

CITY OF POCA TELLO, IDAHO  
CITY COUNCIL AGENDA  
CLARIFICATION MEETING AND  
REGULAR CITY COUNCIL MEETING  
MARCH 18, 2010

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CLARIFICATION MEETING                    The City Council Agenda Clarification Meeting was called to order at 5:30 PM by Mayor Brian Blad. Council members present were Roger Bray, Craig Cooper, Ron Frasure, and Brian Underwood. Council members Gary Moore and Eva Johnson Nye were excused. No motions, resolutions, orders, or ordinances were proposed. No vote was taken.

REGULAR CITY COUNCIL MEETING

AGENDA ITEM NO.            1:    The Regular City Council meeting was called to order at 6:03 PM by Mayor Brian Blad. ROLL CALL AND PLEDGE OF ALLEGIANCE                    Council members present were Roger Bray, Craig Cooper, Ron Frasure, and Brian Underwood. Council members Gary Moore and Eva Johnson Nye were excused.

Mayor Blad led the audience in the pledge of allegiance.

AGENDA ITEM NO.            2:    The invocation was given by Carl Levenson INVOCATION                    representing Temple Emanuel.

AGENDA ITEM NO.            3:    Council was asked to consider the following CONSENT AGENDA                    business items:

-MINUTES                    (a)    Waive the oral reading of the minutes and approve the minutes from the Council Meeting of March 4, 2010.

-TREASURER'S REPORT                    (b)    Treasurer's Report for February, showing cash and investments as of February 28, 2010, in the amount of \$23,801,142.69.

-NCOA ANIMAL LICENSING CAMPAIGN                    (c)    Authorize the Non Commissioned Officers Association (NCOA) of the United States of America to conduct the May 2010 ½ price pet licensing campaign by selling license tags in supermarkets and other venues as they have done since 1977.

A motion was made by Mr. Bray, seconded by Mr. Frasure, to approve the items on the consent agenda. Upon roll call, those voting in favor were Bray, Frasure, Cooper, and Underwood.

AGENDA ITEM NO.            4:    Mayor Blad announced that there were no COMMUNICATIONS AND PROCLAMATIONS                    communications or proclamations.

AGENDA ITEM NO. 5: Mayor Blad reminded the Council of the April  
CALENDAR REVIEW 1<sup>st</sup> Service Level Reports at 9:00 AM; the  
April 1<sup>st</sup> Regular City Council meeting at  
6:00 PM; and the April 8<sup>th</sup> Study Session at 9:00 AM.

Mayor Blad announced that the unveiling of the new DARE car would take place at the Chrome in the Dome event April 19<sup>th</sup> and 20<sup>th</sup>; the Annual Spring Clean Up at City cemeteries will begin March 29<sup>th</sup> and continue for 30 days; the 2010 Census forms have arrived and citizens were encouraged to fill out and mail back their form.

Mayor Blad welcomed members of Boy Scout Troop 370.

AGENDA ITEM NO. 6: Ralph Huntington, 676 Aspen Lane, shared his  
DISCUSSION ITEMS concerns regarding a drain located in the  
street near his home. Mr. Huntington feels  
that the street is too narrow as a result of the drain. He would  
like the City to address his concerns and correct the street drain.

AGENDA ITEM NO. 7: Council was asked to accept staff  
BID recommendations and award the bid to  
-HUGES FIRE Hughes Fire for a 75' Heavy Duty Aerial  
AERIAL APPARATUS Apparatus from Pierce Manufacturing for a  
total cost of \$766,178.00. The apparatus  
will need to be assembled and has a November 2010 deliver date.

A motion was made by Mr. Underwood, seconded by Mr. Cooper, to accept staff recommendations and award the bid to Hughes Fire for a 75' Heavy Duty Aerial Apparatus from Pierce Manufacturing for a total cost of \$766,178.00. Upon roll call, those voting in favor were Underwood, Cooper, Bray, and Frasure.

AGENDA ITEM NO. 8: This time was set aside for the Council to  
PUBLIC HEARING hear comments from the public concerning a  
-VACATION OF City-initiated vacation of right of way.  
RIGHT OF WAY The right of way is located in Lot 2, Block  
4 of Pocatello Square Subdivision and is  
approximately 5,130 square feet.

Mayor Blad opened the public hearing.

Matthew Lewis, Planning Division Manager, reviewed the request. He stated that a note was left on the plat that the public right-of-way shown on the Hurley Tracts Subdivision plat is to be vacated by the City of Pocatello after the date of recording the plat. Mr. Lewis noted that City staff initiated the request and that utility representatives support the request.

It was announced that no written correspondences were received.

Mr. Frasure noted that vacating the right-of-way is just a part of finishing up loose ends of the Pocatello Square project.

There being no further public comments, Mayor Blad closed the public hearing.

A motion was made by Mr. Bray, seconded by Mr. Underwood, to vacate approximately 5,130 square feet of the right-of-way located in Lot 2, Block 4 of Pocatello Square Subdivision as recommended by staff and that the Decision be set out in appropriate Council Decision format. Upon roll call, those voting in favor were Bray, Underwood, Cooper, and Frasure.

AGENDA ITEM NO. 9: Council was asked to consider a request from  
COMMUNITY the Community Environmental Fair Committee  
ENVIRONMENTAL FAIR for approval of temporary street closures  
REQUESTS for the Community Environmental Fair from  
8:00 AM to 5:00 PM on April 24, 2010.

Additionally, they asked permission to allow Committee members to stay at Optimist and Tydeman Parks overnight on April 23, 2010, to prevent any possible vandalism.

A motion was made by Mr. Frasure, seconded by Mr. Cooper, to approve the requests from the Community Environmental Fair Committee for temporary street closures related to the Community Environmental Fair from 8:00 AM to 5:00 PM on April 24, 2010, and grant permission for Committee members to stay at Optimist and Tydeman Parks overnight on April 23, 2010.

Mr. Frasure stated that the Environmental Fair is a great way for citizens to educate themselves about protecting our environment and the event fulfills a requirement of the City's Storm Water permit.

Mr. Frasure's motion was voted upon at this time. Upon roll call, those voting in favor were Frasure, Cooper, Bray, and Underwood.

AGENDA ITEM NO. 10: Council was asked to consider a request from  
ORDINANCE WAIVER Daniel Lane for a waiver from City  
-DANIEL LANE ordinances to allow for the discharge of  
airsoft weapons at an event that will be  
held on March 27, 2010, on Bureau of Land Management property  
located on East Terry Street.

A motion was made by Mr. Underwood, seconded by Mr. Frasure, to approve a request to waive City Ordinances to allow for the discharge of airsoft weapons at an event that will be held on March 27, 2010, on Bureau of Land Management property located on East Terry Street. Upon roll call, those voting in favor were Underwood, Frasure, Bray, and Cooper.

AGENDA ITEM NO. 11: Council was asked to consider a request from  
ORDINANCE WAIVER the Pocatello/Chubbuck Auditorium District  
-AUDITORIUM DISTRICT for a waiver from City ordinances to allow  
alcohol to be served at a Greater Pocatello  
Chamber of Commerce After Hours on July 22, 2010, on the property  
they are leasing on the Upper Level of Ross Park.

A motion was made by Mr. Bray, seconded by Mr. Underwood, to  
approve a request to waive City ordinances to allow alcohol to be  
served at a Greater Pocatello Chamber of Commerce After Hours on  
July 22, 2010, on the property the Pocatello/Chubbuck Auditorium  
District is leasing on the Upper Level of Ross Park. Upon roll  
call, those voting in favor were Bray, Underwood, Cooper, and  
Frasure.

AGENDA ITEM NO. 12: Council was asked to consider the following  
USE AGREEMENTS use agreements:

-EASTERN IDAHO (a) A Use Agreement with Eastern Idaho Sports  
SPORTS CAR CLUB Car Club for three rallies to be held in  
May, August, and September on Airport  
property. The rental rate for all three events is \$600.00.

-POCATELLO (b) A Use Agreement with Rick C. Morrison, d/b/a  
MOTOCROSS PARK Pocatello Motocross Park, for use of City  
Property, at the Airport, for a one day  
enduro cross country event March 28, 2010. The use fee will be  
\$100.00.

-SOUTHWICK BLACK (c) A Use Agreement with Southwick Black Belt  
BELT ACADEMY Academy for use of facilities at the  
Community Recreation Center for their  
martial arts program. The Agreement is a renewal of a previous  
agreement and will be for one year, beginning on March 15, 2010.  
The Academy will be required to provide liability insurance, naming  
the City as an additional insured and pay the facility rental of  
\$565.00 per month.

-50 MILE (d) A Use Agreement, subject to Legal Department  
ENDURANCE RACE approval, with Ryan McDermott, d/b/a as the  
Pocatello 50 Mile Endurance Race, for use of  
a small portion of the City Creek recreation area on May 19, 2010.  
The fee for use is \$100.00 and Mr. McDermott is required to provide  
liability insurance, naming the City as an additional insured,  
clean-up the area and repair damages which were a result of the  
event.

-ENDURANCE (e) A Use Agreement, subject to Legal Department  
FESTIVAL approval, with Mike Welch, d/b/a as the  
Endurance Festival, to use the City Creek  
recreation area for a trail run/mountain bike duathlon event on

September 11, 2010. The fee for use is \$100.00 and Mr. Welch is required to provide liability insurance, naming the City as an additional insured, clean-up the area and repair damages which were a result of the event.

A motion was made by Mr. Underwood, seconded by Mr. Frasure, to approve, subject to Legal Department approval, Agenda Items 12(a) through 12(e).

Rick Morrison, 294 Jacob Street, Chubbuck clarified that the Motocross event will be held on Saturday, March 27, 2010.

Mr. Underwood's motion, with the corrected date for item 12(b), was voted upon at this time. Upon roll call, those voting in favor were Underwood, Frasure, Bray, and Cooper.

AGENDA ITEM NO. 13: Council was asked to approve the 2010 Annual STATIC DISPLAY Loan Agreement with the National Museum of AT AIRPORT the U.S. Air Force for its Static Display Program. This is the same Agreement Council has approved in the past that allows the Airport to display a jet on the Airport premises.

A motion was made by Mr. Bray, seconded by Mr. Cooper, to approve the 2010 Annual Loan Agreement with the National Museum of the U.S. Air Force for its Static Display Program at the Airport. Upon roll call, those voting in favor were Bray, Cooper, Frasure, and Underwood.

AGENDA ITEM NO. 14: Council was asked to approve a resolution RESOLUTION-GRANT accepting a grant from the State of Idaho ACCEPTANCE FOR AIRPORT Division of Aeronautics. The grant is for \$20,000.00 and will be used for the terminal remodel project. The grant is based on 100% match funds which are already budgeted for by using airport passenger facility charges.

A motion was made by Mr. Frasure, seconded by Mr. Bray, to adopt a resolution (#2010-03) accepting a grant from the State of Idaho Division of Aeronautics in the amount of \$20,000.00 which will be used for the terminal remodel project. Upon roll call, those voting in favor were Frasure, Bray, Cooper, and Underwood.

AGENDA ITEM NO. 15: Council was asked to authorize submission of ARBOR DAY GRANT a grant application to Idaho Nursery and APPLICATION Landscape Association for \$300.00 to purchase trees to give away at the Environmental Fair. A match of \$75.00 is required, which will be paid for by the Tree Commission. The Council may wish to authorize the Mayor's signature on the grant contract, if awarded, and any

related subcontracts or documents, subject to Legal Department approval.

A motion was made by Mr. Cooper, seconded by Mr. Underwood, to authorize submission of a grant application, subject to Legal Department approval, to Idaho Nursery and Landscape Association for \$300.00 to purchase trees to give away at the Environmental Fair and authorize the Mayor's signature on the grant contract, if awarded, and any related subcontracts or documents. Upon roll call, those voting in favor were Cooper, Underwood, Bray, and Frasure.

AGENDA ITEM NO. 16: Council was asked to consider allowing the FIREARMS TRANSFER Police Department to trade five MP-5 -POLICE submachine guns for five AR-15 Rifles for a total of \$10.00 in transfer fees. The submachine guns are over 20 years old and would be traded for new rifles. The rifles would be assigned to the Department's Immediate Response Unit and are better suited to the Unit's responsibilities. The use of rifles is also more in line with current SWAT training and practices.

A motion was made by Mr. Bray, seconded by Mr. Frasure, to allow the Police Department to trade five MP-5 submachine guns for five AR-15 Rifles for a total of \$10.00 in transfer fees. Upon roll call, those voting in favor were Bray, Frasure, Cooper, and Underwood.

AGENDA ITEM NO. 17: Council was asked to consider a Civil AGREEMENT-BANNOCK Forfeiture Procedures and Agreement with the COUNTY PROSECUTOR Bannock County Prosecutor's Office. The Agreement outlines the procedures for filing Civil Forfeiture paperwork.

A motion was made by Mr. Bray, seconded by Mr. Cooper, to approve a Civil Forfeiture Procedures and Agreement with the Bannock County Prosecutor's Office outlining the procedures for filing Civil Forfeiture paperwork. Upon roll call, those voting in favor were Bray, Cooper, Frasure and Underwood.

There being no further business, Mayor Blad adjourned the meeting at 6:35 PM.

APPROVED BY:

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BRIAN C. BLAD, MAYOR

REGULAR CITY COUNCIL MEETING  
MARCH 18, 2010

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ATTEST:

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RHONDA L. JOHNSON, MMC, CITY CLERK

PREPARED BY:

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RUTH E. WHITWORTH, CMC, DEPUTY CLERK