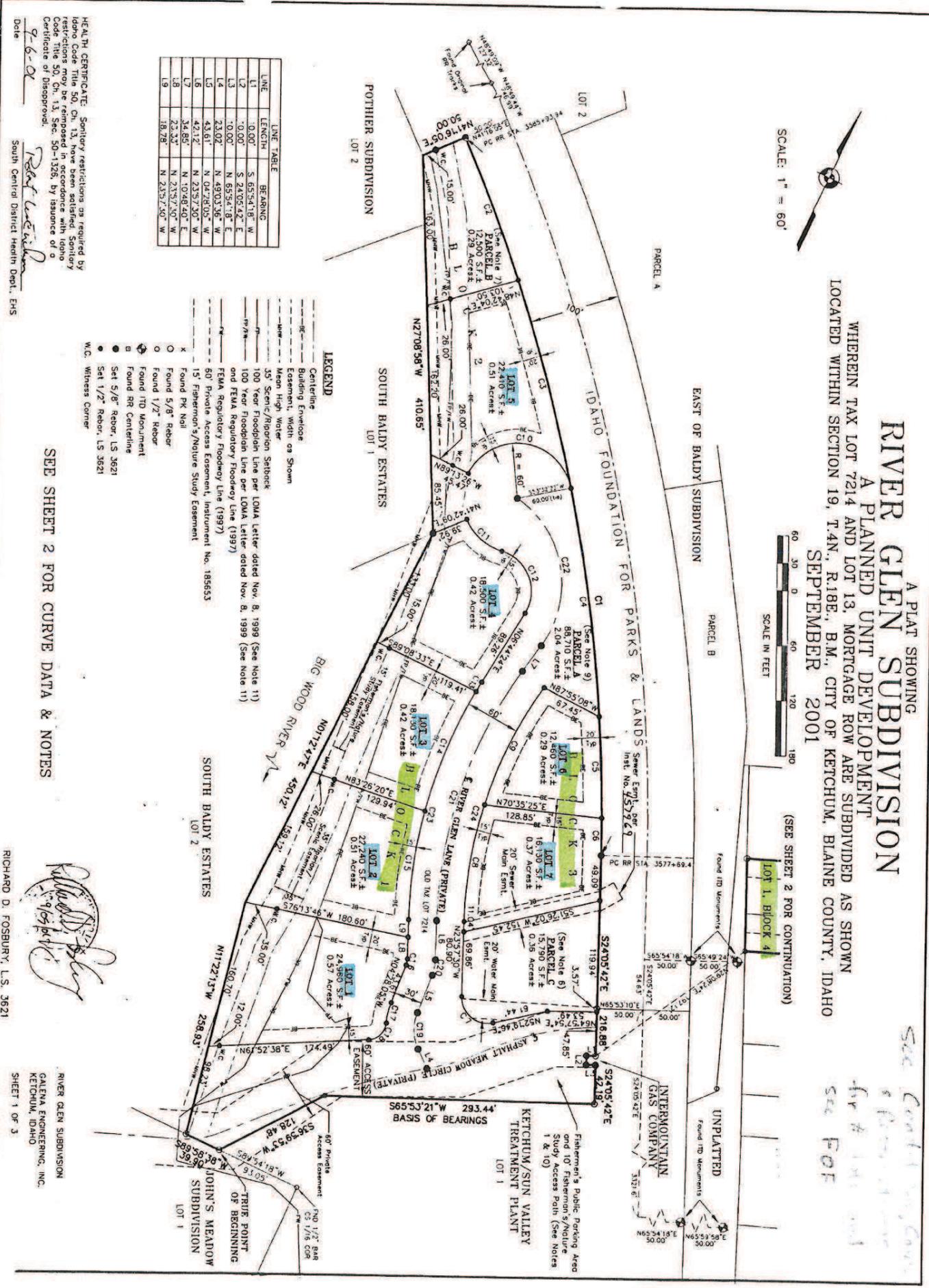
WHEREIN TAX LOT 7214 AND LOT 13, MORTGAGE ROW ARE SUBDIVIDED AS SHOWN
LOCATED WITHIN SECTION 19, T.4N, R.18E, B.M. CITY OF KETCHUM, BLAINE COUNTY, IDAHO
SEPTEMBER 2001

*See Cont'd Subdiv
& Plat of Section
for # 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000*

SCALE: 1" = 60'



(SEE SHEET 2 FOR CONTINUATION)



LINE	LENGTH	BEARING
L1	10.00'	S 65°54'16" W
L2	10.00'	S 24°03'42" E
L3	10.00'	N 65°54'16" E
L4	23.02'	N 49°03'36" E
L5	43.61'	N 04°28'03" W
L6	42.12'	N 2°35'30" W
L7	34.85'	N 10°48'40" E
L8	23.33'	N 2°35'30" W
L9	18.78'	N 2°35'30" W

- LEGEND**
- Centerline
 - Building Envelope
 - Easement, width as Shown
 - Mean High Water
 - 35' Semi-C/Right-of-Way Setback
 - 100 Year Floodplain Line per LOMA Letter dated Nov. 8, 1999 (See Note 11)
 - and FEMA Regulatory Floodway Line (1997)
 - FEMA Regulatory Floodway Line (1997)
 - 60' Private Access Easement, Instrument No. 185653
 - 15' Fiberglass/Aluminum Study Easement
 - Found PK Nail
 - Found 5/8" Rebar
 - Found 1/2" Rebar
 - Found 1/2" Monument
 - Found R/R Centerline
 - Set 5/8" Rebar, LS 3621
 - Set 1/2" Rebar, LS 3621
 - W.C. Witness Corner

SEE SHEET 2 FOR CURVE DATA & NOTES

HEALTH CERTIFICATE: Sanitary restrictions as required by Idaho Code Title 50, Ch. 13, have been satisfied. Sanitary restrictions may be imposed in accordance with Idaho Code Title 50, Ch. 13, Sec. 50-1326, by issuance of a Certificate of Disapproval.

Robert Lee Williams
South Central District Health Dept., EMS

Date: 9-6-01

Richard D. Fosbury
RICHARD D. FOSBURY, L.S. 3621

RIVER GLEN SUBDIVISION
GALENA ENGINEERING, INC.
KETCHUM, IDAHO
SHEET 1 OF 3
Job No. 4847pld.dwg



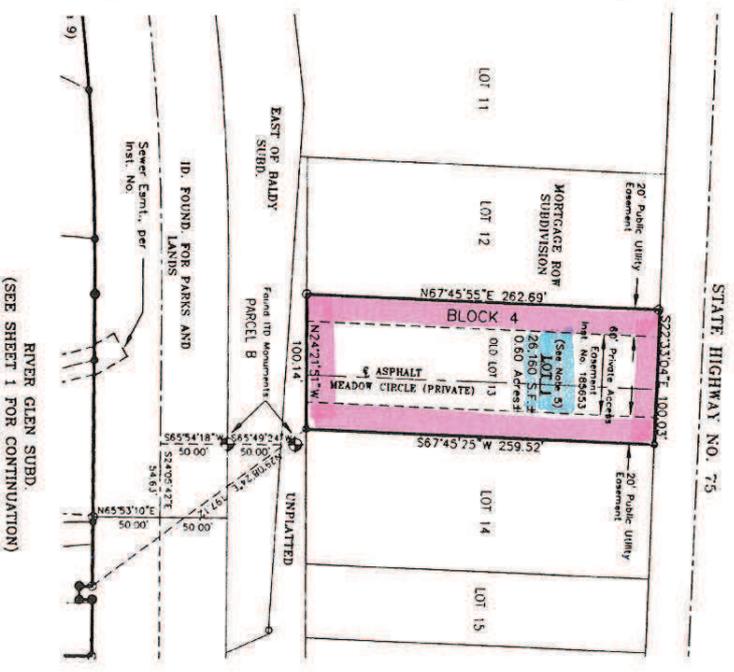
SCALE: 1" = 60'

RIVER GLEN SUBDIVISION

SEPTEMBER 2001



- LEGEND**
- Centerline
 - - - Easement, Width as Shown
 - 60' Private Access Easement
Instrument No. 183553
 - Found 5/8" Rebar
 - Found 1/2" Rebar
 - ⊕ Found ID Monument



NOTES

CURVE	LENGTH	RADIUS	TANGENT	DELTA	CHORD	CHORD DIRECTION
C1	799.83	1860.08	406.19	24.38 13°	793.66	S 36.74 49° E
C2	165.18	1860.08	82.64	5.08 17°	165.12	N 46.11 17° W
C3	233.23	1860.08	116.77	7.11 03°	233.07	N 40.03 07° W
C4	250.72	1860.08	125.35	7.43 23°	250.58	N 37.35 55° W
C5	109.99	1860.08	55.01	3.23 16°	109.97	N 27.02 35° W
C6	40.71	1860.08	20.36	1.15 14°	40.71	N 24.43 02° W
C7	50.68	28.00	35.65	103.42 45°	44.04	S 75.48 52° E
C8	129.19	450.00	65.04	16.28 57°	128.75	S 15.44 01° W
C9	143.89	600.00	72.56	18.19 14°	143.28	S 01.39 04° W
C10	149.50	800.00	78.89	14.24 55 00	143.28	S 7.20 29° W
C11	53.52	60.00	28.69	51.06 15°	51.76	S 73.50 58° E
C12	83.36	45.00	59.87	106.08 29°	71.94	N 46.19 51° W
C13	11.91	510.00	5.96	1.20 18°	11.91	S 06.04 15° W
C14	141.93	510.00	71.43	15.36 43°	141.47	S 02.34 16° E
C15	118.41	510.00	59.98	13.24 53°	119.13	S 17.15 03° E
C16	6.80	20.00	3.43	19.29 25°	6.77	N 14.17 47° W
C17	22.91	82.00	11.53	16.00 17°	22.83	S 12.28 14° E
C18	28.75	20.00	17.98	82.21 00°	28.33	N 20.42 08° E
C19	48.47	52.00	21.32	44.65 31°	39.46	S 28.64 51° E
C20	17.01	80.00	8.39	19.29 25°	16.93	N 14.07 47° W
C21	291.28	450.00	150.28	34.66 10°	288.93	S 06.34 25° E
C22	181.59	111.31	118.59	93.51 32°	162.92	N 35.84 43° E
C23	273.25	510.00	139.93	36.41 53°	269.99	S 08.36 33° E
C24	273.08	450.00	140.89	34.46 10°	268.91	S 06.34 25° E

1. A Fishermen/Nature Study Easement, 15' in width and measured from the Mean High Water Mark, is hereby granted to the Public in perpetuity for access to the east bank of the Big Wood River as shown on this plot. Easements shall also be granted across Parcel A in perpetuity for a public parking area and a 10' wide access path for the exclusive use of fishermen and naturalists utilizing this Fishermen/Nature Study easement.
2. Buildings on Lots 1, 2, 3 and 4, Block 1; Lot 5, Block 2, and Lots 6 & 7, Block 3, shall be confined to the respective building envelope for each as shown on the plot, unless said envelope is superseded by the consent of the City of Ketchum, Idaho, in which case the Fishermen/Nature Study Easement shall extend beyond or into the River. Requests to amend building envelopes shall be considered on amendment to the River Glen P.U.D. and shall be processed and evaluated as an amendment pursuant to Chapter 16.08 of the Ketchum City Code.
3. No structure, fencing, or construction shall be erected within the FEMA Regulatory Floodway (RW) as defined on the 1997 FEMA Maps, or within the 35' Scenic/Recreation Easement.
4. A Scenic/Recreation easement, 35' in width and measured from the Mean High Water Mark, as shown on this plot, is hereby granted to the Public in perpetuity for preservation of the east bank of the Big Wood River.
5. An easement is hereby granted to the public to provide access through Lot 1, Block 4, from Highway 75 to the Fishermen's Public Parking Area. Said Easement shall remain in effect until such time as other public access is provided.
6. Parcel C is hereby reserved for three future community housing units.
7. Parcel B shall be Common Area, owned and maintained by the River Glen Subdivision Home Owners Association; and governed by the provisions of the Covenants, Conditions, and Restrictions of River Glen Subdivision for the use, enjoyment and benefit of the Owners of Lots within said Subdivision and for the members of the public.
8. A 5' public utility easement is hereby granted along all front property lines for the maintenance and installation of Public Utilities.
9. A 20' wide easement is hereby granted along the north and south property lines of Lot 1, Block 4, for the installation and maintenance of water, sewer, and other public utilities. An easement is hereby granted over Parcel A for the maintenance of water, sewer, and other public utilities installed within the private right-of-way.
10. A vehicular and pedestrian access easement is hereby granted to the public over and across that portion of Parcel A identified as 80' Private Access Easement, in which easement Meadow Circle Road is situated. This easement does not include the portion of Parcel A identified as River Glen Lane.
11. The floodplain line has been modified as shown on this plot per Letter of Map Amendment (LOMA) approved by FEMA and dated November 8, 1999.
12. The Sewer system for this subdivision shall be private and shall be the sole responsibility of the River Glen Homeowner's Association to maintain and operate. The City of Ketchum shall not be responsible for maintaining any portion of the on-site sewer system.
13. Property shown herein is subject to Covenants, Conditions & Restrictions for River Glen Subdivision, Instrument No. 457370 and Development Agreement with the City of Ketchum, Instrument No. 573721, records of Blaine County, Idaho.



Exhibit
E

EASTERN SUPERVISORY AREA

Jerome Office
324 South 417 East
Jerome, ID 83338
Phone (208) 324-2561
Fax (208) 324-2917
name@idl.idaho.gov



THOMAS SCHULTZ, DIRECTOR
EQUAL OPPORTUNITY EMPLOYER

STATE BOARD OF LAND COMMISSIONERS

C. L. "Butch" Otter, Governor
Ben Yursa, Secretary of State
Lawrence G. Wasden, Attorney General
Brandon Woolf, State Controller
Tom Luna, Sup't of Public Instruction

March 11, 2013

Joyce Allgaier, AICP
Planning Manager
City of Ketchum
P.O. Box 2315
Ketchum, ID 83340

sent via e-mail to JAllgaier@ketchumidaho.org

RE:

- 1. Bald Mountain Lodge LLC - An Amendment to the Approved Planned Unit Development Amended Lot 1A, Block 20 - 151 South Main Street, Ketchum, ID Section 18 T4N R18E BM**
- 2. RGSV LLC - To Rezone from Limited Residential One Acre (LR-1) to Limited Residential (LR) for Lot 1 Block 4 River Glen Subdivision and Lot 14 Mortgage Row Subdivision, Ketchum, ID Section 19 T4N R18E BM**

Dear Ms. Allgaier:

Thank you for the opportunity to review and comment on the applications as listed above.

As you may know, Idaho Department of Lands' (IDL) mission is to manage State Endowment Trust Lands (Endowment Lands) in a manner that will maximize long-term financial returns to the Beneficiary Institutions. The IDL mission is a constitutional mandate and is overseen by the State Board of Land Commissioners. Endowment Lands are not managed for the public at large and should not be referred to as "public lands" or "open space," either specifically or in a generic sense. These are working lands producing revenue for the Beneficiary Institutions.

IDL has reviewed the public hearing notice provided by the City of Ketchum for the requests as listed above. Based on the documentation provided to IDL, the applications will not impact Endowment Lands at this time. Should the applications be modified during the review or approval process, IDL requests that updated information be submitted to the Eastern Area Office for additional review.

Thank you again for the opportunity to review and comment on these applications. Please contact our Eastern Area Manager Pat Brown at (208) 525-7167 if you have questions or need more information.

Sincerely,

A handwritten signature in blue ink, appearing to read "Julianne Shaw", is written over a horizontal line.

Julianne Shaw
Assistant Planner

cc: Patrick A. Brown, Eastern Area Manager
Meribeth Lornkin, Lands Resource Spec, SR-Lands
Kate Langford, Strategic Business Analyst - Planning

"Trusted Stewards of Idaho's Resources, From Main Street to Mountaintop"

Attachment F

City of Ketchum, Idaho

P.O. Box 2315 Ketchum, ID 83340 (208) 726-3841 Fax: (208) 726-8234



May 14, 2013

Mayor Hall and City Councilors
City of Ketchum
Ketchum, Idaho

Mayor Hall and City Councilors:

Discussion of mandatory water fees.

Introduction/History

The City of Ketchum's water charges and base fees support the maintenance and operation costs of the municipal water supply and distribution system, repayments of Water Revenue Bonds and for accumulating capital for future improvements, expansions, fire hydrants, and additions to our system.

Current Report

Recently a property owner was asking about the water base fee on an empty building located in Ketchum. The service to this building still needs to be maintained by the city to provide potable water when it is next needed and also provide adequate fire protection 24/7. There is a base fee of \$9.49 per month on services whether they use water or not as set by in Resolution 11-025.

The maintenance of water distribution system, fire protection, pump stations, reservoirs, water quality safety, State certifications set by DEQ, and maintenance equipment all rely on revenues generated by standard base fees and water charges.

Financial Requirement/Impact

No financial impact is anticipated at this time.

Recommendations

There is no recommended motion at this time.

Sincerely,

Dave Rambo
Water Division Supervisor
City of Ketchum Utilities Dept.

City of Ketchum, Idaho

P.O. Box 2315 Ketchum, ID 83340 (208) 726-3841 Fax: (208) 726-8234



May 14, 2013

Mayor Hall and City Councilors
City of Ketchum
Ketchum, Idaho

Mayor Hall and City Councilors:

Recommendation to approve Micro Seal application bid and Idaho Asphalt oil bid.

Introduction/History

The following bid is part of our summer maintenance routine to get the best price for our summer maintenance projects. (Micro Seal)

We are in the process of locating a cost effective alternative to chip sealing for some of our city streets (East Ave. First Ave.). This Micro Seal project is part of a test to determine how a Micro Seal will perform on our streets.

Current Report

This project has three different budgetary components to it;

- 1) The contract with Valley Slurry Seal for the application of the asphalt product.
- 2) The contract with Idaho asphalt for the purchase and delivery of the oil.
- 3) The purchase of the aggregate, concrete and roller rental.

Our staff sweeps the streets, hauls the aggregate, provides traffic control, clean up and coordinate the project.

The following streets are scheduled to be Micro Sealed this year:

East Ave. from Sixth Street to the south end.

First Ave. from Sun Valley Road to Sixth Street.

Micro seal dates for this year is July 29th or 31st.

We are allowed to piggyback off a contractor's bid to any local municipality.

The Valley Slurry Seal pricing below reflects the price to apply the oil and rock mixture to our streets.

The Idaho Asphalt oil pricing below was bid by the ton, plus a haul charge.

The bids below reflect piggyback pricing Offered to Madison County and the City of Pocatello this year 2013.

Financial Requirement/Impact

We expect to apply a Micro Seal treatment to about 25,000 square yards of road way this year for a cost of \$34,000 to Valley Slurry Seal.

We expect to use approximately 49 tons of oil this year for a cost of \$30,405. to Idaho Asphalt.

We expect to use 370 tons of rock, 40 bags of concrete and rent a roller for a cost of \$2,500.

The funds for this project will be taken from the Street Capital Improvement Fund.

Application bid:	Valley Slurry Seal	\$1.36sy or \$34,000.
Oil Bid:	Idaho Asphalt	\$620.50 per ton or \$30,406
Misc costs-rock, concrete and roller:		\$2,500.

Total cost of the project is \$66,906. or \$2.68 per square yard.

(For comparison our Chip Seal project for this year will be \$.87 cents a square yard.)

Recommendation

Staff respectfully recommends the City Council (1) approve Valley Slurry Seal bid for \$34,000. (2) approve the Idaho Asphalt Bid of \$620.50 a ton for oil.

Recommended Motion

I move that we (1) accept the Valley Slurry Seal bid for \$34,000 (2) accept the Idaho Asphalt Bid of \$620.50 a ton for oil.

Sincerely,

Brian Christiansen
Street Superintendent

Contract Proposal



Date: 5/10/2013
 Proposal Number:
 To: City of Ketchum
 Attention: Reed Shoueler
 From: Jon James
 Pages: 1
 Subject: City Streets

Phone: 208-726-7831
 Fax: -
 Email: -

Bid Date:
 Bid Time:

Valley Slurry Seal will provide all equipment, labor, material and tools to perform the following work on the above project.

ITEM #	DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL
1	Micro Surfacing Type III (Equipment and labor only)	SY	25,000	\$ 1.36	\$34,000.00
					\$34,000.00

All work described above is based on estimated quantities and shall be a minimum, overruns to be paid at the unit price.

INCLUSIONS:

- Mobilization to Ketchum from Pocatello is included. in the above price.
- Additional mobilizations would be charge at \$25,000 each
- VSS work to be applied between 7AM and 7PM weekdays
- Includes prevailing rate wages
- Work must be scheduled 3 weeks in advance to assure crew availability

EXCLUSIONS:

- Acceptance of bid/proposal accepts these exclusions regardless of requirements by owner.
- Any work not described above is specifically excluded.
- Traffic control plan, posting, notifications or test strip
- Permits, testing, QA-QC plan & inspection, calibration
- SWPPP (Storm Water Pollution Prevention Program)
- Bond @ .5% (\$5.00/\$1,000.00)
- Pavement repairs, crack weeding, cleaning or sealing
- Stripe/Marker - removal, replacement, protection, or referencing
- Temporary striping/markings or removal of
- Construction area signs, portable message boards
- Rolling, post sweeping, adjustment of utilities/manholes of any kind
- Staging area for crew and materials, prime contractor to provide
- Cleaning by sweeper only, additional cleaning by change order

Special Notes:

- City to provide Aggregate Trucking FOB Job Location
- City to provide Sweeping, Water and Water Transport at Job Location.
- City to provide Emulsion and Emulsion trucking FOB Job Location
- City to provide referencing with tabs for striping prior to Micro Seal
- City to provide Traffic Control for VSS

Accepted: _____

Contractor/Firm

By: _____

Authorized Representative, Owner

Date: _____

Valley Slurry Seal Company is an Open Shop Contractor and will not become signatory to any labor agreements.
 Retention to be paid within 60 days of completion of our work

3785 CHANNEL DRIVE • WEST SACRAMENTO, CA 95798, USA • PHONE (916) 373-1500 • FAX NO. (916) 373-0183

CA LICENSE NO. 293727A • NV LICENSE NO. 014802A • OR LICENSE NO. 65821

ID LICENSE 13304-AAA-4(47) • WA LICENSE NO. VALLESS182NJ

PAVEMENT MAINTENANCE SPECIALISTS



Idaho Asphalt Supply, Inc. Peak Asphalt, LLC



ASPHALTS



ROAD OILS

P.O. Box 941, Blackfoot ID 83221-0941
Phone: (208) 785-1797 Fax: (208) 785-1818

TO: KETCHUM, CITY OF
ATTN: Brian Christiansen
P.O. BOX 2315
Ketchum, ID 83340
Phone: (208) 726-7831 Fax: (208) 726-7843

RE: Year 2013 Road Oils

BID DATE: March 25, 2013

Product	TONS	Price/Ton Tax Excluded	Effective Thru	Freight	FOB
CRS-2R	105.00	\$485.00	10/31/2013	\$25.50	Blackfoot
CQS-1HP <i>micro seal oil</i>	20.00	\$595.00	10/31/2013	\$25.50	Blackfoot
DISTRIBUTOR SERVICE		\$20.00/TON OR			
\$1,000.00 Minimum Charge		\$175.00/HOUR			
		(WHICHEVER IS GREATER)			
				<i>595 + 25.50 = \$ 620.50</i>	

Contract Special Provisions:

Pricing "piggybacks" Madison Co. and City of Pocatello year 2013 awarded lettings and will remain firm for the 2013 season. Payment terms are NET 15th; payment is due the fifteenth of the month following delivery.

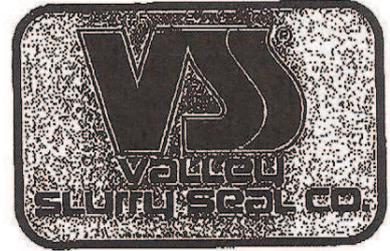
- 1> All Product Will Conform to Idaho Transportation Department specifications.
- 2> Idaho Asphalt Supply, Inc. / Peak Asphalt, LLC reserves the right to ship from any supply facility on a freight equalized basis.
- 3> This price quotation is made expressly subject to the Terms and Conditions of the Idaho Asphalt Supply, Inc. / Peak Asphalt, LLC standard purchase agreement.
- 4> Freight will be billed separately by a common carrier.
- 5> Freight is subject to a fuel surcharge at time of delivery.
- 6> The above prices on the above quantities are valid for 5 (five) days from the date of the quotation and if accepted within the stated period will remain effective thru the 2013 season.

Miscellaneous incidental charges are as follow:
All prices based on a 30-ton minimum. Full freight charges to destination and 1/2 freight charges will be assessed on returned product. No credit will be given for anti-strip or diluted materials. Unloading time: 3.00 hours free then \$80.00 per hour thereafter. Overnight holdover: \$350.00 per night. Restocking fee for returned product: \$250.00, Equipment charge for job-site pump-off, flat fee per occurrence (no polymer modified asphalts) \$100.00.

Thank you for giving us the opportunity to prepare this bid.

Adam Ackerman
Idaho Asphalt Supply, Inc

Accepted By: _____ Firm: KETCHUM, CITY OF Date: _____



January 2, 2013

City of Pocatello
PO Box 4169
Pocatello, ID 83206-4169

RE: Type II Slurry Seal

Mr. Randy Ghezzi,

I would like to inform you that Valley Slurry Seal Company will honor our original proposed bid price of \$1.36 /SY for the City of Pocatello through 2013.

All inclusions, exclusions and special notes outlined in the attached quote will still apply.

If you have any questions regarding this bid or are in need of a proposal for any future projects my contact information is listed below.

Sincerely,
VALLEY SLURRY SEAL COMPANY

A handwritten signature in black ink, appearing to read 'Tim Schmid', is written over a light-colored background.

Tim Schmid
Chief Estimator.

Office: (916) 373-1500
Cell: (916) 502-4463
Fax: (916) 373-0183
Tim.schmid@slurry.com

P.O. BOX 981330 • WEST SACRAMENTO, CA 95798 • PHONE (916) 373-1500
FAX NO. (916) 373-1438 • CONTRACTOR'S LICENSE NO. 293727A

PAVEMENT MAINTENANCE SPECIALISTS

City of Ketchum, Idaho

P.O. Box 2315 Ketchum, ID 83340 (208) 726-3841 Fax: (208) 726-8234



May 20, 2013

Mayor Hall and City Councilors
City of Ketchum
Ketchum, Idaho

Mayor Hall and City Councilors:

**Recommendation to Adopt Resolution No. 13-007
To set a Public Hearing and Publish Notice
To Amend the 2012-13 Fiscal Year Budget**

Introduction/History

Per Idaho Code 50-1003 the City Council of each city shall, prior to the commencement of each fiscal year, pass an Ordinance to be termed the annual appropriation ordinance.

On September 4, 2012 the Council adopted Ordinance No. 1099 entitled the Annual Appropriation Ordinance for the Fiscal Year Beginning October 1, 2012, appropriating to the various budgetary funds, sums of money deemed necessary to defray all necessary expenses and liabilities within each fund for the ensuing fiscal year, authorizing a levy of a sufficient tax upon the taxable property and specifying the objects and purposes for which said appropriation is made, and providing an effective date.

The city council of any city may, by the same procedure as used in adopting the original appropriation ordinance at any time during the current fiscal year, amend the appropriation ordinance as a result of an increase in revenues from any source other than ad valorem tax revenue. A city whose property tax certification is made for the current fiscal year may amend its budget and annual appropriation ordinance, pursuant to the notice and hearing requirements of Idaho Code 50-1002.

Current Report

Resolution No. 13-007 is a resolution of the City Council providing for publication of Notice of Public Hearing in the Idaho Mountain Express on May 22nd and May 29th and for Public Hearing to be held at 5:30 p.m. on June 3, 2013, in the City Hall, 480 East Avenue North, Ketchum, Idaho.

Financial Requirement/Impact

If approved by the Council on May 20, 2013, the budget amendment would appropriate additional monies in the sum of \$604,139.00. Notice of Public Hearing showing Proposed Revenues and Proposed Expenditures has been included in the packet with Resolution No. 13-007.

Recommendation

I respectfully recommend that the Ketchum City Council adopt Resolution No. 13-007.

Recommended Motion

"I move to approve Resolution No. 13-007, Providing for Publication of Notice of Public Hearing and for Public Hearing for an amendment to the 2012-13 Fiscal Year Budget".

Sincerely,


Sandra E. Cady, CMC
City Treasurer/Clerk

RESOLUTION NO. 13-007

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO, PROVIDING FOR PUBLICATION OF NOTICE OF PUBLIC HEARING AND FOR PUBLIC HEARING FOR AN AMENDMENT TO THE 2012-13 FISCAL YEAR BUDGET.

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

SECTION 1. That public hearing thereon be held at 5:30 p.m., on June 3, 2013, in the City Hall, 480 East Avenue North, Ketchum, Idaho.

SECTION 2. That the City Clerk published said proposed amendment to the budget for the fiscal year 2012-13 and notice of said public hearing in the Idaho Mountain Express, Ketchum, Idaho, on May 22, 2013 and May 29, 2013.

PASSED BY THE CITY COUNCIL this 20th day of May 2013.

SIGNED BY THE MAYOR this 20th day of May 2013.

Randy Hall, Mayor

ATTEST:

Sandra E. Cady, CMC
City Treasurer/Clerk

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the City Council of the City of Ketchum, Idaho will hold a Public Hearing for consideration of an amendment to the 2012-13 fiscal year budget by appropriating additional monies received by the City of Ketchum, Idaho, said hearing to be held at Ketchum City Hall, 480 East Avenue North at 5:30 p.m. on June 3, 2013.

	<u>ACTUAL</u>	<u>ACTUAL</u>	<u>Adopted Budget</u>	<u>Increase over</u>
	<u>FY 10-11</u>	<u>FY 11-12</u>	<u>FY 12-13</u>	<u>Original</u>
				<u>Appropriation</u>
<u>EXPENDITURES</u>				
PARKS/REC DEVELOP TRUST				
Whitewater Park	0	58,697	35,000	67,000
LOT FUND:				
State Tax Commission Contract	0	0	0	68,600
UNDERGROUNDING FUND:				
5th Street Undergrounding	0	0	0	468,539
			<u>TOTAL APPROPRIATION</u>	<u>604,139</u>

<u>REVENUES</u>				
PARKS/REC DEVELOP TRUST				
Whitewater Park	0	60,000	0	67,000
LOT FUND:				
Fund Balance	0	0	0	68,600
UNDERGROUNDING FUND:				
Fund Balance	0	0	0	468,539
			<u>TOTAL APPROPRIATION</u>	<u>604,139</u>

At said hearing any interested person may appear and show cause, if any he has, why such proposed appropriation ordinance amendment should or should not be adopted.

DATED this 20th day of May 2013

Sandra E. Cady, CMC
City Treasurer/Clerk

Publish: Idaho Mountain Express
May 22, 2013
May 29, 2013

City of Ketchum, Idaho

P.O. Box 2315 Ketchum, ID 83340 (208) 726-3841 Fax: (208) 726-8234



May 13, 2013

Mayor Hall and City Councilors
City of Ketchum
Ketchum, Idaho

Mayor Hall and City Councilors:

Green Building Code Update, Software License Agreement and New Building Permit Fee

Attachments:

- A. City of Ketchum and HIRL License Agreement
- B. Resolution 13-009, New Building Permit Fee

Introduction/History

The City Council adopted Ketchum's residential Green Building Code in May 2012. Staff will give a short presentation of the successes and challenges over the last year and an update on the work towards a future commercial code.

Current Report

License Agreement:

When an applicant, with a project subject to the Green Building Code, submits a building permit application, calculations showing compliance with the National Green Building Standard (NGBS) must be provided. The format of these calculations is up to the applicant; they can be hand written, in an Excel spreadsheet, or, until recently, the applicant could use software provided online by the National Association of Home Builders (NAHB). This software is very sophisticated, has associated helpful links and makes the calculations quite easy to perform.

Recently NAHB changed the structure of their verification division and created a for-profit organization, Home Innovation Research Lab (HIRL). Due to a resultant change to the copyright status of the above mentioned software, the City may no longer accept applications calculated using HIRL's software without entering into a License agreement with them.

After preliminary consultation with HIRL staff, the City Attorney and Planning Division staff met on how that agreement might best be structured. It was decided that HIRL's offer of a one hundred dollar (\$100) fee per submittal of calculations using their software would be the simplest and best arrangement. The City Attorney drafted the attached

agreement, which has been approved by HIRL and is ready for signature by the Mayor.

New Building Permit Fee:

Resolution 13-009 establishes a new building permit fee to cover the license agreement fee. If an applicant chooses to use the HIRL software to calculate compliance with the Green Building Code, he will be charged a fee of one hundred dollars (\$100) in addition to his regular building permit fees. It is important to note that this fee is entirely optional: An applicant can do the calculations in another form should he choose to do so, or he may use the services of a NGBS or LEED third party verifier.

Financial Requirement/Impact

The proposed license agreement and new building permit fee will have no financial requirement or impact on the City. They will simply allow the City to pass a fee on to the applicants who choose to use HIRL's software.

Recommendation

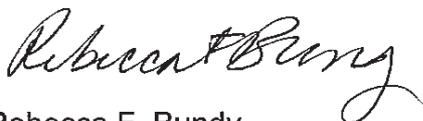
Staff respectfully recommends that the City Council approves entering into a license agreement with HIRL and that the City establish a new building permit fee to cover the cost of the license agreement.

Suggested Motions

"I move to approve the proposed license agreement between the City of Ketchum and Home Innovation Research Lab and authorize the Mayor to sign a License Agreement with said party;" and,

"Pursuant to Idaho Code §63-1311, I move to approve a new building permit fee of one hundred dollars (\$100) per submittal that uses HIRL's software to show compliance with Ketchum's residential Green Building Code."

Sincerely,



Rebecca F. Bundy
Associate Planner

Attachment A.
City of Ketchum and HIRL License Agreement

This is a License Agreement ("License") of intellectual property between:

The City of Ketchum, Blaine County, Idaho doing business as a municipal corporation and political subdivision in the State of Idaho, hereafter referred to as the "CITY";

And

Home Innovation Research Labs, doing business as a company with its principal place of business in Upper Marlboro, Maryland, hereinafter referred to as the "LICENSOR".

Grant: The LICENSOR hereby grants to the CITY a non-exclusive license for the use of the LICENSOR'S excel spreadsheet for calculating compliance points with the National Green Building Standard (the "Licensed Item"). For consideration of the grant, CITY shall pay a royalty of \$100.00 (one hundred dollars) for each building application submitted to the CITY, which is accompanied by a print out of the Licensed Item.

Payment of Royalties: CITY will pay royalties within 31 days of the end of each quarter in which a Licensed Item was received by the CITY as part of a building application during the applicable quarter.

Termination: Either party may terminate this License without cause with thirty days written notice. Unless terminated, this License Agreement shall be for a period of five years.

Warranties: The CITY represents and warrants to the LICENSOR that this License Agreement constitutes a legal, valid and binding obligation of the CITY enforceable against the CITY in accordance with its terms.

The LICENSOR warrants that the subject of the license is an original work and is a wholly owned concept by the LICENSOR and indemnifies CITY against claims from competing claims of ownership to the intellectual property, which is the subject of this license.

Indemnity: CITY agrees to indemnify and hold harmless LICENSOR of and from any and all claims, demands, losses, causes of action, damage, lawsuits, judgments, including attorneys' fees and costs, but only to the extent caused by, arising out of, or relating to the actions of the CITY. LICENSOR agrees to indemnify and hold harmless CITY of and from any and all claims, demands, losses, causes of action, damage, lawsuits, judgments, including attorneys' fees and costs, but only to the extent caused by, arising out of, or relating to the actions of the LICENSOR.

Attorney Fees: If legal action by either party is brought because of breach of this Agreement or to enforce a provision of this Agreement, the prevailing party is entitled to reasonable attorney fees and costs incurred with regard to such action including, without limitation, any appeals.

Section Headings: The titles to the sections of this Agreement are solely for the convenience of the parties and shall not be sued to explain, modify, simplify or aid in the interpretation of the provisions of this Agreement.

Heirs, Successors and Assigns: This Agreement shall be binding upon and inure to the benefit of the heirs, personal representatives, successors and assigns of the parties hereto.

Choice of Law: It is agreed that this Agreement shall be governed by, construed, and enforced in accordance with the laws of the State of Idaho.

Entire Agreement: This Agreement contains the entire understanding and agreement between the parties relating to the matters contemplated herein and all prior or contemporaneous negotiations, agreements, understandings, representations and statements, oral or written, are merged herein and shall be of no further force or effect.

Amendments: Any modification of this Agreement or additional obligation assumed by either party in connection with this Agreement shall be valid only if evidenced in writing signed by each party or an authorized representative of the party.

No Waiver: The failure of either party to this Agreement to insist upon the performance of any of the terms and conditions of this Agreement, or the waiver of any breach of any of the terms and conditions of this Agreement, shall not be construed as thereafter waiving any such terms and conditions, but the same shall continue and remain in full force and effect as if no such forbearance or waiver had occurred.

Partial Invalidity: The invalidity of any portion of this Agreement will not and shall not be deemed to affect the validity of any other provision. In the event any portion of this Agreement or part thereof shall be determined by any court of competent jurisdiction to be invalid, void, or otherwise unenforceable, the remaining provisions hereunder, or parts thereof, shall remain in full force and effect.

No Third Party Beneficiaries: Nothing contained herein shall be deemed or construed to create any third party beneficiaries or third party rights.

Authority to Execute: Each of the persons executing this Agreement represents and warrants that he has the lawful authority and authorization from their respective entities to execute this Agreement for and on behalf of the entity executing this Agreement.

The parties hereto have executed this Agreement on this _____ day of April, 2013.

The CITY

The LICENSOR

Mayor, City of Ketchum

By:
Title:

Attest:

City Clerk

Attachment B.
Resolution 13-009, New Building Permit Fee

RESOLUTION NUMBER 13-009

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KETCHUM, IDAHO,
ESTABLISHING A NEW BUILDING PERMIT FEE**

WHEREAS, the City has passed Ordinance No.1096, Ketchum’s Residential Green Building Code, adopting the National Green Building Standard (ICC 700-2008), with amendments, by reference;

WHEREAS, Ordinance No.1096 requires that applicable building permit holders show compliance with the provisions of the ordinance, and in that Home Innovation Research Lab (HIRL) offers software for calculating said compliance and preparing a report;

WHEREAS, the City and HIRL have entered into a license agreement that stipulates that, for each building permit compliance report submitted that has used the HIRL software to show compliance, a fee shall be paid by the City to HIRL; and,

WHEREAS, the City finds such fee shall be borne by the applicant that chooses to use the HIRL software to calculate and report compliance for their project.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF KETCHUM, IDAHO, AS FOLLOWS:

SECTION 1. BUILDING PERMIT CHARGE. That a fee of one hundred dollars (\$100.00) shall be charged to any building permit applicant that chooses to use the HIRL software to calculate and report compliance with the provisions of Ordinance No. 1096.

SECTION 2. USER CHARGES. WHEN DUE AND PAYABLE. That the fee shall be due and payable to the City of Ketchum Community and Economic Development Department, Building Division, prior to issuance of a building permit.

SECTION 3. EFFECTIVE DATE. All provisions of this Resolution shall become effective upon adoption and publication.

CITY OF KETCHUM, IDAHO

ATTEST:

Randy Hall, Mayor

Sandra E. Cady, CMC
City Treasurer/Clerk

APPROVED AS TO
FORM AND CONTENT:

Stephanie J. Bonney,
Legal Counsel

Legal Counsel

City of Ketchum, Idaho

P.O. Box 2315 Ketchum, ID 83340 (208) 726-3841 Fax: (208) 726-8234



May 14, 2013

Mayor Hall and City Councilors
City of Ketchum
Ketchum, Idaho

Mayor Hall and City Councilors:

Fifth Street Underground Project

Attachment 1: Resolution 13-010

Introduction/History

At the last City Council meeting, the Council was presented with seven alternative projects regarding the undergrounding of power lines utilizing funds from the City Franchise Fee established for this purpose. Council voted to proceed with the recommended alternative: 5th Street from Spruce to the alley across Main Street. This project is considered a high priority, as the lines are very visible, and cross both Main Street with a feeder line in the alley behind City Hall that crosses 4th Street. The Council voted to approve a maximum expenditure of \$501,576 over a two-year period, which breaks down as follows:

Table 1: Fifth Street Underground Project costs

Idaho Power Estimate	\$403,500
Street Lights purchase and installation	\$ 58,932
Contingency @ 9% of project total	\$ 39,144
Total	\$501,576

Current Report

Staff has prepared a resolution which establishes a “not to exceed” amount for the payment to Idaho Power outlined above (\$403,500).

Recommendation

I respectfully recommend that the City Council adopt Resolution #13-010, a Resolution establishing an amount not to exceed \$403,500 to be paid by Idaho Power for the 5th Street Underground project.

Suggested Motion

"I move to adopt Resolution #13-010, a Resolution establishing an amount not to exceed \$403,500 to be paid by Idaho Power for the 5th Street Underground project."

Sincerely,

Lisa Horowitz
Community and Economic Development Director

RESOLUTION 13-010

RESOLUTION OF THE CITY OF KETCHUM CITY COUNCIL APPROVING UNDERGROUNDING THE OVERHEAD POWERLINES ALONG 5TH STREET FROM SPRUCE AVENUE TO THE ALLEY BETWEEN MAIN STREET AND WASHINGTON IN THE AMOUNT NOT TO EXCEED \$ 403,500.

WHEREAS, the voters of Ketchum approved increasing the franchise fee on electricity to 3% to fund undergrounding of overhead lines, and

WHEREAS, the City Council has given priority to the Community Core, and in consideration of a variety of projects in different quadrants of the Community Core, the Council voted on May 6, 2013 to pursue this project, and

WHEREAS, Idaho Power submitted an estimate of the cost of this work to be \$403,500.

NOW THEREFORE BE IT RESOLVED, that the Ketchum City Council authorizes an amount not to exceed \$ 403,500 to Idaho Power to underground power lines on 5th Street from Spruce Avenue to the alley between Main Street and Washington.

This Resolution with be in full force and effect upon its adoption this Twentieth (20th) day of May, 2013.

CITY OF KETCHUM, IDAHO

Randy Hall, Mayor

ATTEST:

Sandra E. Cady, CMC
City Treasurer/Clerk