

CITY OF POCA TELLO, IDAHO  
CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
JULY 2, 2020

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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 Heidi  
PLEDGE OF Adamson, Roger Bray, Rick Cheatum, Linda Leeuwrik, Claudia  
ALLEGIANCE Ortega and Chris Stevens.

Mayor Blad led the pledge of allegiance.

AGENDA ITEM NO. 2: A moment of silence was observed in place of an invocation.  
INVOCATION

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 June 18, 2020 Executive Session.

-PAYROLL AND (b) Consider the payroll and material claims for the month of  
MATERIAL CLAIMS June, 2020 in the amount of \$7,609,705.65.

-HISTORIC (c) Confirm the Mayor's appointment of Marty Vizcarra to serve as a  
PRESERVATION member of the Historic Preservation Commission, replacing Meagan  
COMMISSION Sully whose term expired. Mr. Vizcarra's term will begin July 11,  
APPOINTMENT 2020 and will expire July 11, 2023.

-PARKS AND (d) Confirm the Mayor's reappointment of Fred Belzer to continue his  
RECREATION service as a member of the Parks and Recreation Advisory Board.  
ADVISORY BOARD Mr. Belzer's term will begin July 8, 2020 and will expire July 8, 2022.  
REAPPOINTMENT

-COUNCIL DECISION (e) Adopt the Council's decision approving the short plat for Hammes  
-HAMMES SUBDIVISION Subdivision Division 2, which subdivides approximately 2.71 acres  
DIVISION 2 of Lot 2 Block 1, Hammes Subdivision into three (3) residential lots,  
SHORT PLAT APPROVAL subject to conditions. The property is located at 3790 Johnny Creek  
Road.

-COUNCIL DECISION (f) Adopt the Council's decision approving the final plat for Reed  
-REED SUBDIVISION Subdivision, which subdivides approximately 1.95 acres of land into  
FINAL PLAT APPROVAL fifteen (15) townhome lots, three (3) of which are already developed  
with two (2) townhomes, subject to conditions. The property is  
located in the 1200 block of Heber Avenue.

-COUNCIL DECISION (g) Adopt the Council's decision to approve the request by ECS  
REZONE OF LOTS 11 Properties, LLC for the amendment of the zoning designation of  
AND 12, BLOCK 353, Lots 11 and 12, Block 353, Pocatello Townsite from Light Industrial  
POCATELLO TOWNSITE (LI) to Residential Commercial Professional (RCP).  
FROM LIGHT  
INDUSTRIAL (LI) TO  
RESIDENTIAL  
COMMERCIAL  
PROFESSIONAL (RCP)

Ms. Stevens requested that the Council consider Agenda Items 3(c) and 3(d) as a separate agenda item.

A motion was made by Ms. Leeuwrik, seconded by Mr. Cheatum, to approve items No. 3(a) and 3(b) and items 3(e) through 3(g) on the Consent Agenda. Upon roll call, those voting in favor were Leeuwrik, Cheatum, Adamson, Bray, Ortega and Stevens.

A motion was made by Ms. Adamson, seconded by Mr. Cheatum, to approve items No. 3(c) and 3(d) on the Consent Agenda. Upon roll call, those voting in favor were Adamson, Cheatum, Bray and Leeuwrik. Ortega and Stevens voted in opposition to the motion. The motion passed.

AGENDA ITEM NO. 4: Mayor Blad announced there were no proclamations.  
COMMUNICATIONS  
AND PROCLAMATIONS

AGENDA ITEM NO. 5 Mayor Blad reminded the Council members of the July 9<sup>th</sup> City  
CALENDAR REVIEW Council Work Session at 9:00 a.m.; July 16<sup>th</sup> City Council  
Clarification meeting at 5:30 p.m.; and the July 16<sup>th</sup> Regular City  
Council meeting at 6:00 p.m.

Mayor Blad announced City offices would be closed Friday, July 3<sup>rd</sup> in observance of the Independence Day Holiday. Garbage and recycling services will operate as scheduled; Open burn ban in Wildland-Urban Interface areas is in place through October 1<sup>st</sup>; and he reminded residents that Governor Little's COVID-19 guidelines for opening up Idaho are still in place at all City offices.

AGENDA ITEM NO. 6: Council was asked to consider a request from Old Town Pocatello  
OPEN CONTAINER (mailing address: PO Box 222, Pocatello, ID 83204) for a waiver of  
WAIVER REQUEST the open container ordinance to allow alcohol to be consumed on  
-OLD TOWN city sidewalks and permitted "parklet" areas throughout the Old  
POCATELLO Town Pocatello Business Improvement District, daily until 11:00  
p.m., beginning immediately through Saturday, October 31, 2020.

If the open container ordinance is waived it should be contingent upon the applicant meeting Police Department requirements.

A motion was made by Mrs. Ortega, seconded by Ms. Stevens, to approve a request from Old Town Pocatello for a waiver of the open container ordinance to allow alcohol to be consumed on city sidewalks and permitted "parklet" areas throughout the Old Town Pocatello Business Improvement District, daily until 11:00 p.m., beginning immediately through Saturday, October 31, 2020, contingent upon the applicant meeting Police Department requirements and subject to the following conditions: 1) An approved and executed right-of-way use agreement with the City, granted to each specific business within a defined footprint shall be obtained; 2) application will be subject to the standards of the State of

Idaho Alcohol Beverage Control Bureau; 3) perimeter of the applicant locations shall be clearly established; 4) patrons consuming alcohol must be seated at a table; 5) establishments that do not possess a state-issued restaurant endorsement must have the outside parameter posted with signs which state “21 and older”; and 6) all other applicable standards of Pocatello Municipal Code shall apply.

In response to a question from Council, Stephanie Palagi, Old Town Pocatello Executive Director, stated each bar and restaurant located within the Business Improvement District will supply their own security and staffing for enforcement.

In response to a question from Council, Merrill Quayle, Development Engineer, stated that there is a \$75.00 fee associated with a right-of-way use agreement application.

Rich Diehl, Deputy City Attorney, stated that a right-of-way use agreement would allow each business to promote additional seating and release the City from liability for right-of-way use.

Mayor Blad explained that permission must be granted by the City for each business requesting expansion of the business footprint before the State of Idaho will accept the expansion to include the sidewalk and parking areas.

Ms. Adamson stated she is opposed to waiving administrative fees associated with the right-of-way application.

Ms. Palagi clarified that the open container waiver only applies to areas inside the Business Improvement District.

Mrs. Ortega’s motion was voted upon at this time. Upon roll call, those voting in favor were Ortega, Stevens, Adamson, Bray, Cheatum and Leeuwrik.

AGENDA ITEM NO. 7: Council was asked to consider the recommendations of staff for the following requests regarding the WPC maintenance shop roof replacement:

ACCEPT BID a) Accept the lowest responsive bid received on June 16, 2020, from  
-THOMAS D. ROBISON Thomas D. Robison Roofing, Inc. in the amount of \$59,500.00 for  
ROOFING, INC. total bid; and if the bid is accepted

AUTHORIZE b) Authorize the Mayor’s execution of an Agreement between the City  
AGREEMENT of Pocatello and Thomas D. Robison Roofing, Inc., in the amount  
-THOMAS D. ROBISON of \$59,500.00, for the WPC maintenance shop roof replacement,  
ROOFING, INC. subject to Legal Department review.

The project includes covering the existing roof with a thermoplastic membrane and anchoring the membrane to the existing structure. If approved, the work will begin in July and will be completed within 30 days. Funds for this project are budgeted and available in the WPC capital account.

A motion was made by Mr. Bray, seconded by Mr. Cheatum, to accept the recommendations of staff for requests regarding the WPC maintenance shop roof replacement as outlined in Agenda Item No. 7(a) and 7(b). Upon roll call, those voting in favor were Bray, Cheatum, Adamson, Leeuwrik, Ortega and Stevens.

AGENDA ITEM NO. 8: Council was asked to consider approving a Lease Agreement with

RENEWAL OF LEASE  
AGREEMENT WITH  
SENIOR ACTIVITY  
CENTER, INC.

Senior Activity Center, Inc. for lease of City property located at 427 North 6<sup>th</sup> Avenue. The proposed lease agreement represents a renewal of a current 10-year agreement which expired on June 30, 2020, with the following revisions:

-CHANGE NAME TO  
SENIOR ACTIVITY  
CENTER, INC.

a) Change the name from Greater Pocatello Senior Citizens, Inc. to Senior Activity Center, Inc.

-UPDATE LEASE  
REFLECTING  
UTILITY PROCESSING  
PROTOCOLS

b) Update to a lease agreement reflecting current utility processing protocols in place since FY2018 whereby Senior Activity Center, Inc. receives billings and processes payments for all Center utilities, with support from the City in the amount of \$35,000.00 yearly for the purpose of utility payments.

-RENEWAL OF  
10-YEAR LEASE

c) Renewal of a 10-year agreement term, with a condition allowing for a reduction in term length, should the Senior Activity Center, Inc. relocate to a new or alternate facility.

In response to a question from Council, Rich Diehl, Deputy City Attorney, stated that the lease agreement with Senior Activity Center, Inc. includes a non-appropriation clause which may allocate funding for utilities at the Senior Activity Center, if the Council so chooses.

A motion was made by Mr. Cheatum, seconded by Ms. Leeuwrik, to approve a Lease Agreement with Senior Activity Center, Inc. for lease of City property located at 427 North 6<sup>th</sup> Avenue representing a renewal of a current 10-year agreement which expired on June 30, 2020 with revisions as outlined in Agenda Item No. 8(a) through 8(c).

In response to a question from Council, Ernie Naftzger, Senior Activity Center Chairman, stated that more than 30,000 man-hours were provided by volunteers at the Senior Activity Center over the last year. He stated that the Center typically serves 170 meals a day to seniors on a takeout basis at this time.

In response to questions from Council, Margene Waford, Senior Activity Center representative, stated that Senior Center memberships increased when curbside meal service became available at the Center. She clarified that the Senior Center meal program provides services to a population not served through Meals on Wheels. Due to requirements of the Meals on Wheels program, combination of the two services is not allowable. Ms. Waford stated that daily facility use is dependent upon the types of activities offered each day. She added that the Senior Activity Center is used by multiple groups including New Knowledge Adventures (NKA), Senior Games and United Senior Project. Ms. Waford explained that a committee has been formed to formulate a plan for a larger activity center, as the facilities are being utilized to capacity. She added that many fundraising activities have been canceled due to COVID-19 restrictions, resulting in a considerable loss to revenue.

Mr. Cheatum stated that the Senior Center Ad-hoc Committee is currently working on a business plan and hopes to have it completed by the beginning of next year.

Ms. Stevens stated that the Council may look for performance-based results from the Senior Activity Center to help them make decisions during future budget development meetings.

Mr. Cheatum's motion was voted upon at this time. Upon roll call, those voting in favor were Cheatum, Leeuwrik, Adamson, Bray, Ortega and Stevens.

AGENDA ITEM NO. 9 There being no further business, Mayor Blad adjourned the  
ADJOURN meeting at 6:46 p.m.

APPROVED BY:

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BRIAN C. BLAD, MAYOR

ATTEST:

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RUTH NEWSOM, CITY CLERK, C. C.

PREPARED BY:

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KONNI R. KENDELL, DEPUTY CITY CLERK