

AGENDA

CITY OF POCA TELLO REGULAR CITY COUNCIL MEETING

July 1, 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.

INDIVIDUALS ARE ENCOURAGED, BUT NOT REQUIRED, TO WEAR MASKS/FACE COVERINGS.

**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 Pastor Jonathan Dinger, representing Grace Lutheran 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: City Council Work Session of March 11, 2021; City Council Special Meetings of May 27, 2021, June 7, 2021 and June 10, 2021; and Clarification and Regular City Council meeting of May 20, 2021.

(b) TREASURER'S REPORT AND MATERIAL CLAIMS: Council may wish to consider the Treasurer's Report for May 2021 showing cash and investments as of May 31, 2021 and Material Claims for the month of June 2021.

(c) COMMUNITY DEVELOPMENT BLOCK GRANT ADVISORY COMMITTEE APPOINTMENT: Council may wish to confirm the Mayor's appointment of Mary Kuehler to serve as a member of the CDBG Advisory Committee, filling a long-term vacancy. Mary's term will begin July 16, 2021 and will expire January 1, 2024.

(d) HISTORIC PRESERVATION COMMISSION APPOINTMENT: Council may wish to confirm the Mayor's appointment of Josh Pohlman to serve as a member of the Historic Preservation Commission, replacing Nick Nielson whose term expired. Josh's term will begin July 4, 2021 and will expire July 4, 2024.

(e) PARKS AND RECREATION ADVISORY BOARD APPOINTMENT: Council may wish to confirm the Mayor's appointment of Nicholas Evans to serve as a member of the Parks and Recreation Advisory Board, filling a vacancy. Nicholas' term will begin July 16, 2021 and will expire July 16, 2023.

(f) PLANNING AND ZONING COMMISSION APPOINTMENTS: Council may wish to confirm the Mayor's appointments of Cynthia Andersen and Taylor Wood to serve as members of the Planning and Zoning Commission, replacing Kailey White whose term expired and Samantha Stoddard who resigned. Cynthia's term will begin July 2, 2021 and will expire July 2, 2025. Taylor's term will begin July 2, 2021 and will expire November 6, 2024.

(g) POCATELLO ARTS COUNCIL REAPPOINTMENT: Council may wish to confirm the Mayor's reappointment of Dale Spencer to continue serving on the Pocatello Arts Council. Dale's term will begin August 17, 2021 and will expire August 17, 2024.

(h) COUNCIL DECISION – HIGH TERRACE DIVISION 1 FINAL PLAT APPROVAL: Council may wish to adopt its decision approving the final plat for High Terrace Division 1, which subdivides 7.68 acres of land into twenty-seven (27) lots, subject to conditions. The subdivision will be accessed from an extension of Vista Drive as well as East Center Street.

(i) COUNCIL DECISION – HIGH TERRACE DIVISION 2 SHORT PLAT APPROVAL: Council may wish to adopt its decision approving the short plat for High Terrace Division 2, which subdivides approximately 1.41 acres of land located northeast of the end of Vista Drive and adjacent to the southern portion of High Terrace Division 1 into four (4) single-family lots, subject to conditions.

(j) COUNCIL DECISION – SOUTH POINT VISTAS DIVISION 1 APPROVAL: Council may wish to adopt its decision approving the final plat for South Point Vistas Division 1, which subdivides 30.48 acres of land into 32 single family lots, subject to conditions. The subdivision will be accessed from Barton Road, Aramis Drive and D'artagnan Drive.

(k) COUNCIL DECISION – BREEZY COMMONS TOWNHOMES PLANNED UNIT DEVELOPMENT APPROVAL: Council may wish to adopt its decision to approve a request by Jonathan Vincent for a Planned Unit Development consisting of approximately 7.39 acres of land located east of Philbin Road and north of Cottage Avenue. The development shall consist of 56 residential townhomes and common area, subject to conditions.

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. PUBLIC HEARING – ZIEBARTH ROAD RIGHT OF WAY VACATION

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 Jared Clinger, represented by Adam Thayer of Dioptra Geomatics (mailing address: 4880 Clover Dell Road, Chubbuck, ID 83202) to vacate the public's interest in the right-of-way on Ziebarth Road, adjacent to Lot 1 Block 4 of the Cedar Lake Subdivision.

Staff finds the proposal compliant with all applicable standards with conditions. **(ACTION ITEM)**

Documents:

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

6. FINAL PLAT APPLICATION – WILLIAMS VIEW SUBDIVISION

Council may wish to consider a final plat application submitted by Michael Williams, represented by A & E Engineering (mailing address: PO Box 1327, Pocatello, ID 83204) to subdivide 3.87 acres (more or less) into six (6) lots. The proposed subdivision is located south of Barton Road. Staff finds the proposal compliant with all applicable standards with conditions.

(ACTION ITEM)

Documents:

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

7. AMBULANCE DONATION ACCEPTANCE FROM BANNOCK COUNTY – POLICE DEPARTMENT

Council may wish to accept staff recommendations and approve acceptance of a donation of one (1) 1999 Ford F35 ambulance from Bannock County, subject to Legal Department review. If approved, the equipment will be used by the Crisis Negotiation Team for mobile negotiations. Council may also authorize the Mayor's signature on all applicable documents. There is no cost to the City. There are no additional requirements for acceptance of the donation. **(ACTION ITEM)**

Documents:

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

8. COOPERATIVE AGREEMENT FOR SOUTH VALLEY CONNECTOR CHANGE ORDER

Council may wish to adopt a resolution and approve an agreement between the Idaho Transportation Department and the City of Pocatello for a change order in the amount of \$16,882.00 paid to the City for work done on the South Valley Connector, which was not previously addressed. Upon payment, the City will accept the project as complete. **(ACTION ITEM)**

Documents:

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

9. RESOLUTION/LHTAC LOCAL AGREEMENT FOR CARSON STREET BRIDGE PROJECT

Council may wish to consider the following items for the Carson Street Bridge Project, subject to Legal Department review: **(ACTION ITEM)**

- a) Approve an LHTAC/Local Agreement between the City of Pocatello and the Local Highway Technical Assistance Council (LHTAC) for the construction of the Carson Street Bridge Project;
- b) Adopt a Resolution approving the LHTAC/Local Agreement between the City of Pocatello and LHTAC for the construction of the Carson Street Bridge Project;
- c) Authorize the Mayor to execute the LHTAC/Local Agreement with LHTAC for the Carson Street Bridge Project; and

d) Authorize payment of the current required local match from Fund 70 in the amount of \$167,657.85.

The scope of the Carson Street Bridge Project includes complete replacement of the bridge, sidewalk upgrades, street sign upgrades and minor landscape upgrades. The Carson Street Bridge reconstruction Project is a federally-funded project, requiring an LHTAC/Local Agreement, with a 7.34% match of \$167,657.85. The amount represents the entire amount required of the City during construction, including utility relocation, construction engineering and inspection and construction contracts.

Documents:

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

10. CARSON STREET BRIDGE UTILITY RELOCATION COST AGREEMENT

Council may wish to consider the following items, subject to Legal Department review, to allow Idaho Power to temporarily power down, relocate and power up lines that will be conflicting with construction equipment needed for the Carson Street Bridge Replacement Project:

- a) Approve the Utility Relocation Cost Agreement between the City and Idaho Power Company for the Carson Street Bridge Project, estimated in the amount of \$60,000.00, which will be reimbursed to the City.
- b) Authorize the Mayor to execute the Utility Relocation Cost Agreement for the Carson Street Bridge Project; and
- c) Authorize payment of the Utility Relocation Cost Agreement pursuant to the terms of the Agreement.

The Project is part of a bridge bundle grant that was applied for by the Local Highway Technical Assistance Council (LHTAC). **(ACTION ITEM)**

Documents:

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

11. RESOLUTION/AIRPORT LEASE AGREEMENT

Council may wish to adopt a resolution and authorize the Mayor to sign a lease agreement with Teton Leasing, LLC for land at the airport upon which Lessee will build an aircraft hangar to be leased to AvCenter, Inc. for expansion of its Fixed Base Operations. The leased premises is approximately 48,400 square feet of bare ground. The proposed term is 20 years with two 15-year renewal options and proposed rental rate is \$992.20 per month. **(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

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.