



Twin Falls City Council Agenda

Monday, May 10, 2021, 5:00 PM

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

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: None
- 4) CONSENT CALENDAR
 - a) **ACTION ITEM:** Request to approve Accounts Payable for April 29 thru May 5, 2021.
By: Amy Luna, Finance Administrative Assistant
 - b) **ACTION ITEM:** Request to approve May 03, 2021, City Council Minutes.
By: Amy Luna, Finance Administrative Assistant
 - c) **ACTION ITEM:** Request to approve the Alcohol Licence for Saffron Indian Cuisine.
By: Amy Luna, Administrative Assistant
 - d) **ACTION ITEM:** Request to hold the annual "Walk a Mile in Her Shoes" event.
By: Sergeant Justin Dimond, Police Department
 - e) **ACTION ITEM:** Request to hold the Amazing Grace Fellowship Christian Concert.
By: Sergeant Justin Dimond, Police Department
 - f) **ACTION ITEM:** Request to approve the Back-to-School Blast event to be held at First Federal park on July 31, 2021.
By: Sergeant Justin Dimond, Police Department
 - g) **ACTION ITEM:** Request to hold the Spring Fling at the Magic Valley Mall.
By: Sergeant Justin Dimond, Police Department
- 5) ITEMS OF CONSIDERATION
 - a) **PRESENTATION:** Presentation of a Certificate of Congratulations to Jack Nelson, USA National Athlete.
By: Mayor Suzanne Hawkins

- b) **ACTION ITEM:** Request to authorize the Mayor to sign a Cooperative Agreement with ITD for the Americans with Disabilities Act (ADA) Curb Ramp Program; Key No. 22971, and approve the resolution confirming the commitment.
By: Erin Steel, Staff Engineer, Waleed Hababba , Engineering Technician
- c) **ACTION ITEM:** Request to adopt Ordinance #O-2021-007 for the Zoning District Change and Zoning Map Amendment of property located at the 500 block of Canyon Falls Drive.
By: Elizabeth Hart, Senior Planner
- d) **ACTION ITEM:** Request to adopt Ordinance #O-2021-008 for the vacation of platted easement located at 2013 Rivercrest Drive.
By: Elizabeth Hart, Senior Planner
- e) **ACTION ITEM:** Request to adopt Ordinance #O-2021-009 for the vacation of platted easements located in the 1000 W Block of Cheney Drive West.
By: Lisa Strickland, Planner
- f) **ACTION ITEM:** Request to award the Hankins Road South Project to PMF, Inc. of Twin Falls, Idaho, in the amount of \$1,950,952.00 and authorize a contingency in the amount of \$100,000 for potential change orders.
By: Josh Baird, Staff Engineer
- g) **ACTION ITEM:** Request to approve a reciprocal transfer agreement of FAA AIP funding with Pocatello airport for \$554,087.00.
By: William Carberry, Airport Manager
- h) **ACTION ITEM:** Request to approve fiscal year 2021 Category B airport capital item funding.
By: William Carberry, Airport Manager
- i) **ACTION ITEM:** Request to authorize the Airport Manager to file a new Passenger Facility Charge (PFC) Application with the FAA.
By: William Carberry, Airport Manager
- 6) **GENERAL PUBLIC INPUT**
- 7) **ADVISORY BOARD REPORT/ANNOUNCEMENTS**
- 8) **PUBLIC HEARINGS: None**
- 9) **ADJOURNMENT**
 - a) **ACTION ITEM:** Adjournment to Executive Session §74-206 (1)(a) To consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated to fill a particular vacancy or need, unless a vacancy in an elective office is being filled.

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.



Twin Falls City Council Minutes

Monday, May 3, 2021, 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, Vice Mayor Ruth Pierce, Council Member Shawn Barigar, Craig Hawkins, Greg Lanting & Christopher Reid.

Absent: Council Member Nikki Boyd.

Staff Present: City Manager Travis Rothweiler, Deputy City Manager Mitch Humble, City Attorney Shayne Nope, Sergeant Ryan Howe, P&Z Director Jonathan Spendlove, P&R Director Wendy Davis, Assistant to the City Manager Mandi Thompson, Finance Administrative Assistant Amy Luna.

Mayor Hawkins called the meeting to order at 5:00 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

- a) Police Week and Peace Officers Memorial Day
Mayor Hawkins read and presented the *Police Week & Peace Officers Memorial Day* Proclamation.
- b) National Day of Prayer
Mayor Hawkins read and presented the *National Day of Prayer* Proclamation.

4) CONSENT CALENDAR

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

- a) Request to approve Accounts Payable for April 22-28, 2021.
- b) Request to approve April 26, 2021, City Council Minutes.

5) ITEMS OF CONSIDERATION

- a) Request from Cody Riddle on behalf of the New Journey Church Outreach to hold church in various parks throughout the city from 5/9/2021 until 9/26/2021.

Sergeant Howe presented a request from Cody Riddle on behalf of the New Journey Church Outreach to hold church in various parks throughout the city from 5/9/21 until 9/26/21.

Discussion ensued on the following:

Council Member Lanting: Asked for clarification on the times.

Council Member Barigar: Would this conflict with any other events?

MOTION: Council Member Barigar moved to approve the request of the New Journey Church Outreach to hold church in various parks throughout the city from 5/9/21 until 9/26/21. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

- b) Request from Cody Riddle on behalf of the New Journey Church Outreach to waive the requirement for a Special Event Permit.

Included with item(a)

- c) Request to adopt Ordinance #O-2021-003C for the Vacation of Easements for the property located at 287 & 292 River Vista Place.

P&Z Director Spendlove requested to adopt Ordinance #O-2021-003C for the Vacation of Easements for the property located at 287 & 292 River Vista Place.

Discussion ensued on the following: None.

MOTION: Council Member Lanting made a motion to suspend the rules and place **Ordinance #2021-003C** on third and final reading by title only under suspension of the rules. **Vice Mayor Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

Mayor Hawkins read the ordinance by title only.

MOTION: Council Member Barigar moved to approve the request to adopt **Ordinance #O- 2021-003C** for the Vacation of Easements for the property located at 287 & 292 River Vista Place. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

- d) Request to adopt Ordinance #O-2021-010 for a Zoning Title Amendment to Title 10 Chapters 2, 4, and 7. To add a definition of Sports Shooting Range, add the land use as a Special Use in the C1 (Commercial Highway), M1 (Light Manufacturing), and M2 (Heavy Manufacturing) Zoning Districts, and create supplementary regulations.

P&Z Director Spendlove requested to adopt Ordinance #O-2021-010 for a Zoning Title Amendment to Title 10 Chapters 2, 4, and 7. To add a definition of Sports Shooting Range, add the land use as a Special Use in the C1 (Commercial Highway), M1 (Light Manufacturing), and M2 (Heavy Manufacturing) Zoning Districts, and create supplementary regulations.

Discussion ensued on the following: None.

MOTION: Council Member Reid made a motion to suspend the rules and place **Ordinance #O-2021-010** on third and final reading by title only under suspension of the rules. **Vice Mayor Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. Approved 6 to 0.

Mayor Hawkins read the ordinance by title only.

MOTION: Council Member Barigar moved to approve the request to adopt **Ordinance #O-2021-010** for a Zoning Title Amendment to Title 10 Chapters 2, 4, and 7. To add a definition of Sports Shooting Range, add the land use as a Special Use in the C1 (Commercial Highway), M1 (Light Manufacturing), and M2 (Heavy Manufacturing) Zoning Districts, and create supplementary regulations. **Vice Mayor Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

- e) Request from the Parks and Recreation Commission recommendation to accept a donation request from MaVTEC for the installation of a skills track at Auger Falls Heritage Park

P&R Director Davis presented a request from the Parks & Recreation Commission recommendation to accept a donation request from MaVTEC for the installation of a skill track at Auger Falls Heritage Park.

Discussion ensued on the following:

Council Member Reid: Asked for exact location in Auger Falls.

Council Member Barigar: Thanked all involved. Spoke in favor of this donation.

Council Member Lanting: Gave additional details.

MOTION: Council Member Barigar moved to approve the request to accept a donation from MaVTEC for the installation of a skill track at Auger Falls Heritage Park. **Council Member Hawkins** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

- f) Request approval of the final draft of the CDBG Consolidated Plan and Annual Action Plan.
Assistant to the City Manager Thompson requested approval of the final draft of the CDBG Consolidated Plan and Annual Action Plan.

Discussion ensued on the following:

Council Member Barigar: Spoke in favor of this plan.

MOTION: Council Member Lanting moved to approve the request of the final draft of the CDBG Consolidated Plan and Annual Action Plan. **Vice Mayor Pierce** seconded the motion. Roll call vote showed all members present voted in favor of the motion. 6 to 0.

6) GENERAL PUBLIC INPUT

Cody Riddle expressed his thanks for the cooperation of the City with his project.

7) ADVISORY BOARD REPORT/ANNOUNCEMENTS

Council Member Hawkins reported on the Impact Fee Board.

Mayor Hawkins spoke about the Arbor Day Celebration.

Reminders of the following:

Peace Officers Memorial Ceremony is Saturday, May 15, 2021, at 11:00 a.m. in City Park.

Youth Council Suicide Color Run is Saturday, May 15, 2021, at 11:00 a.m.

Back the Blue Rally is Tuesday, May 11, 2021, in the City Park.

8) PUBLIC HEARINGS: None

9) ADJOURNMENT

- a) REQUEST TO ADJOURN TO EXECUTIVE SESSION:

§ 74-206(1)(f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement.

MOTION: Vice Mayor Pierce moved to Adjourn to Executive Session 74206(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement. **Council Member Reid** seconded the motion. Roll call vote showed all members present voted. 6 to 0.

The meeting adjourned at 05:58 PM

Amy Luna, Finance Administrative Assistant



Date: Monday, May 10, 2021
To: Honorable Mayor and City Council
From: Amy Luna, Administrative Assistant

ACTION ITEM

Request:

Request to approve the Alcohol Licence for Saffron Indian Cuisine.

Time Estimate:

5 min

Background:

The Business sold and we are transferring the Alcohol License to the new owner

Approval Process:

Consent Item

Budget Impact:

Regulatory Impact:

History:

Analysis:

Conclusion:

Staff recommends approval

Attachments:

1. Saffron Indian Cuisine - Transfer



City of Twin Falls
103 Main Avenue East
P.O. Box 1907
Twin Falls, Idaho 83303

Transfer only
Alcohol License

Print Form

Please attach a copy of your state license

Business Name: SAFFRON INDIAN CUISINE State License # 2T-26552
Doing Business As: SAFFRON INDIAN CUISINE
Physical Address: 117 MAIN AVE EAST City, State, Zip TWIN FALLS, ID 83301
Legal Description of Place of Business Lot 21 Block 87 Subdivision (16-10-17)
Mailing Address: 117 MAIN AVE EAST City, State, Zip: TWIN FALLS, ID 83301
Contact Person: CHANDRA UPRETI Phone # [REDACTED]

Beer:	Bottled for consumption off the premises only (\$ 50.00)	☐
	Bottled for consumption on premises (\$150.00)	☒
	Bottled for Draught for consumption on premises (\$200.00)	☐
Wine:	Retailed Sales for consumption off premises only (\$200.00)	☐
	Wine by the Drink for consumption on premises only (\$200.00)	☒
Liquor:	Liquor license & fees cover wine license and fees (\$562.50)	☐

License expires June 30th

Total Fee \$ 350⁰⁰ =

*Transfer Fee
\$ 10⁰⁰*

Applicant is an: Individual ☒ Partnership ☐ Corporation ☐

If a partnership, name all partners:

Name: N/A

Name: _____

Name: _____

If a corporation or association, name all officers:

Name: N/A

Title: _____

Name: _____

Title: _____

Name: _____

Title: _____

Name: _____

Title: _____

Date of incorporation or organization: _____ Place of incorporation or organization: _____

Principal place of business in Idaho: _____

Owner of premises: _____

Name of person who will manage business of selling beer at retail: CHANDRA UPRETI

(If a partnership, all partners must sign)

Signature of applicant  / 

Name: CHANDRA UPRETI

Birth date: [REDACTED]

Signature of applicant _____

Name: _____

Birth date: _____

Signature of applicant _____

Name: _____

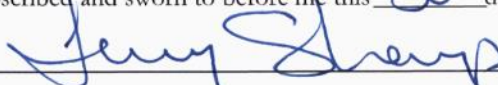
Birth date: _____

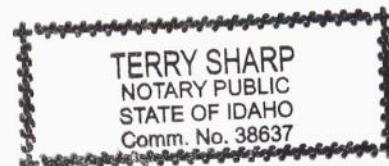
Signature of applicant _____

Name: _____

Birth date: _____

Subscribed and sworn to before me this 30th day of April, 2021.





Notary Public for Idaho

Residing at: Twin Falls

Notary Expiration Date: 9/4/26

For Questions call 208-735-7245 [Click here for the City Code \(Title 3 then Chapter 7,8, & 9\)](#)

Return completed form to: Deputy City Clerk, City of Twin Falls, 103 Main Ave. East, Twin Falls, ID 83301

CITY STAFF USE ONLY:

Approvals:

Planning and Zoning: Yes _____ No _____

Comments:

Police Department: Yes _____ No _____

Comments:

City Clerk: Yes _____ No _____

Comments:

Idaho State Police

Premises No.: 2T-26552

Retail Alcohol Beverage License

License Year: 2021

License Number: 26552

This is to certify, that **Chandra Upreti**
doing business as: **Saffron Indian Cuisine**

is licensed to sell alcoholic beverages as stated below at:
117 Main Ave E, Twin Falls, Twin Falls County

Acceptance of a license by a retailer shall constitute knowledge of and agreement to operate by and in accordance to the Alcohol Beverage Code, Title 23. Only the licensee herein specified shall use this license.

County and city licenses are also required in order to operate.

Liquor	No
Beer	Yes <u>\$20.00</u>
Wine by the bottle	No
Wine by the glass	Yes <u>\$20.00</u>
Kegs to go	No
Growlers	No
Restaurant	Yes <u>\$0.00</u>
On-premises consumption	Yes <u>\$0.00</u>
Multipurpose arena	No
Plaza	No

TOTAL FEE: \$40.00

Valid

03/30/2021 - 06/30/2021

Expires
06/30/2021

CHANDRA UPRETI
SAFFRON INDIAN CUISINE
764 GRANDVIEW DRIVE NORTH

TWIN FALLS, ID 83301

Mailing Address

04/30/2021
10:19:28

TWIN FALLS COUNTY
INDEX & RECORDING

Receipt No: 324809

Received From: Saffron Indian Cuisine
117 Main Ave E
Twin Falls, Idaho 83301

Payment Breakdown
Cash & Coin:
Check: 25.00 #: 1112
Credit Card:

Received on 04/30/2021

Received For	Cost Each	Quantity	Cost
BEER LICENSE-BOTTLED & CANNE	5.00	1	5.00
WINE LICENSE BY THE DRINK	20.00	1	20.00
		Receipt Amount:	25.00

Related Instrument/Case No. 2021197

Received by: SBANJAC

for: KRISTINA GLASCOCK
County Clerk, Auditor



City of Twin Falls
203 Main Avenue East
P.O. Box 2469
Twin Falls, ID 83303-2469

04/30/2021 12:39 PM

Saffrone Indian Cuisine
000000

Transfer Alcohol Licens

E	10.00
Total	10.00

Cash	0.00
------	------

DKR Sta 3 1113	10.00
Change	0.00

Cashier: mmartine Station: BRLRD2
Receipt # 02730385

Amy Luna

From: Matt Hicks
Sent: Monday, May 3, 2021 8:45 AM
To: Amy Luna
Subject: RE: Alcohol Transfer Application - Saffron Indian Cuisine

No objections.

From: Amy Luna
Sent: Friday, April 30, 2021 12:42 PM
To: Liz Hart <ehart@tfid.org>; Jon Victor <JVictor@tfid.org>; Ian Zollinger <izollinger@tfid.org>; Matt Hicks <Mhicks@tfid.org>
Subject: Alcohol Transfer Application - Saffron Indian Cuisine

This will go on the May 10th Council Agenda unless you inform me that there is an issue that would prevent that.

Thank you,

Amy Luna
Finance Administrative Assistant

PO Box 1907
Twin Falls, ID 83301

208 -735-7245

aluna@tfid.org



Date: Monday, May 10, 2021, Council Meeting
To: Honorable Mayor and City Council
From: Sergeant Ryan Howe, Twin Falls Police Department

Request:

Consideration of a request to hold the annual “Walk a Mile in Her Shoes” event.

Time Estimate:

Staff requests this item be placed on the consent calendar.

Background:

Jessica Kashmitter, representing Voices Against Violence, has submitted a special events application requesting to hold the annual Walk a Mile in Her Shoes event at the Twin Falls Visitor Center, the Perrine Bridge, and the Canyon Rim Trail on June 19, 2021. This event will take place from 10:00 a.m. to 2:00 p.m.

Voices against Violence is a non-profit community organization founded for providing shelter, support and hope to people victimized by domestic and sexual violence within Twin Falls, Jerome, Gooding, and Lincoln Counties. The annual Walk a Mile in Her Shoes event is held to bring awareness to, and help stop rape, sexual assault, and gender violence. As part of this campaign to raise awareness, this event will feature men walking on the canyon rim trail and the Perrine Bridge while wearing women’s high-heeled shoes.

The event will have amplified sound in the form of public speakers and pre-recorded music. There will be food vendors at the event selling food. The event organizers will be responsible for clean-up within any areas affected by the event.

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

The organizer recognizes that this event is approved contingent upon current COVID 19 regulations and recommendations. The City of Twin Falls reserves the right to cancel or postpone this event for the safety of participants and the citizens of Twin Falls. If this event is approved, the organizer will take all required precautions to safeguard those attending the event and may be required to implement additional safety measures as deemed necessary by Twin Falls City Staff.

Approval Process:

Consent of the Council

Budget Impact:

Twin Falls Police Department Staff does not feel there is a need for the Twin Falls Police Department to provide security, therefore, there is no budget impact.

Regulatory Impact:

N/A

Conclusion:

Staff recommends the City Council approve the Special Event Application submitted for the Walk a Mile in Her Shoes event based on the information provided.

Attachments:

N/A



Date: Monday, May 10, 2021

To: Honorable Mayor and City Council

From: Sergeant Ryan Howe, Twin Falls Police Department

Request:

Consideration of a request to hold the Amazing Grace Fellowship Christian Concert.

Time Estimate:

Staff requests this item be placed on the Consent Calendar.

Background:

Ally Tyrell, on behalf of Amazing Grace Fellowship, has submitted a special event application requesting to hold a Christian Music Concert on Friday, August 13, 2021. The concert will take place in the Twin Falls City Park band shell from 9:00 a.m. to 9:00 p.m.

According to the event organizer, the concert will be put on by several churches. There will be food trucks and refreshments available for purchase. The event itself will be free to the public.

This event will have amplified sound including live music and video for the performance. The event organizer anticipates a crowd of over 500 people for the event.

The organizer recognizes that this event is approved contingent upon current COVID 19 regulations and recommendations. The City of Twin Falls reserves the right to cancel or postpone this event for the safety of participants and the citizens of Twin Falls. If this event is approved, the organizer will take all required precautions to safeguard those attending the event and may be required to implement additional safety measures as deemed necessary by Twin Falls City Staff.

Approval Process:

Consent by the Council

Budget Impact:

There is no budget impact to the City of Twin Falls.

Regulatory Impact:

N/A

Conclusion:

Relevant City Staff members have approved this Special Event Application. Staff recommends the Council approve the St. Edward's Variety Show based on the information provided.

Attachments:

None



Date: Monday, May 10, 2021

To: Honorable Mayor and City Council

From: Sergeant Ryan Howe, Twin Falls Police Department

Request:

Request to approve the Back-to-School Blast event to be held at First Federal park on July 31, 2021.

Time Estimate:

Staff requests this item be placed on the consent calendar.

Background:

Amanda Weibert, on behalf of Amazing Grace Fellowship Incorporated, has submitted a special event application requesting to hold the Back-to-School Blast event at First Federal Park on July 31, 2021. This event is scheduled from 12:00 p.m. to 3:00 p.m.

During this event, the organizers will be giving away free school supplies. There will be lunch, cotton candy, snow cones, and face painting.

The event organizers state that there have been less than 500 people in attendance in the years past. The event organizers will be utilizing amplified sound during the event.

The organizer recognizes that this event is approved contingent upon current COVID 19 regulations and recommendations. The City of Twin Falls reserves the right to cancel or postpone this event for the safety of participants and the citizens of Twin Falls. If this event is approved, the organizer will take all required precautions to safeguard those attending the event and may be required to implement additional safety measures as deemed necessary by Twin Falls City Staff.

Approval Process:

Consent of the City Council.

Budget Impact:

None.

Regulatory Impact:

N/A

Conclusion:

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

Attachments:

None



Date: Monday, May 10, 2021, Council Meeting
To: Honorable Mayor and City Council
From: Sergeant Ryan Howe, Twin Falls Police Department

Request:

Consideration of a request to hold the Spring Fling at the Magic Valley Mall.

Time Estimate:

Staff requests this item be placed on the consent calendar.

Background:

Harry Mason of Brassring Amusements, in cooperation with the Magic Valley Mall, has submitted a special event application requesting to hold the Spring Fling at Magic Valley Mall parking lot from June 11, 2021 until June 20, 2021.

Spring Fling at the Magic Valley Mall will be a carnival event that includes rides, games, and food. The event will be positioned in the parking lot between J.C. Penny's and the vacant ShopKo building in the Magic Valley Mall parking lot.

The organizer recognizes that this event is approved contingent upon current COVID 19 regulations and recommendations. The City of Twin Falls reserves the right to cancel or postpone this event for the safety of participants and the citizens of Twin Falls. If this event is approved, the organizer will take all required precautions to safeguard those attending the event and may be required to implement additional safety measures as deemed necessary by Twin Falls City Staff.

Approval Process:

Consent of the City Council.

Budget Impact:

None

Regulatory Impact:

None

Conclusion:

Twin Falls Police Department Staff and several relevant City Staff members have reviewed this application request as presented. Staff recommends that the City Council approve the Special Event Application based on the information provided.



Date: Monday, May 10, 2021

To: Honorable Mayor and City Council

From: Erin Steel, Staff Engineer, Staff Engineer, Waleed Hababba, Engineering Technician

ACTION ITEM

Request:

Request to authorize the Mayor to sign a Cooperative Agreement with ITD for the Americans with Disabilities Act (ADA) Curb Ramp Program; Key No. 22971, and approve the resolution confirming the commitment.

Time Estimate:

5 Minutes

Background:

The ADA Curb Ramp program is a state-administered program that provides funding for cities to address pedestrian curb ramps on the state highway system. The goal of the program is to provide safe and easily accessible facilities for pedestrians with disabilities while allowing local jurisdictions flexibility in meeting the required standards.

City staff reviewed eligible curb ramp locations and chose 10 curb ramps based on a prioritization assigned by ITD. Staff was recently notified of the successful grant application in the amount of \$60,000.

Approval Process:

ITD requires a cooperative agreement to delineate shared responsibilities on their projects. They also require a resolution to confirm the City's acceptance of the agreement.

Council is asked to authorize the Mayor to sign the agreement and adopt the resolution.

Budget Impact:

The construction of this project is anticipated to be paid for fully by ITD funds. However, should overages occur (above the allocated \$60,000), those will come out of the street budget.

Regulatory Impact:

The ITD ADA Ramp Grant program complies with the City's Strategic Plan Area 4 AC 2.2

History:

N/A

Analysis:

N/A

Conclusion:

Staff recommends that Council authorize the Mayor to sign the cooperative agreement and to adopt the resolution.

Attachments:

1. Cooperative Agreement Key No. 22971
2. Resolution
3. PROJECT LOCATION MAP

**COOPERATIVE AGREEMENT
PROJECT NO. A022(971)
FY22 TWIN FALLS 10 ADA RAMPS
KEY NO. 22971**

PARTIES

This Agreement is made and entered into this _____ day of _____, _____, by and between the **IDAHO TRANSPORTATION BOARD** by and through the **IDAHO TRANSPORTATION DEPARTMENT**, hereafter called the State, and the **CITY OF TWIN FALLS**, hereafter called the City.

PURPOSE

The City of Twin Falls wishes to upgrade the following curb ramps within the City limits.

D4_02296	D4_02618	D4_02617	D4_02613
D4_02297	D4_02298	D4_02616	D4_02612
D4_02619	D4_02299		

The State has agreed to participate in the cost of this work. This Agreement will provide for the responsibilities of the parties in this project.

Authority for this Agreement is established by Section 40-317 of the Idaho Code.

It is mutually agreed and understood by the Parties that:

SECTION I That the State will:

1. Upon execution of this Agreement and receipt of a written request from the City, pay to the City the amount of Sixty Thousand Dollars (\$60,000) to be used for Americans with Disabilities Act (ADA) curb ramp improvements as identified above. The amount paid under this agreement is a lump sum payment. No additional funds will be paid for this work.
 - a. Payment will be divided into two parts. The State will pay 75% of the above-mentioned amount upon the initial written request. The remaining 25% will be paid upon the completion of the project provided that the work is completed to the State's satisfaction.
2. Upon notification of start of construction, update that information to 511 Traveler Information Services.

3. At its discretion, perform an inspection of the work upon notification from the City of completion of the work.
4. At its discretion, audit the project records to ensure the funds paid to the City were utilized as intended by this Agreement.

SECTION II That the City will:

1. Provide for design and construction of the improvements as identified above.
2. Design and construct the project to State Standards as defined in the current version of the Idaho Transportation Department's Design Manual, or as subsequently revised. The current Design Manual can be viewed at the following web site: <http://apps.itd.idaho.gov/apps/manuals/manualsonline.html>.
3. Submit a traffic control plan to the State for review.
4. Provide notification to the State when construction on the project is to begin.
5. During construction, maintain pedestrian access in accordance with the Manual for Uniform Traffic Control Devices (MUTCD). The current MUTCD can be viewed at the following web site:
<http://apps.itd.idaho.gov/apps/manuals/manualsonline.html>.
6. Provide all funding necessary for the work over and above the funds paid by the State under Section I, Paragraph 1 above.
7. Upon completion of the work:
 - a. Notify the State and provide the opportunity for inspection of the completed project by the State;
 - b. Request project acceptance by the State;
 - c. Complete and submit an ITD-0288 (ADA Ramp Inspection) form for each ramp constructed. The form(s) shall be mailed to the applicable Idaho Transportation Department district office; and
 - d. Request final payment upon receipt of project acceptance by the State.
8. Maintain all project records, including source documentation for all expenditures, for a period of three (3) years from the date of final acceptance. If any litigation, claim, negotiation, or audit has been started before expiration of the three-year period, the records shall be retained until completion of the action and resolution of all issues that arise from it.

9. Comply with all other applicable State and Federal regulations.
10. Refund to the State the amount paid under this Agreement if the project is terminated prior to completion or if the project is not completed within two (2) years of the effective date of this Agreement.
11. At its own expense, correct any ramps constructed under this Agreement that do not meet ADA requirements.
12. To the extent permitted by Idaho law and as provided by the Idaho Tort Claims Act, indemnify, save harmless the State, regardless of outcome, from the expenses of and against suits, actions, claims or losses of every kind, nature and description, including costs, expenses and attorney fees that may be incurred by reason of any act or omission, neglect or misconduct of the Sponsor or its consultant in the design, construction and maintenance of the work which is the subject of this Agreement, or Sponsor's failure to comply with any state or federal statute, law, regulation or rule. Nothing contained herein shall be deemed to constitute a waiver of the State's sovereign immunity, which immunity is hereby expressly reserved.

GENERAL:

1. This Agreement shall become effective on the date the parties entered into this Agreement, and shall remain in full force and effect until amended or replaced upon the mutual written consent of both parties.

(This space intentionally left blank)

EXECUTION

This Agreement is executed for the State by its Highways Construction and Operations Division Administrator, and executed for the City by the Mayor, attested to by the City Clerk, with the imprinted corporate seal of the City of Twin Falls.

IDAHO TRANSPORTATION DEPARTMENT

APPROVED

Division Administrator
Highways Construction and Operations

RECOMMENDED

District Engineer

ATTEST:

CITY OF TWIN FALLS

City Clerk

Mayor

By regular/special meeting held
on _____

cf: 22971 Coop

RESOLUTION

WHEREAS, the Idaho Transportation Department, hereafter called the **STATE**, has submitted an Agreement stating obligations of the **STATE** and the **CITY OF TWIN FALLS**, hereafter called the **CITY**, for ADA improvements on Twin Falls; and

WHEREAS, the **STATE** is responsible for obtaining compliance with laws, standards and procedural policies in the development, construction and maintenance of improvements made to the Federal-aid Highway System; and

WHEREAS, the **CITY** and the **STATE** are providing funds for this project; and

NOW, THEREFORE, BE IT RESOLVED:

1. That the Cooperative Agreement to construct ADA improvements within city limits is hereby approved.
2. That the Mayor and the City Clerk are hereby authorized to execute the Agreement on behalf of the **CITY**.
3. That duly certified copies of the Resolution shall be furnished to the Idaho Transportation Department.

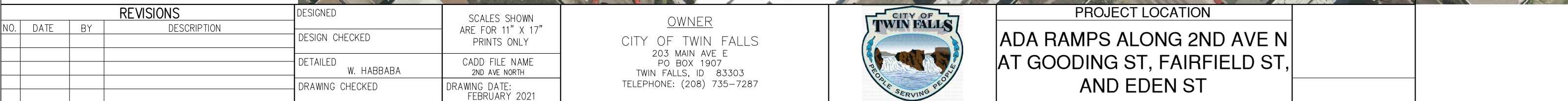
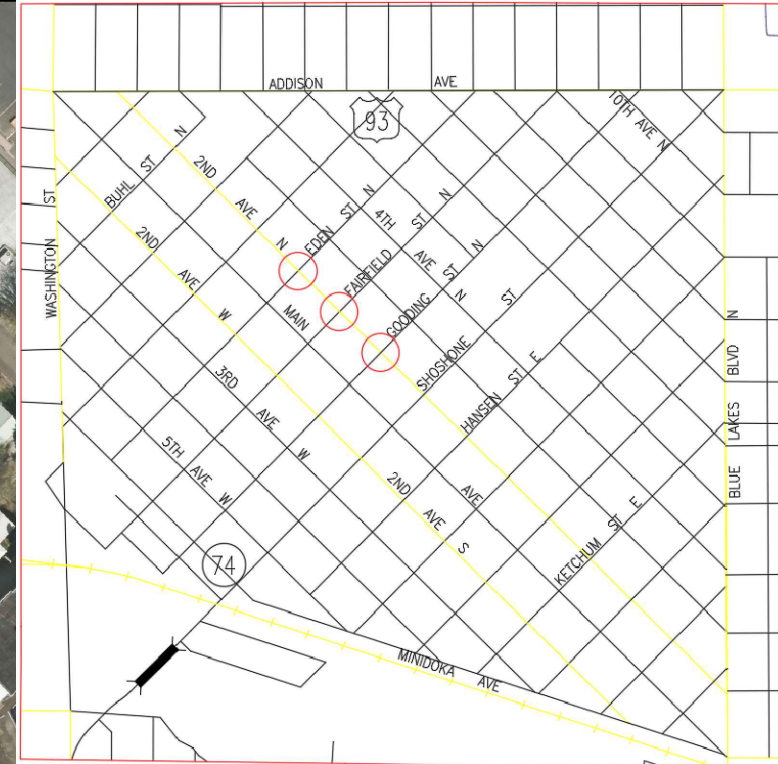
CERTIFICATION

I hereby certify that the above is a true copy of a Resolution passed at a *regular, duly* called special (X-out non-applicable term) meeting of the City Council, City of Twin Falls, held on

_____, _____.

(Seal)

City Clerk





Date: Monday, May 10, 2021
To: Honorable Mayor and City Council
From: Elizabeth Hart, City Planner

ACTION ITEM

Request:

Request to adopt Ordinance #O-2021-007 for the Zoning District Change and Zoning Map Amendment of property located at the 500 block of Canyon Falls Drive.

Time Estimate:

Approximately five (5) minutes for presentation and questions.

Background:

On March 23, 2021, the Planning & Zoning Commission sent a positive recommendation to the City Council for the Zoning District Change and Zoning Map Amendment from R-4, R-6 to R-4, R-6 ZDA.

On April 19, 2021, the City Council heard, deliberated and approved the Zoning District Change and Zoning Map Amendment from R-4, R-6 to R-4, R-6 ZDA.

Approval Process:

In order to enact this ordinance today, Council would need to suspend the rules and place it on third and final reading by motion, and half plus one consent.

Budget Impact:

Regulatory Impact:

The passing of this ordinance will change the zoning district of the property and new rules will apply to this property in regards to land use and other development criteria.

History:

N/A

Analysis:

N/A

Conclusion:

As directed by Council, staff has prepared an ordinance to finalize the Zoning District Change and Zoning Map Amendment process.

Attachments:

1. O-2021-007 Beckenridge ZDA draft ordinance
2. Legal Description
3. PZ21-0008 Breckenridge ZDA

ORDINANCE NO. O-2021-007

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TWIN
FALLS, IDAHO, **REZONING** CERTAIN REAL PROPERTY BELOW
DESCRIBED, PROVIDING THE ZONING CLASSIFICATION
THEREFORE, AND ORDERING THE NECESSARY AREA OF IMPACT
AND ZONING DISTRICTS MAP AMENDMENT

WHEREAS, Concept Investors, LLC - Gerald Martens has made application for rezoning of property located at the 500 block of Canyon Falls Drive; City of Twin Falls, and an amendment of the revised Area of Impact and Comprehensive Plan Land Use Map; and

WHEREAS, the City Planning & Zoning Commission for the City of Twin Falls, Idaho, held a Public Hearing as required by law on the 23rd day of March, 2021, to consider the Zoning Designation and necessary Zoning & Planning Map amendment upon a rezone of the real property below described, and an amendment to the revised area of Impact and Comprehensive Plan Land Use Map; and,

WHEREAS, the City Planning & Zoning Commission has made recommendations known to the City Council for Twin Falls, Idaho; and,

WHEREAS, the City Council for the City of Twin Falls, Idaho, held a Public Hearing as required by law on the 19th day of April, 2021.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF TWIN FALLS, IDAHO:

SECTION 1. The following described real property located at the the 500 block of Canyon Falls Drive is the subject of a Zoning District Change and Zoning Map amendment from R-4,R-6 to R-4,R-6 ZDA.

"Exhibit A"-Legal Description

"Exhibit B"-Zoning Development Agreement

SECTION 2. That the Area of Impact and Zoning Districts Map for the City of Twin Falls, Idaho, be and the same area hereby amended to reflect the rezoning designation of the real property above described.

SECTION 3. Public services may not be available at the time of development of this property, depending upon the speed of development of this and other

developments, and the ability of the City to obtain additional water and/or sewer capacity. The annexation of this property shall not constitute a commitment by the City to provide water and/or wastewater services.

PASSED BY THE CITY COUNCIL _____, 20____

SIGNED BY THE MAYOR _____, 20____

Mayor

ATTEST:

Deputy City Clerk

PUBLISH: Thursday, _____, 20____

Exhibit A

**Legal Description
Property
Twin Falls, Idaho**

Being all of Parcel 1 as shown on that certain map entitled "TBS SUBDIVISION CONVEYANCE PLAT", recorded March 30, 2009 as Instrument No. 2009-006717 in the office of the County Recorder of Twin Falls County, said map lies in a portion of Government Lot 5 and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 33, Township 9 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho, more particularly described as follows:

Commencing at the South Quarter corner of said Section 33, said corner bears North 89°51'19" East 2638.59 feet from the Southeast Quarter corner of said Section 33;

Thence, along the West Boundary of said SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section 33, North 00°40'01" East 513.48 feet to the Southwest corner of said map;

Thence, along the South Boundary said map, North 89°29'59" East 60.01 feet;

Thence, leaving said South Boundary, North 00°40'01" East 15.00 feet to the Southwest corner of said Parcel 1 and being the REAL POINT OF BEGINNING;

Thence, along the West Boundary of said Parcel 1, North 00°40'01" East 573.61 feet to the Northwest corner thereof;

Thence, along the North Boundary of said Parcel 1, South 84°12'50" East 808.65 feet to the Northeast corner thereof;

Thence, along the East Boundary of said Parcel 1, South 01°25'51" West 485.22 feet to the Southeast corner thereof;

Thence, along the South Boundary of said Parcel 1, South 89°29'59" West 799.12 feet to said REAL POINT OF BEGINNING.

Containing approximately 9.75 acres.

End of Description

Legal Description
Property
Twin Falls, Idaho

Being all of Parcel 1 as shown on that certain map entitled "TBS SUBDIVISION CONVEYANCE PLAT", recorded March 30, 2009 as Instrument No. 2009-006717 in the office of the County Recorder of Twin Falls County, said map lies in a portion of Government Lot 5 and the SW ¼ SE ¼ of Section 33, Township 9 South, Range 17 East, Boise Meridian, Twin Falls County, Idaho, more particularly described as follows:

Commencing at the South Quarter corner of said Section 33, said corner bears North 89°51'19" East 2638.59 feet from the Southeast Quarter corner of said Section 33;
Thence, along the West Boundary of said SW ¼ SE ¼ of said Section 33, North 00°40'01" East 513.48 feet to the Southwest corner of said map;
Thence, along the South Boundary said map, North 89°29'59" East 60.01 feet;
Thence, leaving said South Boundary, North 00°40'01" East 15.00 feet to the Southwest corner of said Parcel 1 and being the REAL POINT OF BEGINNING;
Thence, along the West Boundary of said Parcel 1, North 00°40'01" East 573.61 feet to the Northwest corner thereof;
Thence, along the North Boundary of said Parcel 1, South 84°12'50" East 808.65 feet to the Northeast corner thereof;
Thence, along the East Boundary of said Parcel 1, South 01°25'51" West 485.22 feet to the Southeast corner thereof;
Thence, along the South Boundary of said Parcel 1, South 89°29'59" West 799.12 feet to said REAL POINT OF BEGINNING.

Containing approximately 9.75 acres.

End of Description

Residences at Breckenridge, ZDA

R4 CRO, R6 Residential

Zoning Development Agreement

This Zoning Development Agreement (ZDA) is made and entered into this 26TH day of APRIL, 2021, by and between the City of Twin Falls, State of Idaho a municipal corporation, hereinafter called "City" and Concept Investors, LLC (hereinafter called "Developer") for the purpose of developing a Residential Subdivision on property located between Fillmore St. and Harrison Street, known as Residences at Breckenridge Subdivision, a ZDA.

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 6; R6 Residential Multi-Housing District, or as amended, Title 10 – Chapter 4 – Section 5; R4 Residential Medium Density District or as amended, Title 10 - Chapter 4 – Section 19; CRO Canyon Rim Overlay District or as amended, and all references to other sections therein including the following deviations:
2. R4, R6 and CRO, modified to include the following;
 - A. Permitted uses;
 1. Residential:
 - a. Dwellings – Detached single family household units.
 - b. Dwellings – Attached single family residences in groupings of two (2) or less.
3. Property Development Standards to be modified to include the following;

The following property development standards shall apply to all land and buildings in the R4, R6 and CRO district:

A. Lot Area:

1. Each residential building to be located on an individual lot of not less than four thousand (4,000) square feet in size. Open space and/or common area to have no minimum or maximum square footage.

B. Yards:

1. No property line building setbacks will be required from the common residential lot lines for attached single family residences.

2. For attached and detached single family residences the side yard setback shall be five (5') feet, front yard setback shall be fifteen (15') feet and rear yard setback shall be fifteen (15') feet except for the subdivision boundary where the setback shall be twenty (20') feet and except for the common residential lot lines noted in B.1.

C. Landscaping:

1. Street Buffers: Residential uses shall provide a fifteen (15') foot landscaped buffer from property line adjacent to all roadways with the exception of vehicular turn-outs.

D. Other Development Criteria:

1. All internal roadways and overflow parking areas are private and shall be owned and maintained as part of the common area by the Homeowner's Association.
2. Each residential unit shall have a driveway wide enough to provide two (2) parking spaces as well as a garage large enough to provide space for at a minimum of two (2) vehicles.
3. All streets, common landscaping and storm water retention area shall be owned and maintained by the Homeowners Association.

Developer: Concept Investors, LLC
621 N. College Road Ste 100
Twin Falls, ID 83301

City: City of Twin Falls
P.O. Box 1907
Twin Falls, ID 83303-1907

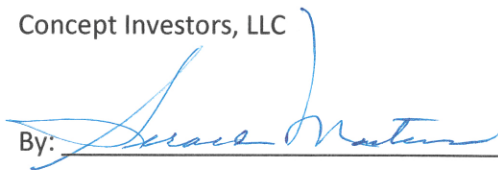
"CITY"
CITY OF TWIN FALLS

By: _____
Mayor

ATTEST:

City Clerk

"DEVELOPER"
Concept Investors, LLC

By:  _____

STATE OF IDAHO)
 ss.
County of Twin Falls)

On this _____ day of _____, 2021 before me, a Notary Public for said County and State, personally appeared _____ and _____, known or identified to me, to be the Mayor and City Clerk, respectively, of the CITY OF TWIN FALLS, IDAHO, that executed said instrument, and acknowledged to me that such City executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

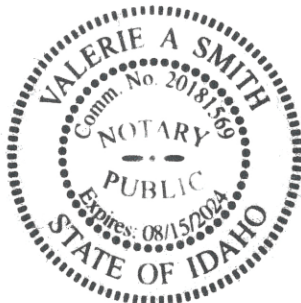
Residing at _____

Commission Expires: _____

STATE OF IDAHO)
 ss.
County of Twin Falls)

On this 26TH day of APRIL, 2021 before me, a Notary Public for said County and State, personally appeared Gerald Martens, known or identified to me, to be the person that executed said instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



John Carr

Residing at TWIN FALLS, ID

Commission Expires: 8.15.2024



Date: Monday, May 10, 2021
To: Honorable Mayor and City Council
From: Elizabeth Hart, City Planner

ACTION ITEM

Request:

Request to adopt Ordinance #O-2021-008 for the vacation of platted easement located at 2013 Rivercrest Drive.

Time Estimate:

Approximately five (5) minutes for presentation and questions.

Background:

On March 23, 2021, the Planning and Zoning Commission sent a positive recommendation to City Council on this request.

On April 19, 2021, the City Council conducted a Public Hearing on this item. At the conclusion of the Public Hearing and deliberation, the City Council approved the Vacation request.

Approval Process:

In order to enact this ordinance today, Council would need to suspend the rules and place it on third and final reading by title only.

Budget Impact:

Regulatory Impact:

Approval of this request will remove the limitation, or entitlement, for the specific area, as described on the plat or in other recorded documents. This area will become private property, and subject to current rules and regulations for taxes, zoning code compliance, and development.

History:

N/A

Analysis:

N/A

Conclusion:

As directed by Council, staff has prepared an ordinance to finalize the process.

Attachments:

1. O-2021-008 Rivercrest Vacation_Easement draft ordinance
2. Exhibit A - Legal Description

ORDINANCE NO. O-2021-008

AN ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF
THE CITY OF TWIN FALLS IDAHO, **VACATING THE EASEMENT**
DESCRIBED BELOW.

WHEREAS, EHM Engineers, Inc c/o Bach Homes has made application for vacation of the easement located at 2013 Rivercrest Drive; in the City of Twin Falls; and

WHEREAS, the City Planning & Zoning Commission for the City of Twin Falls, Idaho, held a Public Hearing as required by law on the 23rd day of March, 2021, to consider the vacation of the easement below described; and,

WHEREAS, the City Planning & Zoning Commission has made recommendations known to the City Council for Twin Falls, Idaho; and,

WHEREAS, the City Council for the City of Twin Falls, Idaho, held a Public Hearing as required by law on the 19th day of April, 2021.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF TWIN FALLS, IDAHO:

SECTION 1. The following described easement is hereby VACATED:

"Exhibit A" - Legal Description

SECTION 2. That the City Clerk immediately upon the passage and publication of this Ordinance as required by law certify a copy of the same and deliver said certified copy to the County Recorder's Office for indexing and recording, in the same manner as other instruments affecting the title to real property, as required by Idaho Code 50-1324(2).

PASSED BY THE CITY COUNCIL _____, 20____

SIGNED BY THE MAYOR _____, 20____

Mayor

ATTEST:

Deputy City Clerk

PUBLISH: Thursday, _____, 20____

Exhibit A
Legal Description

Portion of Existing Access Easement and P.U.E to be Vacated

Being a portion of that certain "Access Easement and P.U.E.", as shown on that certain map entitled "Rivercrest Apartments, Planned Unit Development", recorded November 18, 2003 as Instrument No. 2003-029829 in the office of the County Recorder of Twin Falls County, more particularly described as follows:

Commencing at the Southwest corner of said map;

Thence, along the West Boundary of said map, North 00°25'17" West 173.31 feet;

Thence, leaving said West boundary, North 89°34'43" East 54.75 feet to a point on the Eastern line of said Easement and being the REAL POINT OF BEGINNING;

Thence, along said Eastern line, along the arc of a curve to the left having a radius of 20.50 feet, through a central angle of 89°34'43", an arc distance of 32.05 feet and a long chord that bears South 45°12'38" East 28.88 feet to a point on the Northern line of said Easement;

Thence, along said Northern line, North 90°00'00" East 157.51 feet;

Thence, leaving said Northern line, South 00°00'00" East 6.00 feet;

Thence, North 90°00'00" West 152.01 feet along a line parallel with and six (6) feet Southerly of said Northern line;

Thence, along an arc of a tangent curve to the right having a radius of 26.00 feet, through a central angle of 89°34'43", an arc distance of 40.65 feet and a long chord that bears North 45°12'38" West 36.63 feet;

Thence, North 00°25'17" West 0.54 feet to said REAL POINT OF BEGINNING.

Legal Description
Portion of Existing Access Easement and P.U.E to be Vacated

Being a portion of that certain "Access Easement and P.U.E.", as shown on that certain map entitled "Rivercrest Apartments, Planned Unit Development", recorded November 18, 2003 as Instrument No. 2003-029829 in the office of the County Recorder of Twin Falls County, more particularly described as follows:

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Thence, leaving said West boundary, North 89°34'43" East 54.75 feet to a point on the Eastern line of said Easement and being the REAL POINT OF BEGINNING;
Thence, along said Eastern line, along the arc of a curve to the left having a radius of 20.50 feet, through a central angle of 89°34'43", an arc distance of 32.05 feet and a long chord that bears South 45°12'38" East 28.88 feet to a point on the Northern line of said Easement;
Thence, along said Northern line, North 90°00'00" East 157.51 feet;
Thence, leaving said Northern line, South 00°00'00" East 6.00 feet;
Thence, North 90°00'00" West 152.01 feet along a line parallel with and six (6) feet Southerly of said Northern line;
Thence, along an arc of a tangent curve to the right having a radius of 26.00 feet, through a central angle of 89°34'43", an arc distance of 40.65 feet and a long chord that bears North 45°12'38" West 36.63 feet;
Thence, North 00°25'17" West 0.54 feet to said REAL POINT OF BEGINNING.

End of Description

Legal Description
Proposed Access Easement and P.U.E

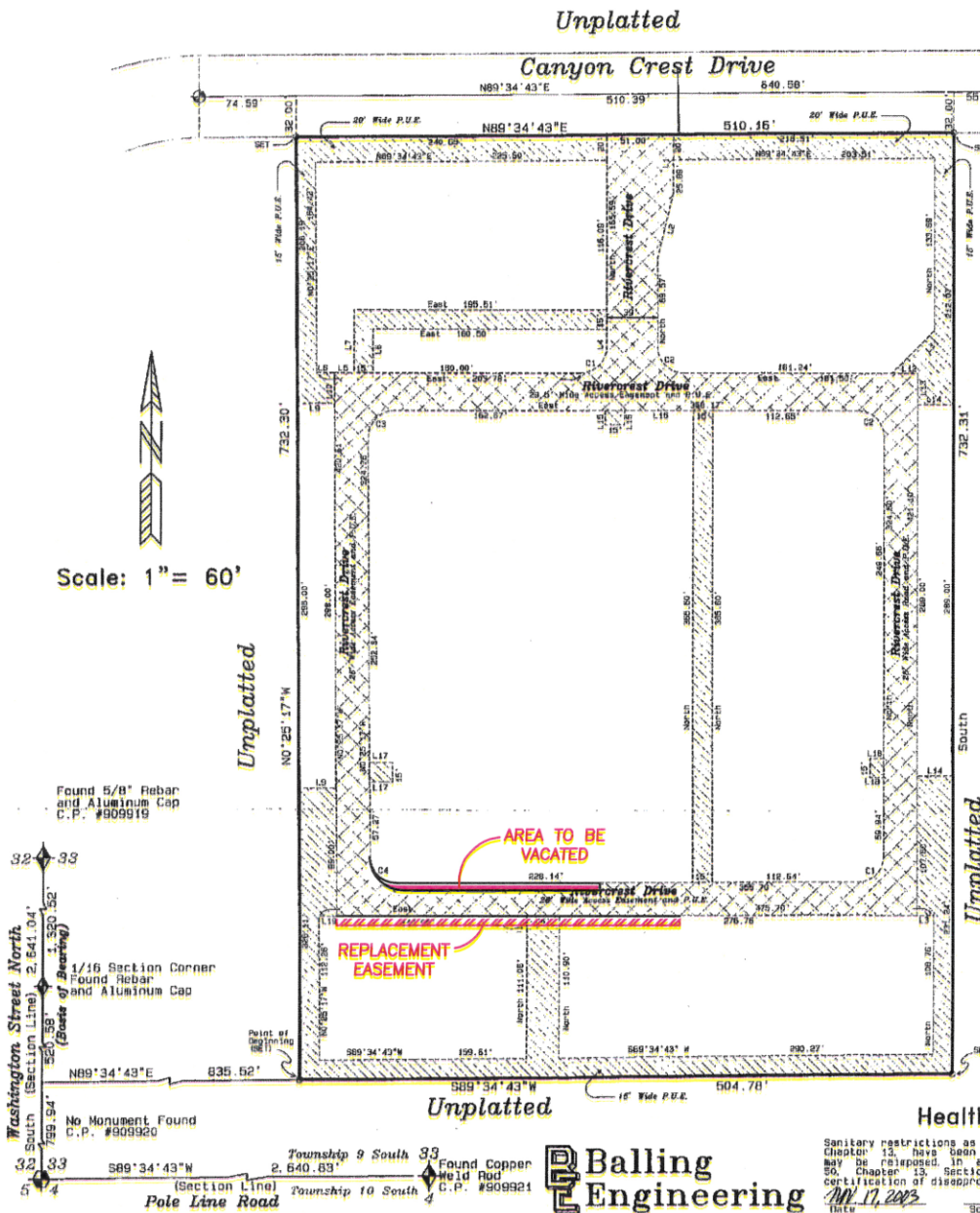
Being a portion of that certain map entitled "Rivercrest Apartments, Planned Unit Development", recorded November 18, 2003 as Instrument No. 2003-029829 in the office of the County Recorder of Twin Falls County, more particularly described as follows:

Commencing at the Southwest corner of said map;
Thence, along the West Boundary of said map, North 00°25'17" West 126.16 feet;
Thence, leaving said West boundary, North 89°34'43" East 28.75 feet to a point on the Southern line of a "Access Easement and P.U.E" as shown on said map and being the REAL POINT OF BEGINNING;
Thence, along said Southern line, North 90°00'00" East 265.05 feet;
Thence, leaving said Southern line, South 00°00'00" East 6.00 feet;
Thence, North 90°00'00" West 265.00 feet along a line parallel with and six (6) feet Southerly of said Southern line;
Thence, North 00°25'17" West 6.00 feet to said REAL POINT OF BEGINNING.

End of Description

Rivercrest Apartments Planned Unit Development

Part of the Southwest Quarter of
Section 33, T.9S., R.17E., B.M.
Twin Falls County, Idaho
2003



Curve Information

CURVE	RADIUS	ANGLE	LENGTH	CHORD	CHORD BEARING
C1	20.50'	90°00'00"	32.20'	28.99'	N45°00'00"E
C2	20.50'	90°00'00"	32.20'	28.99'	N45°00'00"E
C3	20.50'	90°00'00"	32.20'	28.99'	N45°00'00"E
C4	20.50'	90°00'00"	32.20'	28.99'	N45°00'00"E

Line Information

LINE	BEARING	DISTANCE
L1	North	45.09'
L2	N43°28'45"E	91.42'
L3	East	13.56'
L4	North	14.00'
L5	East	15.03'
L6	East	13.75'
L7	North	49.60'
L8	North	34.50'
L9	N89°28'37"E	39.75'
L10	N0°25'17"W	24.11'
L11	N45°00'00"E	47.74'
L12	East	20.25'
L13	East	24.00'
L14	East	26.50'
L15	North	11.00'
L16	East	92.86'
L17	East	17.52'
L18	East	11.00'
L19	East	13.75'

Legend

Access Road and
Public Utility Easement

Public Utility
Easement

Section Line and Ties

Boundary Line

Centerline of Road

Edge of Easement

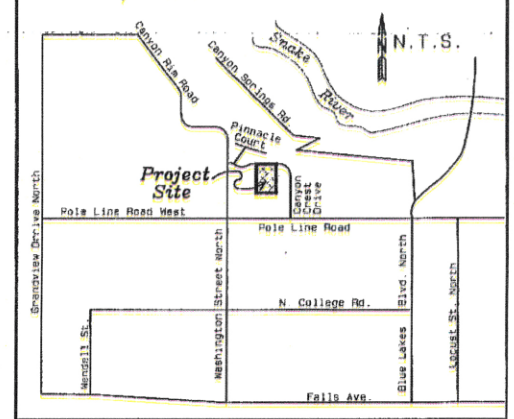
Section Corner
Existing Monument

Section Corner
No Monument Found

Centerline Monument
5/8" Rebar to be set

Boundary Point
5/8" Rebar and Plastic
Cap to be set

Vicinity Sketch



Health Certificate

Sanitary restrictions as required by Idaho Code Title 50, Chapter 15, have been satisfied. Sanitary restrictions may be relaxed in accordance with Idaho Code Title 50, Chapter 15, Section 50-1326, by the issuance of a certificate of disapproval.

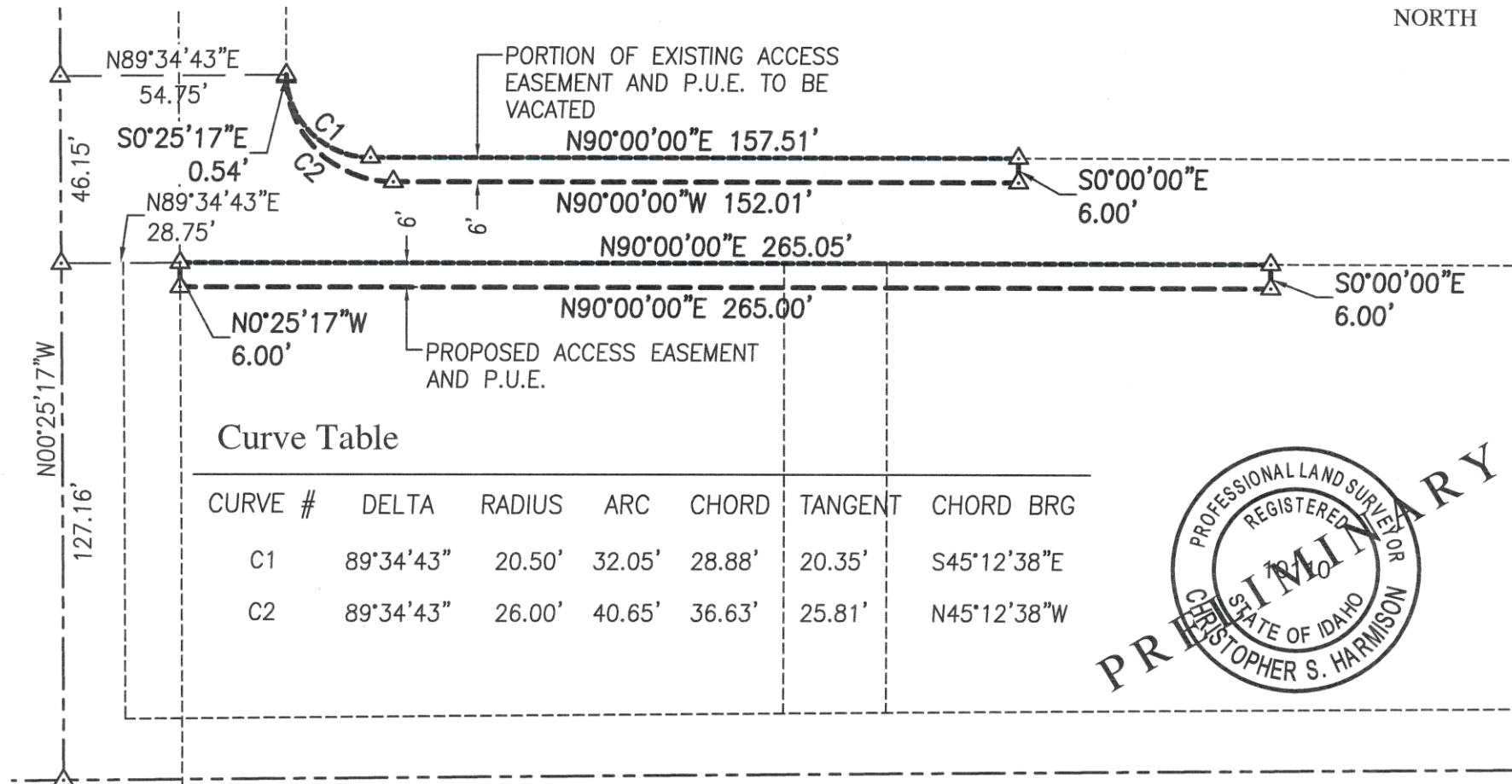
Date: 11/17/2003
South Central Dist. Health Dept., BMS

**Balling
Engineering**

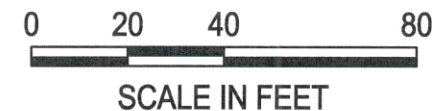
Twin Falls County, Idaho
PLANNED UNIT DEVELOPMENT
RIVERCREST LLC
Nov 13, 2003
2003-029829
No. of 1' Reg. 1-2, 2-3, 3-4, 4-5, 5-6, 6-7, 7-8, 8-9, 9-10, 10-11, 11-12, 12-13, 13-14, 14-15, 15-16, 16-17, 17-18, 18-19, 19-20, 20-21, 21-22, 22-23, 23-24, 24-25, 25-26, 26-27, 27-28, 28-29, 29-30, 30-31, 31-32, 32-33, 33-34, 34-35, 35-36, 36-37, 37-38, 38-39, 39-40, 40-41, 41-42, 42-43, 43-44, 44-45, 45-46, 46-47, 47-48, 48-49, 49-50, 50-51, 51-52, 52-53, 53-54, 54-55, 55-56, 56-57, 57-58, 58-59, 59-60, 60-61, 61-62, 62-63, 63-64, 64-65, 65-66, 66-67, 67-68, 68-69, 69-70, 70-71, 71-72, 72-73, 73-74, 74-75, 75-76, 76-77, 77-78, 78-79, 79-80, 80-81, 81-82, 82-83, 83-84, 84-85, 85-86, 86-87, 87-88, 88-89, 89-90, 90-91, 91-92, 92-93, 93-94, 94-95, 95-96, 96-97, 97-98, 98-99, 99-100, 100-101, 101-102, 102-103, 103-104, 104-105, 105-106, 106-107, 107-108, 108-109, 109-110, 110-111, 111-112, 112-113, 113-114, 114-115, 115-116, 116-117, 117-118, 118-119, 119-120, 120-121, 121-122, 122-123, 123-124, 124-125, 125-126, 126-127, 127-128, 128-129, 129-130, 130-131, 131-132, 132-133, 133-134, 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1018-1019, 1019-1020, 1020-1021, 1021-1022, 1022-1023, 1023-1024, 1024-1025, 1025-1026, 1026-1027, 1027-1028, 1028-1029, 1029-1030, 1030-1031, 1031-1032, 1032-1033, 1033-1034, 1034-1035, 1035-1036, 1036-1037, 1037-1038, 1038-1039, 1039-1040, 1040-1041, 1041-1042, 1042-1043, 1043-1044, 1044-1045, 1045-1046, 1046-1047, 1047-1048, 1048-1049, 1049-1050, 1050-1051, 1051-1052, 1052-1053, 1053-1054, 1054-1055, 1055-1056, 1056-1057, 1057-1058, 1058-1059, 1059-1060, 1060-1061, 1061-1062, 1062-1063, 1063-1064, 1064-1065, 1065-1066, 1066-1067, 1067-1068, 1068-1069, 1069-1070, 1070-1071, 1071-1072, 1072-1073, 1073-1074, 1074-1075, 1075-1076, 1076-1077, 1077-1078, 1078-1079, 1079-1080, 1080-1081, 1081-1082, 1082-1083, 1083-1084, 1084-1085, 1085-1086, 1086-1087, 1087-1088, 1088-1089, 1089-1090, 1090-1091, 1091-1092, 1092-1093, 1093-1094, 1094-1095, 109



NORTH



Located In
A Portion of
Rivercrest Apartments, Planned Unit Development
In
SW ⁴, Section 33
Township 9 South, Range 17 East Boise Meridian
Twin Falls County, Idaho
2021



EHM Engineers, Inc.

Engineers / Surveyors / Planners
BUILDING THE FUTURE ON A FOUNDATION OF EXCELLENCE
621 North College Road, Suite 100 Twin Falls, Idaho 83301
P (208)-734-4888 fax (208)-734-6049 web: ehmine.com

EXHIBIT
EASEMENTS
TWIN FALLS, IDAHO

JOB NO.:	434-19
APPROVED	
DESIGN	
DRAWN	CSH
DATE	FEB. 2021
SCALE	SHOWN
V 434-19 CTRL	
Sheet No.:	1



Date: Monday, May 10, 2021
To: Honorable Mayor and City Council
From: Lisa Strickland

ACTION ITEM

Request:

Request to adopt Ordinance #O-2021-009 for the vacation of platted easements located in the 1000 W Block of Cheney Drive West.

Time Estimate:

Approximately five (5) minutes for presentation and questions.

Background:

On March 23, 2021, the Planning and Zoning Commission sent a positive recommendation to City Council on this request.

On April 19, 2021, the City Council conducted a Public Hearing on this item. At the conclusion of the Public Hearing and deliberation, the City Council approved the vacation request.

Approval Process:

In order to enact this ordinance today, Council would need to suspend the rules and place it on third and final reading by title only.

Budget Impact:

Regulatory Impact:

Approval of this request will remove the limitation, or entitlement, for the specific area, as described on the plat or in other recorded documents. This area will become private property, and subject to current rules and regulations for taxes, zoning code compliance, and development.

History:

N/A

Analysis:

N/A

Conclusion:

As directed by Council, staff has prepared an ordinance to finalize the process.

Attachments:

1. O-2021-009 Fieldwood Vacation ordinance draft
2. Exhibit

ORDINANCE NO. O-2021-009

AN ORDINANCE OF THE MAYOR AND THE CITY COUNCIL OF
THE CITY OF TWIN FALLS IDAHO, **VACATING THE EASEMENTS**
DESCRIBED BELOW.

WHEREAS, EHM Engineers, Inc. c/o Gary Nelson has made application for vacation of the easements located in the 1000 W Block of Cheney Drive West; in the City of Twin Falls; and

WHEREAS, the City Planning & Zoning Commission for the City of Twin Falls, Idaho, held a Public Hearing as required by law on the 23rd day of March, 2021, to consider the vacation of the easement below described; and,

WHEREAS, the City Planning & Zoning Commission has made recommendations known to the City Council for Twin Falls, Idaho; and,

WHEREAS, the City Council for the City of Twin Falls, Idaho, held a Public Hearing as required by law on the 19th day of April, 2021.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL
OF THE CITY OF TWIN FALLS, IDAHO:

SECTION 1. The following described easements are hereby VACATED:

"Exhibit A" - Legal Description

SECTION 2. That the City Clerk immediately upon the passage and publication of this Ordinance as required by law certify a copy of the same and deliver said certified copy to the County Recorder's Office for indexing and recording, in the same manner as other instruments affecting the title to real property, as required by Idaho Code 50-1324(2).

PASSED BY THE CITY COUNCIL _____, 20____

SIGNED BY THE MAYOR _____, 20____

Mayor

ATTEST:

Deputy City Clerk

PUBLISH: Thursday, _____, 20____

Exhibit A
Legal Description
Utility Easement to be Vacated
Twin Falls, Idaho

PARCEL 1

Being a portion of certain Utility Easement lying within Lots 6, 9, 10 and 14, Block 1 as shown on that certain map entitled "Fieldwood Subdivision, A PUD, A Planned Unit Development", recorded October 16, 2019 as Instrument No. 2019-017553 in the office of the County Recorder of Twin Falls County, more particularly described as follows:

Beginning at the Southeast corner of said Lot 14 and being the REAL POINT OF BEGINNING;
Thence, along the Southern Boundary of said Lots, North 87°00'44" West 481.70 feet;
Thence, leaving said Southern Boundary, North 02°59'16" East 15.00 feet to a point on the Northern line of said Utility Easement;
Thence, along said Northern line, South 87°00'44" East 447.85 feet;
Thence, continuing along said Northern line, along the arc of a tangent curve to the left having a radius of 20.00 feet, through a central angle of 88°05'27", an arc distance of 30.75 feet and a long chord that bears North 48°56'32" East 27.81 feet to a point on the Western line of said Utility Easement;
Thence, along said Western Line, North 04°53'49" East 58.70 feet;
Thence, leaving along said Western line, along the arc of a non-tangent curve to the left having a radius of 65.00 feet, through a central angle of 13°16'26", an arc distance of 15.06 feet and a long chord that bears South 81°47'18" East 15.03 feet to a point on the Eastern Boundary of said Lot 14;
Thence, along said Eastern Boundary, South 04°53'49" West 91.68 feet to said REAL POINT OF BEGINNING.

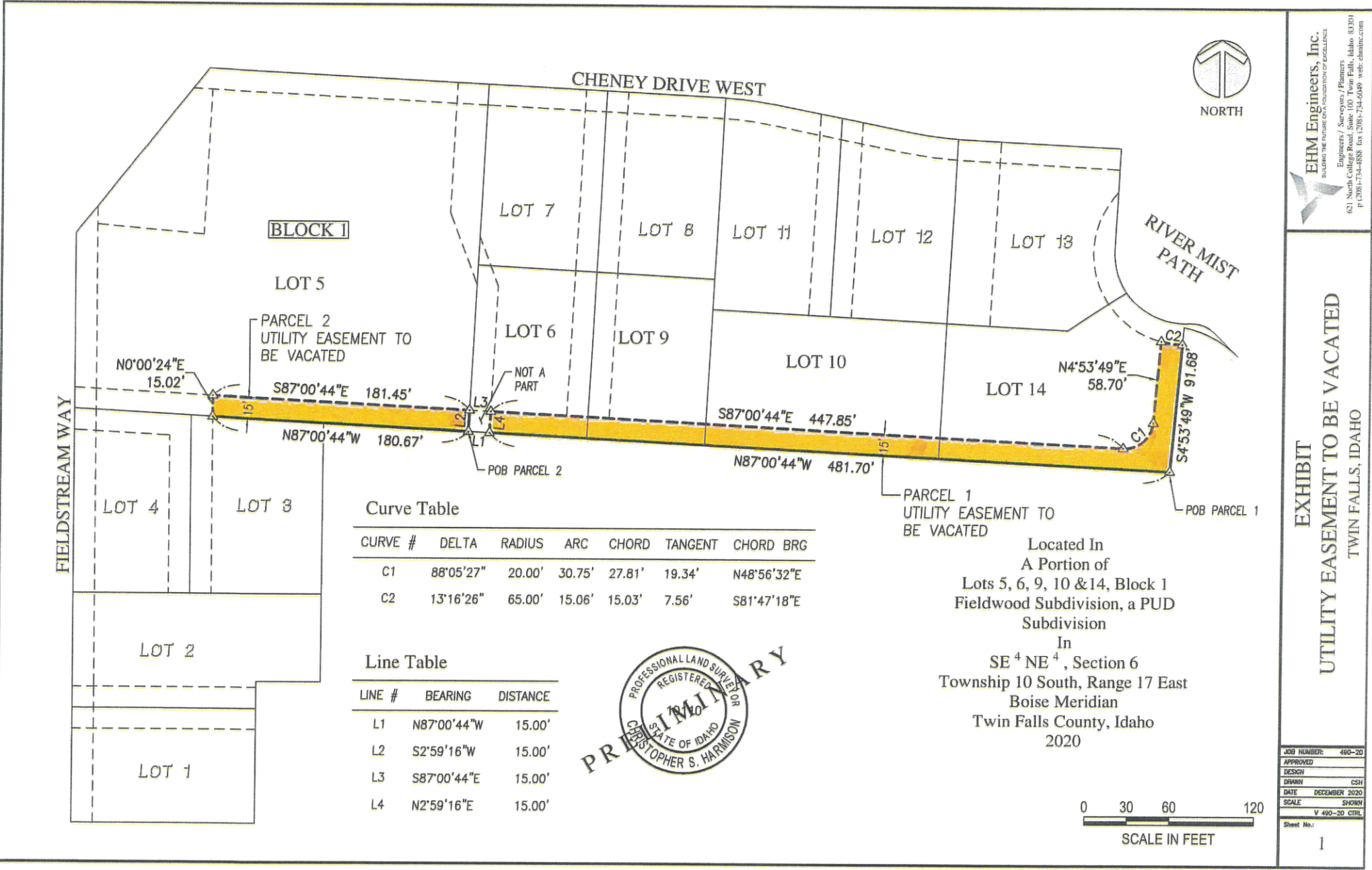
PARCEL 2

Being a portion of certain Utility Easement lying within Lot 5, Block 1 as shown on that certain map entitled "Fieldwood Subdivision, A PUD, A Planned Unit Development", recorded October 16, 2019 as Instrument No. 2019-017553 in the office of the County Recorder of Twin Falls County, more particularly described as follows:

Beginning at the Southeast corner of said Lot 5 and being the REAL POINT OF BEGINNING;
Thence, along the Southern Boundary of said Lot 5, North 87°00'44" West 180.67 feet;
Thence, leaving said Southern Boundary, North 00°00'24" East 15.02 feet to a point on the Northern line of said Utility Easement;

Thence, along said Northern line, South 87°00'44" East 181.45 feet to a point on the Eastern Boundary of said Lot 5;
Thence, along said Eastern Line, South 02°59'16" West 15.00 feet to said REAL POINT OF BEGINNING.

End of Description





Date: Monday, May 10, 2021
To: Honorable Mayor and City Council
From: Josh Baird, Staff Engineer, Staff Engineer

ACTION ITEM

Request:

Request to award the Hankins Road South Project to PMF, Inc. of Twin Falls, Idaho, in the amount of \$1,950,952.00 and authorize a contingency in the amount of \$100,000 for potential change orders.

Time Estimate:

The staff presentation will take approximately 5 minutes.

Background:

The asphalt layer on Hankins Road South is failing between Kimberly Road and Eldridge Avenue. In order to protect the base, which is in good condition, and repair the road, it needs to be rehabilitated. The City hired Terracon to provide a geotechnical analysis and they have recommended to remove the top several inches of the roadway and place a new concrete wearing surface.

The recommended concrete roadway was based on a 40 year design life. Over the life of the road, concrete was the less expensive alternative. Concrete tends to be more forgiving with respect to workmanship and material variations when it comes to resisting the high amount of heavy truck traffic on that road. Concrete can also tolerate a significant increase in projected traffic, such as industrial development, without significant failure. As such, concrete was recommended over both traditional plant mix pavement and cement treated based options.

The project will rehabilitate Hankins Road South from Kimberly Road to Eldridge Avenue and fully reconstruct the roadway from Eldridge Avenue to the Perrine Coulee crossing at the southern jurisdictional boundary of the City of Twin Falls. The project will also place fiber conduit along the corridor for a future fiber connection to the Jayco Sewer Lift Station.

Approval Process:

A majority vote of the Council to approve the Award of Contract.

Budget Impact:

The funding for this project will come from Street Reserves.

Regulatory Impact:

N/A

History:

N/A

Analysis:

N/A

Conclusion:

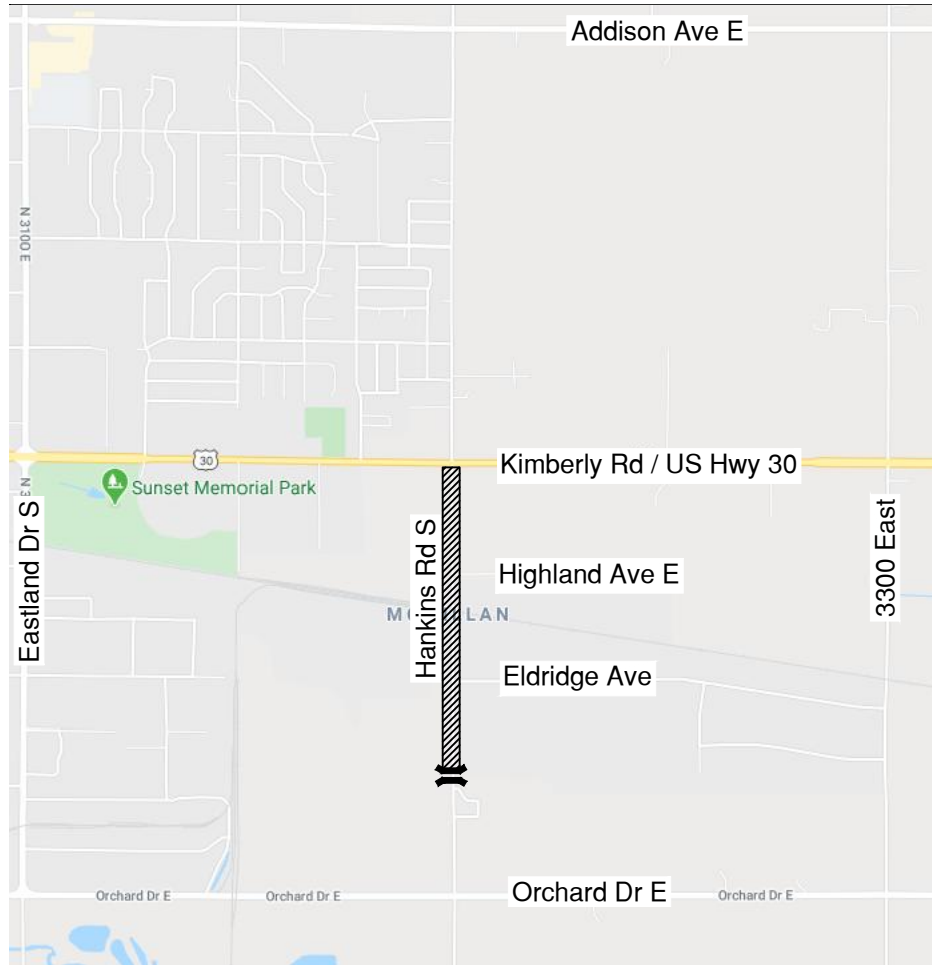
City staff recommends that City Council award the Hankins Road South project to PMF, Inc. in the amount of \$1,950,952.00 and authorize a contingency in the amount of \$100,000 for potential change orders.

Attachments:

1. V-Map
2. Hankins Road South Bid Tabulation

HANKINS RD S

August 2020



VICINITY MAP
NTS



PROJECT NAME: Hankins Road South
CLIENT: City of Twin Falls
CLIENT PROJECT NO: N/A
DELIVERABLE: BID TABULATION
PRINT DATE: 5/3/2021

NO.	CONTRACTOR PROVIDED ROADWAY SUMMARY				ENGINEER'S ESTIMATE			PMF Inc		
	ITEM	DESCRIPTION	UNIT	QTY	UNIT PRICE	EXTENDED PRICE	PERCENT OF TOTAL	UNIT PRICE	EXTENDED PRICE	PERCENT OF TOTAL
1	201.4.1.C.1	Removal of Obstructions	LS	1	\$ 7,500.00	\$ 7,500.00	0.43%	\$ 15,000.00	\$ 15,000.00	0.77%
2	201.4.1.D.1	Removal of Bituminous Surface	SY	17100	\$ 6.00	\$ 102,600.00	5.88%	\$ 2.50	\$ 42,750.00	2.19%
3	202.4.1.A.1	Excavation (Plan Quantity)	CY	5150	\$ 20.00	\$ 103,000.00	5.91%	\$ 12.00	\$ 61,800.00	3.17%
4	202.4.5.A.1	Unsuitable Material Excavation	CY	780	\$ 25.00	\$ 19,500.00	1.12%	\$ 20.00	\$ 15,600.00	0.80%
5	202.4.8.A.1	Dust Abatement Water	MG	250	\$ 13.50	\$ 3,375.00	0.19%	\$ 50.00	\$ 12,500.00	0.64%
7	301.4.1.D.1	Service/Utility Trench Excavation	LF	2,685	\$ 20.00	\$ 53,700.00	3.08%	\$ 5.00	\$ 13,425.00	0.69%
8	306.4.1.A.1	Service/Utility Trench Backfill	LF	2,685	\$ 25.00	\$ 67,125.00	3.85%	\$ 2.00	\$ 5,370.00	0.28%
6	307.4.1.E.1	Type "C" Surface Restoration (Gravel Roadway)	SY	25	\$ 20.00	\$ 500.00	0.03%	\$ 25.00	\$ 625.00	0.03%
9	307.4.1.K.5	Soft Spot Repair Crushed Aggregate Base Material (0 to 10 cu. yds)	CY	10	\$ 30.00	\$ 300.00	0.02%	\$ 50.00	\$ 500.00	0.03%
10	307.4.1.K.7	Soft Spot Repair Crushed Aggregate Base Material (11 cu. yds and above)	CY	770	\$ 18.00	\$ 13,860.00	0.79%	\$ 40.00	\$ 30,800.00	1.58%
11	705.4.1.A.1	Portland Cement Concrete Pavement - Class 4000A Thickness 9"	SY	16050	\$ 56.00	\$ 898,800.00	51.53%	\$ 72.00	\$ 1,155,600.00	59.23%
12	706.4.1.B.3	Concrete Valley Gutters	SF	431	\$ 13.25	\$ 5,710.75	0.33%	\$ 12.00	\$ 5,172.00	0.27%
13	706.4.1.C.3	Curb Turn Fillet And Backfill	SF	965	\$ 35.00	\$ 33,775.00	1.94%	\$ 30.00	\$ 28,950.00	1.48%
14	802.4.1.A.1	Crushed Aggregate For Base Type I	CY	3225	\$ 27.00	\$ 87,075.00	4.99%	\$ 40.00	\$ 129,000.00	6.61%
15	810.4.1.A.1	Plant Mix Pavement (SP-5 PG 76-28)	TON	700	\$ 85.00	\$ 59,500.00	3.41%	\$ 150.00	\$ 105,000.00	5.38%
16	1001.4.1.A.1	Sediment Control	LS	1	\$ 10,000.00	\$ 10,000.00	0.57%	\$ 10,000.00	\$ 10,000.00	0.51%
18	1103.4.1.A.1	Construction Traffic Control	LS	1	\$ 23,760.00	\$ 23,760.00	1.36%	\$ 100,000.00	\$ 100,000.00	5.13%
17	1104.4.1.B.1	Thermoplastic Pavement Markings	SF	400	\$ 10.00	\$ 4,000.00	0.23%	\$ 20.00	\$ 8,000.00	0.41%
19	1105.4.1.A.1	Permanent Signing	SF	6	\$ 25.00	\$ 150.00	0.01%	\$ 10.00	\$ 60.00	0.00%
20	1105.4.1.C.1	Steel Sign Posts (Type E-1)	LB	25.0	\$ 17.00	\$ 425.00	0.02%	\$ 20.00	\$ 500.00	0.03%
21	1105.4.1.D.1	Anchor Assembly	EA	2	\$ 350.00	\$ 700.00	0.04%	\$ 250.00	\$ 500.00	0.03%
22	2010.4.1.A.1	Mobilization	LS	1	\$ 158,568.38	\$ 158,568.38	9.09%	\$ 100,000.00	\$ 100,000.00	5.13%
23	2020.4.1.F.1	Reference and Reset Monuments	EA	10	\$ 230.00	\$ 2,300.00	0.13%	\$ 300.00	\$ 3,000.00	0.15%
24	2030.4.1.A.1	Manhole, Type Sewer, Adjust to Grade	EA	16	\$ 525.00	\$ 8,400.00	0.48%	\$ 900.00	\$ 14,400.00	0.74%
25	2030.4.1.C.1	Valve Box, Type Water Or Irrigation, Adjust To Grade	EA	22	\$ 450.00	\$ 9,900.00	0.57%	\$ 800.00	\$ 17,600.00	0.90%
26	SP 600	Shoulder Grading	MILE	0.89	\$ 5,000.00	\$ 4,450.00	0.26%	\$ 15,000.00	\$ 13,350.00	0.68%
27	SP 700	Geogrid	SY	680	\$ 6.50	\$ 4,420.00	0.25%	\$ 8.00	\$ 5,440.00	0.28%
28	SP 810	Asphalt Repair	SY	1116	\$ 13.00	\$ 14,508.00	0.83%	\$ 10.00	\$ 11,160.00	0.57%
29	SP 2070.4.1.A.1	Dual Fiber Optic Conduit - 1.25"	LF	5,370	\$ 5.00	\$ 26,850.00	1.54%	\$ 5.00	\$ 26,850.00	1.38%
30	SP 2070.4.1.B.1	Fiber Optic Manhole	EA	6	\$ 3,250.00	\$ 19,500.00	1.12%	\$ 3,000.00	\$ 18,000.00	0.92%
					Total:	\$ 1,744,252.13	100.00%	Total:	\$ 1,950,952.00	100.00%

Rank	Bidder	Total Bid	Percent of Low Bid	Percent of Engineer's Estimate
1				
2	PMF Inc	\$ 1,950,952.00	100.00%	111.85%
3				
4				



May 10, 2021 City Council Meeting

To: Honorable Mayor and City Council

From: Bill Carberry, Airport Manager

Request: Consideration of a request for approval of a reciprocal transfer agreement of FAA AIP funding with Pocatello airport for \$554,087.00

Time Estimate: Approximately 5 minutes with additional time for questions

Background:

Beyond the discretionary FAA funding we've utilized recently to conduct the Master Plan update and build the N.E. development area taxi lanes, the Airport has an annual FAA grant entitlement budget of \$1,000,000. Last year, the airport awarded a bid to MB company for a snow sweeper/plow combo unit for \$680,114. The equipment, which will be delivered this fall, will be funded thru a multi-year (2020-2021) FAA grant award. In this fiscal year, the airport utilized \$445,913.00 of its funding to support the balance. The airport notified the FAA that it would be "rolling over" its remaining fiscal 2021 entitlement balance (\$554,087.00) to fiscal year 2022 for anticipated environmental and design work for the upcoming runway/cross-wind runway projects.

The FAA and the Pocatello airport contacted us and asked if the Magic Valley Regional Airport would consider a reciprocal loan agreement with Pocatello. We would execute an FAA agreement form transferring our 2021 balance of \$554,087 to Pocatello and in similar fashion Pocatello would also execute a reciprocal agreement this month transferring the same balance back to Twin Falls in Fiscal 2022. This keeps the funding in our region from the FAA perspective and enables Pocatello to conduct their project this fiscal year. The airport conducted this type of reciprocal transfer agreement in 2017 with Boise airport wherein we requested the transfer and reciprocated the following year.

Budget Impact: The transfer agreement will not affect the Airport budget; it is merely an internal FAA accounting adjustment. With the reciprocal agreement from Pocatello, the airport will be able to add the borrowed amount (554,087) to its entitlement funding balance of \$1,000,000 next fiscal year.

Regulatory Impact:

The FAA requires the execution of the attached transfer agreements.

Conclusion:

Staff recommends the City Council approve the request and authorize the Mayor to sign the 2021 FAA transfer agreement in the amount of \$554,087.00

Attachments: *Copy of Pocatello 2022 transfer agreement to Twin Falls

*Copy of Twin Falls 2021 transfer agreement to Pocatello



U.S. Department
of Transportation
**Federal Aviation
Administration**

FAA Form 5100-110, Request for FAA Approval of Agreement for Transfer of Entitlements

Paperwork Reduction Act Burden Statement

A federal agency may not conduct or sponsor, and a person is not required to respond to, nor shall a person be subject to a penalty for failure to comply with a collection of information subject to the requirements of the Paperwork Reduction Act unless that collection of information displays a currently valid OMB Control Number. The OMB Control Number for this information collection is 2120-0569. Public reporting for this collection of information is estimated to be approximately 8 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing and reviewing the collection of information. All responses to this collection of information are required under 49 U.S.C. Section 47105 to retain a benefit and to meet the reporting requirements of 2 CFR 200. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden to the Federal Aviation Administration at: 800 Independence Ave. SW, Washington, DC 20591, Attn: Information Collection Clearance Officer, ASP-110.



Request for FAA Approval of Agreement for Transfer of Entitlements

In accordance with 49 USC § 47117(c)(2),

Name of Transferring Sponsor:

hereby waives receipt of the following amount of funds apportioned to it under 49 USC § 47117(c) for the:

Name of Transferring Airport (and LOCID): ()

for each fiscal year listed below:

Entitlement Type (Passenger, Cargo or Nonprimary)	Fiscal Year	Amount
Total		

The Federal Aviation Administration has determined that the waived amount will be made available to:

Name of Airport (and LOCID) Receiving Transferred Entitlements: ()

Name of Receiving Airport's Sponsor:

a public use airport in the same state or geographical areas as the transferring airport for eligible projects under 49 USC § 47104(a).

The waiver expires on the earlier of (date) or when the availability of apportioned funds lapses under 49 USC § 47117(b).

For the United States of America, Federal Aviation Administration:

Signature: _____

Name:

Title:

Date:

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Signature of Sponsor's Authorized Official: _____

I, _____, acting as Attorney for the Sponsor do hereby certify that in my opinion the Sponsor is empowered to enter into the foregoing Agreement under the laws of the state of _____. Further, I have examined the foregoing Agreement and the actions taken by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said state and 49 USC § 47101, et seq.

Signature of Sponsor's Attorney: _____



U.S. Department
of Transportation
**Federal Aviation
Administration**

FAA Form 5100-110, Request for FAA Approval of Agreement for Transfer of Entitlements

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The waiver expires on the earlier of (date) or when the availability of apportioned funds lapses under 49 USC § 47117(b).

For the United States of America, Federal Aviation Administration:

Signature: _____

Name:

Title:

Date:

I declare under penalty of perjury that the foregoing is true and correct. I understand that knowingly and willfully providing false information to the federal government is a violation of 18 USC § 1001 (False Statements) and could subject me to fines, imprisonment, or both.

Signature of Sponsor's Authorized Official: _____

I, _____, acting as Attorney for the Sponsor do hereby certify that in my opinion the Sponsor is empowered to enter into the foregoing Agreement under the laws of the state of _____. Further, I have examined the foregoing Agreement and the actions taken by said Sponsor and Sponsor's official representative has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the said state and 49 USC § 47101, et seq.

Signature of Sponsor's Attorney: _____



Date: Monday, May 10, 2021
To: Honorable Mayor and City Council
From: Bill Carberry, Airport Manager

Request: Consideration of a request to approve fiscal year 2021 category B airport capital item funding.

Time Estimate: The staff presentation will take approximately 5 minutes, with possibly additional time for questions.

Background: During last years budgeting process, excepting phase I sewer/power line expansion, all other 2021 airport operating fund capital items were placed on hold in category B. The list was fully vetted during the budget process and includes:

HVAC Upgrades	\$274,897	P/U Truck	\$37,500
Landscape Upgrades Phase II	\$15,000	Restaurant Equip.	\$6,000
Equipment Tires	\$3,000		

Approval Process: A majority vote of the Council is needed to approve the request.

Budget Impact: With current year operating revenues out performing estimates and the addition unanticipated CARES funding, the airport budget in well positioned to move forward with the category B capital projects for this fiscal year.

Regulatory Impact: The airport will follow all acquisition requirements moving forward. In particular the airport is ready to begin the design bid construction of upgrades to the terminal building HVAC system. This project is scheduled to be funded thru airport reserves and the improvements to a healthy environment align with goals of the recent federal CARES initiatives for public spaces.

Conclusion: Staff recommends that the City Council approve fiscal year 2021 capital B funding for the airport.



Date: Monday, June 10, 2021

To: Honorable Mayor and City Council

From: Bill Carberry, Airport Manager

Request:

Consideration of a Request to Authorize the Airport Manager to File a New Passenger Facility Charge (PFC) Application for Joslin Field – Magic Valley Regional Airport with the Federal Aviation Administration (FAA).

Time Estimate: The staff presentation will take approximately 5 minutes, with possibly additional time for questions.

Background:

A Passenger Facility Charge (PFC) is authorized by federal law and is a user fee imposed only on eligible enplaned passengers utilizing airports. The Magic Valley Regional Airport (TWF) has used PFCs to fund certain capital projects at the Airport since 1992. The continuation of a PFC in the amount of \$4.50 is necessary to accomplish capital projects designed to preserve and enhance capacity, safety and development of the Magic Valley Regional Airport.

Approval Process: A majority vote of the Council is needed to approve the request.

Budget Impact:

The \$1,155,259 generated from the continuation of the Passenger Facility Charge program at TWF will be used for the local match on certain FAA Airport Improvement Grants (AIP) as well as funds other eligible projects for which there are no available AIP funds.

Regulatory Impact:

PFC assurances require that a resolution, motion or similar action has been duly adopted or passed as an official act of the public agency's governing body authorizing the filing of the application, including all understandings and assurances contained therein, and directly and authorizing the person identified as the official representative of the public agency to act in connection with the application.

Conclusion:

Staff recommends that the City Council approve the request to authorize the Airport Manager to sign and file a New Passenger Facility Charge (PFC) Application for Joslin Field – Magic Valley Regional Airport with the Federal Aviation Administration (FAA).

Attachments: Presentation slides

Proposed Passenger Facility Charge (PFC) Application #6



PFC Assurance #1 states:

Responsibility and authority of the public agency. It has legal authority to impose a PFC and to finance and carry out the proposed project; that a resolution, motion or similar action has been duly adopted or passed as an official act of the public agency's governing body authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the public agency to act in connection with the application.

Proposed Passenger Facility Charge (PFC) Application #6



- PFC Level - \$4.50
- PFC Revenue – Impose and Use - \$1,155,259
- Projects – Includes 15 eligible projects
- Estimated Collection Start Date – June 1, 2022

Proposed Impose and Use Application #6 – Summary of Projects and Financial Plan



PFC		Total	Proposed PFCs		Total
Project #	Project Title	Grant Funds	Local Matches	100%	Project Cost
06-001	Rehabilitate Taxiway A	\$ 3,207,150	\$ 213,810	\$ -	\$ 3,420,960
06-002	Construct Taxilane Connector	429,548	28,636	-	458,184
06-003	Acquire ARFF Equipment	701,560	46,770	-	748,330
06-004	Acquire Snow Removal Equipment	1,667,363	81,430	-	1,748,793
06-005	Conduct Pavement Condition Index Survey	36,916	2,461		39,377
06-006	Access Gate Improvements	18,216	1,214	-	19,430
06-007	Acquire Land for Development (Categorical Exclusion Documents for 13 acres)	3,750	250	-	4,000
06-008	Extend Taxilane 14	978,804	65,254	-	1,044,057
06-009	Construct Taxiway N	4,773,328	318,221	-	5,091,549
06-010	Environmental and Design Services for Crosswind Runway and Runway 8/26 Rehabilitation	421,875	28,125	-	450,000
06-011	Install Replacement Rotating Beacon	84,375	5,625	-	90,000
06-012	Existing ARFF Station Improvements	-	-	38,464	38,464
06-013	Terminal Front Improvements Sidewalks	-	-	175,000	175,000
06-014	Access Road Improvements	-	-	75,000	75,000
06-015	PFC Administration Costs	-	-	75,000	75,000
	Totals	\$ 12,322,884	\$ 791,795	\$ 363,464	\$ 13,478,143
		Total PFCs	\$ 1,155,259		



Next Steps In PFC Application Process

May 2021	City of Twin Falls and County of Twin Falls approve the PFC Action Item
June 7, 2021	Deadline for Airline Certification of Agreement or Disagreement with Proposed Application #6
Mid June 2021	Submit Proposed Application #6 to the FAA
Mid July 2021	Latest Day for FAA approval of new application if no disagreement (30 days from submission)
June 1, 2022	PFC Application #6 Collection Start Date