

AGENDA

CITY OF POCATELLO REGULAR CITY COUNCIL MEETING

February 3, 2022 • 6:00 PM
Council Chambers | 911 North 7th Avenue

In-person attendance remains limited. Due to COVID-19 guidelines, social distancing measures are still in place.

MASKS/FACE COVERINGS ARE REQUIRED.

**The meeting will be live-streamed at:
<http://streaming.pocatello.us/> and available on Sparklight
Cable channel 56**

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 is accessible to persons with disabilities. Program access accommodations can be provided with three (3) days' advance notice by contacting Skyler Beebe at sbeebe@pocatello.us; 208.234.6248 or 5815 South 5th Avenue, 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. However, citizens are advised that only Public Hearings allow for public comment during the discussion/consideration process.**

Citizens have an opportunity to be heard by the Council if the item meets the criteria as described in the agenda item called "ITEMS"

FROM THE AUDIENCE." You must sign in at the start of the meeting to be recognized.

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

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

2. INVOCATION

The invocation will be offered by Mike Popovich, representing First Baptist Church.

3. CONSENT AGENDA

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. **(ACTION ITEM)**

(a) MINUTES: Council may wish to waive the oral reading of the minutes and approve the minutes from the following meetings: Clarification and Regular Council Meetings of January 6, 2022.

(b) MATERIAL CLAIMS: Council may wish to consider Material Claims for the month of December 2021.

(c) TREASURER'S REPORT: Council may wish to consider the Treasurer's Report for December 2021 showing cash and investments as of December 31, 2021.

(d) ANIMAL SHELTER ADVISORY BOARD REAPPOINTMENTS: Council may wish to confirm the Mayor's appointments of Kelly Boodry and Danielle Lewis-Ekstrom to continue serving as members of the Animal Shelter Advisory Board. Kelly's term will begin February 9, 2022 and will expire February 9, 2024. Danielle's term will begin February 17, 2022 and will expire February 17, 2024. Danielle will serve as a representative of the Bannock Humane Society.

(e) POCATELLO DEVELOPMENT AUTHORITY APPOINTMENT: Council may wish to confirm the Mayor's appointment of Rick Cheatum to serve as a member of the Pocatello Development Authority, replacing Heidi Adamson. Rick's term will begin February 4, 2022 and will expire May 1, 2024.

(f) POCATELLO REGIONAL AIRPORT COMMISSION REAPPOINTMENT: Council may wish to confirm the Mayor's reappointment of Larry Bell to continue serving on the Pocatello Regional Airport Commission. Larry's term will begin February 5, 2022 and will expire February 5, 2024.

(g) COUNCIL DECISION – ZONING DESIGNATION AND MAP AND COMPREHENSIVE PLAN LAND USE MAP AMENDMENT APPROVAL: Council may wish to adopt its decision to approve the request from Pocatello Quinn, LLC to amend the zoning designation of approximately 10.58 acres of land located at 669 West Quinn, south of the Quinn Road and Hurley Drive intersection, from Industrial (I) to Commercial General (CG) with a concurrent amendment to the Comprehensive Plan Map designation of Employment (E) to Commercial (C).

(h) COUNCIL DECISION – VACATION AND ABANDONMENT OF .12 ACRES OF WEDGE WAY: Council may wish to adopt its decision to vacate and abandon the public's interest in approximately .12 acres of Wedge Way.

(i) COUNCIL DECISION – TUSCANY COMMERCIAL PLAZA VACATION OF EASEMENT: Council may wish to adopt its decision to vacate a twenty-four foot (24') wide private easement for ingress and egress located on the easterly twelve feet (12') of Lots 3 and 4, Block 1 and the westerly twelve feet (12') of Lot 5, Block 1, Tuscan Commercial Plaza Subdivision.

(j) COUNCIL DECISION – THE TOWNHOMES AT CITYVIEW FINAL PLAT APPROVAL: Council may wish to adopt its decision approving the final plat for The Townhomes at City View, which subdivides approximately 1.81 acres of land into nine (9) lots, eight (8) lots to be developed as townhomes and one (1) common lot. The property is located within Residential Low Density (RL) and Residential Estates (RE) zoning districts

and is at the end of Ammon Street. Access will be provided via Ammon Drive.

(k) COUNCIL DECISION – POINTE VIEW APARTMENTS 1ST ADDITION FINAL PLAT APPROVAL: Council may wish to adopt its decision approving the final plat for the Pointe View Apartments 1st Addition, which subdivides approximately 1.83 acres of land into nine (9) lots, subject to conditions. The property is located within a Residential Commercial Professional (RCP) zoning district and is north of Brock Drive, south of Quinn Road and east of Philbin Road. Access will be provided from Brock Drive via Philbin Road to the west.

(l) CITIZEN DONATION ACCEPTANCE FOR K-9 OFFICER: Council may wish to accept a donation from the Jason Meador family in the amount of \$10,000.00 for the purchase of a new canine to be used in the Police Department. This K-9 officer will replace K-9 officer “Dex” who passed away due to cancer.

Documents:

[AGENDA-ITEM-3.PDF](#)

4. 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.

5. PUBLIC HEARING – COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) 2022-2026 FIVE-YEAR CONSOLIDATED PLAN, ANNUAL ACTION PLAN, ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING AND CITIZEN PARTICIPATION PLAN

This time has been set aside for the Council to hear comments from the public regarding Community Development Block Grant (CDBG) draft 2022-2026 Consolidated Plan, Program Year 2022 Annual Action Plan, Analysis of Impediments to Fair Housing and Citizen Participation Plan. Following the Public Hearing, the Council may wish to authorize submission of the plan, along with any additional elements required to meet U.S. Department of Housing and Urban Development (HUD) requirements, to HUD for review and approval. Once approved by HUD, these documents will govern expenditure of CDBG funds for the next five

(5) program years. **(ACTION ITEM)** (Legislative Public Hearing)

Documents:

[AGENDA-ITEM-5.PDF](#)

6. FINAL PLAT APPLICATION – CRESTVIEW ESTATES DIVISION 4

Council may wish to approve a final plat application submitted by Satterfield Realty and Development, represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201) to subdivide 20.77 acres (more or less) into 32 lots. The proposed subdivision is generally located east of Legacy Drive and north of Autumn Rain Road. Staff finds the proposal compliant with all applicable standards with conditions. **(ACTION ITEM)**

Documents:

[AGENDA-ITEM-6.PDF](#)

7. FINAL PLAT APPLICATION – IRON EAGLE DIVISION 3

Council may wish to approve a final plat application submitted by Ron Dykman, represented by HLE, Inc. (mailing address: 800 West Judicial Street, Blackfoot, ID 83221) to subdivide 3.06 acres (more or less) into ten (10) residential lots. The proposed subdivision is along the north extension of Bogey Lane. Staff finds the proposal compliant with all applicable standards with conditions. **(ACTION ITEM)**

Documents:

[AGENDA-ITEM-7.PDF](#)

8. GRANT APPLICATION – WATER TRAIL PHASE III

Council may wish to ratify approval of a grant application and if awarded, authorize the Mayor to sign all documents related to the grant, subject to Legal Department review. The Idaho Department of Parks and Recreation grant, in the amount of \$68,000.00, requires a 20% local match which will be funded using in-kind support and cash donations. Grant funding will be used to complete river access projects at Batiste Road and Douglass Lane, as outlined in the Portneuf River Vision. **(ACTION ITEM)**

Documents:

[AGENDA-ITEM-8.PDF](#)

9. GRANT SUPPORT REQUEST - IDAHO DEPARTMENT OF PARKS AND RECREATION (IDPR) RECREATION TRAILS PROGRAM GRANT APPLICATION – PORTNEUF GREENWAY/PARKS AND RECREATION

Council may wish to consider a request by Portneuf Greenway Foundation requesting City Council's support for submission of a grant application under the IDPR Recreational Trails Program, to fund an extension of the Brennan Trail to the North Main Extension, and if awarded, authorize the Mayor to sign documents related to the grant, if necessary, and accept ownership of the trail upon completion, subject to Legal Department review. The cost of the Brennan Trail Extension is approximately \$60,000.00 with a required match of 25% in the amount of \$15,000.00 which would be funded by the Portneuf Greenway Foundation. The City of Pocatello would have full ownership of the trail upon completion. **(ACTION ITEM)**

Documents:

[AGENDA-ITEM-9.PDF](#)

10. FUEL MITIGATION PROJECT CONTRACT ADDENDUM – CITY CREEK RUSSION OLIVE REMOVAL

Council may wish to authorize the Mayor's signature on all pertinent contract documents, with CR Fence Co., subject to Legal Department review, in the amount of \$58,800.00 for Russian Olive removal in City Creek related to a project which has been awarded grant funding through the Idaho Department of Lands. Work is expected to begin immediately. **(ACTION ITEM)**

Documents:

[AGENDA-ITEM-10.PDF](#)

11. PROFESSIONAL SERVICES AGREEMENT TASK ORDER NO. 3 – WELL #2 REPLACEMENT – WATER

DEPARTMENT

Council may wish to accept the recommendations of staff and authorize the Mayor's signature on a Professional Services Agreement, subject to Legal Department review, related to Task Order No. 3 – Well #2 Replacement. The cost of the services is \$205,200.00. Funding is available through funds received within the American Rescue Plan Act (ARPA). **(ACTION ITEM)**

Documents:

[AGENDA-ITEM-11.PDF](#)

12. CITY CREEK MANAGEMENT AREA USE AGREEMENT – ALPINE ENDURANCE MEDICINE – PARKS AND RECREATION

Council may wish to approve, subject to Legal Department review, a Use Agreement with Alpine Endurance Medicine, allowing for use of portions of the City Creek Management Area to conduct programs associated with wilderness medicine education and approve annual renewal, barring any significant change or changes to programming and subject to the Parks and Recreation Director's review.

Alpine Endurance Medicine will be responsible for any damages incurred by their use; pay applicable fees; and provide liability insurance, naming the City as an additional insured. Alpine Endurance Medicine shall also contribute annual trailhead and trail area maintenance assistance in the City Creek Management Area as a condition of the Use Agreement.

(ACTION ITEM)

Documents:

[AGENDA-ITEM-12.PDF](#)

13. ITEMS FROM THE AUDIENCE

This time has been set aside to hear items from the audience not listed on the agenda. Items which appeared somewhere else on the agenda will not be heard 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 may 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.)

14. ADJOURN

PUBLIC HEARING PROCEDURE

1. Explanation of hearing procedures by Mayor or staff.
 - Ten (10) minute time limit on applicant presentation.
 - Three (3) minute time limit on public testimony.
 - Names and addresses are required from those presenting/testifying.
 - Questions/comments should be addressed to the Mayor and Council.
 - Council members must make their decision regarding the application on facts already in the record and information presented at the public hearing. Conflicts of interest, site visits and ex-parte contacts by Council members will be acknowledged.
 - Protocol requires that Council and audience be recognized by the Mayor prior to speaking.
2. Mayor opens hearing.
3. Presentation by applicant.

Note: Remember, applicant bears the responsibility for making his/her case. This is also the time for Council members to ask their questions of the applicant.
4. Presentation by staff.
5. Written correspondence submitted for the record.
6. Testimony by those supporting the application.
7. Testimony by those uncommitted on the application.

8. Testimony by opponents to the application.
9. Rebuttal by the applicant.
10. Mayor closes the hearing and initiates motion/deliberations.
Note: The Mayor may choose to require a motion prior to the discussion in order to focus deliberations, or, the Mayor may choose to allow deliberations prior to the motion in order to facilitate wording of the motion.
11. Develop a written and reasoned statement supporting the decision.