

CITY OF POCATELLO
CITY COUNCIL MEETING AGENDA

March 2, 2017 · 6:00 PM
Council Chambers | 911 N 7th Avenue

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

2. INVOCATION

The invocation will be offered by Merrienne Forrest, H.S. Jeshua Ministries.

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.

(a) MINUTES: Council may wish to waive the oral reading of the minutes and approve the minutes from the Clarification meeting and Regular Council meeting of February 2, 2017; Study Session of February 9, 2017; and Special City Council meeting of February 16, 2017.

(b) PAYROLL AND MATERIAL CLAIMS: Council may wish to consider payroll and material claims for the month of February 2017.

(c) FORT HALL REPLICA COMMISSION REAPPOINTMENT: Council may wish to confirm the Mayor's reappointment of Lynn Murdoch to continue her service as a member of the Fort Hall Replica Commission. Ms. Murdoch's term will begin March 22, 2017 and will expire March 22, 2021.

(d) NCOA ANIMAL LICENSING CAMPAIGN: Council may wish to authorize the Non Commissioned Officers Association (NCOA) of the United States of America to conduct the May 2017 half-price pet licensing campaign by selling license tags in supermarkets and other venues as they have done since 1977.

(e) ADDENDUM TO COLLECTIVE BARGAINING AGREEMENT—FRATERNAL ORDER OF POLICE: Council may wish to approve an Addendum to the Fiscal Year 2016-2017 Collective Bargaining Agreement for the Portneuf Valley Fraternal Order of Police Local Lodge No. 13, Article 17-Social Security Replacement, clarifying mid-year changes allowed to PERSI 401(k) contribution/election.

Documents:

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

4. COMMUNICATIONS AND PROCLAMATIONS

5. 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.

6. SHORT PLAT—BANNOCK HIGHWAY BIKE STOP SUBDIVISION

Ryan and Amanda Hope (mailing address: 5510 Nez Perce Drive, Pocatello, ID 83204) and City of Pocatello (mailing address: PO Box 4169, Pocatello, ID 83205) have submitted an application to subdivide approximately 0.49 acres into two (2) lots located on Bannock Highway, south of Shoshoni Trail.

Staff recommends approval with conditions outlined in the staff report.

Documents:

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

7. POLICE MOTOROLA RADIOS SOLE SOURCE EXPENDITURE AND DECLARATION

Council may wish to accept the recommendation of Police Department staff and declare the purchase of 65 Motorola portable radios from Clark Radio, as this provider is the only Motorola provider in the Pocatello area, to be a valid sole source expenditure.

The radio purchase, in the amount of \$275,799.72, will provide compatibility with the 26 Motorola portable radios purchased in Fiscal Year 2016. Council may also wish to authorize the Mayor to sign any contractual documents related to the purchase, subject to Legal Department review. Funding is available in the Police Department's Fiscal Year 2017 budget.

Documents:

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

8. RESOLUTION FOR ITD AGREEMENT—PATHWAY TO MONTE VISTA DRIVE

Council may wish to adopt a resolution related to the previously approved State/Local Agreement with Idaho Transportation Department (ITD) in the amount of \$436,634.00 for the development and construction of a Portneuf Greenway path to Monte Vista Drive. The City's match will be \$32,049.00 (7.34%) which will be paid by the Portneuf Greenway Foundation.

The State/Local Agreement came before Council for consideration at the May 19, 2016 Regular Council meeting. The Agreement was approved subject to Legal Department review.

Documents:

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

9. PUBLIC HEARING CONTINUATION—RECONSIDERATION OF HEARING EXAMINER DECISION FOR 916 EAST SUBLETTE STREET

This time has been set aside to continue the public hearing which began on February 16, 2017 and allow the Council to receive comments from the public concerning a reconsider request of the Hearing Examiner's decision approving a conditional use permit for a supervised group living facility at 916 East Sublette Street.

The decision is being appealed by Alreda Vann representing the Bonneville Neighborhood Association (mailing address: 939 North 9th Avenue, Pocatello ID 83201). The applicant for the conditional use permit is John Leith, representing Jacqueline Thomas of Praise Temple of God (mailing address: 653 North 11th Avenue, Pocatello, ID 83201).

Documents:

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

10. ORDINANCE

An ordinance repealing Ordinance No. 2902 regarding the Cable TV Franchise ordinance and Agreement, dated October 6, 2011, effective upon publication. The State Legislature enacted new language to the Idaho Code pre-empting the regulation of issuing cable franchise. This item was presented to the Council at the February 9, 2017 Study Session at which time the Council concurred with City Staff's recommendation to repeal

this ordinance. (Ordinance is prepared for reading under the rules of suspension.)

Documents:

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

11. DISCUSSION ITEMS

This time has been set aside to hear discussion items not listed on the agenda. Items which appeared somewhere else on the agenda will not be discussed 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 will either 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.)

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.

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.