

CITY OF POCA TELLO, IDAHO
CITY COUNCIL
REGULAR CITY COUNCIL MEETING
JUNE 2, 2022

AGENDA ITEM NO. 1: The Regular City Council meeting was called to order at 6:00 p.m.
ROLL CALL AND by Mayor Brian Blad. Council members present were Roger Bray,
PLEDGE OF Rick Cheatum, Linda Leeuwrik, Josh Mansfield, Claudia Ortega
ALLEGIANCE and Chris Stevens.

Mayor Blad led the audience in the pledge of allegiance.

AGENDA ITEM NO. 2: The invocation was offered by Tony Seikel, representing Pocatello
INVOCATION Sangha.

AGENDA ITEM NO. 3: Council was asked to consider the following business items:
CONSENT AGENDA

–MINUTES (a) Waive the oral reading of the minutes and approve the minutes of
the following meetings: Clarification and Regular City Council
meetings of April 7, 2022 and Special City Council Meeting of
March 10, 2022 and May 19, 2022.

–MATERIAL CLAIMS (b) Consider material claims for the month of May 14, 2022 through
May 31, 2022 amount of \$3,399,256.64.

–ANIMAL SHELTER (c) Confirm the Mayor’s appointment of Joan Reed to serve as a
ADVISORY BOARD member of the Animal Shelter Advisory Board, replacing Brandie
APPOINTMENT Jacobia who resigned. Term to begin June 3, 2022 and expire
June 3, 2024.

–LIBRARY BOARD (d) Confirm the Mayor’s reappointment of Sarah Godsey to serve as
OF TRUSTEE a member of the Library Board of Trustees, replacing Chuck Orr
APPOINTMENT who resigned. Term to begin June 17, 2022 and expire July 1, 2024.

Ms. Stevens requested that Agenda Item No. 3(b) be considered as a separate item.

A motion was made by Ms. Stevens, seconded by Mrs. Ortega, to move Agenda Item 3(b) to the end of the meeting. Upon roll call, those voting in favor were Stevens, Ortega and Bray. Cheatum, Leeuwrik and Mansfield voted in opposition.

Due to tie in voting, Mayor Blad was required to cast the deciding vote. Mayor Blad voted in opposition to the motion. The motion failed.

A motion was made by Mr. Mansfield, seconded by Ms. Leeuwrik, to approve Agenda Item No. 3(a), 3(c) and 3(d). Upon roll call, those voting in favor were Mansfield, Leeuwrik, Bray, Cheatum, Ortega and Stevens.

Council discussed Agenda Item No. 3(b) at this time. Council members discussed the potential earnings of P-card purchases if a 1.4% credit/cash back reward was offered.

A motion was made by Mr. Mansfield, seconded by Ms. Leeuwrik, to approve Agenda Item 3(b). Upon roll call those voting in favor were Mansfield, Leeuwrik and Cheatum. Bray, Ortega and Stevens voted in opposition.

Due to a tie in voting, Mayor Blad was required to cast the deciding vote. Mayor Blad voted in favor of the motion. The motion passed.

AGENDA ITEM NO. 4: Mayor Blad reminded the Council members of the Budget
CALENDAR REVIEW Meetings to be held on June 6th, 7th, 8th and 9th at 9:00 a.m. and
the following meetings to be held on June 16th: City Council
Liaison/ Work Session Clarification meeting at 2:00 p.m.; Clarification meeting at 5:30 p.m.; Regular
Council meeting at 6:00 p.m. He announced the Work Session on June 9th had been canceled.

Mayor Blad announced Idaho High School Rodeo at the Bannock County Events Center would be held June 4th through June 11th; June 4th the Gate City Grays home game season opener would begin at 6:00 p.m.; June 8th Idaho Transportation Department would be holding an open house to discuss the widening of I-15 Northgate to Blackfoot Project from 4:00 p.m. to 6:30 p.m. at the Shoshone-Bannock Casino Hotel; June 11th Parks and Recreation would host the "June Joy in the Journey Jog" Fun Run at 8:00 a.m.; Father's Day at the Zoo, which gives fathers 50% off admission when accompanied by a paid child, would be June 19th; City offices will be closed Monday, June 20th in observance of the Juneteenth holiday. Garbage and recycling services will operate as scheduled; and starting June 26th Ross Park Band Concerts will be on Sunday evenings from 7:00 p.m. to 8:00 p.m. and will continue through the month of July.

AGENDA ITEM NO. 5: Stephanie Schroeder was present to appeal the decision of
-TAXI CAB Pocatello Police Department staff which denied Ms. Schroeder a
LICENSE DENIAL Taxi Cab License.
APPEAL
-SCHROEDER

Ms. Schroeder gave an overview of the circumstances surrounding the charges which led to the denial of a Taxi Cab license. She stated she is trying to learn from her past mistakes and is working to better herself. Ms. Schroeder noted she had a letter of recommendation from her parole officer and recent drug test results.

In response to questions from Council, Ms. Schroeder stated her parole started mid-2016 and is scheduled to end between December 2022 to mid-2023. She noted that she had been working for Rides-R-Us until it was brought to her attention that she needed to have a Taxi Cab License.

Tori Eldridge, Licensing Officer, gave an overview of the circumstances leading to the denial of Ms. Schroeder's application for a Taxi Cab license. She stated that Ms. Schroeder has a felony charge and several misdemeanor charges. Ms. Eldridge noted that Ms. Schroeder's probation period is through June 26, 2023.

In response to questions from Council, Ms. Eldridge stated the felony charge was originally lewd and lascivious conduct with a child under the age of 16 which was reduced to injury to a child. She noted misdemeanor charges of drug paraphernalia possession with intent to use in 2017; charged with resisting and obstructing officers in 2016; and driving inattentive or careless in 2012. Ms. Eldridge stated per City Code, the applicant must have a record free from criminal conviction for any felony or any crimes involving moral turpitude or violence, possession of or selling of any controlled substance for a license to be issued.

In response to questions from Council, Matt Kerbs, Deputy City Attorney, read the definition and gave examples of “moral turpitude”. He noted that a withheld judgement was granted pending Ms. Schroeder’s completion of probation.

In response to question from Council, Ms. Schroeder stated she stopped driving for Rides-R-Us once she was informed of the required Taxi Cab license.

In response to questions from Council, Scott Kimball, Rides-R-Us owner, stated that he had purchased the company six (6) months ago and was in the process of meeting all the insurance requirements. He added that he was under the assumption that one (1) license for the business was required and that the business license would cover all drivers. Mr. Kimball noted that since being informed that each driver is required to have a Taxi Cab license, all employed drivers have applied for Taxi Cab licenses.

In response to question from Council, Ms. Eldridge stated she informed Mr. Kimball in March that all drivers must go through the process of getting licensed.

A motion was made by Ms. Stevens, seconded by Mrs. Ortega, to overturn the decision of the Pocatello Police Department staff and approve the Taxi Cab License for Ms. Schroeder. Upon roll call, those voting in favor were Stevens, Ortega, Bray, Cheatum, Leeuwrik and Mansfield.

AGENDA ITEM NO. 6: This time was set aside for the Council to receive comments from
PUBLIC HEARING the public regarding proposed Fiscal Year 2022 Budget
–PROPOSED FISCAL amendments.
YEAR 2022 BUDGET
AMENDMENTS

Mayor Blad opened the public hearing.

Mayor Blad announced that no written correspondence had been received.

There being no public comments, Mayor Blad closed the public hearing.

Mayor Blad announced that an Ordinance would be considered at a future City Council meeting.

AGENDA ITEM NO. 7: This time was set aside for the Council to receive comments from
PUBLIC HEARING the public regarding a request by Dakota Worrell, represented by
–ZONING ORDINANCE Krystal Chanda of A & E Engineering (mailing address: 845 West
TEXT AMENDMENT Center Street #E, Pocatello, ID 83201) for a Zoning Ordinance
text amendment to amend table 17.05.570-1 regarding multi-family
parking standards. Staff found the proposal compliant with all applicable standards. The Planning and
Zoning Commission recommended approval of the application at their Regular meeting held
May 11, 2022.

Mayor Blad opened the public hearing.

Council members announced there had been no ex parte communication.

Krystal Chanda, representing A & E Engineering, gave an overview of the request stating the proposed text amendment would replace the current parking minimum for multi-family residential use which requires two (2) off-street parking stalls per unit. She noted the proposed standard of one (1) stall for

studio or one (1) bedroom units; one and half (1 ½) stalls for two (2) bedroom units; and two (2) stalls for three (3) bedroom units and above will provide flexibility to the current standard to better reflect the parking demand for multi-family developments.

Jim Anglesey, Senior Planner, stated that often multi-family developments built to the current standard of two (2) off-street parking stalls per unit, exceeds the demand of parking for that development. Current parking standards for multi-family development can often discourage the highest and best use of land requiring that land be used for an overabundance of parking accommodations. He confirmed that the hearing had been properly noticed and staff had not received any comments from the public.

There being no further public comments, Mayor Blad closed the public hearing.

A motion was made by Ms. Leeuwrik, seconded by Mr. Cheatum, to approve a request by Dakota Worrell for a Zoning Ordinance text amendment to amend table 17.05.570-1 regarding multi-family parking standards and that the decision be set out in appropriate Council decision format. Upon roll call, those voting in favor were Leeuwrik, Cheatum, Bray, Mansfield, Ortega and Stevens.

AGENDA ITEM NO. 8: This time was set aside for the Council to hear comments from the PUBLIC HEARING public regarding a request by Pat Rowley (mailing address: 950 –RECONSIDERATION North 10th Avenue, Pocatello, ID 83201) regarding the decision REQUEST FOR on a variance application. The Hearing Examiner approved the VARIANCE AT application with modifications requiring the following: 950 NORTH 10TH 1) a fifteen-foot (15’) front setback; 2) a five-foot (5’) corner-street- AVENUE side setback; 3) a twenty-foot (20’) garage setback; and 4) off-street parking to be accessed from the adjacent alley.

Mayor Blad opened the public hearing.

Council members announced that there had been no ex parte communication.

Mr. Rowley gave an overview of the request. He stated the proposal is for a new primary dwelling unit to have a front setback of fourteen-feet (14’), a corner street side setback of one-foot (1’) and a garage setback of one-foot (1’) and access to parking from Custer Street.

In response to questions from Council, Mr. Rowley stated he has owned the lot for approximately 20 years and his brother has lived on the property for fifteen (15) years. He noted that solar panels require a certain amount of roof space. Mr. Rowley added that if a variance is approved, there will be a total of two (2) buildings on the property.

Jim Anglesey, Senior Planner, stated the applicant has requested a variance from Municipal Code section 17.04.220 which requires: 1) A fifteen-foot (15’) front setback; 2) A ten-foot (10’) corner street side setback; 3) A twenty-foot (20’) garage setback; and 4) Off-street parking to be accessed from the adjacent alley. He added that the applicant seeks to construct a new primary dwelling and a garage on the subject property. Mr. Anglesey noted the applicant is proposing that the new primary dwelling unit have a front setback of fourteen (14) feet; a corner street side setback of one (1) foot; and a garage setback of one (1) foot. He added the Hearing Examiner (HE) approved the application with modifications requiring: 1) A fifteen-foot (15’) front setback; 2) A five-foot (5’) corner-street-side setback; 3) A twenty-foot (20’) garage setback; and 4) Off-street parking to be accessed from the adjacent alley. Mr. Anglesey stated that all public notice requirements were met.

In response to questions from Council, Mr. Anglesey noted that setback requirements are in place for the safety of individuals and for the continuity of surrounding properties. He added that structure setback codes are in place for line of sight safety. Mr. Anglesey noted that the applicant could put in a cement pad for parking that would not require a setback, as it would not obstruct view.

Mayor Blad announced no written comments had been received.

In response to questions from Council, Mr. Rowley stated that he has revised his building plans cutting four-feet (4') off the home and making the home ground level, so steps are not required. He noted that to access the property from the adjacent alley would require moving two (2) power poles costing \$6,000.00 or more.

There being no further public comments, Mayor Blad closed the public hearing.

A motion was made by Mrs. Ortega, seconded by Ms. Stevens, to approve the reconsideration request submitted by Pat Rowley and grant a variance from Pocatello Municipal Code 17.04.220 as requested, allowing him to construction of a new primary dwelling and garage on the property located at 950 North 10th Avenue, Pocatello, Idaho, with a front setback of fourteen feet (14'), a corner street side setback of one foot (1') and a garage setback of one foot (1') and that the decision be set out in appropriate Council decision format. Upon roll call, those voting in favor were Ortega, Stevens, Bray, Cheatum and Leeuwrik. Mansfield voted in opposition. The motion passed.

AGENDA ITEM NO. 9: This time was set aside for the Council to hear comments from the PUBLIC HEARING public regarding a request by Ken Pape, represented by Chris -ZONING AND Adams of Creek Hollow and Associates, Inc. (mailing address: 611 COMPREHENSIVE PLAN Wilson Avenue, Suite 1A, Pocatello, ID 83201), for a Zoning and MAP AMENDMENT FOR Comprehensive Plan Map Amendment application. The request PROPERTY NEAR calls for rezoning two (2) parcels from Residential Commercial GOLDSTAR DRIVE Professional (RCP) to Commercial General (CG). The request also calls to amend the Comprehensive Plan Land Use Map from Mixed Use (MU) to Commercial (C). The property is located north of Goldstar Drive and another parcel south of Goldstar Drive and west of Olympus Drive totaling 14.78 acres (more or less). The Planning and Zoning Commission recommended approval of the request at their May 11, 2022 Regular meeting.

Mayor Blad opened the public hearing.

Council members announced that there had been no ex parte communication.

Mr. Pape gave an overview of the request. He stated the proposed Zoning and Comprehensive Plan map change would be beneficial to the community by providing high density housing and mixed use allowance that the commercial zone currently does not allow. He added that this zoning change will lend to diversity and allow varying densities of residential, commercial, and professional development.

Jim Anglesey, Senior Planner, reviewed the zone map amendment application from Ken Pape to rezone property generally north of Goldstar Drive and a parcel south of Goldstar Drive and west of Olympus Drive from Residential-Commercial-Professional to Commercial General and amending the Comprehensive Plan Land Use Map from Mixed Use (MU) to Commercial (C). He noted staff found the proposal compliant with all applicable standards with conditions. Mr. Anglesey added that all public notice requirements were met.

Mayor Blad announced no written comments had been received.

There being no public comments, Mayor Blad closed the public hearing.

A motion was made by Ms. Stevens, seconded by Mr. Cheatum, to approve the request by Ken Pape, to rezone approximately 14.78 acres from Residential Commercial Professional (RCP) to Commercial General (CG) with a concurrent amendment to the Comprehensive Plan Map from Mixed Use (MU) to Commercial (C) and that the decision be set out in appropriate Council decision format and said property being located north of Goldstar Drive with an additional parcel south of Goldstar Drive and west of Olympus Drive. Upon roll call, those voting in favor were Stevens, Cheatum, Bray, Leeuwrik, Mansfield and Ortega.

Mayor Blad called a recess at 7:30 p.m.

Mayor Blad reconvened the meeting at 7:37 p.m.

AGENDA ITEM NO. 10: Council was asked to approve a request by Michael Seibert
–CREEKSIDE (mailing address: 1665 Pocatello Creek Road, Pocatello, ID
DISTRICT SHORT 83201) to extend the two (2) year expiration deadline for a Short
PLAT EXPIRATION Plat. The applicant is unable to complete the project in a timely
DEADLINE manner due to material and labor shortages associated with the
EXTENSION REQUEST COVID Pandemic. Council is also asked to define a time period
–MICHAEL SEIBERT associated with the extension. Staff has recommended a 12-month
extension period.

In response to questions from Council, Mr. Seibert stated that the twelve (12) month extension should be sufficient to complete the project. He added that Idaho Power is having difficulty procuring transformers.

In response to questions from Council, Brent McLane, Planning and Development Director, stated City Code does not allow for extensions and this is an exception to the code. He noted that a bond option would be available to Mr. Seibert if transformers are unavailable at the end of proposed twelve (12) month extension. Mr. McLane added that Idaho Power stated they are anticipating a large shipment of transformers in October.

A motion was made by Mr. Bray, seconded by Mr. Mansfield, to approve a request by Michael Seibert to extend the Creekside District Short Plat expiration deadline by 12 months. Upon roll call, those voting in favor were Bray, Mansfield, Cheatum, Leeuwrik, Ortega and Stevens.

AGENDA ITEM NO. 11: Council was asked to approve a request by Brandon Ratliff with
–EXCEPTION TO Land Quest Development for an exception to the International
INTERNATIONAL Fire Code §D107.1 which requires two (2) approved fire access
FIRE CODE §D107.1 roads for ingress/egress to or from the subdivision when the
–LANDS END development exceeds more than 30 dwelling units.

In response to a question from Council, Mr. Ratliff, stated the cost for installing sprinkler systems in a dwelling is approximately \$6.00 per foot.

A motion was made by Mrs. Ortega, seconded by Mr. Cheatum, to deny a request by Brandon Ratliff with Land Quest Development for an exception to the International Fire Code §D107.1 which requires two (2) approved fire access roads for ingress/egress to or from the subdivision when the

development exceeds more than 30 dwelling units. Upon roll call, those voting in favor were Ortega, Cheatum, Bray, Leeuwrik, Mansfield and Stevens.

AGENDA ITEM NO. 12: Council was asked to approve a short plat application submitted by Michael Seibert of Iron Eagle, LLC, represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201) to subdivide 2.31 acres (more or less) into two (2) lots. The proposed subdivision is located at 1625 Pocatello Creek Road. Staff found the proposal compliant with all applicable standards with conditions.

A motion was made by Mr. Cheatum, seconded by Mrs. Ortega, to approve a short plat application submitted by Michael Seibert of Iron Eagle, LLC, to subdivide 2.31 acres (more or less) into two (2) lots with the following conditions: 1) All conditions on the Final Plat Subdivision Application Staff Report shall be met; 2) All conditions set out in the Public Works Department Memorandum from Merrill Quayle, P.E. dated, May 10, 2022, shall be met; 3) The plat shall conform to all State and local laws and ordinances and is subject to review by the City Surveyor; and 4) All other standards and conditions of Municipal Code not herein stated but applicable to residential development shall apply and that the decision be set out in appropriate Council decision format and the proposed subdivision is located at 1625 Pocatello Creek Road. Upon roll call, those voting in favor were Cheatum, Ortega, Bray, Leeuwrik, Mansfield and Stevens.

AGENDA ITEM NO. 13: Council was asked to approve a short plat application submitted by Randy Smith represented by Cardon Payne of Global Land Works (mailing address: 1823 East Center Street, Pocatello, ID 83201) to subdivide 4.33 acres (more or less) into three (3) lots. The proposed subdivision is located at 2396 South Grant Avenue. Staff found the proposal compliant with all applicable standards with conditions.

A motion was made by Mr. Bray, seconded by Ms. Stevens, to approve a short plat application submitted by Randy Smith to subdivide 4.33 acres (more or less) into three (3) lots with the following conditions: 1) All conditions on the Short Plat Subdivision Application Staff Report shall be met; 2) All conditions set out in the Public Works Department Memorandum from Merrill Quayle, P.E. dated, May 23, 2022, shall be met; 3) Any future subdivision of Lot 3, Block 1 shall require that the combined square footage for accessory structures be brought into compliance with Pocatello Municipal Code (PMC)17.06.200.A.1.a.; 4) All applicable standards of PMC 17.01.100, Resource Overlay, shall apply; 5) The plat shall conform to all State and local laws and ordinances and is subject to review by the City Surveyor; and 6) All other standards and conditions of Municipal Code not herein stated but applicable to residential development shall apply and that the decision be set out in appropriate Council decision format and the proposed subdivision is located at 2396 South Grant Avenue. Upon roll call, those voting in favor were Bray, Stevens, Cheatum, Leeuwrik, Mansfield and Ortega.

AGENDA ITEM NO. 14: Council was asked to approve a final plat application submitted by Bill Isley, represented by Rocky Mountain Engineering and Surveying (mailing address: 600 East Oak Street, Pocatello, ID 83201) to subdivide 18.69 acres (more or less) into 32 lots. The proposed subdivision is located along the future extension of East Center Street and north of Vista Drive. Staff found the proposal compliant with all applicable standards with conditions.

A motion was made by Ms. Leeuwrik, seconded by Ms. Stevens, to approve a final plat application submitted by Bill Isley to subdivide 18.69 acres (more or less) into 32 lots with the following conditions: 1) All conditions on the Final Plat Subdivision Application Staff Report shall be met; 2) The conditions set out in the Public Works Department Memorandum from Merrill Quayle, P.E. dated, May 25, 2022, shall be met; 3) A secondary access will be required pursuant to the conditions set forth in the Memorandum from Dean Bullock, Fire Inspector, dated, February 1, 2022; Additionally, Pocatello Fire Department officials will review for driveway surfacing, a turnaround and hydrant and/or sprinkling when development of Lot 25, Block 1 occurs; 4) The area to remain undisturbed shall be shown on the final plat and delineated with a no build line. The boundaries shown on the plat shall be surveyed and staked prior to the beginning of construction; All other standards of Pocatello Municipal Code (PMC) 17.05.140 shall apply; 5) Lot 26, Block 1 shall be increased in size to include the "no Grade" portion of Lot 25 (approximately contour 4970); 6) Pursuant to PMC 17.04.170 E.1(e), fencing and landscaping, where utilized, shall be wildlife friendly as recommended by Idaho Fish and Game; and 7) All other standards and conditions of Municipal Code not herein discussed but applicable to residential development shall apply and that the decision be set out in appropriate Council decision format and the proposed subdivision is located along the future extension of East Center Street and north of Vista Drive. Upon roll call, those voting in favor were Leeuwrik, Stevens, Bray, Cheatum, Mansfield and Ortega.

- AGENDA ITEM NO. 15: Council was asked to approve a request from the Annual Coors Light Adult Softball Tournament, represented by Pat Zausch, (mailing address: 518 ½ North Grant Avenue, Pocatello, ID 83204), in regards to their annual Adult Softball Tournament:
- EXCEPTION REQUEST TO ALLOW OVERNIGHT CAMPING
 - COORS LIGHT SOFTBALL TOURNAMENT
 - ALLOW EXCEPTION FOR OVERNIGHT CAMPING
 - APPROVAL OF EXCEPTION FOR FUTURE YEARS
- a) Allow an exception to City Code 12.36.020, Restricted Hours in Parks, to allow for overnight camping at NOP Park's Watkins Softball Complex on June 3 and 4, 2022 to host the Annual Coors Light Adult Softball Tournament; and
 - b) Allow approval of associated exceptions to City Ordinance 12.36.020 for future years, subject to the Parks and Recreation Director's review and barring any significant change or changes to events.

If the exception is granted, the Tournament will be required to submit the appropriate applications, provide proof of liability insurance and pay applicable permit fees. Parks and Recreation staff recommended approval of the exception requests.

A motion was made by, Ms. Stevens, seconded by Mrs. Ortega, to approve an exception to City Code 12.36.020, Restricted Hours in Parks, to allow for overnight camping at NOP Park's Watkins Softball Complex on June 3 and 4, 2022 to host the Annual Coors Light Adult Softball Tournament and approve associated exceptions to City Ordinance 12.36.020 for future years, subject to the Parks and Recreation Director's review and barring any significant change or changes to events and that the Tournament will be required to submit the appropriate applications, provide proof of liability insurance and pay applicable permit fees. Upon roll call, those voting in favor were Stevens, Ortega, Bray, Cheatum, Leeuwrik and Mansfield.

AGENDA ITEM NO. 16: Council was asked to approve and authorize the Mayor to sign the following:
–AIRPORT GRANT APPLICATION AND PROFESSIONAL SERVICES AGREEMENT
–AIRPORT

–FAA GRANT APPLICATION

a) All pertinent documents related to a grant application to the FAA in the amount of \$277,496.00. The required 6.25% match in the amount of \$18,500.33 will be funded using previously budgeted Airport Passenger Facility Charge (PFC) funds. Projects to be funded using grant funds will be preliminary design for the rehabilitation of runway 3/21; completion of a pavement management plan; and independent fee estimate; and if approved

–PROFESSIONAL SERVICE AGREEMENT
–T-O ENGINEERS

b) Authorize a Professional Services Agreement with T-O Engineers for preliminary design of the rehabilitation of runway 3/21 and completion of a pavement management plan. Cost for the project is \$291,996.33.

A motion was made by Mr. Bray, seconded by Mr. Cheatum, to approve and authorize the Mayor to sign all pertinent documents, subject to Legal Department review, related to an Airport Grant application and Professional Service Agreement as outlined in Agenda Item No. 16(a) and 16(b). Upon roll call, those voting in favor were Bray, Cheatum, Leeuwrik, Mansfield, Ortega and Stevens.

AGENDA ITEM NO. 17:
–CHILDREN PEDESTRIAN SAFETY IMPROVEMENT PROGRAM GRANT APPLICATION

Council was asked to approve submission of a grant application for the Children Pedestrian Safety Program in the amount of \$250,000.00, subject to Legal Department review. If awarded, Council may wish to authorize acceptance of the grant and authorize the Mayor's signature on all pertinent documents related to the grant, subject to Legal Department review. Grant funds will be used for a pedestrian improvement project at the intersection of Hawthorne Road and Jensen Street. There is no City match.

A motion was made by Ms. Stevens, seconded by Mr. Bray, to approve submission of a grant application for the Children Pedestrian Safety Program in the amount of \$250,000.00 and if awarded, authorize acceptance of the grant and authorize the Mayor's signature on all pertinent documents related to the grant, subject to Legal Department review and there is no City match. Upon roll call, those voting in favor were Stevens, Bray, Cheatum, Leeuwrik, Mansfield and Ortega.

AGENDA ITEM NO. 18:
–LEADING IDAHO LOCAL BRIDGE PROGRAM GRANT APPLICATION

Council was asked to approve the following regarding the Leading Idaho Local Bridge Program (LILB) for Benton Street Bridge over the Portneuf River:

–APPROVE
SUBMISSION OF
GRANT

a) Approve submission of a grant application for the Leading Idaho Local Bridge Program (LILB) for Benton Street Bridge over the Portneuf River in the amount of \$2,200,000.00, subject to Legal Department review. There is no City match;

–AUTHORIZE
MAYOR’S SIGNATURE

b) If approved, authorize the Mayor’s signature on all pertinent documents related to the grant, subject to Legal Department review;

–ADOPT LEADING
LOCAL BRIDGE
PROGRAM
RESOLUTION

c) Adopt a Leading Local Bridge Program – City of Pocatello Resolution; and

–APPROVE MOU

d) Approve a Memorandum of Understanding – Leading Idaho Local Bridge Program between Local Highway Technical Assistance Council and the City of Pocatello.

A motion was made by Ms. Stevens, seconded by Mr. Mansfield, to approve submission of a grant application for the Leading Idaho Local Bridge Program (LILB) for Benton Street Bridge over the Portneuf River in the amount of \$2,200,000.00, subject to Legal Department review and if approved, authorize the Mayor’s signature on all pertinent documents related to the grant, subject to Legal Department review and adopt a Leading Local Bridge Program by resolution (2022-05) and approve a Memorandum of Understanding between Local Highway Technical Assistance Council and the City. Upon roll call, those voting in favor were Stevens, Mansfield, Bray, Cheatum, Leeuwrik and Ortega.

AGENDA ITEM NO. 19:
–SOUTH 5TH AVENUE
SAFETY IMPROVEMENT
PROJECT AGREEMENT/
RESOLUTION
–IDAHO
TRANSPORTATION
DEPARTMENT

Council was asked to approve by Resolution, a State and Local Agreement between the State of Idaho Transportation Department and the City of Pocatello and authorize the Mayor’s signature on all applicable documents, subject to Legal Department review. Council was also asked to authorize the use of funds in the amount of \$65,689.00, the required match for the project. Funds are available in Fund 70.

Funds for the project were previously awarded by a Local Highway Safety Improvement Program (LLHSIP) for the South 5th Avenue Safety Improvement Project in 2019.

A motion was made by Mr. Bray, seconded by Ms. Stevens, to adopt a Resolution (2022-06) and approve a State and Local Agreement between the State of Idaho Transportation Department and the City of Pocatello and authorize the Mayor’s signature on all applicable documents, subject to Legal Department review and authorize the use of funds in the amount of \$65,689.00, the required match for the project. Upon roll call, those voting in favor were Bray, Stevens, Cheatum, Leeuwrik, Mansfield and Ortega.

AGENDA ITEM NO. 20: Council was asked to approve a State and Local Agreement between Idaho Transportation Department and the City of Pocatello and authorize the Mayor's signature on all applicable documents, subject to Legal Department review. Council was asked to authorize the use of funds in the amount of \$3,000.00, a portion of the required match for the project. Funds are available in Fund 70.

–MAIN AND ARTHUR PEDESTRIAN IMPROVEMENT PROJECT AGREEMENT
–IDAHO TRANSPORTATION DEPARTMENT

Funds for the project were previously awarded by a Local Highway Technical Assistance Council (LHTAC) grant for the Main and Arthur Pedestrian Improvement Project in 2020.

A motion was made by Mr. Cheatum, seconded by Ms. Stevens, to approve a State and Local Agreement between Idaho Transportation Department and the City of Pocatello for the Main and Arthur Pedestrian Improvement Project and authorize the Mayor's signature on all applicable documents, subject to Legal Department review and authorize the use of funds in the amount of \$3,000.00, a portion of the required match for the project. Upon roll call, those voting in favor were Cheatum, Stevens, Bray, Leeuwrik, Mansfield and Ortega.

AGENDA ITEM NO. 21: Council was asked to approve and authorize the Mayor to sign an Idaho Power utility easement at Pocatello Airport, subject to Legal Department review.

–IDAHO POWER UTILITY EASEMENT
–AIRPORT

A motion was made by Ms. Stevens, seconded by Mr. Cheatum, to approve and authorize the Mayor to sign an Idaho Power utility easement at Pocatello Airport, subject to Legal Department review. Upon roll call, those voting in favor were Stevens, Cheatum, Bray, Leeuwrik, Mansfield and Ortega.

AGENDA ITEM NO. 22: Council was asked to accept the recommendations of staff and award the bid for the Well #2R Test Well project to High Plains Drilling, Inc. in the amount of \$59,508.00, and authorize the Mayor to execute all contract documents, subject to Legal Department review. Funding is available through funds received within the American Rescue Plan Act (ARPA).

–BID ACCEPTANCE AND CONTRACT FOR WELL #2R TEST WELL
–WATER DEPARTMENT

A motion was made by Ms. Leeuwrik, seconded by Mr. Cheatum, to award the bid for the Well #2R Test Well project to High Plains Drilling, Inc. in the amount of \$59,508.00, and authorize the Mayor to execute all contract documents, subject to Legal Department review. Upon roll call, those voting in favor were Leeuwrik, Cheatum, Bray, Mansfield, Ortega and Stevens.

AGENDA ITEM NO. 23: Council was asked to approve and authorize the Mayor to sign the following lease agreements and resolutions for property at the Pocatello Airport:

–LEASE AGREEMENTS/
RESOLUTIONS
–AIRPORT

–LEASE CARROL/MCCORMICK

a) Richard Carrol and Michael McCormick – A lease for approximately 8,500 square feet of land upon which Mr. Carroll and Mr. McCormick co-own an aircraft hangar. The proposed term is ten (10) years with a proposed annual rental rate of \$1,683.00; and

–LEASE
ITC SERVICES

- b) ITC Services – A lease for approximately 7,750 square feet of warehouse space and 15,000 square feet of outdoor storage yard for the purpose of operation of a hay bale tarping business. The proposed term is two (2) years with an automatic two-year renewal and a proposed monthly rental rate of \$1,306.26.

Both rental rates will be increased annually according to the CPI increase for the previous year with a full rate review based on appraisal or airport comparisons every five years.

A motion was made by Mr. Cheatum, seconded by Ms. Stevens, to adopt a resolution (2022-07) and authorize the lease agreement, as outlined in Agenda Item No. 13(a) and 13(b), for property at the Pocatello Airport and authorize the Mayor’s to sign, subject to Legal Department review, on all pertinent documents. Upon roll call, those voting in favor were Cheatum, Stevens, Bray, Leeuwrik, Mansfield and Ortega.

AGENDA ITEM NO. 24:
–AIRPORT
CONSTRUCTION
AGREEMENT AND
NOTICE OF AWARD
–STAKER PARSON CO.
DBA IDAHO MATERIALS
AND CONSTRUCTION

- Council was asked to approve and authorize the execution of a construction agreement and notice of award between the City of Pocatello and Staker Parson Co., DBA Idaho Materials and Construction in the amount of \$507,249.00 for improvements and expansion of the Bureau of Land Management (BLM) tanker base at the airport, subject to Legal Department review. The project will be funded by BLM.

A motion was made by Mr. Cheatum, seconded by Ms. Leeuwrik, to approve and authorize the execution of a construction agreement and notice of award between the City of Pocatello and Staker Parson Co., DBA Idaho Materials and Construction in the amount of \$507,249.00 for improvements and expansion of the Bureau of Land Management (BLM) tanker base at the airport, subject to Legal Department review. Upon roll call, those voting in favor were Cheatum, Leeuwrik, Bray, Mansfield, Ortega and Stevens.

AGENDA ITEM NO. 25:
–AIRPORT
TRANSPORTATION
AGREEMENT
–AIRPORT

- Council was asked to approve and authorize the Mayor to sign a transportation agreement with SkyWest Airlines to provide once daily air service between Pocatello and Salt Lake City. If costs exceed revenue, the City will pay a subsidy to SkyWest for the service. The term of the agreement will be 12 months or until the subsidy funds have been exhausted, whichever comes first. The maximum subsidy for the 12-month period is \$800,000.00.

A motion was made by Ms. Leeuwrik, seconded by Mr. Cheatum, to approve and authorize the Mayor to sign, subject to Legal Department review, a transportation agreement with SkyWest Airlines to provide once daily air service between Pocatello and Salt Lake City and if costs exceed revenue, the City will pay a subsidy to SkyWest for the service and the term of the agreement will be 12 months or until the subsidy funds have been exhausted, whichever comes first and the maximum subsidy for the 12-month period is \$800,000.00. Upon roll call, those voting in favor were Leeuwrik, Cheatum, Bray, Mansfield and Stevens. Ortega voted in opposition. The motion passed.

AGENDA ITEM NO. 26: Council was asked to consider the following ordinances:
ORDINANCES

–VACATING 0.323 (a) An ordinance vacating and abandoning the public’s interest of
ACRES OF approximately .323 acres of Apex Road.
APEX ROAD

A motion was made by Mr. Cheatum, seconded by Mr. Mansfield, that the ordinance, Agenda Item No. 26(a), be read only by title and placed on final passage for publication and that only the ordinance summary sheet be submitted for publication. Upon roll call, those voting in favor were Cheatum, Mansfield, Bray, Leeuwrik, Ortega and Stevens.

Matt Kerbs, Deputy City Attorney, read the ordinance by title.

Mayor Blad declared the final reading of the ordinance approving vacating and abandoning the public’s interest of approximately .323 acres of Apex Road. Mayor Blad asked, “Shall the ordinance pass?” Upon roll call, those voting in favor were Bray, Cheatum, Leeuwrik, Mansfield, Ortega and Stevens. Mayor Blad declared the ordinance passed, that it be numbered 3095 and that only the ordinance summary sheet be submitted to the Idaho State Journal for publication.

–REZONE 920 DEON (b) An ordinance amending the zoning designation for the
property located at 920 Deon Drive from Residential Medium
Density (RMS) to Commercial General (CG) with a concurrent
amendment to the Comprehensive Plan map designation of
Mixed-Use (MU) to Commercial (C).

A motion was made by Mr. Bray, seconded by Mr. Mansfield, that the ordinance, Agenda Item No. 26(b), be read only by title and placed on final passage for publication and that only the ordinance summary sheet be submitted for publication. Upon roll call, those voting in favor were Bray, Mansfield, Cheatum, Leeuwrik, Ortega and Stevens.

Matt Kerbs, Deputy City Attorney, read the ordinance by title.

Mayor Blad declared the final reading of the ordinance amending the zoning designation for the property located at 920 Deon Drive from Residential Medium Density (RMS) to Commercial General (CG) with a concurrent amendment to the Comprehensive Plan map designation of Mixed-Use (MU) to Commercial (C). Mayor Blad asked, “Shall the ordinance pass?” Upon roll call, those voting in favor were Bray, Cheatum, Leeuwrik, Mansfield, Ortega and Stevens. Mayor Blad declared the ordinance passed, that it be numbered 3096 and that only the ordinance summary sheet be submitted to the Idaho State Journal for publication.

–VACATE EASEMENT (c) An ordinance vacating and abandoning the public’s interest 1470
CEDAR LAKE in a stormwater and utility easement running across the southerly-
DRIVE most portion of Lots 5 and 6, Block 4, Cedar Lakes Subdivision.

A motion was made by Mr. Cheatum, seconded by Mr. Mansfield, that the ordinance, Agenda Item No. 26(c), be read only by title and placed on final passage for publication and that only the ordinance summary sheet be submitted for publication. Upon roll call, those voting in favor were Cheatum, Mansfield, Bray, Leeuwrik, Ortega and Stevens.

Matt Kerbs, Deputy City Attorney, read the ordinance by title.

Mayor Blad declared the final reading of the ordinance vacating and abandoning the public's interest in a stormwater and utility easement running across the southerly-most portion of Lots 5 and 6, Block 4, Cedar Lakes Subdivision. Mayor Blad asked, "Shall the ordinance pass?" Upon roll call, those voting in favor were Bray, Cheatum, Leeuwrik, Mansfield, Ortega and Stevens. Mayor Blad declared the ordinance passed, that it be numbered 3097 and that only the ordinance summary sheet be submitted to the Idaho State Journal for publication.

–VACATE EASEMENT (d) An ordinance vacating and abandoning the public's interest 2000
BLOCK OF in an existing shared access and utility easement crossing the
SOUTH 5TH STREET southeast portion of the southeast ¼ southeast ¼ (SW ¼ SE ¼
 of section 36, township 6 south, range 34 East Boise Meridian
 (EBM).

A motion was made by Mr. Cheatum, seconded by Ms. Stevens, that the ordinance, Agenda Item No. 26(d), be read only by title and placed on final passage for publication and that only the ordinance summary sheet be submitted for publication. Upon roll call, those voting in favor were Cheatum, Stevens, Bray, Leeuwrik, Mansfield and Ortega.

Matt Kerbs, Deputy City Attorney, read the ordinance by title.

Mayor Blad declared the final reading of the ordinance vacating and abandoning the public's interest in an existing shared access and utility easement crossing the southeast portion of the southeast ¼ southeast ¼ (SW ¼ SE ¼) of section 36, township 6 south, range 34 East Boise Meridian (EBM). Mayor Blad asked, "Shall the ordinance pass?" Upon roll call, those voting in favor were Bray, Cheatum, Leeuwrik, Mansfield, Ortega and Stevens. Mayor Blad declared the ordinance passed, that it be numbered 3098 and that only the ordinance summary sheet be submitted to the Idaho State Journal for publication.

AGENDA ITEM NO. 27: Bill Coleman, Pocatello resident, expressed his concerns about the
–ITEMS FROM THE conditions of Raymond Park Pickleball and tennis courts.
AUDIENCE
 Dylan Brown, Pocatello resident, inquired about changing the
minimum age requirement for working in firework stands.

AGENDA ITEM NO. 28: There being no further business, Mayor Blad adjourned the
ADJOURN meeting at 8:21 p.m.

APPROVED BY:

BRIAN C. BLAD, MAYOR

ATTESTED BY:

KONNI R. KENDELL, CITY CLERK

PREPARED BY:

WENDY A. PRATHER, DEPUTY CITY CLERK