

CITY OF POCATELLO REGULAR CITY COUNCIL MEETING

April 19, 2018 · 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 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 "DISCUSSION ITEMS." 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 Pastor Scott Sampson, Rocky Mountain Ministries.

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) MINUTES: Council may wish to waive the oral reading of the minutes and approve the minutes from the Clarification meeting and Regular Council meeting of April 5, 2018.

(b) TREASURER'S REPORT: Council may wish to consider the Treasurer's Report for March 2018 showing cash and investments as of March 31, 2018.

(c) ARBOR DAY GRANT AWARD: Council may wish to approve the Mayor's signature on a \$300.00 grant awarded to the City from the Idaho Nursery and Landscape Association for purchasing and planting tree(s) in association with Arbor Day. The 25% in-kind match will be met by staff time and equipment for the following: a) planning; b) purchase and installation of the tree(s); and c) celebrating Arbor Day during the Environmental Fair.

(d) COUNCIL DECISION—1500 BLOCK OF SOUTH FIRST AVENUE REZONE BY CONTRACT: Council may wish to adopt its decision granting a request by Aaron Buckalew to rezone by contract approximately .44 acres of undeveloped land located in the 1500 block of South 1st Avenue, from Residential Commercial Professional (RCP) to Light Industrial (LI) for the sole use of constructing a storage and shop building for personal use, pursuant to Pocatello Municipal Code 17.02.180(B)(l), subject to conditions.

(e) COUNCIL DECISION—SIA TUSCANY PLAZA BUILDING 100 FINAL PLAT: Council may wish to adopt its decision approving the final condominium plat for SIA Tuscany Plaza Building 100, to develop on approximately 1.123 acres of land located in the southeast corner of Hospital Way and Center Street a five (5) unit condominium.

Documents:

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

4. COMMUNICATIONS AND PROCLAMATIONS

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.

6. THE CROSSINGS DIVISION ONE—FINAL PLAT

Michael R. Jaglowski, PE, of Portneuf Development, LLC (mailing address: P.O. Box 2557, Pocatello, ID 83206), and Kent Oram of Idaho Central Credit Union (mailing address: P.O. 2469, Pocatello, ID 83206), represented by Paul Feser, PE, of SE Science (mailing address: P.O. Box 2421, Salt Lake City, UT 84110), has submitted an application to subdivide 37.31 acres (more or less) into 97 lots. The subdivision is located at the intersection of East Chubbuck Road and Olympus Drive and is to be known as The Crossings Division One.

The Planning and Zoning Commission reviewed the preliminary plat at their meeting on February 28, 2018 and recommended approval with conditions.

Documents:

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

7. RIVERSIDE GREENS TOWNHOUSE SUBDIVISION THIRD ADDITION—SHORT PLAT

David Bickley of Rocky Mountain Investing, LLC, (mailing address: 5015 Brook Lane #B, Chubbuck, ID 83202) represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201), has submitted an application to subdivide 0.62 acres (more or less) into 4 residential lots located east of Bannock Highway and south of Lundburg Lane. The subdivision is located within a Residential Medium Density Single Family zoning district and is to be known as Riverside Greens Townhouse Subdivision 3rd Addition.

Staff recommends approval of the request with conditions.

Documents:

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

8. SUNNY GROVE SUBDIVISION—SHORT PLAT

Jody Adams, represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201) has submitted an application to subdivide 0.80 acres (more or less) into 2 residential lots located at the end of Corsini Court. The subdivision is located within a Residential Medium Density Single Family zoning district and is to be known as Sunny Grove Subdivision.

Staff recommends approval of the request with conditions outlined in the staff report.

Documents:

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

9. DECLARATION OF SURPLUS PROPERTY—2018 CITY AUCTION

Council may wish to declare items identified as surplus property to be sold at the City's Annual Auction on May 12, 2018. City departments submitted lists of items that they considered surplus and these were reviewed by other departments. The items to be considered as surplus are not needed by any other departments within the City.

Documents:

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

10. AIRPORT HANGAR LEASE AGREEMENTS

Council may wish to approve and authorize the Mayor to sign the following lease agreements for hangars at the Pocatello Regional Airport:

- a) Don Marler – Hangar No. 4
- b) Ben Cardon – Hangar No. 1

Both agreements are for approximately 1,760 square feet of hangar space for the purpose of aircraft storage. Proposed terms for each lease is five years with a rental rate of \$235.00 per month, increased annually at least by the amount of the Consumer Price Index increase for the previous 12-month period.

Documents:

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

11. AGREEMENT—CONSTRUCTION MANAGER/GENERAL CONTRACTOR FOR REMODEL OF CITY BUILDING AT 2405 GARRETT WAY

Street Operations Department requires the assistance of a Construction Manager/General Contractor (CM/GC) for the partial remodel of the newly acquired property located at 2405 Garrett Way. This was submitted as a Request for Qualifications. Four companies requested bid packets with one submitting qualifications.

Street Operations staff is recommending that the City of Pocatello enter into an agreement with Construction Services, Inc. to provide CM/GC services. The Council may also wish to authorize the Mayor to sign any contract documents to execute the agreement.

Documents:

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

12. RESOLUTION—ADOPTING AMENDED JOINT POWERS AGREEMENT AND ARTICLES OF ASSOCIATION OF THE BANNOCK PLANNING ORGANIZATION

Council may wish to adopt a Resolution approving Amended Joint Powers Agreement and Articles of Association of the Bannock Planning Organization.

Documents:

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

13. ORDINANCE

An ordinance amending portions of Chapter 15.20 “Sign Code” to add a section addressing electronic message displays and to change the noticing requirements for billboards and electronic displays. (This ordinance is prepared for reading under the rules of suspension.)

Documents:

[AGENDA-ITEM-13.PDF](#)

14. DISCUSSION ITEMS

This time has been set aside to hear discussion items not listed on the agenda. Items which appeared 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.)**

PUBLIC HEARING PROCEDURE

1. Explanation of hearing procedures by Mayor or staff.
 - o Ten (10) minute time limit on applicant presentation.
 - o Three (3) minute time limit on public testimony.
 - o Names and addresses are required from those presenting/testifying.
 - o Questions/comments should be addressed to the Mayor and Council.
 - o 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.

READING OF AN ORDINANCE PROCEDURE

1. Council determines which option below will be used to read the Ordinance by roll call vote.
2. The Ordinance is read by City Staff (usually City Attorney).
3. Mayor will declare the final reading of the ordinance and ask "Shall the Ordinance pass?" After roll call is taken, Mayor will announce whether or not the ordinance passed.

The Council has the following options for reading ordinances. If the Council makes no motion, the ordinance will be read on three (3) different days, two (2) readings of which may be by title only and one (1) reading of which shall be in full and placed on final passage for publication.

EXAMPLE MOTIONS:

Option 1: 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."

Option 2: FOR THREE SEPARATE READINGS: "I move the ordinance, Agenda Item #__, be read on three separate days. First and second readings will be by title and in full on the third reading. The ordinance shall then be placed on final passage for publication, and only the ordinance summary sheet be submitted for publication."

Before the ordinance can be read under Option 1, the Council must pass said motion by a vote of one-half plus one (4) of the full Council.