

CITY OF POCATELLO REGULAR CITY COUNCIL MEETING

October 4, 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 Lt. Tami Moore representing the Salvation Army.

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 Clarification meeting and Regular Council meeting of September 6, 2018; the Special Meeting with Golf Advisory Board/Tour of Riverside Golf Course of September 12, 2018; Work Session and Executive Session of September 13, 2018; Fire Department Master Plan meeting of September 18, 2018; and the City Council Liaison/Work Session Clarification meeting of September 20, 2018.

(b) PAYROLL AND MATERIAL CLAIMS: Council may wish to consider payroll and material claims for the month of September 2018.

(c) ADA GRIEVANCE COMMITTEE APPOINTMENT: Council may wish to confirm the Mayor's appointment of Terry Fredrickson to serve as a member of the ADA Grievance Committee. Mr. Fredrickson's term will begin October 5, 2018 and will expire October 5, 2020.

(d) PARKS AND RECREATION ADVISORY BOARD APPOINTMENT: Council may wish to confirm the Mayor's appointment of Ali Gorny to serve as a member of the Parks and Recreation Advisory Board, representing the Zoo Idaho Zoological Society. Ms. Gorny's term will begin October 5, 2018 and will expire October 5, 2020.

(e) POCATELLO REGIONAL AIRPORT COMMISSION REAPPOINTMENT: Council may wish to confirm the reappointment of Cesar Salgado to continue his service as a member of the Pocatello Regional Airport Commission. Mr. Salgado's term will begin October 9, 2018 and will expire October 9, 2020.

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—COMMUNITY DEVELOPMENT BLOCK GRANT NEEDS

This time has been set aside for the Council to accept testimony from citizens and organizations on any housing or non-housing community development needs they have identified. The Council will also review written Statements of Intent to Apply for Program Year 2019 Community Development Block Grant funding and organizations may present their proposals for funding. (Legislative Public Hearing) **(ACTION ITEM)**

Documents:

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

7. FORE GOLF CONCESSION AGREEMENT—2018 SEASON FINANCIAL OBLIGATION REVISIONS

Council may wish to consider the following Staff recommendations concerning 2018 season financial obligations revisions with FORE Golf, Inc. for the Golf Concession Agreement and Golf Concessionaire: **(ACTION ITEM)**

- a) Reduction in Base Payment amounts due from \$107,500.00 to \$92,500.00;
- b) Reduction of Water Utility Service Payment amounts due from \$1.04 per 1,000 gallons to 93 cents per 1,000 gallons, up to a maximum of \$135,000.00; and
- c) Water Utility Service Payment credit of \$63,750.00 for expenses incurred resulting from on-going water delivery issues at the Riverside Golf Course.

This topic was discussed at the September 13, 2018 Work Session and Council directed staff to renegotiate the Financial Obligation Terms.

Documents:

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

8. ORDINANCES

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. **(ACTION ITEM)**

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.

An ordinance ready for reading.

An ordinance abandoning and vacating a portion of the right-of-way of Wedge Way, Portneuf Golf Estates Subdivision, and providing that the public right-of-way herein vacated shall be distributed in its entirety to the adjoining property owner and developer, Juniper Hills Country Club, Inc. and Joseph C. Jensen in accordance with Idaho Code Sections §50-311 and §50-1306(A). (This ordinance has been prepared for reading under the rules of suspension.) **(ACTION ITEM)**

Documents:

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

9. 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.)**

10. 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.