

CITY OF POCATELLO REGULAR CITY COUNCIL MEETING

August 1, 2019 · 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 Merriann Forrest, Jeshua 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. **(ACTION ITEM)**

(a) MINUTES: Council may wish to waive the oral reading of the minutes and approve the minutes from the Work Session and Budget Development meetings held July 11, 2019.

(b) PAYROLL AND MATERIAL CLAIMS: Council may wish to consider payroll and material claims for the month of July 2019.

(c) PLANNING AND ZONING COMMISSION APPOINTMENTS: Council may wish to confirm the Mayor

(d) EXCEPTION REQUEST—SPLASH DANCE FOR DOGS AT ROSS PARK AQUATIC COMPLEX: Council may wish to consider approval of the requests related to the 6th Annual Splash Dance for Dogs fundraiser for the Pocatello Animal Shelter. The event will be held in the Ross Park Aquatic Complex (RPAC) on Saturday, September 7, 2019: 1) Waive the pool rental fee of \$350.00 per hour and entry fee of \$1.50; 2) Exception to City Code 12.36.030 to allow dogs in the RPAC and Ross Park during the event; and 3) allow continued approval for annual events and associated exceptions to City Code 12.36.030 to allow dogs in the parks complex in future years, subject to the Parks and Recreation Director's review, and barring any significant change or changes to events.

(e) COUNCIL DECISION—NORTHGATE DISTRICT DIVISION 1 FINAL PLAT APPROVAL: Council may wish to adopt its decision approving the final plat for Northgate District Division 1, which subdivides approximately 3.53 acres of land into three (3) lots, subject to conditions. The property is located west of the Olympus Drive extension and south of Northgate Parkway.

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. PUBLIC HEARING—PROPOSED FISCAL YEAR 2020 BUDGET

This time has been set aside for the Council to receive public comments on the proposed Fiscal Year 2020 City Budget. (Legislative Public Hearing) **(ACTION ITEM)**

Documents:

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

7. PUBLIC HEARING—PROPOSED FISCAL YEAR 2020 FEE CHANGES

This time has been set aside for the Council to receive public comments on proposed fee changes proposed for Fiscal Year 2020. (Legislative Public Hearing) **(ACTION ITEM)**

Documents:

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

8. APPEAL OF HISTORIC PRESERVATION COMMISSION DECISION—SCHOOL DISTRICT #25

School District #25, represented by Bart Reed of School District #25 and Jacob Rivard of Hummel Architects, has appealed the Historic Preservation Commission decision denying a certificate of appropriateness for an addition to Pocatello High School at 325 North Arthur Avenue. **(ACTION ITEM)**

Documents:

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

9. EXCEPTION TO CITY CODE PROHIBITING THE DISCHARGE OF FIREARMS IN CITY LIMITS—PEST SOLUTIONS

Council may wish to consider a request from Todd Blatner representing Pest Solutions (mailing address: PO Box 2796, Pocatello, ID 83206) for an exception to City Code 9.32.020; Discharge of Firearms Prohibited within city limits to exterminate marmots on certain properties identified by Pest Solutions. Mr. Blatner has performed this service for School District No. 25 in the past and is seeking approval for continued control of these pests. Approval is subject to Police Department and Legal Department requirements and review. This agenda item was originally scheduled for the July 11, 2019 Regular Council meeting. **(ACTION ITEM)**

Documents:

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

10. TEMPORARY STREET CLOSURE/OPEN CONTAINER WAIVER REQUESTS—UNCORKED WINE FESTIVAL

Pasta Vino's Uncorked, represented by Jennifer Jackman is requesting to temporarily close the 100 block of North Union Pacific Avenue (behind Pasta Vino), and is also asking for a waiver of City ordinances regarding open containers to allow the sale of beer and wine on August 17, 2019 for the 4th Annual Uncorked Wine Festival.

Pasta Vino's is requesting that the street be closed from 8:00 a.m. until 8:00 p.m. for the event. If the open container is waived, it should be contingent upon the applicant meeting Police Department requirements and the appropriate catering permits being purchased. **(ACTION ITEM)**

Documents:

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

11. IFFT FOUNDATION GRANT—FIRST PHASE OF AIRPORT ORIGAMI ART DISPLAY

Council may wish to authorize the Mayor to sign a grant application, subject to Legal Department review, to the IFFT Foundation in the amount of \$10,000.00 to help fund the first phase of an origami art display inside the airport terminal. **(ACTION ITEM)**

The grant does not require matching funds.

Documents:

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

12. BID ACCEPTANCE, CONSTRUCTION AGREEMENT AND NOTICE OF AWARD—AIRPORT

Council may wish to consider the following regarding taxiway rehab; terminal and FBO apron rehab; replacement of the electrical ault and rotating beacon; and construction of a concrete hardstand for heavy aircraft: **(ACTION ITEM)**

a) Accept the low responsive bid from DePatco, Inc. in the amount of \$5,869,669.69;

b) Authorize the Mayor to sign a construction agreement and notice of award and all other pertinent documents between the City and DePatco, Inc.

Bid amount is \$5,869,669.69. However, grant funding of only \$4,366,687.79 is currently available. All work, except the rehab of the FBO apron, will be awarded and contracted at this time. A separate contract and award will be issued at a later date if additional grant funding is awarded. The project will be funded 93.75% by FAA grant funds and 6.25% by airport passenger facility charge (PFC) funds. The project is

contingent upon award of grant funds, FAA approval and Legal Department review.

Documents:

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

13. 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.)**

14. ADJOURN

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.
 - o 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.