

CITY COUNCIL MEETING
CITY OF POCATELLO, IDAHO
MAY 20, 2010 - 9:00 AM
CITY COUNCIL CHAMBERS

Notice is hereby given that the City Council will hold a meeting for budget development on Thursday, May 20, 2010, at 9:00 AM in the Council Chambers at City Hall, 911 North 7th Avenue.

City Hall and the Council Chambers are accessible to persons with disabilities. Interpreters for persons with hearing impairments and/or taped information for persons with visual impairments can be provided upon three (3) days notice. For accessibility arrangements, please contact Dave Hunt, ADA Coordinator, at Voice Phone: 208-232-5057; TTY: 208-232-5071; Fax: 208-233-5149; E-mail: dhunt@pocatello.us; Mailing Address: P.O. Box 4169, Pocatello, Idaho 83205-4169; Physical Address: 215 West Bonneville, Pocatello.

A G E N D A

CITY OF POCATELLO
REGULAR CITY COUNCIL MEETING
MAY 20, 2010 - 6:00 PM
COUNCIL CHAMBERS
911 NORTH 7TH AVENUE

Any citizen who wishes to address the Council shall first be recognized by the Mayor, and shall then give his/her name and address for the record. If a citizen wishes to read documentation of any sort to the Council, he/she shall first seek permission from the Mayor. A three (3) minute time limitation is requested for Council presentations.

City Hall and the City Council Chambers are accessible to persons with disabilities. Interpreters for persons with hearing impairments and/or taped information for persons with visual impairments can be provided upon three day notice. For accessibility arrangements, please contact Dave Hunt, ADA Coordinator, at Voice Phone: 208-232-5057; TTY: 208-232-5071; Fax: 208-233-5149; E-mail: dhunt@pocatello.us; Mailing Address: P.O. Box 4169, Pocatello, Idaho 83205-4169; Physical Address: 215 West Bonneville, Pocatello, Idaho.

The purpose of the agenda is to assist the Council and interested citizens in the conduct of this public meeting. Citizens should examine the agenda for the item of their interest. If the matter the citizen wishes to discuss is not listed on the formal agenda, an opportunity to be heard by the Council is the agenda item described as "DISCUSSION ITEMS." Total time allotted for this item is fifteen (15) minutes, with a maximum of three (3) minutes per speaker. You must sign in at the start of the meeting.

AGENDA CLARIFICATION MEETING: A meeting will be held at 5:30 PM in the Paradise Conference Room at City Hall, prior to the regular meeting for clarification of the agenda.

RECESS: In the event the meeting is still in progress at 7:30 PM, the Mayor may call a ten-minute recess to allow Council members and participants a brief rest period.

AGENDA ITEM NO. 1: ROLL CALL AND PLEDGE OF ALLEGIANCE.

AGENDA ITEM NO. 2: INVOCATION: The invocation will be offered by Reverend Jonathan Dinger, Grace Lutheran Church.

AGENDA ITEM NO. 3: CONSENT AGENDA: The following business items may be approved by one motion and a vote. If any one member of the Council so desires, any matter listed can be moved to a separate agenda item.

- (a) TREASURER'S REPORT: Council may wish to consider the Treasurer's Report for April, showing cash and investments as of April 30, 2010.
- (b) HOUSING AUTHORITY OF POCATELLO: Council may wish to confirm the Mayor's appointment of Mark McOmber to serve as a member of the Housing Authority of Pocatello Board of Directors, replacing Robert Beckstead who resigned. Mr. McOmber's term will begin May 21, 2010, and will expire August 17, 2011.
- (c) PARKS AND RECREATION ADVISORY BOARD REAPPOINTMENT: Council may wish to confirm the Mayor's reappointment of Pete Black to continue his service as a member of the Parks and Recreation Advisory Board. Mr. Black's term will begin May 22, 2010, and will expire May 22, 2012.
- (d) HUMAN RESOURCES VOLUNTEER AGREEMENT-ALVA MORENO: Council may wish to consider a Volunteer Agreement for Alva Moreno to work as a volunteer administrative assistant in the Human Resources Department for the period May 24, 2010, through September 1, 2010.

- AGENDA ITEM NO. 4: COMMUNICATIONS AND PROCLAMATIONS:
- AGENDA ITEM NO. 5: CALENDAR REVIEW: Council may wish to take this opportunity to inform other Council members of upcoming meetings and events that should be called to their attention.
- AGENDA ITEM NO. 6: DISCUSSION ITEMS: This time has been set aside to hear discussion items not listed on the agenda. Items which appear somewhere else on the agenda will not be discussed at this time. The Council is not allowed to take any official action at this meeting on matters brought forward under this agenda item. Items will either be referred to the appropriate staff or scheduled on a subsequent agenda. You must sign in at the start of the meeting in order to be recognized. (Note: Total time allotted for this item is fifteen (15) minutes, with a maximum of three (3) minutes per speaker.)
- AGENDA ITEM NO. 7: PIGGY-BACK BIDS: Council may wish to consider approving the following piggy-back bids.
- (a)STREET-a piggy-back bid on Bingham County's bid for the purchase of sealing oil, for the summer 2010 paving program from Idaho Asphalt Supply, Inc. The quantities requested are as follows: 1) CRS-2, three hundred ninety tons at \$455.00 per ton for a total of \$177,450.00; and 2) CSS-1-DIL, one hundred thirty tons at \$380.00 per ton for a total of \$49,400.00. The above prices reflect a \$10.00 per ton FOB Pocatello charge. Prices are within the budgeted amounts.
- (b)WATER-a piggy-back bid on a 2009 Water Department bid for the purchase of a skid-mounted diesel generator from Western States Equipment Co. in the amount of \$82,100.00. The bid is for an identical generator and the cost of the generator is within the budgeted amount.
- (c)SANITATION- a piggy-back bid on a 2008 Sanitation Department bid for the

purchase of two (2) 2011 automated collection trucks from Lake City International of Salt Lake City, Utah in the amount of \$263,262.72 for a total of \$526,525.44. The price is within the budgeted amount and reflects the deletion of the Jacobs Engine Brake and the addition of a transmission retarder and heated convex mirrors.

AGENDA ITEM NO. 8: MILLING MACHINE FINANCE AGREEMENT-STREET: Council may wish to authorize the Mayor to sign a lease-purchase financing agreement with Caterpillar Financial Services Corporation to finance the previously approved purchase of a new milling machine PM-200 "Cold Planer," subject to Legal Department approval. The basic terms are a cash down payment of \$75,761.00 and a trade-in of the City's old machine for \$181,000.00 for a total down payment of \$256,761.00 applied against the purchase price of \$569,952.00. The remaining balance of \$313,191.00 will be financed at an interest rate of 3.50% over the next five years, with annual payments of \$69,532.23.

AGENDA ITEM NO. 9: SUBDIVISION FINAL PLAT-JASON AVENUE: Council may wish to consider a request from the Northwestern Band of the Shoshone Nation (mailing address: 707 North Main Street, Brigham City UT 84302), represented by Jared Bragg of Harper-Leavitt Engineering (mailing address: PO Box 866, Blackfoot ID 83221), to subdivide approximately 0.90 acres, located near Jason Avenue and Vaughn Avenue east of I-15, into 5 residential lots. The subject site is zoned Residential Medium Density-Single Family and is to be known as Jason Avenue Subdivision. Staff recommends approval subject to conditions.

AGENDA ITEM NO. 10: RIGHT-OF-WAY USE LICENSE-504 EAST CENTER: Council may wish to consider a request by Pie Hole Pizza (mailing address: 504 East Center, Pocatello ID 83201), represented by Mike Malcom of YESCO (mailing address: 275 South 5th Avenue Suite 100, Pocatello

ID 83201), for a right-of-way use license for an electric sign to over hang the right-of-way at 504 East Center Street.

AGENDA ITEM NO. 11: USE LICENSE AGREEMENT-WILLOW AVENUE: Council may wish to consider a request by Kellie Morgan (mailing address: 714 Willow Avenue, Pocatello ID 83201), to enter into a Use License Agreement wherein the City would allow Ms. Morgan to landscape and improve three partial lots adjacent to and north of her property, situated between Willow Avenue and the Portneuf River (concrete channel), subject to Legal Department approval. The three partial lots are barren and in poor condition. Ms. Morgan would agree to landscape and maintain the lots.

AGENDA ITEM NO. 12: BONNEVILLE SCHOOL-PARKING LANES REQUEST: Council may wish to consider a request by the Academy at the Roosevelt Center (mailing address: 240 E. Maple Street, Pocatello ID 83201), for an exception to Pocatello Municipal Code section 10.08.010 which prohibits parking a vehicle in a roadway other than parallel with the edge of the roadway, except as otherwise approved by the Council. The Center would like diagonal parking and loading/unloading lanes along sections of the roadway adjacent to the Bonneville school a proposed future site. Staff recommends approval subject to conditions.

AGENDA ITEM NO. 13: LEASE AGREEMENT-MERRILL: Council may wish to consider a Lease Agreement to allow George Merrill to lease an airplane hangar at the Pocatello Regional Airport. The lease will be for a one-year term with 4 one-year renewal options. The lease rate is \$196.65 per month for the 1,760 square foot hangar.

AGENDA ITEM NO. 14: ADVERTISING CONTRACT-TRANSIT: Council may wish to consider approving a Transit Advertising Contract between the City and Steele and Associates, Inc., to allow wrapping of two 29 foot transit buses and one shorter transit bus with advertising

for Portneuf Medical Center. The contract, subject to Legal Department approval, provides for a six month term with three renewable periods of six months and a monthly fee paid by Steele for said advertising of \$2,300.00.

AGENDA ITEM NO. 15: TEMPORARY SUSPENSION OF POCATELLO SIGN CODE: Council may wish to temporarily suspend enforcement of the Pocatello Sign Code (15.20) from June 18, 2010, through September 1, 2010, for entries in the Paint the State Art Competition sponsored by the Idaho Meth Project. In addition to following Paint the State rules, participants in Pocatello will be required to follow the City's guidelines.

AGENDA ITEM NO. 16: FAMILY FUN DAYS-VENDOR APPROVAL: Council may wish to consider granting approval for concession vendor sales in Lower Ross Park on June 5, 2010, 11:00 AM to 2:00 PM for the annual Idaho State Journal Family Fun Days. The Journal is sponsoring this event, which includes games and activities for youth, informational booths by non-profits and businesses, as well as proposed vendor sales. City ordinance does not specifically allow vendor sales in Ross Park and requires approval from the City Council to allow such sales.

AGENDA ITEM NO. 17: INTEROPERABILITY GOVERNANCE BOARD LETTER REQUEST: Pursuant to the discussion and results of the May 13, 2010 Study Session, Council may wish to approve a letter, subject to Legal Department approval, granting authority for the Police Department to participate in the District 5 Interoperability Governance Board.

AGENDA ITEM NO. 18: ORDINANCES: The Council has the following options for reading ordinances. If the Council makes no motion, the ordinance will be read by title on two occasions and at length on the third occasion and placed on final passage for publication.
EXAMPLE MOTIONS:

FOR THREE SEPARATE READINGS: "I move the ordinance, Agenda Item # ___, be read only by title on three separate occasions and placed on final passage and ordered for publication, and that only the ordinance summary sheet be submitted for publication."

FOR ONE READING UNDER RULES SUSPENSION: "I move the ordinance, Agenda Item # ___, be read only by title and placed on final passage for publication, and that only the ordinance summary sheet be submitted for publication."

Before the ordinance can be read under Option 1 or 2, the Council, by a vote of one-half plus one (4) of the full Council, must vote to direct how the ordinance is to be read.

Ordinances ready for reading.

- 18(a). An ordinance vacating a portion of the Hurley Drive right-of-way, approximately .15 acres, as provided for in the Pocatello Square Subdivision Plat, and transferring said right-of-way to the adjoining property owners. Said vacation was approved by Council on March 18, 2010. Preparation of the ordinance was delayed until proper affidavits by the adjoining property owners were received by the City. (Prepared for reading under rules suspension.)
- 18(b). An ordinance revising portions of Animal Control Chapter 6.04 of the Municipal Code as they were presented at the May 6, 2010 Council meeting. Revisions include changing the word "vicious" to "dangerous", amending definitions and penalties for vicious animals, and amending the multiple animal housing provisions.