

AGENDA

CITY OF POCATELLO REGULAR CITY COUNCIL MEETING

February 18, 2021 • 6:00 PM
Council Chambers | 911 North 7th Avenue

Limited in-person attendance is allowed, but due to COVID-19 guidelines, strict social distancing measures are in place.

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.

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 observed by 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 of the following meetings: City Council Work Session meetings of December 10, 2020; and Clarification and Regular City Council meetings of February 4, 2021.

(b) TREASURER'S REPORT: Council may wish to consider the Treasurer's Report for January 2021 showing cash and investments as of January 31, 2021.

(c) COUNCIL DECISION – THE RIDGES AT TRAIL CREEK FINAL PLAT APPROVAL: Council may wish to adopt its decision approving the final plat for The Ridges at Trail Creek, which subdivides approximately 30.22 acres of land into sixteen (16) lots, subject to conditions. Access will be provided from the intersection of Gathe Drive and Foothill Boulevard.

(d) COUNCIL DECISION – ANNEXING APPROXIMATELY 5.97 ACRES OF LAND LOCATED AT 6715 SOUTH 5TH AVENUE: Council may wish to adopt its decision approving the annexation of a parcel of land comprised of approximately 5.97 acres owned by Pocatello Land and Cattle, LLC. The parcel is located at 6715 South 5th Avenue and will be zoned Light Industrial (LI) with a Comprehensive Plan Map designation of "Employment".

Documents:

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

4. 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.

5. SOLICITOR/PEDDLER LICENSE DENIAL APPEAL – BRASSINGTON

Caiden Brassington will be present to appeal the decision of Pocatello Police Department staff which denied Caiden a Solicitors License.
(ACTION ITEM)

Documents:

[AGENDA-ITEM-5.PDF](#)

6. PUBLIC HEARING – ANNEXATION OF 8.65 ACRES NEAR THE EAST END OF VISTA DRIVE

This time has been set aside for the Council to hear comments from the public regarding a request by Bill Isley of B Street Investments, LLC, represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201) to annex and zone approximately 8.65 acres of land near the east end of Vista Drive. The requested zoning for the property is Residential Low Density (RL) with a concurrent Comprehensive Plan Land Use Map designation of Residential (R). **(ACTION ITEM)** (Quasi-Judicial Public Hearing)

The Planning and Zoning Commission recommended approval of the request following a previous public hearing. Staff finds the proposal compliant with all applicable standards with conditions. Following the public hearing, Council may wish to approve the annexation and authorize staff to prepare an ordinance for Council's consideration at a future City Council meeting.

Documents:

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

7. WATER DEPARTMENT EQUIPMENT BID

Council may wish to accept the recommendations of staff and award the bid for one 18-ton boom truck to Rush Truck Center who submitted the low responsive bid in the amount of \$210,660.00 and authorize the Mayor's signature on all appropriate documents, subject to Legal Department review. Funds for the expense are available in Fiscal Year 2021 Water Department Budget. **(ACTION ITEM)**

Documents:

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

8. PIGGYBACK BID WITH PETERBILT MOTOR COMPANY – WATER POLLUTION CONTROL (WPC)

Council may wish to accept a piggy-back bid on Sourcewell contract #060920-PMC with Peterbilt Motor Company for the purchase of one (1) new Peterbilt Model 567 Tractor Cab and Chassis in the amount of \$132,960.00 and authorize the Mayor's signature on all appropriate documents, subject to Legal Department review. Funds for the expense are available in Fiscal Year 2021 WPC Budget. **(ACTION ITEM)**

Documents:

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

9. RESOLUTION/LEASE AGREEMENT – POCATELLO REGIONAL AIRPORT

Council may wish to adopt a Resolution and approve and authorize the Mayor to sign a lease agreement by resolution between the City and Bruce Beard for a hangar at the Pocatello Regional Airport. The hangar is approximately 1,760 square feet and is to be used for the purpose of aircraft storage. The proposed term is five (5) years and rental rate is \$267.91 per month, increased annually at least by the amount of the CPI increase for the previous 12-month period. **(ACTION ITEM)**

Documents:

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

10. AIRPORT IMPROVEMENT PROGRAM (AIP) GRANT APPLICATION AND PROFESSIONAL SERVICES AGREEMENT – POCATELLO REGIONAL AIRPORT

Council may wish to approve and authorize the Mayor to sign all pertinent documents pertaining to the following: **(ACTION ITEM)**

a) A grant application to the Federal Aviation Administration (FAA) under the Airport Improvement Program in the amount of \$1,422,187.00. The projects funded under the grant will be the purchase of a piece of snow removal equipment; an ARFF foam testing system; and an Airport Master Plan including a Pavement Management Plan; and, if the grant is approved, authorize acceptance of the grant; and

b) Approve a professional services agreement between the City and T-O Engineers for design, bidding and purchase of this year's AIP non-planning projects, which includes acquisition of a multi-tool piece of snow removal equipment and an ARFF foam testing system with engineering fees in an amount not to exceed \$44,640.97.

All projects under the grant, including engineering fees, are eligible for 93.75% reimbursement from the FAA with the remaining 6.25% funded using budgeted airport passenger facility charge funds. The projects are contingent upon grant award.

Documents:

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

11. 2020 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT APPLICATION – FIRE DEPARTMENT

Council may wish to approve a grant application for the 2020 Hazardous Materials Emergency Preparedness (HMEP) grant and if awarded, authorize acceptance of the grant and approve the Mayor's signature on all applicable documents. Grant funds would be for four (4) training opportunity projects with a total amount of \$16,745.00. Grant funds would cover \$13,396.00 of the cost and requires a 20% City match in the amount of \$3,349.00. Funds for the City match are available in the Fiscal Year 2021 Fire Department budget.

Documents:

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

12. ORDINANCE

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.

ORDINANCE: 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.

Ordinance ready for reading.

12: An ordinance repealing Ordinance No. 3061, "Establishing standards for face coverings for individuals when they are in public places".

Documents:

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

13. 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.)

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.