



Twin Falls City Council Agenda

Monday, April 13, 2020, 5:00 PM

City Council Chambers
203 Main Avenue East- Twin Falls, Idaho

****AMENDED AGENDA****

Members: Suzanne Hawkins, Craig Hawkins, Nikki Boyd, Shawn Barigar, Gregory Lanting, Christopher Reid, Ruth Pierce

- 1) CALL MEETING TO ORDER/CONFIRMATION OF QUORUM
- 2) PLEDGE OF ALLEGIANCE
- 3) PROCLAMATIONS
 - a) **PRESENTATION:** Arbor Day - Wendy Davis, Parks & Recreation Director
 - b) **PRESENTATION:** National Crime Victims' Rights Week, April 19-25, 2020 - Kimberly Burkhalter, Twin Falls Police Department
- 4) CONSENT CALENDAR
 - a) **ACTION ITEM:** Request to approve the April 6, 2020, City Council Minutes.
By: Amy Luna, Finance Administrative Assistant
 - b) **ACTION ITEM:** Request to approve the Accounts Payable for April 2-8, 2020.
By: Amy Luna, Finance Administrative Assistant
- 5) ITEMS OF CONSIDERATION
 - a) **PRESENTATION:** Presentation by Joshua W. Kern M.D., Vice President of Medical Affairs, St. Luke's Health System.
By: Travis Rothweiler, City Manager
 - b) **ACTION ITEM:** Request to approve an expenditure from contingency reserves to make repairs and mold abatement at Fire Station 2.
By: Les Kenworthy, Fire Chief
 - c) **ACTION ITEM:** Request to purchase items/equipment needed to equip the new Pierce Velocity 100' Aerial Platform.
By: Les Kenworthy, Fire Chief
 - d) **ACTION ITEM:** Request from the Parks and Recreation Commission to review the "additional text" criteria described in the Council adopted Donation Policy regarding plaque inscriptions.
By: Wendy Davis, Parks & Recreation Director

- e) **DISCUSSION ITEM:** Review of proposed changes to Title 3 Business Regulations - Chapters 1, 5, and 18.

By: Jonathan Spendlove, Planning & Zoning Director, Janie Higgins, Accounting Specialist

- 6) **GENERAL PUBLIC INPUT:** To provide public input to the City Council please send to: Citizeninput@tfid.org

- 7) **ADVISORY BOARD REPORT/ANNOUNCEMENTS**

- 8) **PUBLIC HEARINGS**

To make written comment please click here <https://tinyurl.com/rn9uqbx> . Comments submitted after 12:00 PM, will not be included in the public hearing record. To call in to the meeting, call 877-820-7831, Passcode #2372467. Calls must be received between 6:00 pm – 6:10 pm on April 13th and will be put into a queue to speak during the Public Hearing portion of the meeting.

- a) **ACTION ITEM:** Request for a Zoning District Change & Zoning Development Agreement from C-1 PUD to C-1 ZDA for the Westpark Subdivision No. 11 c/o EHM Engineers, Inc. on behalf of Bach Homes. (PZ20-0001) On February 25, 2020, Planning and Zoning Commission recommended approval to City Council by a vote of 6-0.

By: Jonathan Spendlove, Planning & Zoning Director

- 9) **ADJOURNMENT**

Any person(s) needing special accommodations to participate in the above-noticed meeting could contact Leila Sanchez (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:
 - Wait to be recognized by the Mayor or Chairman
 - Approach the microphone/podium
 - State their name, and whether they are a resident or property owner in the City of Twin Falls, and proceed with their input.
2. The Mayor or Chairman 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 or Chairman shall review the public hearing procedures.
2. Individuals wishing to testify or speak before the City Council or Planning & Zoning Commission shall wait to be recognized by the Mayor or Chairman, approach the microphone/podium, state their name, and then proceed with their comments. Following their statements, they shall write their name and address on the record sheet(s) provided by the staff. The staff shall make an audio recording of the Public Hearing.
3. A City Staff Report shall summarize the application and history of the request.
4. 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.
5. 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 or Chairman.
6. The City Council or Planning & Zoning Commission may ask questions of staff or the applicant pertaining to the request.
7. The general public will then be given the opportunity to provide their testimony regarding the request. The Mayor or Chairman may limit public testimony to no less than two (2) minutes per person.
 - Individuals are not permitted to give their time to other speakers.
 - However, five (5) or more individuals that received written notice of the public hearing may appoint, 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 or Chairman. The spokesperson shall be limited to 15 minutes.
 - Written comments, including e-mail, received by 12:00 p.m. on the date of the hearing shall be either read into the record or displayed to the public on the overhead projector.
8. Following the Public Testimony, the applicant is permitted five (5) minutes to respond to Public Testimony.
9. Following the Public Testimony and Applicant's response, Council or Commission members, as recognized by the Mayor or Chairman, shall be allowed to question the Applicant, Staff or anyone who has testified. Responses shall be limited to answering the questions asked. The Mayor or Chairman may limit the time permitted for the answer.
10. The Mayor or Chairman shall close the Public Hearing. The City Council or Planning & Zoning Commission 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 or Chairman.



P.O. Box 1907

203 Main Avenue East

Twin Falls, Idaho 83303-1907

Fax: (208) 736-2296

OFFICE OF THE MAYOR

208-735-7271

Arbor Day Proclamation

- Whereas,* In 1872 J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and
- Whereas,* this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and
- Whereas,* Arbor Day is now observed throughout the nation and the world, and
- Whereas,* trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen, and provide habitat for wildlife, and
- Whereas,* trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and
- Whereas,* trees in our City increase property values, enhance the economic vitality of business areas, and beautify our community, and
- Whereas* trees, wherever they are planted, are a source of joy and spiritual renewal,

NOW, THEREFORE, I, Suzanne Hawkins, Mayor of the City of Twin Falls, do hereby proclaim, Friday, April 24, 2020, as

ARBOR DAY

in the City of Twin Falls, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

Further, I urge all citizens to plant trees to gladden the heart and promote the wellbeing of this and future generations.

Dated this thirteenth day of April 2020.

Mayor

Office of the Mayor
City of Twin Falls, Idaho

Proclamation

National Crime Victims' Rights Week, April 19–25, 2020

Whereas, the victims' rights movement has resulted in the passage of laws at the local, state, and federal levels that established essential rights for victims;

Whereas, crime victims' rights acts passed here in Idaho and at the federal level have provided victims with ways to participate meaningfully throughout the criminal justice process;

Whereas, the rights of crime victims are best protected when all participants in the criminal justice process—not only victims—are appropriately educated about victims' rights;

Whereas, supporting victims of crime is crucial to the U.S. justice system because our support honors the experiences of victims and allows them to find autonomy and empowerment through achieving self-defined goals;

Whereas, we must help victims access the justice, assistance, and support they need to rebuild their lives;

Whereas, advocacy by and for victims of crime is itself a form of seeking justice, no less than justice sought in the courts;

Whereas, the accomplishments of the victims' rights movement—achieved through compassion and collaboration, and built on the courageous advocacy of individual victims and their families across the country—inspire in us hope for future progress and greater healing;

Whereas, we are determined to respond to crime and violence by helping victims find not only support, recovery, and justice, but also a sense of hope for their future;

Whereas, National Crime Victims' Rights Week provides an opportunity to recommit ensuring that accessible, appropriate, and trauma-informed services are offered to all victims of crime; and

Whereas, the City of Twin Falls, is hereby dedicated to strengthening victims and survivors in the aftermath of crime, building resilience in our communities and our victim service providers, and bringing hope and healing to all victims and survivors;

Now, therefore, I, as Mayor, of Twin Falls, do hereby proclaim the week of April 19–25, 2020, as

Crime Victims' Rights Week

reaffirming this City's commitment to creating a victim service and criminal justice response that assists all victims of crime during Crime Victims' Rights Week and throughout the year; and expressing our sincere gratitude and appreciation for those community members, victim service providers, and criminal justice professionals who are committed to improving our response to all victims of crime so that they may find relevant assistance, support, justice, and peace.



IN WITNESS WHEREOF, I do hereby set my hand and cause the Seal of the City of Twin Falls to be affixed.

Suzanne Hawkins

Suzanne Hawkins
Mayor

Leila A. Sanchez

Attest: Leila A. Sanchez
Deputy City Clerk

April 13, 2020



Twin Falls City Council Minutes

Monday, April 6, 2020, 5:00 PM

City Council Chambers
203 Main Avenue East- Twin Falls, Idaho

1) CALL MEETING TO ORDER/CONFIRMATION OF QUORUM

Present: Mayor Suzanne Hawkins (In person), Vice Mayor Ruth Pierce (In person), Council Member Shawn Barigar (By phone), Craig Hawkins (By phone), Greg Lanting (In person), Christopher Reid (By phone) & Nikki Boyd (By phone).

Absent:

Staff Present: City Manager Travis Rothweiler, Deputy City Managers Mitch Humble, City Attorney Shayne Nope, CFO Lorie Race, City Engineer Mark Holtzen, Staff Engineer Lee Glaesemann, Environmental Coordinator Jason Brown, Airport Manager William Carberry, Economic Executive Director Nathan Murray, Parks & Recreation Director Wendy Davis, Human Resource Director Gretchen Scott, Network Administrator Mike Plane, Finance Administrative Assistant Amy Luna.

Mayor Hawkins called the meeting to order at 5:01 PM. A quorum was present.

2) PLEDGE OF ALLEGIANCE

Mayor Hawkins invited all present, who wished, to recite the Pledge of Allegiance to the Flag.

3) PROCLAMATIONS: None

4) CONSENT CALENDAR

MOTION: Council Member Lanting moved to approve the Consent Calendar as presented. **Vice Mayor Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0

- a) **ACTION ITEM**: Request to approve the Accounts Payable for March 12 thru 25, 2020.
- b) **ACTION ITEM**: Request to approve the Wells Fargo Credit Commercial Card for February 2020
- c) **ACTION ITEM**: Request to approve the March 23, 2020, City Council Minutes.
- d) **ACTION ITEM**: Request to approve the March 16, 2020, City Council Minutes.
- e) **ACTION ITEM**: Request to accept the Improvement Agreement for the purpose of developing Scenic West Townhomes (A portion of Perrine Point Subdivision).

5) ITEMS OF CONSIDERATION

- a) **PRESENTATION**: Presentation by Joshua W. Kern M.D., Vice President of Medical Affairs, St. Luke's Health System.

City Manager Rothweiler introduced Dr. Kern, Vice President of Medical Affairs, St. Luke's Health systems.

Discussion ensued on the following:

Mayor Hawkins: Thanked Dr. Kern and asked him to talk about the use of face masks.

Vice Mayor Pierce: What do you attribute the flattening of the curve to?

Council Member Barigar: Are people losing the concept of social distancing with the use of a face masks?

Mayor Hawkins thanked Dr. Kern for his presentation.

- b) **ACTION ITEM:** Consideration of an Ordinance of the City of Twin Falls, creating a new Chapter 5 to Title 1, Twin Falls City Code, entitled "Emergency Powers."
City Manager Rothweiler requested consideration of an Ordinance of the City of Twin Falls, creating a new Chapter 5 to Title 1, Twin Falls City Code, entitled "Emergency Powers."

Discussion ensued on the following:

Council Member Reid: What legal rebuttals are we hearing from other Cities?

Mayor Hawkins: Have any counties attempted this type of ordinance?

Council Member Hawkins: This just gives the City more tools should they be needed in the future?

Council Member Reid: Asked about doing the 3 readings of this ordinance, what would be the timetable for that?

Mayor Hawkins: Asked for clarification on the 3 readings of this ordinance.

Council Member Barigar: Spoke in favor of waiving the rules and passing this tonight.

Vice Mayor Pierce: Agreed with Council Member Barigar and is in favor of moving forward.

Mayor Hawkins: Spoke about the process of this ordinance and what has gone on with the writing of it.

Council Member Reid: Talked about the length of time that this has been worked on.

MOTION: Council Member Barigar made a motion to suspend the rules and place Ordinance 2020-007 on third and final reading by title only under suspension of the rules. **Council Member Lanting** seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 7 to 0

Mayor Hawkins read Ordinance 2020-007 by title only.

MOTION: Vice Mayor Pierce moved to approve Ordinance 2020-007, creating a new Chapter 5 to Title 1, Twin Falls City Code, entitled "Emergency Powers". **Council Member Lanting** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- c) Request to accept right of way in lieu of sidewalk improvements.

Staff Engineer Glaesemann made a request to accept right of way in lieu of sidewalk improvements.

Discussion ensued on the following: None

MOTION: Council Member Boyd moved to approve the request to accept right of way in lieu of sidewalk improvements. **Vice Mayor Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- d) **ACTION ITEM:** Request to award the 2020 Locust Street Sidewalk Project to JS Custom Crete, Inc. of Twin Falls.

Staff Engineer Glaesemann requested to award the 2020 Locust Street Sidewalk Project to JS Custom Crete, Inc. of Twin Falls.

Discussion ensued on the following:

Council Member Lanting: One of the bids had a mistake, what did they think that they were bidding? With the corrections would this bid have been below the lowest bid?

Council Member Boyd: Do we need to address taking any money from reserves now or later?

MOTION: Council Member Barigar moved to approve the request to award the 2020 Locust Street Sidewalk Project to JS Custom Crete, Inc. of Twin Falls in the amount of \$252,729.00 with a \$50,000.00 contingency. **Council Member Boyd** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- e) **ACTION ITEM:** Request to approve the Memorandum of Agreement with SIWQC and the Twin Falls Canal Company.

Environmental Coordinator Brown requested to approve the Memorandum of Agreement with SIWQC and the Twin Falls Canal Company.

Commitment of funds requested: \$200,824.00.

Waste Water Reserve Funds requested: \$89,322.49

Discussion ensued on the following:

Council Member Barigar: The 200K is the total project cost? Potential that the reserves would never be used.

Vice Mayor Pierce: Asked who would be administering the grant.

MOTION: Council Member Lanting moved to approve the request to approve the Memorandum of Agreement with SIWQC and the Twin Falls Canal Company. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- f) **ACTION ITEM:** Request to approve an Agreement for Engineering Services with J-U-B Engineers for the 2020 FAA Airport Pavement Fog Seal Project.

Airport Manager Carberry requested to approve an Agreement for Engineering Services with J-U-B Engineers for the 2020 FAA Airport Pavement Fog Seal Project.

Discussion ensued on the following: None

MOTION: Vice Mayor Pierce moved to approve the Agreement for Engineering Services with J-U-B Engineers for the 2020 FAA Airport Pavement Fog Seal Project, in the amount of \$144,683.57, contingent on FAA funding. **Council Member Boyd** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- g) **ACTION ITEM:** Request to Award a Bid to Straight Stripe Painting Inc. for the FAA Airport Fog Seal Project for \$667,882.25.

Airport Manager Carberry requested to award a bid to Straight Stripe Painting Inc. for the FAA Airport Fog Seal Project for \$667,882.25.

Discussion ensued on the following: None

MOTION: Council Member Boyd moved to approve the request to award a bid to Straight Stripe Painting Inc, for the FAA Airport Fog Seal Project for \$667,882.25. **Council Member Barigar** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- h) **PRESENTATION:** Presentation of the 2019 Annual Report of the Urban Renewal Agency.
Economic Development Director Murray made a presentation of the 2019 Annual Report of the Urban Renewal Agency.

Discussion ensued on the following: None

Mayor Hawkins thanked Mr. Murray for his presentation.

- i) **ACTION ITEM:** Request to purchase a CXT Precast Concrete Restroom for \$144,470 using a Cooperative Purchasing Agreement with Sourcewell.
P&R Director Davis requested to purchase a CST Precast Concrete Restroom for \$144,470.00 using a Cooperative Purchasing Agreement with Sourcewell.

Discussion ensued on the following:

Council Member Boyd: Was happy to see what this restroom would look like and is excited to see it installed. Are we exempt from paying taxes on this item?

Vice Mayor Pierce: Do you expect to spend the entire \$225,000 that was budgeted?

Mayor Hawkins: Will there be access from the grassy portion to the restrooms?

MOTION: Council Member Barigar moved to approve the request to purchase a CST Precast Concrete Restroom for \$144,470, using a Cooperative Purchasing Agreement with Sourcewell. Vice Mayor P seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- j) **ACTION ITEM:** Request for council to reconsider the action taken February 24, 2020 to award a bid to Hayes construction for the City Park Restroom Project and reject all bids.

P&R Director Davis requested the Council reconsider the action taken on February 24, 2020 to award a bid to Hayes Construction for the City Park Restroom and reject all bids.

Discussion ensued on the following:

Council Member Barigar: Commended Ms. Davis on her hard work on this project.

Mayor Hawkins: Believes that this is something that our park needs, but this is a lot of money and agreed that at this time we need to take a step back.

Council Member Lanting: Thanked Ms. Davis for taking a step backward at this time.

Council Member Hawkins: Would the electrical be a hindrance for the Archway Project?

Vice Mayor Pierce: Commented on the Archway question.

MOTION: Council Member Lanting moved to reconsider the action taken on February 24, 2020 to award a bid to Hayes Construction for the City Park Restroom and reject all bids. **Council Member Boyd** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- k) **ACTION ITEM:** Request to consider and act on a resolution declaring the City's intent to dispose of real property and setting a date for a public hearing.

Deputy City Manager Humble made a request to consider and act on a resolution declaring the City's intent to dispose of real property and setting a date for a public hearing.

Economic Development Director Murray explained the proposed project.

Discussion ensued on the following:

Mayor Hawkins: What happens if this project does not go forward?

Council Member Lanting: Asked for clarification on the design presented.

MOTION: Council Member Lanting moved to approve the request to consider and act on resolution #2020-004 declaring the City's intent to dispose of real property and setting a date for a public hearing. **Vice Mayor Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

- 6) **GENERAL PUBLIC INPUT: To provide public input to the City Council please send to: Citizeninput@tfid.org**

- 7) **PUBLIC HEARINGS: None**

- 8) **ADVISORY BOARD REPORT/ANNOUNCEMENTS**

Mayor Hawkins spoke about crushthecurveidaho.com going live tomorrow. This is to help with access to testing and quicker results.

- 9) **ADJOURNMENT**

- a) **REQUEST TO ADJOURN TO: Executive Session 74-206(1) (b)** To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student; and, **Executive Session 74-206(c)** To acquire an interest in real property which is not owned by a public agency.

MOTION: Vice Mayor Pierce moved to adjourn to Executive Session 74-206(1) (b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student and, Executive Session 74-206(c) To acquire an interest in real property which is not owned by a public agency. **Council Member Lanting** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 7 to 0.

The meeting adjourned at 06:50 PM

Amy Luna, Administrative Assistant Finance



Date: Monday, April 13, 2020
To: Honorable Mayor and City Council
From: Les Kenworthy, Fire Chief

ACTION ITEM

Request:

ACTION ITEM: Request to approve an expenditure from contingency reserves to make repairs and mold abatement at Fire Station 2.

Time Estimate:

Approximately 10 minutes.

Background:

Over the past year firefighters working at fire station 2 have noticed mold growing in different parts of the fire station in the bathroom area. As the mold began to increase firefighters investigated and discovered moisture from leaks from plumbing and the roof. Roof leaks have been an ongoing maintenance issue over the past several years. With the penitential replacement of fire stations, significant maintenance improvements have been minimized. The roof and portions of the fire station have areas of dry-rot and will require a full roof replacement at some point in the future depending on station replacement options.

Our Battalion Chief in charge of maintenance, recently requested bids for mold mitigation. The cost to complete abatement would be approximately \$9,000.00. This includes removal of the mold and includes repairs as needed.

Testing the level of airborne mold spores would require an additional fee of \$1,500.00. Repairs are needed with, or without, the testing and therefore it is my recommendation to proceed with the repairs and save the testing/analysis expenditure.

Approval Process:

Chief Kenworthy is requesting City Council to expend reserve contingency funds to proceed with mold abatement and repairs as requested.

Budget Impact:

The current fire department building line has been expended. Fire Chief Les Kenworthy is requesting an expenditure from reserve contingency funds in the amount of \$8,951.58.

Regulatory Impact:

None at this time.

History:

N/A

Analysis:

N/A

Conclusion:

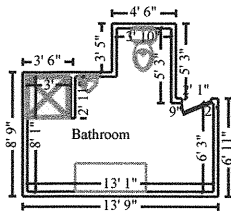
N/A

Attachments:

1. Bid from CTR & TCA Roofing

FIREDEPARTMENT

Main Level



Bathroom

Height: 8'

425.07 SF Walls	112.32 SF Ceiling
537.40 SF Walls & Ceiling	102.32 SF Floor
11.37 SY Flooring	50.01 LF Floor Perimeter
55.01 LF Ceil. Perimeter	

DESCRIPTION	QTY	REMOVE	REPLACE	TAX	TOTAL
1. Tear out baseboard	50.01 LF	0.47	0.00	0.00	23.50
2. Tear out wet drywall, cleanup, bag, per LF - up to 2' tall	50.01 LF	3.38	0.00	0.93	169.96
3. HEPA Vacuuming - Detailed - (PER SF)	425.07 SF	0.00	0.80	0.00	340.06
4. Apply anti-microbial agent to part of the walls	212.54 SF	0.00	0.25	0.38	53.52
5. Cabinet - vanity unit - Detach	5.00 LF	0.00	15.81	0.00	79.05
6. Sink - double bowl - Detach	1.00 EA	0.00	29.50	0.00	29.50
7. Containment Barrier/Airlock/Decon. Chamber	30.00 SF	0.00	0.78	0.14	23.54
8. Peel & seal zipper	1.00 EA	0.00	11.97	0.51	12.48
9. Remove Tile shower - 61 to 100 SF	1.00 EA	115.45	0.00	0.00	115.45
Totals: Bathroom				1.96	847.06

Miscellaneous

DESCRIPTION	QTY	REMOVE	REPLACE	TAX	TOTAL
10. Negative air fan/Air scrubber (24 hr period) - No monit.	1.00 DA	0.00	71.32	0.00	71.32
11. Ducting - lay-flat	20.00 LF	0.00	0.35	0.42	7.42
12. Add for personal protective equipment - Heavy duty	2.00 EA	0.00	18.82	2.26	39.90
13. Haul debris - per pickup truck load - including dump fees	1.00 EA	104.94	0.00	0.00	104.94
Totals: Miscellaneous				2.68	223.58
Total: Main Level				4.64	1,070.64

Line Item Totals: FIREDEPARTMENT	4.64	1,070.64
----------------------------------	------	----------

Grand Total Areas:

425.07 SF Walls	112.32 SF Ceiling	537.40 SF Walls and Ceiling
102.32 SF Floor	11.37 SY Flooring	50.01 LF Floor Perimeter
0.00 SF Long Wall	0.00 SF Short Wall	55.01 LF Ceil. Perimeter
102.32 Floor Area	130.19 Total Area	474.48 Interior Wall Area
466.50 Exterior Wall Area	51.83 Exterior Perimeter of Walls	
0.00 Surface Area	0.00 Number of Squares	0.00 Total Perimeter Length
0.00 Total Ridge Length	0.00 Total Hip Length	

Summary for Dwelling

Line Item Total	1,066.00
Material Sales Tax	4.64
Replacement Cost Value	\$1,070.64
Net Claim	\$1,070.64

Gabriel Martinez

Recap of Taxes

	Material Sales Tax (6%)	Manuf. Home Tax (6%)	Storage Tax (6%)
Line Items	4.64	0.00	0.00
Total	4.64	0.00	0.00

Recap by Room

Estimate: FIREDEPARTMENT

Area: Main Level

Bathroom	845.10	79.28%
Miscellaneous	220.90	20.72%

Area Subtotal: Main Level	1,066.00	100.00%
---------------------------	----------	---------

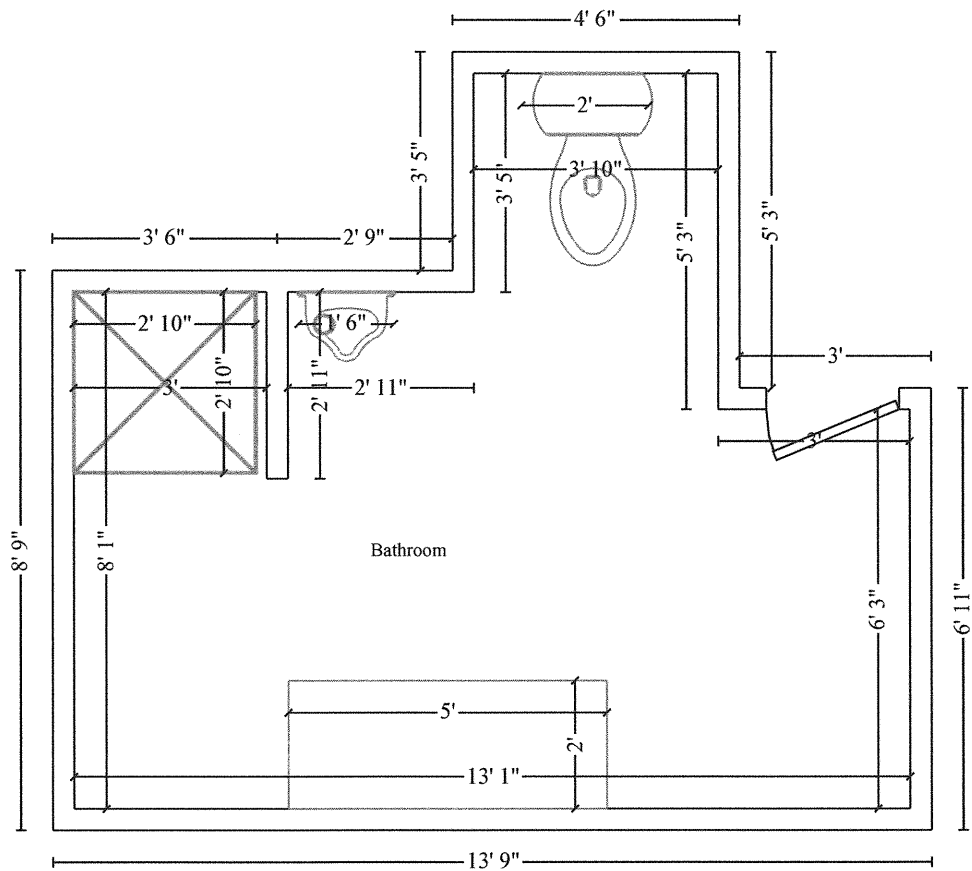
Subtotal of Areas	1,066.00	100.00%
-------------------	----------	---------

Total	1,066.00	100.00%
-------	----------	---------

Recap by Category

Items	Total	%
GENERAL DEMOLITION	412.92	38.57%
HAZARDOUS MATERIAL REMEDIATION	340.06	31.76%
WATER EXTRACTION & REMEDIATION	313.02	29.24%
Subtotal	1,066.00	99.57%
Material Sales Tax	4.64	0.43%
Total	1,070.64	100.00%

Main Level



N
↑
Main Level



Insured: Scott Seighworth
Property: 345 Second Avenue East
Twin Falls, ID 83301

Home: (208) 308-6786
E-mail: sseigword@tfid.org

Claim Rep.: Gabriel Martinez

Business: (208) 490-0110
E-mail: gabmartinez.ctr@gmail.com

Estimator: Gabriel Martinez

Business: (208) 490-0110
E-mail: gabmartinez.ctr@gmail.com

Contractor:
Company: CTR Cleanup & Total Restoration
Business: 211 Addison Ave E.
Twin Falls, ID 83301

Business: (208) 734-2969

Claim Number:

Policy Number:

Type of Loss: Other

Date Contacted: 2/27/2020 9:00 AM

Date of Loss: 2/27/2020 9:00 AM

Date Inspected: 2/27/2020 11:00 AM

Date Received: 2/27/2020 1:00 AM

Date Entered: 2/27/2020 11:36 AM

Price List: IDTF8X_FEB20
Restoration/Service/Remodel
Estimate: FIREDEPARTMENT

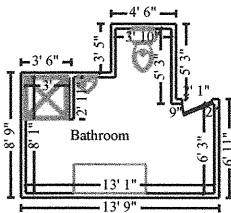


CTR Cleanup & Total Restoration

211 Addison Ave E.
Twin Falls, ID 83301
208-734-2969 Office
208-377-1884 Fax

FIREDEPARTMENT_REP

Main Level



Bathroom

Height: 8'

425.07 SF Walls
537.40 SF Walls & Ceiling
11.37 SY Flooring
55.01 LF Ceil. Perimeter

112.32 SF Ceiling
102.32 SF Floor
50.01 LF Floor Perimeter

DESCRIPTION	QTY	REMOVE	REPLACE	TAX	O&P	TOTAL
27. Shower pan	1.00 EA	0.00	125.41	2.77	25.64	153.82
28. Tile concrete shower curb - per LF	3.00 LF	0.00	137.59	3.08	83.18	499.03
9. Tile shower - 61 to 100 SF	1.00 EA	0.00	2,030.98	31.80	412.56	2,475.34
33. 1/2" drywall - hung, taped, ready for texture	100.00 SF	0.00	1.55	3.18	31.64	189.82
35. Texture drywall - light hand texture	425.07 SF	0.00	0.44	1.53	37.70	226.26
36. Mask and prep for paint - tape only (per LF)	50.01 LF	0.00	0.46	0.12	4.62	27.74
38. Seal the walls w/PVA primer - one coat	425.07 SF	0.00	0.46	1.28	39.36	236.17
39. Paint the walls - one coat	425.07 SF	0.00	0.52	2.81	44.76	268.61
29. Vanity - Reset	5.00 LF	0.00	24.46	0.00	24.46	146.76
32. Install Vanity top - two sinks - cultured marble	5.00 LF	0.00	49.94	0.00	49.94	299.64
40. Tile base	50.01 LF	0.00	18.90	12.15	191.48	1,148.82
24. Shower faucet	1.00 EA	0.00	202.61	7.80	42.08	252.49
43. Toilet partition - Detach & reset	1.00 EA	0.00	201.21	0.00	40.24	241.45
Totals: Bathroom				66.52	1,027.66	6,165.95
Total: Main Level				66.52	1,027.66	6,165.95

Labor Minimums Applied

DESCRIPTION	QTY	REMOVE	REPLACE	TAX	O&P	TOTAL
26. Plumbing labor minimum	1.00 EA	0.00	60.94	0.00	12.18	73.12
31. Cabinetry labor minimum	1.00 EA	0.00	14.36	0.00	2.88	17.24
34. Drywall labor minimum	1.00 EA	0.00	20.35	0.00	4.08	24.43
Totals: Labor Minimums Applied				0.00	19.14	114.79



CTR Cleanup & Total Restoration

211 Addison Ave E.
Twin Falls, ID 83301
208-734-2969 Office
208-377-1884 Fax

Line Item Totals: FIREDEPARTMENT_REP	66.52	1,046.80	6,280.74
--------------------------------------	-------	----------	----------

Grand Total Areas:

425.07 SF Walls	112.32 SF Ceiling	537.40 SF Walls and Ceiling
102.32 SF Floor	11.37 SY Flooring	50.01 LF Floor Perimeter
0.00 SF Long Wall	0.00 SF Short Wall	55.01 LF Ceil. Perimeter
102.32 Floor Area	130.19 Total Area	474.48 Interior Wall Area
466.50 Exterior Wall Area	51.83 Exterior Perimeter of Walls	
0.00 Surface Area	0.00 Number of Squares	0.00 Total Perimeter Length
0.00 Total Ridge Length	0.00 Total Hip Length	



CTR Cleanup & Total Restoration

211 Addison Ave E.
Twin Falls, ID 83301
208-734-2969 Office
208-377-1884 Fax

Summary for Dwelling

Line Item Total	5,167.42
Material Sales Tax	66.52
Subtotal	5,233.94
Overhead	523.40
Profit	523.40
Replacement Cost Value	\$6,280.74
Net Claim	\$6,280.74

Brian Ballard
Site Manager



CTR Cleanup & Total Restoration

211 Addison Ave E.
Twin Falls, ID 83301
208-734-2969 Office
208-377-1884 Fax

Recap of Taxes, Overhead and Profit

	Overhead (10%)	Profit (10%)	Material Sales Tax (6%)	Manuf. Home Tax (6%)	Storage Tax (6%)
Line Items	523.40	523.40	66.52	0.00	0.00
Total	523.40	523.40	66.52	0.00	0.00



CTR Cleanup & Total Restoration

211 Addison Ave E.
Twin Falls, ID 83301
208-734-2969 Office
208-377-1884 Fax

Recap by Room

Estimate: FIREDEPARTMENT_REP

Area: Main Level

Bathroom

5,071.77 98.15%

Area Subtotal: Main Level

5,071.77 98.15%

Labor Minimums Applied

95.65 1.85%

Subtotal of Areas

5,167.42 100.00%

Total

5,167.42 100.00%



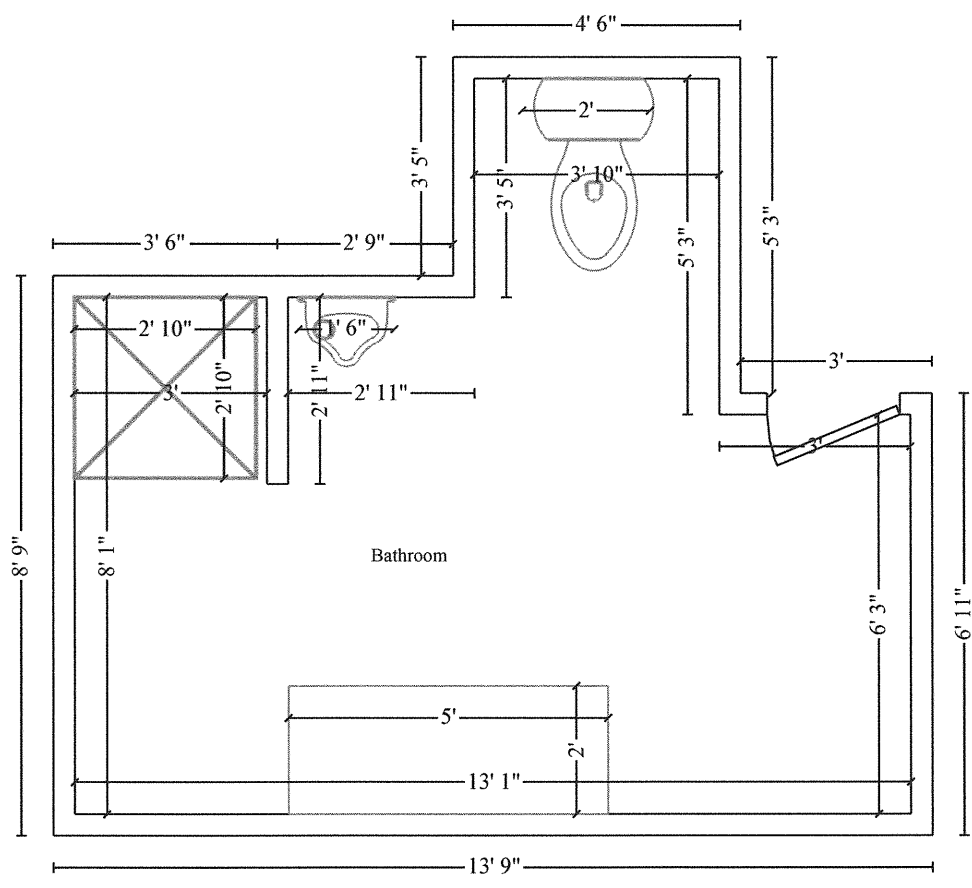
CTR Cleanup & Total Restoration

211 Addison Ave E.
Twin Falls, ID 83301
208-734-2969 Office
208-377-1884 Fax

Recap by Category

O&P Items	Total	%
CABINETRY	136.66	2.18%
DRYWALL	362.38	5.77%
FLOOR COVERING - CERAMIC TILE	945.19	15.05%
MARBLE - CULTURED OR NATURAL	249.70	3.98%
PLUMBING	388.96	6.19%
PAINTING	439.57	7.00%
TOILET & BATH ACCESSORIES	201.21	3.20%
TILE	2,443.75	38.91%
O&P Items Subtotal	5,167.42	82.27%
Material Sales Tax	66.52	1.06%
Overhead	523.40	8.33%
Profit	523.40	8.33%
Total	6,280.74	100.00%

Main Level



N
↑
Main Level



CTR Cleanup & Total Restoration

211 Addison Ave E.
Twin Falls, ID 83301
208-734-2969 Office
208-377-1884 Fax

Insured: Scott Seighworth
Property: 345 Second Avenue East
Twin Falls, ID 83301

Home: (208) 308-6786
E-mail: sseigword@tfid.org

Claim Rep.: unknown

Estimator: Brian Ballard
Position: Site Manager
Company: CTR Cleanup & Total Restoration
Business: 211 Addison Ave E
Twin Falls, ID 83301

Business: (208) 900-8849
E-mail: brian@ctridaho.com

Contractor:
Company: CTR Cleanup & Total Restoration
Business: 211 Addison Ave E.
Twin Falls, ID 83301

Business: (208) 734-2969

Claim Number:

Policy Number:

Type of Loss: Other

Date Contacted: 2/27/2020 9:00 AM
Date of Loss: 2/27/2020 9:00 AM
Date Inspected: 2/27/2020 11:00 AM

Date Received: 2/27/2020 1:00 AM
Date Entered: 2/27/2020 11:36 AM

Price List: IDTF8X_FEB20_1
Restoration/Service/Remodel
Estimate: FIREDEPARTMENT_REP

TA ROOFING, LLC

Proposal

P.O. Box 64 - 280 West Avenue B
Wendell, Idaho 83355
(208) 536-5600 - (208) 733-3090

PROPOSAL SUBMITTED TO:		PHONE: 208-735-7266	DATE: 2/28/2020
NAME: Scott Seigworth		JOB NAME: Fire Station on Falls Ave	
STREET:		STREET:	
CITY:		CITY:	STATE & ZIP: ID
STATE & ZIP:		ARCHITECT:	DATE OF PLANS:

We hereby submit specifications and estimates for:
FURNISH & INSTALL

Maintnance work on drip edge and roof penetrations

MATERIAL & LABOR

\$1,000.00

We hereby propose to furnish labor and materials - complete in accordance with the above specifications, for the sum of:
One thousand dollars (\$) 1,000.00) with payments to be made as follows:

TO BE PAID IN FULL UPON COMPLETION

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs, will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Worker's Compensation Insurance.

Authorized Signature: _____

Sarah Hernandez

NOTE: This proposal may be withdrawn by us if not accepted within: 30 days.

Acceptance of Proposal

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Accepted:

Signature: _____

Date: _____

Signature: _____



Date: Monday, April 13, 2020
To: Honorable Mayor and City Council
From: Les Kenworthy, Fire Chief

ACTION ITEM

Request:

ACTION ITEM: Request to purchase items/equipment needed to equip the new Pierce Velocity 100' Aerial Platform.

Time Estimate:

Approximately 10 minutes.

Background:

New fire apparatus typically is not equipped for complete in-service operation because needs vary depending on the local jurisdiction's requirements. Items such as radio's Mobile Data Terminals (MDT's), communications equipment, and lettering/logo applications were not included in the purchase of our new apparatus.

When City Council approved the purchase of our new aerial ladder truck, prior to the end of last month, we realized a savings of approximately \$15,000. Staff knew additional costs would be needed as noted above. Staff anticipated that the realized savings could offset the expenditures needed to complete the installation of required items for the apparatus to place in service.

Approval Process:

50% plus 1 of the members present.

We are asking the Council to approve the purchase of the equipment needed to place the new Pierce Velocity FR 100' rear mount aerial ladder truck in service by funding with the expenditures with contingency funds.

Budget Impact:

\$20,500.00

Regulatory Impact:

None at this time.

History:

Currently the new, recently purchased, aerial ladder truck is in Caldwell, Idaho pending delivery this week. The new ladder truck was purchased after a catastrophic failure of our 1989 Grumman aerial platform that was recommended for replacement in 2019. On September 6th, 2019. The 1989 ladder truck was taken out of service due to defects that were identified by Diversified Inspections/ITL during the annual inspection.

Analysis:

N/A

Conclusion:

N/A

Attachments:

1. List of Equipment for New 2019 Pierce Aerial Velocity



Twin Falls Fire Department Memo

To: Chief Kenworthy
From: Battalion Chief Ron Aguirre
Subject: List of additional equipment needed to place for the 2019 Pierce Aerial Apparatus

Cradle Point and Antenna	\$ 1,300.00
MDC and Doc	\$ 2,900.00
Docking station Power supply	\$ 850.00
Wireless headsets	\$ 6,200.00
Mobile Radio	\$ 1,500.00
Lettering and Logo's	\$ 4,500.00
Other equipment	<u>\$ 3,250.00</u>
 Total	 \$20,500.00

Respectfully,

Ron Aguirre
Battalion Chief
Twin Falls Fire Department
Raquirre@tfid.org
Office: 208-735-7233



Date: Monday, April 13, 2020
To: Parks and Recreation Commission
From: Wendy Davis, Parks & Recreation Director

ACTION ITEM

Request:

ACTION ITEM: Request from the Parks and Recreation Commission to review the "additional text" criteria described in the Council adopted Donation Policy regarding plaque inscriptions.

Time Estimate:

Presentation will take approximately 5 minutes. Staff recommends allowing some time for discussion.

Background:

With increased requests for additional text on plaques associated with donations, the Parks and Recreation Commission has wrestled with the language in the Donation Policy regarding "additional text":

Inscription –The text of memorials to individuals may include the name of the person being dedicated to, honored, or memorialized, the dates of the birth and death of that person or the date of the dedication or when honored. Any additional text and any inscription for other donations must be directly related to the history of the community, and may identify groups or persons with longstanding ties to the community.

The Parks and Recreation Commission shall review any proposed additional text and make a recommendation to City Council for final approval. Council approval shall happen through the consent calendar unless deemed necessary for consideration.

On February 11, 2020, the Parks and Recreation Commission voted to request City Council support to review the Council adopted policy and make a recommendation for updated language that better suits the intent of the inscriptions.

Approval Process:

Approval of this request will allow the Parks and Recreation Commission to review the language in the policy and bring a recommendation to council for review.

Budget Impact:

N/A

Regulatory Impact:

The Donation Policy is a council adopted policy, any recommended changes must be approved by council.

History:

N/A

Analysis:

N/A

Conclusion:

Staff recommends council approve this request.

Attachments:

1. Donation Request Form w approval



Twin Falls Parks and Recreation

136 Maxwell Ave. • PO Box 1907 • Twin Falls, ID 83303 • Phone: 208-736-2265 • Fax: 208-736-1548

DONATION POLICY

Since the founding of our city, citizens of Twin Falls have enjoyed parks and recreation facilities that have been generously supplemented with the gifts of goods and services by individuals, groups, and organizations.

PURPOSE

To clarify existing policy and encourage the continued donation by individuals, groups, and organizations of amenities which enhance the recreational value of Twin Falls Parks and Recreation Department, managed lands and facilities, including memorials.

TYPES OF DONATIONS

All proposed donations shall be reviewed by the Twin Falls Parks and Recreation Commission and a recommendation made to the Twin Falls City Council.

Park Equipment – this type consists of the purchase and installation of equipment typical to parks and recreation facilities such as benches, drinking fountains, permanent picnic tables, and playground equipment, as may be consistent with the Master Plan for the Twin Falls Parks & Recreation Department or approved by the Twin Falls Parks & Recreation Department or the Twin Falls Parks & Recreation Commission.

Trees and Landscaping – this type consists of the purchase and installation of a tree or landscaping feature. Along with the Twin Falls Parks & Recreation Department the Twin Falls Tree Commission will coordinate the location, species, and the installation of trees. Trees shall be at least a 2” caliper in diameter, and must be of a variety approved in the Twin Falls Tree Selection Guide book or approved by the Twin Falls Tree Commission.

Major Park Amenities – this type consists of the purchase and installation of a facility which fulfills an identified public recreation need, such as buildings, playgrounds, picnic shelters, canyon rim overlooks, park land donations and/or development, as identified by the Twin Falls Parks & Recreation Department or in the Master Plan for the Twin Falls Parks & Recreation Department or as approved by the Twin Falls Parks & Recreation Commission or City Council.

Donations may dedicate to, honor, or memorialize, a person; or directly relate to the history of the community; or may be donated by groups with longstanding ties to the community, and shall be of any type (types of donations - reference to page 1), so long as its placement enhances the recreational value of its setting, considering factors including, but not limited to, safety and aesthetics.

Identification – Donations are typically identified by a plaque of durable material such as metal plate or stone, of modest size and set in concrete or fixed to a permanent object. The plaque may be placed at the base of, or adjacent to the memorial. Approved plaques are purchased and ordered by the donor and the installation is coordinated with the Twin Falls Parks & Recreation Department. In the case of trees, the plaque shall be not less than 8" by 16" and flush mounted in the ground. Design and placement of plaques must be approved by the Twin Falls Parks & Recreation Department. Damaged plaques are replaced at no additional charge to the donor.

Inscription –The text of memorials to individuals may include the name of the person being dedicated to, honored, or memorialized, the dates of the birth and death of that person or the date of the dedication or when honored. Any additional text and any inscription for other donations must be directly related to the history of the community, and may identify groups or persons with longstanding ties to the community.

The Parks and Recreation Commission shall review any proposed additional text and make a recommendation to City Council for final approval. Council approval shall happen through the consent calendar unless deemed necessary for consideration.

Registry – All approved donation applications will be registered in the Twin Falls Parks & Recreation office and include a description of the donation, date of installation, name and address of donor, location, and inscription.

LOCATION AND RELOCATION

The placement of donated park amenities, such as the spacing of benches, fountains, and trees, shall be controlled by the Twin Falls Parks & Recreation Department, who shall insure that a new installation does not materially detract from or conflict with the significance, quiet, or recreational value of existing facilities nor interfere with a primary public purpose or pose a potential public safety or security risk. New auxiliary park features, such as trash receptacles and park signs will not be placed in a location or manner that will offend or violate respect for an existing memorial or the donor.

The Twin Falls Parks & Recreation Department considers the placement of donated amenities, especially memorials, to be permanent. However, should future circumstances require relocation of a memorial; the Twin Falls Parks & Recreation Department shall endeavor to locate the memorial donor or representative to arrange a satisfactory alternate location. The expense of relocation shall be borne by the Twin Falls Parks & Recreation Department.

In all cases, the Twin Falls Parks & Recreation Department will have the final decision on location.

MAINTENANCE AND OWNERSHIP

Upon installation, the City of Twin Falls shall own the amenity donated.

The Twin Falls Parks & Recreation Department shall assume responsibility for normal maintenance of such amenities. Damaged or vandalized memorials will be repaired or replaced by the Twin Falls Parks & Recreation Department at the expense of the City. Plant material will be replaced as part of the department's replacement program and in consideration of the annual planting season.

Approved by City Council 7-20-09



Date: Monday, April 13, 2020
To: Honorable Mayor and City Council
From: Jonathan, Planning & Zoning Director, Janie Higgins, Accounting Specialist

DISCUSSION

Request:

DISCUSSION ITEM: Review of proposed changes to Title 3 Business Regulations - Chapters 1, 5, and 18.

Time Estimate:

Approximately ten (10) minutes for staff presentation with questions to follow.

Background:

In August of 2019, City Staff received approval to invest time into evaluating, amending and rewriting chapters of Title 3: Business Regulations.

Over the past months, Staff has followed the formula of creating cross departmental internal teams to review the various chapters. These teams have been instrumental in evaluating the current efficiency, possible changes, and impacts of changes to these Chapters.

After internal discussions were complete, Staff engaged with external customers most affected by the proposed changes. The internal discussions have led staff to propose changes in the following way:

Chapters 1 and 5 are proposed to be repealed in their entirety. Chapter 1 deals with "Card Rooms". The original purpose of this chapter was meant to prevent gambling back in the 1950's. Since the State of Idaho (Title 18 Chapter 38), regulates "gaming" we feel it is unnecessary and redundant to have a local regulation.

Chapter 5 is meant to regulate auctions and auctioneers, when and where people could have auctions, and consumer protection. Due to a myriad of other regulations found in City Code (Title 10), State Law (Title 28), and other Federal Protections for consumers we feel it is redundant, and in some cases outside the scope of purpose for the City to regulate.

Chapter 18 - is proposed to be completely rewritten. The rewrite is incorporating some elements of Transient Merchants (Chapter 14) and the Food Concessions / Commercial Displays (Chapter 18).

As these regulations were being rewritten, City Staff made contact with Food Truck Industry representatives in early Fall of 2019. Staff arranged a few meetings with these representatives to discuss the changes, and how to better accommodate their needs. The result is a business license regulation that has been reviewed, modified, and molded to address both the concerns of City Staff, for the safe operation of food trucks, and the needs of the business owners.

Approval Process:

No final decision will be made on these Chapters. In the future, City Staff will bring a "Repeal and Replace Ordinance" that will enact all the changes proposed at one time. This will alleviate the need, and confusion, of creating multiple ordinances for this Title.

Budget Impact:

NA

Regulatory Impact:

None at this time.

History:

N/A

Analysis:

The three largest/impactful changes to Title 3 Chapter 18, as it is written today, are as follows:

All "vending" is to be treated the same. Selling hamburgers/hotdogs, pizza's, snow cones, blankets, easter eggs, etc, will all be treated the same. Regulation by the product being sold became cumbersome and confusing. Simplifying the businesses down to simply Commercial Vending allowed for regulations to apply to a broad spectrum of businesses and makes an even playing field for all businesses.

All Commercial Vendors shall be required to get a license if they set up in City Limits. Including during special events. An item for discussion is whether each vendor gets a license, or we allow the Special Event to apply for a general license for the entire event. In either case, all Commercial Vendors shall follow the rules set up by Chapter 18.

Locations of vendors has increased. Vendors on private property located in Commercial Districts are allowed to operate wherever is best for their operations, with some limits for safety reasons. Vehicle Vendors are also now allowed to operate on public streets (except on Main Ave between Jerome and Fairfield), as long as they abide by parking, and traffic laws.

There are numerous other changes that are proposed, these are the 3 top requested changes made by the vendors and City Staff.

Conclusion:

There is no final action at this time. Staff is available for any questions or direction from the Council regarding these proposed changes. When the Title 3 project is nearing completion an Ordinance for Title 3 will be written to include all the proposed changes.

Attachments:

1. CC Title 3 Chapter 18 - Commercial Vending (04-09-2020)

DRAFT
Chapter 18
COMMERCIAL VENDING

3-18-1: PURPOSE: The creation and intent of this chapter is to promote and ensure the public health, safety, and welfare of the residents and visitors of the City of Twin Falls. Specifically, this chapter provides proper regulations and best practices for operating and maintaining a safe, clean, and appealing temporary business operation within the City.

3-18-2: DEFINITIONS:

The following words are defined as follows for this chapter only:

ADJOINING PROPERTY: any property immediately adjacent to the *Vending Area*, as measured from the right-of-way centerline towards shall be the dividing line in determining adjacency.

COMMERCIAL VENDING: Peddling, vending, selling, displaying, or offering an item or items for sale from a temporary location. "Parking Lot Sales" approved per Twin Falls City Code 10-7-14 and temporary children's vending stands are excluded from this definition.

PUBLIC PROPERTY: Parks, parking lots, rights of way, and sidewalks owned or maintained by the State of Idaho, the City of Twin Falls, or any political subdivision thereof.

PRIVATE PROPERTY VENDING: *Commercial Vending* where all aspects of the activity take place on property that is not *Public Property*.

SIDEWALK VENDING: *Commercial Vending* from a Vending Cart or Vending Area to persons on the public right-of-way, any sidewalk, or pedestrian access.

STREET VENDING: *Commercial Vending* from a Vending Vehicle situated on the public right-of-way between the curb lines, or edges of pavement, to persons within the right-of-way or the public sidewalk.

VENDING AREA: Any area used or anticipated to be used for *Commercial Vending*, including preparation, display, transactions, customer queuing, customer seating areas, and other associated activities.

VENDING CART: A movable push-cart that is operated by a vendor standing on public property.

VENDING VEHICLE: A vehicle operated by a vendor standing on or within the frame of the vehicle.

FOOD PREPARATION AREA: Any area or location where food is prepared for human consumption.

DISCHARGE LOCATION: The location where graywater/wastewater from the Vending Cart/Vehicle is taken to for discharge or treatment.

3-18-3: LICENSE REQUIRED

It is unlawful for any Commercial Vendor, or licensee, agent, or employee of that Vendor to operate in an unauthorized location; without a City license; without a valid health department permit; and/or in violation of health department regulations. A violator of any section of this chapter may be subject to criminal prosecution, revocation of the license, and/or denial of a future license for a period of up to three (3) years.

3-18-4 GENERAL REGULATIONS

- (A) **Exclusive Rights:** No Commercial Vendor shall have exclusive right to any location on *Public Property*. Special Event Permits, or any other permit issued by the City for the use of any *Public Property* will take precedence for the duration of the Event or time associated with the use of Public Property.
- (B) **Location and Site Restrictions**

1. Commercial Vendors shall not be permitted to operate in any congested area where their operations might impede or inconvenience the public
2. Commercial Vending activities are prohibited on Public Property adjacent to Main Avenue between Fairfield Street and Idaho Street, unless approved through the Special Event Permit Process.
3. Vending Carts/Vehicles and Areas **shall not be** located in the following areas:
 - a. Where clear pedestrian passage on the public sidewalk is five (5) feet wide or less;
 - b. Crosswalk areas;
 - c. Within the clear vision triangle area (TFCC 9-9-16) on corners of intersections, alleyways or driveways;
 - d. Within ten (10) feet of any doorway, except that this distance may be decreased to five (5) feet with written consent of property owner or agent of the affected permanent business or residence.
 - e. In any area which obstructs the movement or visibility of vehicles or bicycles using the appropriate public right-of-way, access easement, or drive aisle.
 - f. Within five (5) feet of utility boxes and vaults, handicap ramps, or emergency call boxes.
 - g. Within any area that impedes, endangers, or interferes with pedestrian or vehicular traffic.
 - h. Within three (3) feet of any fire hydrant.
4. Unless otherwise provided in this chapter, or through a Special Event Permit obtained under Twin Falls City Code, *Vending Areas* shall be spaced a minimum of ten (10) feet apart.
5. Vendors shall not use or attach any items to public amenities (trees, street lights, street furniture, railings, etc.) for any reason, without prior authorization.
6. The area within twenty-five (25) feet of the *Vending Area* shall be kept free of discarded beverages, debris, food, and trash at all times.
7. All food vendors shall operate in such a manner that prevents the spilling or splattering of grease, water, food, or trash on any *Public Property*. The food vendor shall be responsible for the cleaning and/or repair of any *Public Property* which is soiled, stained, or damaged by the placement or operation of the commercial vending business.

(C) Operating Hours and other Time Limitations:

1. Permitted operating hours shall be between 7:00 AM and 10:00 PM.
 - a. Commercial Vendors associated with Special Event Permits may be open for the approved hours of the event.
 - b. Commercial Vendors on private property may be open for the approved hours of the primary business, including locations with extended hours approved through the Special Use Permit Process.
2. No *Vending Area* shall be unattended for more than fifteen (15) consecutive minutes.
3. All items associated with *Commercial Vending* shall be removed from *Public Property* when not in operation. Special Event Permit holders may request for this requirement to be waived during multi-day events.

(D) General Operation Restrictions and Requirements:

1. Each person or entity intending to engage in *Commercial Vending* shall submit a site plan and/or declaration of operation location meeting the requirements of a license application provided by the City Clerk.
2. Drive-thru operations shall not be permitted.
3. City water and sewer service connections are not permitted.
4. Audio amplification of any kind is not permitted, unless otherwise approved through a Special Use Permit.
5. Overhead electrical lines are not permitted. Electrical lines shall not lay across any pedestrian access portion of the sidewalk. Any permanent electrical fixtures shall be approved prior to use by the City Electrical Inspector.
6. Each *Food Preparation Area* shall be required to contain a fire extinguisher approved by the Fire Marshal.
7. Each *Vending Cart/Vehicle* containing a *Food Preparation Area* shall provide a discharge location approvable by the City Engineer.
8. Commercial Vendors shall display, in a readily visible location, the following items at all times when in operation:
 - a. City License
 - b. Health Permit,
 - c. "Open Sign" no smaller than 4x6 inches and no larger than 12x12 inches.
9. Signage: Vendors may receive a permit for one (1) temporary sign, with a maximum size of four (4) square feet. Temporary signage shall be wholly located within the *Vending Area*. All other signage is

subject to regulations found in Title 10.

10. The dumping of any ice, trash, gray or wastewater, or any other items associated with *Commercial Vending*, into public waste receptacles, private dumpsters, public planter boxes, gutters, or the street is prohibited without prior authorization from the City or private property owner.
11. Each *Commercial Vendor* shall provide proof of liability insurance in the minimum amount of five hundred thousand dollars (\$500,000.00), with expiration no less than one (1) year from the date of application approval, and shall agree in writing to hold the City harmless from any injury or damage resulting from the operation of the *Commercial Vending* operation. Additionally, each *Commercial Vendor* shall carry workers' compensation insurance as required under Idaho law.
12. The use of any tent, structure, or building, whether permanent or temporary, may require separate licenses or permits from a separate authority (i.e. tents over 400 square feet require a tent permit from the Fire Department).

3-18-5 COMMERCIAL VENDING ON PUBLIC PROPERTY

The following regulations apply to all *Commercial Vending* operations which take place on *Public Property*.

- (A) Each Commercial Vendor operating on *Public Property* shall receive written permission from the appropriate governing authority. For *Public Property* owned by the City of Twin Falls, the City Manager or its designee shall make decisions on authorization.
- (B) Each Commercial Vendor operating on *Public Property* shall carry a Commercial General Liability Policy naming the City as an additional insured entity for any damage to public property. The policy shall be in the minimum amount of five hundred thousand dollars (\$500,000.00). Expiration shall be no less than one (1) year from the date of application approval.
 1. If the damage exceeds this amount the City may use any and all means to collect the amount needed to clean, repair, or replace the damaged property.
- (C) In addition to the general regulations set forth in CC 3-18-4, the following regulations shall also apply:
 1. *Sidewalk and Street Vending*.
 - a. Each *Commercial Vending* operation shall obtain written consent of each adjoining property owner or agent of the owner (business manager, property manager) prior to operation.
 2. *Street Vending*:
 - a. *Vending Vehicles* shall follow all traffic regulations, including but not limited to: speed limits, parking locations, parking time limits, obstructing traffic, and noise limitations.
 - b. *Vending Vehicles* shall carry additional Insurance coverage for the vehicle in case of accident or damage to property. The Policy shall be in the minimum amount of five hundred thousand dollars (\$500,000). Expiration shall be no less than one (1) year from the date of application approval.

3-18-6: COMMERCIAL VENDING ON PRIVATE PROPERTY:

Commercial Vendors may operate on private property under the following conditions and are subject to the following standards:

- (A) *Commercial Vending* on private property is not permitted in residential zones.
- (B) Each applicant intending to establish a *Private Property Vending* operation shall provide to the City written permission from the property owner or authorized agent prior to beginning operation.

3-18-7: LICENSE ISSUANCE PROCESS

All Licenses shall be issued on an annual basis. Application for such License shall be made upon a form supplied by the City Clerk. The City Clerk shall charge the appropriate fee identified on the City Fee Schedule.

Licenses shall be issued or denied within ten (10) business days after receipt of a complete application.

3-18-8: LICENSE REVOCATION PROCESS:

Any public safety officer, city licensing officer, or other city staff member authorized by the City Manager is authorized to enforce this ordinance.

Prior to the revocation or denial of any license, or renewal thereof, written notice of the reason(s) therefor shall be served on the applicant or licensee in person or by certified mail at the address on the license application. Revocation shall become final within ten (10) days of service unless the applicant or licensee appeals the action to the City Council. The applicant or licensee shall make his appeal in writing to the City Council within ten (10) days of receipt of the notice.

Should the applicant or licensee request an appeal within such ten (10) day period, the applicant shall be notified in writing by the City Clerk of the time and place of the public meeting where the appeal will be heard. Should an emergency exist that constitutes an immediate danger to life or health, a License may be summarily revoked pending the notice and public meeting herein provided.

DRAFT



Date: Monday, April 13, 2020
To: Planning and Zoning Commission
From: Jonathan Spendlove, Planning and Zoning Director, Planning & Zoning Director

ACTION ITEM

Request:

ACTION ITEM: Request for a Zoning District Change & Zoning Development Agreement from C-1 PUD to C-1 ZDA for the Westpark Subdivision No. 11 c/o EHM Engineers, Inc. on behalf of Bach Homes. (PZ20-0001) On February 25, 2020, Planning and Zoning Commission recommended approval to City Council by a vote of 6-0.

Time Estimate:

10-15 minutes between staff and the applicant.

Background:

This property has previously been approved through the ZDA Public Hearing process in November - December 2019, to construct a Multi-Family project on the property. It included extra height provisions for certain buildings in the CRO Zone.

During the subsequent review period for potential building permits. It was determined the project was going to come up short on the required number of parking spaces per city code. The owner is now seeking to amend the ZDA to address the parking ratio to be more inline with the demand they experience with these types of developments.

Approval Process:

Per Twin Falls City Code 10-6-1.4(E) Approval of a ZDA Sub-District requires a preliminary presentation to the Planning and Zoning Commission for a review of the proposed changes. The Commission is allowed, and may grant the public the ability, to ask questions and give suggestions to applicant about the proposed project during the preliminary presentation. A public hearing shall be held before the Commission for a recommendation to the Council to amend the zoning district and the zoning map, amend with recommendations or deny the request.

Budget Impact:

NA

Regulatory Impact:

The previous ZDA approval is still intact and the prior conditions of approval for that action are also remaining. This specific request, if approved, would allow for additional housing types along Canyon Crest Drive, and modify the parking requirement.

History:

This property is part of the Westpark No. 11 Subdivision, which was recorded in December of 2019. The original ZDA, which included additional height for buildings in the CRO Zone, and other items

associated with the development, was approved by City Council in December 2019 with conditions. The ordinance for that decision has not yet been recorded. However, that decision still stands, and the conditions placed by the Council will be included in the final recorded ZDA Document.

Analysis:

This is a request for a Zoning District Change and Zoning Development Agreement (ZDA) for The Bach Homes ZDA, in the Northbridge No. 2 PUD. The property, if approved, would be rezoned from C-1 & C-1 CRO PUD to C-1 & C-1 CRO ZDA.

Since the original decision, and its associated conditions of approval shall remain intact, this request has minimal modifications to current requirements. This request is to allow triplexes, and duplexes as a permitted use, and modify the parking requirement for the development as a whole.

The Master Development Plan is not being modified from the original approval.

Staff comments on this request are as follows: The additional housing types will allow for a possible diversification of housing opportunities and falls inline with our Comprehensive Plan objectives. The parking modification is consistent with a trend we are seeing with multi-family developments and we do not foresee a substantial detrimental impact with the number of spaces they are proposing for the overall development.

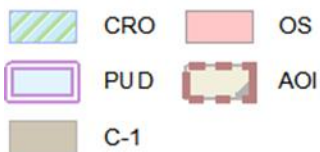
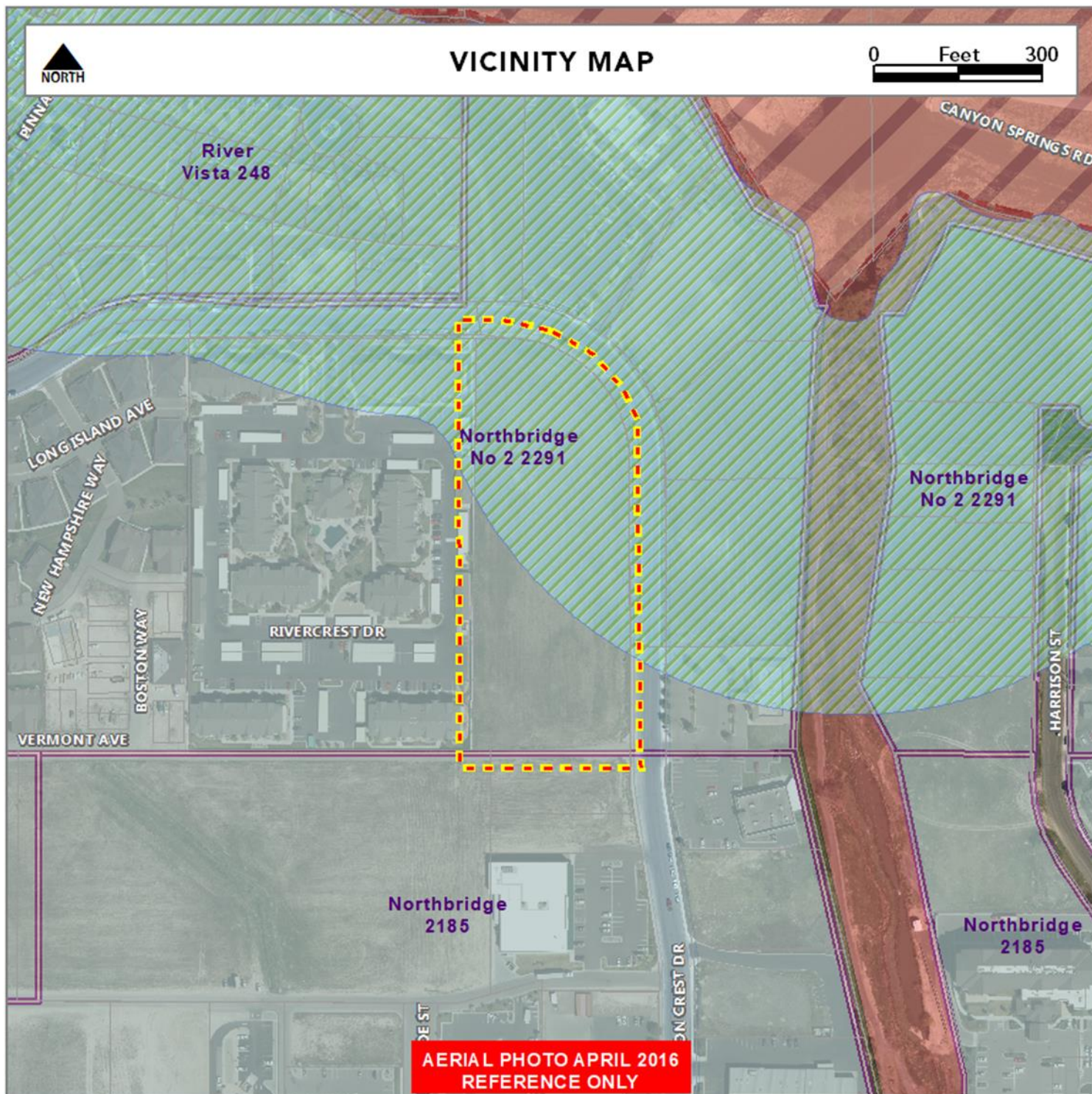
Conclusion:

By a vote of 6-0, the Planning and Zoning Commission forwarded a positive recommendation to the City Council, as presented, subject to the following conditions:

1. Subject to site plan amendments as required by Building, Engineering, Fire and Zoning Officials to comply with applicable City Codes and standards.
2. Subject to the conditions placed by City Council upon the original ZDA approval remaining intact.

Attachments:

1. Vicinity Map
2. Applicant Narrative
3. ZDA Document
4. Conceptual Master Development Plan - Exhibit B
5. Building Elevations
6. Site Photos



Current Zoning: C-1 PUD & C-1 PUD CRO Existing Land Use: Vacant

Comprehensive Plan: Mixed Use

Proposed Land Use: Multi-Family Residential

Surrounding Zoning Designations & Land Use(s)

North: Canyon Crest Dr.; C-1 PUD CRO: Commercial

East: Canyon Crest Dr.; C-1 PUD; Commercial & Vacant

South: C-1 PUD, Commercial

West: C-1 PUD, Multi-Family Residential

Applicable Regulations

10-4-8, 10-4-19, North Bridge No. 2 PUD, 10-6

WESTPARK COMMERCIAL SUBDIVISION NO. 11
BACH HOMES ZDA AMENDMENT
APPLICATION NARRATIVE

3.a. The reason for the request is to provide clarify the intent of the original agreement and master plan. The original master plan and accompanying elevations depicted triplex and duplex units although the ZDA documents did not point that out. The original parking count was also depicted which requires approval due to counts being slightly less than those required by code. It's important to note that cross-use parking will be allowed with the previously constructed Rivercrest apartments facility. The new residential development on Lot 1, Block 1 has 105 residential units with a total of 130 available parking spaces, driveways able to accommodate 24 vehicles, and garages able to accommodate 40 vehicles. The existing development to the west has 180 total residential units with a total of 194 available parking spaces, carports able to accommodate 175 vehicles, and garages able to accommodate 24 vehicles.

3.b. The current ZDA and master plan are being submitted. The ZDA depicts highlighted changes. The master plan depicts only a change in the parking lot showing landscape islands required by the parking ordinance.

3.c. This change does not affect the development from what was original intended, it only clarifies the units and parking counts required as originally depicted.

3.d. The changes to the ZDA are minor and the master plan submitted is as originally approved. The ZDA has changes that depict items that were originally depicted but not clarified in the document. These changes should not have any effect on the surrounding area from what was originally approved.

Bach Homes ZDA

A C-1 & C-1 CRO Mixed-use Residential & Commercial Zoning Development Agreement Amendment

This Zoning Development Agreement (ZDA) **Amendment** is 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 Bach Homes, an Idaho General Partnership (hereinafter called "Developer") for the purpose of amending a Zoning Development Agreement for a Mixed-use Development of Residential & Commercial uses on property located West of and adjacent to Canyon Crest Drive, North of Pole Line Road, known as Westpark Commercial No. 11 a PUD.

NOW THEREFORE:

1. All future development, improvements, and uses shall conform to the standards and regulations of the Twin Falls City Code Title 10 – Chapter 4 – Section 8; Commercial Highway District or as amended, and City Code Title 10 – Chapter 4 – Section 19; Canyon Rim Overlay District or as amended, and all references to other sections therein including the following deviations:

2. C-1, Commercial Highway District modified as follows; and the CRO, Canyon Rim Overlay modified only where applicable;

a. Permitted uses;

- i. Residential 1. Dwellings – fourplexes, **triplexes, and duplexes**

b. Special uses;

i. Miscellaneous

1. Any Permitted or Special non-residential use requesting hours of operation outside the hours of seven o'clock A.M. (7:00 A.M.) to ten o'clock P.M. (10:00 P.M.)

c. Prohibited uses; i. Animal Hospital - Large Animal

- ii. Bulk Fuel Sales
- iii. In Home Day Care Centers
- iv. Cemeteries
- v. Fairgrounds
- vi. Go Cart Tracks
- vii. Jails, Detention Centers, Or Work Release Centers
- viii. Judicial Facilities
- ix. Outdoor Amplified Sound systems (permanent
- x. Outdoor Theaters
- xi. RV And Camping Parks
- xii. Shelter Homes and/or Facilities
- xiii. Stand Alone Drug and Alcohol Treatment facilities
- xiv. Tattoo Parlors
- xv. Zoos

d. Property Development Standards

i. Building Height;

1. No building shall exceed a height of sixty (60) feet unless authorized by the City of Twin Falls through the "Additional Height Process".

ii. Landscaping;

1. A ten-foot (10') landscaping buffer directly behind the sidewalk shall be installed along Canyon Crest Drive. This buffer shall adhere to tree and bush counts as noted in City code Title 10, Chapter 11, Section 2.

Bach Homes ZDA

A C-1 & C-1 CRO Mixed-use Residential & Commercial Zoning Development Agreement Amendment

a. Trees and shrubs may be grouped, with a maximum of seventy-five feet (75') between groupings

2. A ten-foot (10') landscaping buffer shall be installed between commercial uses and residential uses. This buffer shall adhere to tree and bush counts as noted in City code Title 10, Chapter 11, Section 2.

a. Trees and shrubs may be grouped, with a maximum of seventy-five feet (75') between groupings

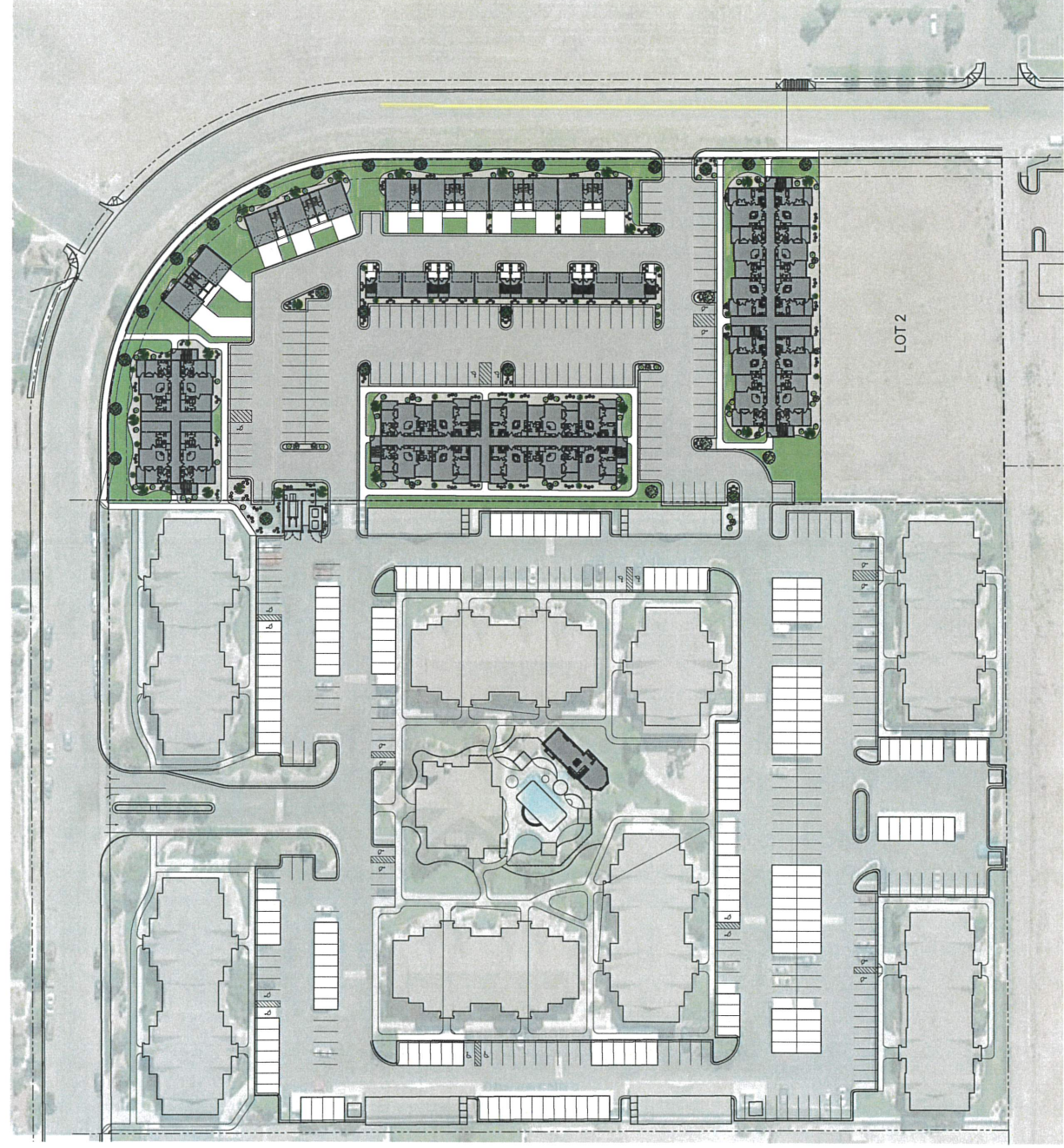
b. This buffer shall also include a screening fence.

iii. Parking;

1. Parking shall be in conformance and per the counts shown on the attached "Exhibit B". The residential development within Lot 1 as depicted on "Exhibit B" contains 125 standard parking stalls, 5 accessible parking stalls, and 24 driveway stalls serving 105 total residential units with several units having garages.

e. Signs

i. Each vehicular entrance to the development may have one development sign, not to exceed one hundred (100) square feet. However, the number of development signs shall not exceed three (3) and must be 100 feet (100') or more apart. Development signs shall not be internally illuminated. The maximum height of the development sign shall not exceed ten (10) feet as measured from the adjacent top of curb.



RIVERCREST 2
"EXHIBIT B" AMENDED MASTER DEVELOPMENT PLAN - SCALE: 1"=40'

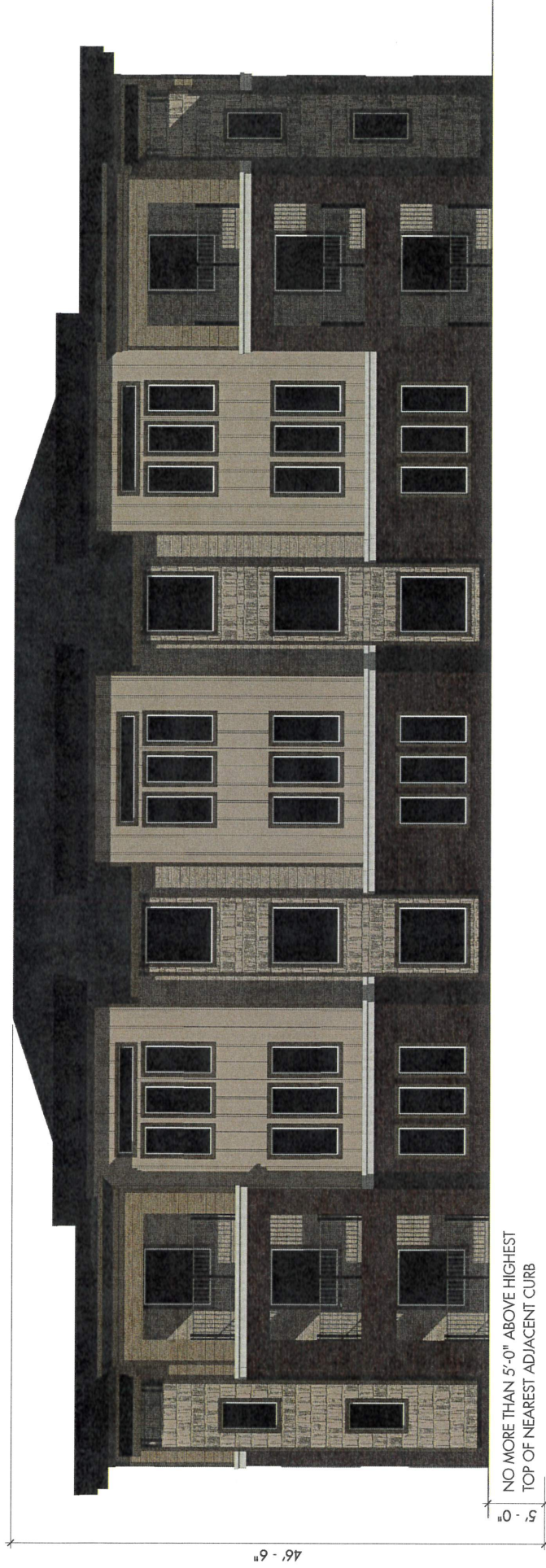
BACH HOMES
11600 North Central Expressway, Suite 300
Dallas, TX 75243
(972) 777-9500
www.bachhomes.com

AN APARTMENT COMMUNITY BY
BACH HOMES
THE PLAN IS THE PROPERTY OF BACH HOMES AND SHALL BE REPRODUCED OR
TRANSMITTED IN ANY FORM OR BY ANY MEANS, WITHOUT PERMISSION IN WRITING.

"EXHIBIT B" MASTER
DEVELOPMENT PLAN

DRAWN: PG 12/21/17
REVISION: -

SHEET NO.

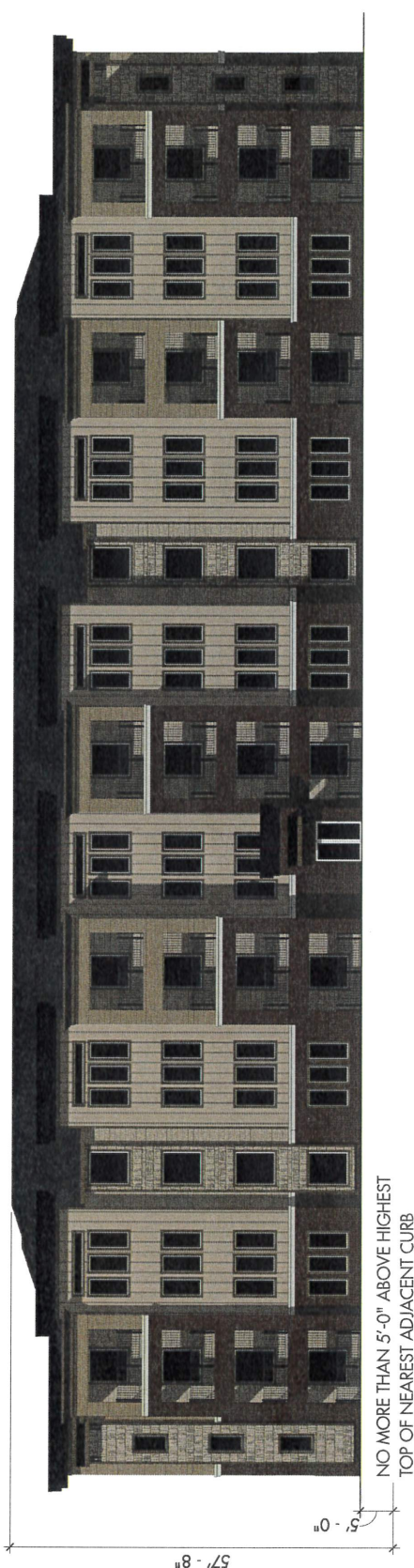


BUILDING J - FRONT & BACK ELEVATION
NOT TO SCALE

Rivercrest Apartments - Proposed Addition
Twin Falls, ID



BUILDING K - FRONT & BACK ELEVATION

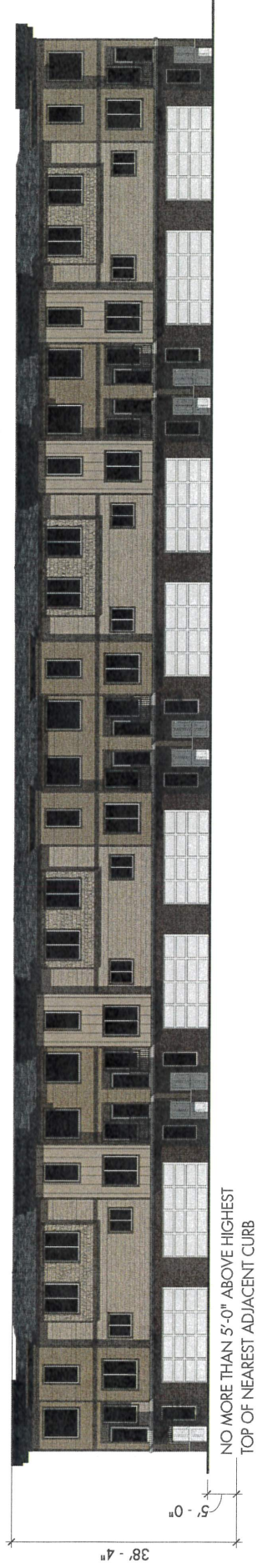


BUILDING L - FRONT & BACK ELEVATION



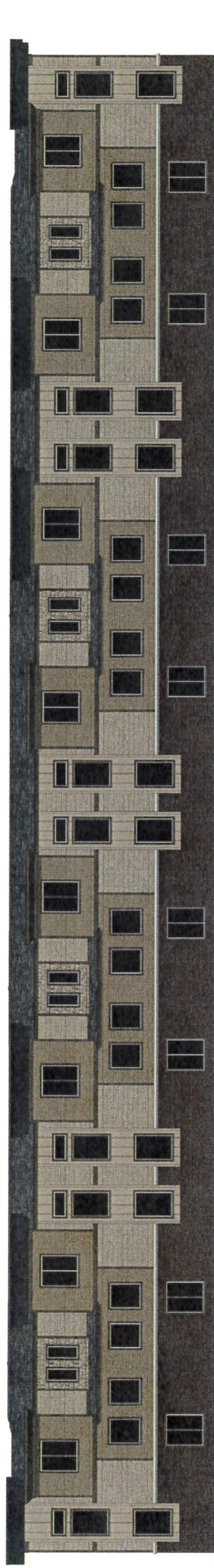
Rivercrest Apartments - Proposed Addition
Twin Falls, ID

Building's K & L



BUILDING M - FRONT ELEVATION

1/8" = 1'-0"

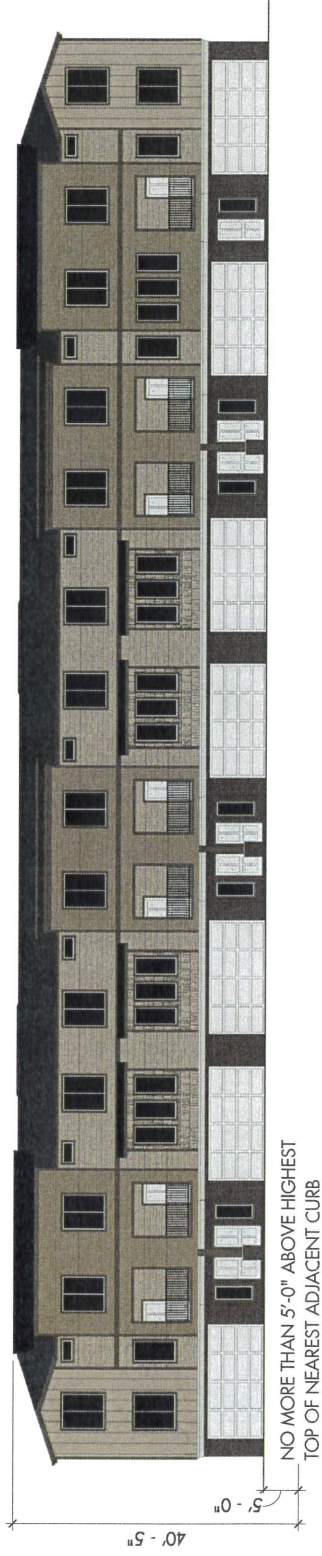


BUILDING M - BACK ELEVATION

1/8" = 1'-0"

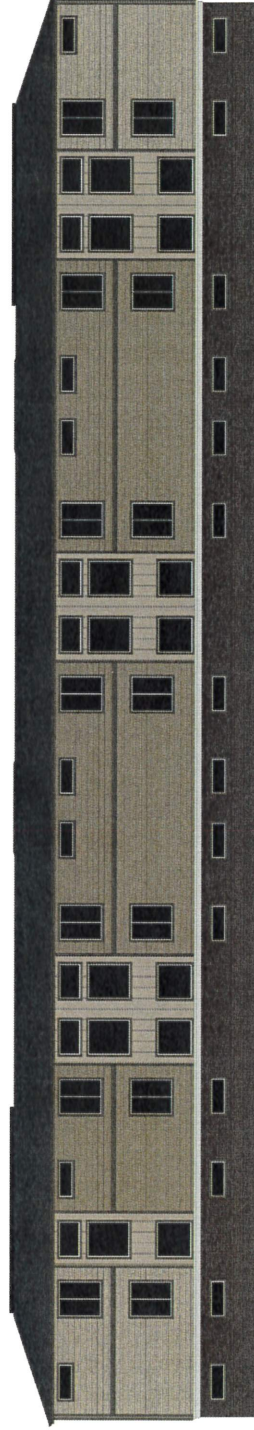
Rivercrest Apartments - Proposed Addition
Twin Falls, ID

Building M



BUILDING P - FRONT ELEVATION

1
CSM / 1/8" = 1'-0"

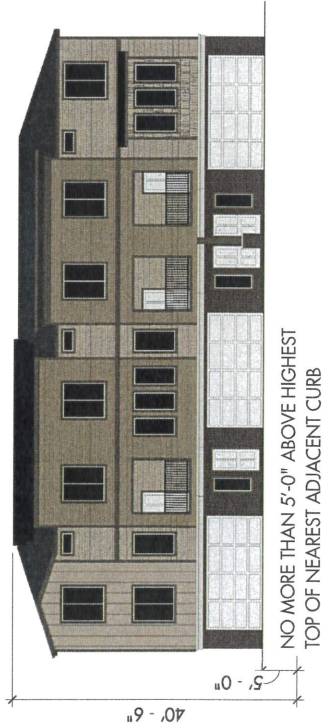


BUILDING P - BACK ELEVATION

2
CSM / 1/8" = 1'-0"

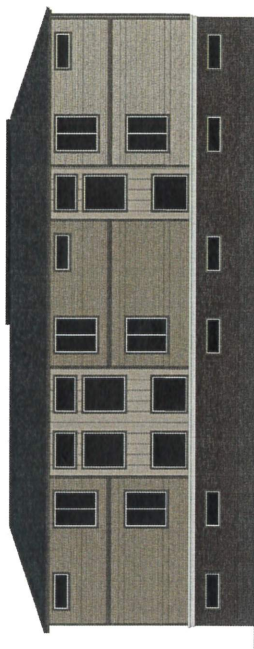
Rivercrest Apartments - Proposed Addition
Twin Falls, ID

Building P



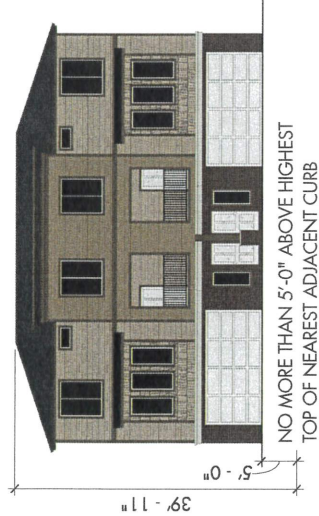
BUILDING Q - FRONT ELEVATION

3/20/2017 1/8" = 1'-0"



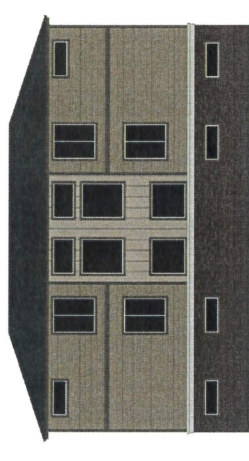
BUILDING Q - BACK ELEVATION

3/20/2017 1/8" = 1'-0"



BUILDING R - FRONT ELEVATION

3/20/2017 1/8" = 1'-0"



BUILDING R - BACK ELEVATION

3/20/2017 1/8" = 1'-0"

Rivercrest Apartments - Proposed Addition
Twin Falls, ID

Buildings Q & R



SE Corner looking NW



SW Corner looking NE



NE Curve Looking SW



NW Corner looking SW