

# AGENDA

## CITY OF POCA TELLO REGULAR CITY COUNCIL MEETING

November 5, 2020 • 6:00 PM  
Council Chambers | 911 North 7th Avenue

*In-person attendance is allowed, but strict social distancing measures are in place. Attendance is limited and masks/face coverings are required.*

**The full Council 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.

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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](mailto:sbeebe@pocatello.us); 208.234.6248 or 5815 South 5th Avenue, Pocatello, Idaho.

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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.*

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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.

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## **1. ROLL CALL AND PLEDGE OF ALLEGIANCE**

## **2. INVOCATION**

The invocation will be a moment of silence.

## **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 of October 8, 2020; and the Special City Council Meeting of October 15, 2020.

(b) TREASURER'S REPORT: Council may wish to consider the Treasurer's Report for September showing cash and investments as of September 30, 2020

(c) PAYROLL AND MATERIAL CLAIMS: Council may wish to consider payroll and materials claims for the month of October, 2020.

(d) HUMAN RELATIONS ADVISORY COMMITTEE APPOINTMENT: Council may wish to confirm the Mayor's appointment of Jenna Thompson to serve as a member of the Human Relations Advisory Committee, filling a vacancy. Ms. Thompson's term will begin November 6, 2020 and will expire August 8, 2023.

(e) PLANNING AND ZONING COMMISSION APPOINTMENTS: Council may wish to confirm the Mayor's appointments of Richard Phillips and Samantha Stoddard to serve as members of the Planning and Zoning Commission, filling vacancies. Both terms will begin November 6, 2020 and will expire November 6, 2024.

(f) POCATELLO REGIONAL AIRPORT COMMISSION APPOINTMENT: Council may wish to confirm the Mayor's appointment of Steven Booth to serve as a member of the Pocatello Regional Airport Commission, replacing Cesar Salgado whose term expired. Mr. Booth's term will begin November 6, 2020 and will expire November 6, 2022.

(g) COUNCIL DECISION – CARLSON ACRES SUBDIVISION SHORT PLAT APPROVAL: Council may wish to adopt its decision approving the short plat for Carlson Acres Subdivision which subdivides

approximately .75 acres of land into four (4) residential lots. The property is located at 2337 and 2351 South 2nd Avenue.

(h) COUNCIL DECISION – TRAIL CREEK VISTAS FOURPLEX DIVISION 1 – FINAL PLAT APPROVAL: Council may wish to adopt its decision approving the final plat for Trail Creek Vistas Fourplex Division 1 which subdivides approximately 4.27 acres of land into 17 residential lots, four (4) of which will be non-buildable, subject to conditions. All lots will be accessed from North Gathe Road and an extension of Foothill Drive will also provide two (2) additional access points.

(i) POLICE PERSONNEL ADMINISTRATION RULES: Council may wish to approve proposed changes to the Pocatello Police Department Personnel Administration Rules (PAR).

(j) AMENDMENT TO CIVIL SERVICE RULES – FIRE: Council may wish to approve proposed amendments to the Pocatello Fire Department Civil Service Rules.

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/RESOLUTION – FORGONE BALANCE**

This time has been set aside for the Council to receive comments from the public regarding the proposal to reserve the forgone amount for Fiscal Year 2021 in the amount of \$1,100,000.00 for potential use in subsequent years as described in Idaho Code §63-802. **(ACTION ITEM)** (Legislative Public Hearing)

Following the public hearing, Council may wish to adopt a resolution to reserve the forgone amount of \$1,100,000.00 for potential use in subsequent years in accordance with Idaho Code §63-802 and will supersede Resolution 2020-10 adopted by the City Council on August 20, 2020.

Documents:

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

#### **7. PUBLIC HEARING – FISCAL YEAR 2021 PROGRAM OF PROJECTS – TRANSIT**

This time has been set aside for the Council to receive comments from the

public regarding approval of the following grant-assisted projects for Public Transit: **(ACTION ITEM)** (Legislative Public Hearing)

a) Federal Transit Administration Rural Idaho Transportation Department Grant (5311), in the amount of \$737,014.00 and \$320,405.00 for Fiscal Year 2021. No City funds are used for the Rural Program;

b) Federal Transit Administration Urban Grant (5307) in the amount of \$1,194,134.00 for Fiscal Year 2021 with a local share of \$677,284.00; Local Share is available in the Fiscal Year 2021 Public Transit budget;

c) Federal Transit Administration Capital Program of Projects Grant (5339) in the amount of \$287,500.00 for Urban vehicles, with a local share of \$57,500.00 and \$187,500.00 for Rural vehicles with a local share of \$37,500.00. No City funds are used for the Rural program.

Following the public hearing, Council may wish to: 1) Approve the 2021 Operating and Capital Program of Projects for Transit's Urban and Rural services; 2) Authorize the Mayor and City Attorney to PIN the Grant Certifications (5307); 3) Authorize the Public Transit Director to make necessary amendments and modifications related to the grants as required; and 4) Ratify the Rural (5311) and (5339) ongoing grant applications, subject to Legal Department review.

Documents:

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

## **8. PLAT NOTE EXCLUSION CONSIDERATION – THE TRIANGLE SUBDIVISION**

Council may wish to consider a request from Red Cedar Wealth Advisors, represented by Trent Yost (mailing address: 151 North 3rd Avenue, Suite 100, Pocatello, ID 83201), to exclude Note 2 and 3 from "The Triangle Subdivision" recorded plat. The notes cover Lots 3-13 Block 1, and pertain to the Live-Work Units within the platted subdivision. There are three other property owners within this subdivision and all are in favor of the exclusion. If approved, the decision will be recorded and attached to the recorded plat. **(ACTION ITEM)**

Documents:

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

## **9. RESOLUTION/AGREEMENT – AIRPORT HANGAR LEASE – MEYER**

Council may wish to adopt a Resolution and approve and authorize the Mayor to sign a lease agreement between the City of Pocatello and Stacy Meyer for land at the airport upon which Mr. Meyer will build an aircraft hangar. The leased premises is approximately 5,600 square feet of bare

ground. The proposed term is 20 years and the proposed annual rental rate is \$1,041.60. **(ACTION ITEM)**

Documents:

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

## **10. RESOLUTION/AGREEMENT – SANDHILL MEDIA GROUP, LLC LEASE AGREEMENT – WATER DEPARTMENT**

Council may wish to adopt a Resolution and approve and authorize the Mayor to sign a lease agreement between the City of Pocatello and Sandhill Media Group, LLC to allow Sandhill to continue to operate a broadcasting booster antenna next to an existing broadcasting antenna on City-owned property known as Fore Road water tank and reservoir site. The term of this lease shall be ten (10) years and the proposed monthly rental rate is \$135.00 per month for the lease and easement rights. **(ACTION ITEM)**

Documents:

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

## **11. AGREEMENT – ENERGY SALES AGREEMENT WITH IDAHO POWER – WATER POLLUTION CONTROL (WPC)**

Council may wish to approve and authorize the Mayor to sign an agreement between the City of Pocatello and Idaho Power to sell power from the WPC Co-Generation facility back to Idaho Power. This is a renewal of a previous 35-year agreement and the proposed agreement will be 20 years. **(ACTION ITEM)**

Documents:

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

## **12. 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.)

## **13. ADJOURN**

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## 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.