

AGENDA

CITY OF POCATELLO REGULAR CITY COUNCIL MEETING

January 6, 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 Jim Jones, representing Blazing Grace Church.

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 following meetings: Work Sessions of September 9 and October 14, 2021; Council Liaison/Work Session Clarification meeting of September 16, 2021; and Clarification and Regular Council Meetings of December 16, 2021.

(b) TREASURER'S REPORT: Council may wish to consider the Treasurer's Report for November showing cash and investments as of November 30, 2021.

(c) COMMUNITY DEVELOPMENT BLOCK GRANT ADVISORY COMMITTEE APPOINTMENT: Council may wish to confirm the Mayor's appointment of Jeffrey Trunzer to serve as a member of the CDBG Advisory Committee, replacing Steve Ernst who resigned. Jeffrey's term will begin January 67, 2022 and will expire January 1, 2024.

(d) 2021 ANNUAL ROAD AND STREET FINANCIAL REPORT: Council may wish to approve the 2021 Road and Street Financial Report. The

report accounts for the City's use of state highway user dollars during the past fiscal year to the Idaho State Controller as required by law.

Documents:

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

4. INSTALLATION OF NEWLY-ELECTED COUNCIL MEMBERS AND MAYOR

Konni Kendell, City Clerk, will administer the oath of office to the newly-elected City Council members and Mayor.

5. ELECTION OF PRESIDENT OF THE COUNCIL

This time has been set aside for Council to elect a President of the Council in conformance with Idaho Code Section 50-702. **(ACTION ITEM)**

6. 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.

7. PUBLIC HEARING – ZONE MAP AND COMPREHENSIVE PLAN AMENDMENT

PUBLIC HEARINGS: (The procedure that will be used for conducting the public hearings is at the end of the agenda.)

This time has been set aside for the Council to hear comments from the public regarding a request by Pocatello Quinn LLC, represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201) for a Zone Map and Comprehensive Plan Amendment to rezone approximately 10.58 acres of property from Industrial (I) to Commercial General (CG) and amend the Comprehensive Land Use Map from Employment (E) to Commercial (C). The subject property is located south of Quinn Road, at the intersection of Quinn Road and Hurley Drive. Staff finds the proposal compliant with all applicable standards with conditions. **(ACTION ITEM)** (Quasi-Judicial Public Hearing)

Documents:

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

8. PUBLIC HEARING – WEDGE WAY RIGHT OF WAY VACATION

This time has been set aside for the Council to hear comments from the public regarding a request by Tori and Lorri Shaver, represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201) for the vacation of a portion of the right-of-way on Wedge Way, south of 422 Spoon Drive. Staff finds the proposal compliant with all applicable standards with conditions. **(ACTION ITEM)** (Quasi-Judicial Public Hearing)

Documents:

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

9. PUBLIC HEARING – TUSCANY COMMERCIAL PLAZA VACATION OF EASEMENT

This time has been set aside for the Council to hear comments from the public regarding a request by Arns-Nelson Living Trust, B Street Investments and BBAD Investments, represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201) for a vacation of easement as shown on the Tuscany Commercial Plaza Subdivision. Staff finds the proposal compliant with all applicable standards with conditions. **(ACTION ITEM)** (Quasi-Judicial Public Hearing)

Documents:

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

10. FINAL PLAT APPLICATION – THE TOWNHOMES AT CITY VIEW

Council may wish to approve a final plat application submitted by Pocatello Property Development LLC, represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201) to subdivide 1.83 acres (more or less) into nine (9) lots. The proposed subdivision is located east and northeast of Sleigh Hill Subdivision at the east end of Elm Street. Staff finds the proposal

compliant with all applicable standards with conditions. **(ACTION ITEM)**

Documents:

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

11. ITD OHS TRAFFIC ENFORCEMENT GRANT PROJECT AGREEMENT RATIFICATION – POLICE DEPARTMENT

Council may wish to ratify an addendum for use of the Idaho Transportation Department Office of Highway Safety Traffic Enforcement Grant Project Agreement funds for additional traffic enforcement. These grants are paid as overtime only and 100% funded by ITD OHS. **(ACTION ITEM)**

Documents:

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

12. WILDFIRE MITIGATION GRANT AGREEMENTS AND CONTRACTS - PART 1 – SCIENCE AND ENVIRONMENT

Council may wish to authorize submission of grant funding documents through the Idaho Department of Lands and if awarded, approve acceptance of the grant and authorize the Mayor's signature on all pertinent documents, subject to Legal Department review. The proposed projects for grant funding are: **(ACTION ITEM)**

a) Hazardous Fuels Reduction (HRF) or Western States Fire Managers (WSFM) grants in the amount of \$240,000.00 (or more) for Juniper Removal – Phase IV on City and private property. Funds may be used to procure contracted services for project planning and implementation of treatment prescriptions (Juniper removal to 20 trees per acre), rental of reader boards and other outreach materials, rental of outreach vehicles, chippers and other vegetation management equipment and staff project implementation /management. Grant funding may require a 10% match, which may be met through in-kind support of staff time, equipment use and project outreach; and

b) Hazardous Fuels Reduction (HRF) or Western States Fire Managers (WSFM) grants in the amount of \$240,000.00 (or more) for planning and implementation of roadside vegetation treatment prescriptions (no-mow, low water vegetation treatment) along high traffic corridors with wildfire

threat, such as I-15 interchanges. Grant funds may also be used to purchase or rent vegetation management equipment and build staff capacity for project implementation. Grant funding may require a 10% match, which may be met through in-kind support of staff time, equipment use and project outreach.

Documents:

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

13. WILDFIRE MITIGATION GRANT AGREEMENTS AND CONTRACTS - PART 2 – SCIENCE AND ENVIRONMENT

Council may wish to ratify the Mayor's signature on previously signed MOUs and contract documents, and authorize the Mayor's signature on pertinent documents, subject to Legal Department review, related to the following project which has been awarded grant funding through the Idaho Department of Lands. Grant acceptance and authorization for the Mayor to sign all pertinent documents was previously approved by Council, but the project scope has been modified from \$240,000 for Juniper removal on the East Bench and Johnny Creek areas to \$70,000 for Russian Olive and Juniper removal in City Creek. There is no local match requirement. Work is expected to begin in January 2022. **(ACTION ITEM)**

Documents:

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

14. TRANSPORTATION ALTERNATIVES PROJECT (TAP) GRANT APPLICATIONS – CONSTRUCTION OF MULTIUSE PATHWAYS AND PEDESTRIAN BRIDGE

Council may wish to approve submission of the following grants and if awarded, authorize acceptance of the grants and authorize the Mayor to sign documents related to the grants, subject to Legal Department review. The proposed projects for grant funding are: **(ACTION ITEM)**

a) MONTE VISTA TO POCATELLO CREEK ROAD: TAP Grant project application for Fiscal Year 2024 in the amount of \$900,000.00. The local 7.34% match in the amount of \$66,060.00 will come from the Portneuf Greenway Foundation. The City of Pocatello would have full ownership of the trail upon completion; and

b) BRENNAN TRAIL EXTENSION AND PEDESTRIAN BRIDGE: TAP Grant project application for Fiscal Year 2024 in the amount of \$621,000.00. The local 7.34% match in the amount of \$45,580.00 will come from the Portneuf Greenway Foundation. The City of Pocatello would have full ownership of the trail and pedestrian bridge upon completion.

Documents:

[AGENDA-ITEM-14.PDF](#)

15. GRANT AMENDMENT – RURAL 5339 GRANT AWARD INCREASE – PUBLIC TRANSIT

Council may wish to approve a grant award amendment for the Rural 5339 Grant to increase the award in the amount of \$30,000.00 for a total amount of \$225,000.00 for the purchase of two (2) buses. The Federal share will be \$180,000.00 with a required local match in the amount of \$45,000.00. Sufficient matching resources are available in the Rural Fund for the purchase of the associated buses. If approved, Council may wish to authorize the Mayor to sign all pertinent documents and authorize the Public Transit Director to execute the grants and any necessary amendments, subject to award confirmation, Legal Department review, and budget amendments. No City funds will be used. **(ACTION ITEM)**

Documents:

[AGENDA-ITEM-15.PDF](#)

16. GRANT CHANGE OF SCOPE – 5310 SMALL URBAN GRANT – PUBLIC TRANSIT

Council may wish to approve a grant change of scope for the 5310 Small Urban Grant to utilize remaining unused grant funds previously approved by Council and completed in Fiscal Year 2020 for the purchase of three (3) new bus shelters. If approved, Council may wish to authorize the Mayor to sign all pertinent documents and authorize the Public Transit Director to execute the grants and any necessary amendments, subject to award confirmation, Legal Department review, and budget amendments. Local match will be provided by the Pocatello Housing Authority and Gate City Rotary. No City funds will be used. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-16.PDF

17. STATE OF THE CITY

This time has been set aside for the Annual State of the City report.

18. 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.)

19. 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.