

CITY OF POCATELLO, IDAHO
CITY COUNCIL AGENDA
CLARIFICATION MEETING AND
REGULAR CITY COUNCIL MEETING
APRIL 21, 2016

CLARIFICATION MEETING The City Council Agenda Clarification Meeting was called to order at 5:33 p.m. by Mayor Brian Blad. Council members present were Roger Bray, Steve Brown, Craig Cooper, Jim Johnston, Gary Moore and Michael L. Orr. No motions, resolutions, orders or ordinances were proposed. No vote was taken.

REGULAR CITY COUNCIL MEETING

AGENDA ITEM NO. 1: The Regular City Council meeting was called to order at 6:02 p.m. ROLL CALL AND by Mayor Brian Blad. Council members present were Roger Bray, PLEDGE OF Steve Brown, Craig Cooper, Jim Johnston, Gary Moore and ALLEGIANCE Michael L. Orr.

Mayor Blad led the audience in the pledge of allegiance.

AGENDA ITEM NO. 2: An invocation was offered by Pastor Jeff Fadness, representing INVOCATION Calvary Chapel Pocatello.

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 from the Clarification meeting and Regular City Council meeting of April 7, 2016.

-TREASURER'S (b) Consider the Treasurer's Report for March 2016 showing cash and REPORT investments as of March 31, 2016 in the amount of \$46,528,937.86.

-POCATELLO (c) Confirm the Mayor's reappointments of Steve Brown and Chad Carr DEVELOPMENT to continue their service as members of the Pocatello Development AUTHORITY Authority. Both terms will begin May 1, 2016 and will expire May 1, REAPPOINTMENTS 2020.

-2016 PUBLIC (d) Approve the Mayor to sign an Agreement with Prime Time AUCTION AGREEMENT Auctions, Inc. to conduct the 2016 Public Auction for the City of -PRIME TIME Pocatello to be held on May 14, 2016. Prime Time will receive a AUCTIONS, INC. buyer's premium and a \$695.00 reimbursement for advertising the auction. The funds for this auction expense are paid from the auction proceeds.

-USE AGREEMENT (e) Consider a Use Agreement, subject to Legal Department review, -POCATELLO with Corey Wight, dba Pocatello Pedal Fest for use of a portion of PEDALFEST the City Creek Management Area for the event. The trail race will be held on June 11, 2016 with course set up on June 10, 2016. Mr.

Wight will be charged \$50.00 for the use, will be responsible for set up and cleaning of the area after the event, any damages and any additional costs incurred by the City as a result of the event, and will be required to provide liability insurance, naming the City as an additional insured. The agreement is similar to previous agreements for this event.

-USE AGREEMENT (f) Consider a Use Agreement, subject to Legal Department review, with Luke Nelson, dba Scout Mountain Ultra Trail Run for use of a portion of the City Creek Management Area for the event. The trail race will be held June 4, 2016 with course set up on June 3, 2016. Mr. Nelson will be charged \$50.00 for the use, will be responsible for set up and cleaning of the area after the event, any damages and any additional costs incurred by the City as a result of the event, and will be required to provide liability insurance, naming the City as an additional insured. The agreement is similar to previous agreements for this event.

-RESOLUTION (g) Consider approving a Resolution (2016-04) amending the quorum requirements within the Animal Shelter Advisory Committee requirements. The previous Resolution inaccurately stated the number of members needed to constitute a quorum. The amendment is reflected in the revised Resolution for clarification purposes.

-RESOLUTION (h) Consider approving a Resolution (2016-05) amending the number of members appointed to the Human Relations Advisory Committee. The previous Resolution stated the Committee was comprised of 15 members when in fact it is comprised of 10 members. This amendment is reflected in the revised Resolution as well as other minor clarification changes.

-RESOLUTION (i) Consider approving a Resolution (2016-06) amending Resolution 1983-17 to select the City's Human Resources Consultant as the ICMA Retirement Corporation Coordinator to receive necessary reports, notices, etc. from the Plan, among other duties. The previous Coordinator was the City Clerk-Treasurer; this combined position no longer exists within the City.

A motion was made by Mr. Johnston, seconded by Mr. Cooper, to approve the items on the consent agenda. Upon roll call, those voting in favor were Johnston, Cooper, Bray, Brown, Moore and Orr.

AGENDA ITEM NO. 4: Mayor Blad recognized boy scouts from Troop COMMUNICATIONS No. 358 in the audience. AND PROCLAMATIONS

Mr. Bray, on behalf of Mayor Blad, proclaimed April 21 through April 28, 2016 to be Zonta Club of Pocatello week in Pocatello and encouraged citizens to recognize the ways in which Zonta International members improve the lives of Pocatello residents.

Pamela Kennedy, Zonta Club of Pocatello President, thanked the Mayor and Council for the proclamation and announced a Zonta fundraiser to be held on April 28, 2016.

AGENDA ITEM NO. 5: Mayor Blad reminded the Council of the May 5th Budget CALENDAR REVIEW Development meeting at 9:00 a.m.; the May 5th Regular Council meeting at 6:00 p.m.; and the May 12th Study Session at 9:00 a.m. followed by a Budget Development meeting.

Mayor Blad announced the Recreation Center is now closed on Sundays and will resume Sunday hours on October 16, 2016; the 25th annual open house recognizing National Water Week will be held May 2nd through May 5th at the Water Department, 1889 North Arthur Street; the Parks and Recreation Department Fun Run Series will begin on May 7th with the “Law Day Run”; Animal Services will be holding the rabies and microchip clinic at Bannock County Fairgrounds May 7th from 9:00 a.m. to 1:00 p.m.; and May 7th will be the communitywide cleanup beginning at Caldwell park with a free breakfast from 8:30 a.m. to 10:00 a.m.

Mayor Blad reminded citizens the annual spring cleanup at City cemeteries continues through the end of April. Crews will be removing and discarding all flowers and decorations; and the half-price City animal license campaign will run throughout the month of May.

Mayor Blad announced a proclamation would be issued by the City at an Idaho State University gathering to be held Saturday, April 30th at 1:00 p.m.; he stated the Olympus Drive widening project is progressing well and thanked citizens for their continued cooperation.

Mr. Johnston encouraged citizens to participate in recognizing kind actions throughout the community.

AGENDA ITEM NO. 6: Intermountain Gas Company (mailing address: 555 South Cole Road, Boise, ID 83709) and David Klatt, surveyor, (mailing address: SHORT PLAT 12608 North Hawthorne Road, Pocatello, ID 83202) have submitted -CHEYENNE GATE an application to subdivide approximately 2.0 acres into 3 lots located on Cheyenne Street at the Portneuf River.

The Planning and Zoning Commission, at their meeting on April 13, 2016 recommended approval of the request with staff conditions.

A motion was made by Mr. Bray, seconded by Mr. Brown, to approve a request by Intermountain Gas Company and David Klatt, surveyor, to approve an application to subdivide approximately 2.0 acres into three (3) lots located on Cheyenne Street at the Portneuf River with the following conditions: 1) Engineering: All conditions noted in the memorandum dated April 6, 2016 from Merrill Quayle to Matt Lewis shall be strictly adhered to prior to recording of an approved plat; 2) all corrections noted by City representatives on the plat shall be completed prior to recording of the plat; and 3) all other standards and conditions of Municipal Code not herein stated but applicable to platting and commercial development shall apply and that the decision be set out in appropriate Council decision format. Upon roll call, those voting in favor were Bray, Brown, Cooper, Johnston, Moore and Orr.

AGENDA ITEM NO. 7: Idaho Field of Heroes Memorial, represented by Susan Thurm “COUNCIL SELECT” and/or Melissa Hartman, (mailing address: 210 East Center, FUNDING REQUEST Pocatello, ID 83201) is requesting that “Council Select” funds in the -IDAHO FIELD OF amount of \$250.00 be used to help pay for the rental of portable HEROES MEMORIAL toilets in connection with the Idaho Field of Heroes Memorial event. The event will be held at Century High School May 23 through 31, 2016. (As of April 15, 2016 \$4,650.00 remained in the “Council Select” fund.)

A motion was made by Mr. Moore, seconded by Mr. Cooper, to approve a request by Idaho Field of Heroes Memorial, represented by Susan Thurm, for “Council Select” funds in the amount of \$250.00 to be used to help pay for the rental of portable toilets in connection with the Idaho Field of Heroes Memorial event to be held at Century High School May 23 through 31, 2016. Upon roll call, those voting in favor were Moore, Cooper, Bray, Brown, Johnston and Orr.

AGENDA ITEM NO. 8: Council was asked to consider granting a beer/wine permit to Corey Wight (mailing address: 405 South 7th Avenue, Pocatello, ID 83201) at Centennial Park on June 11, 2016 from 11:00 a.m. to 8:00 p.m. Mr. Wight has submitted an application to the City to allow the consumption of beer and wine at the park in conjunction with the Pedal Fest bike race event at City Creek recreation area. Approval by Council is necessary since Centennial Park is not specifically identified in City Code 12.36.060 where the consumption of such beverages is allowed.

A motion was made by Mr. Moore, seconded by Mr. Bray, to approve a request to grant a beer/wine permit to Corey Wight at Centennial Park on June 11, 2016 from 11:00 a.m. to 8:00 p.m. and allow the consumption of beer and wine at the park in conjunction with the Pedal Fest bike race event at City Creek recreation area. Upon roll call, those voting in favor were Moore, Bray, Brown, Cooper, Johnston and Orr.

AGENDA ITEM NO. 9: Council was asked to declare items identified as surplus property to be sold at the City's Annual Auction on May 14, 2016. City departments submitted lists of items that they considered surplus and these were reviewed by other departments. The items to be considered as surplus are not needed by any other departments within the City.

A motion was made by Mr. Orr, seconded by Mr. Johnston, to declare items identified as surplus property to be sold at the City's Annual Action on May 14, 2016. Upon roll call, those voting in favor were Orr, Johnston, Bray, Brown, Cooper and Moore.

AGENDA ITEM NO. 10: Council was asked to approve a one-year contract with CH2M HILL in an amount not to exceed \$9,912.00 to provide groundwater monitoring services at the Pocatello Creek Landfill and authorize Mayor Blad to sign necessary documents related to the contract.

The next monitoring event is scheduled for May 2016. Funds for the contract are available in the Sanitation Department's Fiscal Year 2016 budget.

A motion was made by Mr. Bray, seconded by Mr. Brown, to approve a one-year contract with CH2M HILL in an amount not to exceed \$9,912.00 to provide groundwater monitoring services at the Pocatello Creek Landfill and authorize Mayor Blad to sign necessary documents related to the contract. Upon roll call, those voting in favor were Bray, Brown, Cooper, Johnston, Moore and Orr.

AGENDA ITEM NO. 11: Council was asked to consider an agreement with Zach Sutton, USE dba Idaho Select Baseball (ISB), to use City baseball fields for a baseball league to be held April 1, 2016 through August 31, 2016. ISB will be required to pay rental fees for the fields, any additional sanitation charges and any additional portable restroom service charges. ISB will also be required to provide insurance naming the City as an additional insured.

In response to a question from Council, John Banks, Parks and Recreation Director, stated the additional use of City baseball fields by baseball leagues has not had negative effects on the City's baseball program. He added that the City receives revenue for each baseball game played on City fields during the proposed Idaho Select Baseball events.

A motion was made by Mr. Moore, seconded by Mr. Orr, to approve an agreement with Zach Sutton, dba Idaho Select Baseball (ISB), to use City baseball fields for a baseball league to be held April 1, 2016 through August 31, 2016 and that ISB will be required to pay rental fees for the fields; any additional sanitation charges; any additional portable restroom service charges; and provide insurance naming the City as an additional insured. Upon roll call, those voting in favor were Moore, Orr, Bray, Brown, Cooper and Johnston.

AGENDA ITEM NO. 12: Council was asked to consider approving an agreement with FORE FORE GOLF CONCESSION AGREEMENT-NOP PARK 12: Council was asked to consider approving an agreement with FORE Golf, Inc. to operate concessions in the Softball and Baseball Complex areas at NOP Park starting May 1, 2016 through October 31, 2016, providing concessions for games played during both league play and for any tournaments.

The City will receive 25% of the net profits from concessions sold at each park, and FORE Golf, Inc. shall provide liability insurance naming the City as an additional insured.

A motion was made by Mr. Cooper, seconded by Mr. Orr, to approve an agreement with FORE Golf, Inc. to operate concessions in the Softball and Baseball Complex areas at NOP Park starting May 1, 2016 through October 31, 2016, providing concessions for games played during both league play and tournaments and that the City will receive 25% of the net profits from concessions sold at each park, and that FORE Golf, Inc. shall provide liability insurance naming the City as an additional insured.

In response to a question from Council, John Banks, Parks and Recreation Director, stated that the proposed concession agreement with FORE Golf, Inc. is beneficial to the City and that previous agreements have shown to be very successful.

Mr. Cooper's motion was voted upon at this time. Upon roll call, those voting in favor were Cooper, Orr, Bray, Brown, Johnston and Moore.

AGENDA ITEM NO. 13: Council was asked to consider approving a License Agreement for HALLIWELL PARK LICENSE AGREEMENT -GATE CITY GRAYS 13: Council was asked to consider approving a License Agreement for the 2016 baseball season with Gate City Grays Baseball for use of Halliwell Park's Bill Derham Memorial Field from May 1, 2016 through August 31, 2016 for scheduled baseball games and practices, subject to Legal Department review. The agreement provides for waiving the electricity (light consumption) fees and the alcohol beverage license fee for the 2016 season. Grays Baseball shall provide the required liability insurance, naming the City as an additional insured. They will also be responsible for field maintenance, cleaning the facilities and any damage resulting from their use.

Council was also asked to consider allowing the consumption of beer/wine during the Gate City Grays Baseball games, since Bill Derham Memorial Field is not specifically identified in City Code 12.36.060 as a park where consumption of such beverages is allowed.

A motion was made by Mr. Moore, seconded by Mr. Brown, to approve a License Agreement for the 2016 baseball season with Gate City Grays Baseball for use of Halliwell Park's Bill Derham Memorial Field from May 1, 2016 through August 31, 2016 for scheduled baseball games and practices, subject to Legal Department review and allow the consumption of beer/wine during the Gate City Grays Baseball games and that the electricity (light consumption) fees and the alcohol beverage license fee for the 2016 season shall be waived and that Grays Baseball shall provide the required liability insurance, naming the City as an additional insured; be responsible for field maintenance; cleaning the facilities; and any

damage resulting from their use. Upon roll call, those voting in favor were Moore, Brown, Bray, Cooper, Johnston and Orr.

Terry Frederickson, Gate City Grays co-owner, expressed appreciation to the Council for supporting the efforts of the Gate City Grays. He stated the baseball team allows opportunities for many Idaho players, including veterans. Mr. Frederickson added that the partnership with the City also develops the American Legion baseball program through concessions revenue and that 50% of the proceeds from alcohol sales will go to the Centennial Rotary Club. He encouraged citizens to become members of the Gate City Grays Booster Club.

AGENDA ITEM NO. 14: Council was asked to approve a Use Agreement with Aztec Soccer League for use of OK Ward Park on Sundays between 9:00 a.m. and 2:00 p.m. during the months of May through August, 2016 for adult soccer games, subject to Legal Department review. Aztec Soccer League will be responsible for any damages incurred by their use, pay applicable fees, and provide liability insurance, naming the City as an additional insured.

A motion was made by Mr. Brown, seconded by Mr. Bray, to approve a Use Agreement with Aztec Soccer league for use of OK Ward Park on Sundays between 9:00 a.m. and 2:00 p.m. during the months of May through August, 2016 for adult soccer games, subject to Legal Department review and that Aztec Soccer League will be responsible for any damages incurred by their use; pay applicable fees; and provide liability insurance, naming the City as an additional insured. Upon roll call, those voting in favor were Brown, Bray, Cooper, Johnston, Moore and Orr.

AGENDA ITEM NO. 15: Council was asked to ratify a NeighborWorks Pocatello grant application for an Ifft Grant in the amount of \$8,842.00 to provide for new and replacement trees at Caldwell Park, and if awarded, authorize the Mayor's signature, subject to Legal Department review, on documents related to the grant. No matching funds are required. However, Parks Division staff will plant the trees, if awarded.

A motion was made by Mr. Bray, seconded by Mr. Cooper, to ratify a NeighborWorks Pocatello grant application for an Ifft Grant in the amount of \$8,842.00 to provide for new and replacement trees at Caldwell Park, and if awarded, authorize the Mayor's signature, subject to Legal Department review, on documents related to the grant and that Parks Division staff will plant the trees, if awarded. Upon roll call, those voting in favor were Bray, Cooper, Brown, Johnston, Moore and Orr.

AGENDA ITEM NO. 16: Council was asked to consider approving a Use Agreement with Gate City Special Olympics for exclusive use of the Community Recreation Center (CRC) swimming pool on Fridays starting April 22, 2016 through June 3, 2016 from 7:00 p.m. to 8:00 p.m. The group will use the pool to train their Special Olympic athletes. The City entered into a similar agreement with Gate City Special Olympics in 2014.

A motion was made by Mr. Moore, seconded by Mr. Johnston, to approve a Use Agreement with Gate City Special Olympics for exclusive use of the Community Recreation Center (CRC) swimming pool on Fridays starting April 22, 2016 through June 3, 2016 from 7:00 p.m. to 8:00 p.m. to train their Special Olympic athletes. Upon roll call, those voting in favor were Moore, Johnston, Bray, Brown, Cooper and Orr.

AGENDA ITEM NO. 17: Council was asked to approve the Mayor's signature on a ZOO ENTRANCE ADA PATHWAY CONTRACT -KERSHAW CURB AND GUTTER, LLC in the amount of \$11,996.00 to construct ADA pathways for the Zoo Idaho Entrance Capital Improvement Project. The pathways are scheduled to be completed by May 30, 2016 and funds are available in the Fiscal Year 2016 Parks and Recreation Zoo budget.

A motion was made by Mr. Johnston, seconded by Mr. Brown, to approve the Mayor's signature on a Professional Services Contract with Kershaw Curb and Gutter, LLC in the amount of \$11,996.00 to construct ADA pathways for the Zoo Idaho Entrance Capital Improvement Project, which is scheduled to be completed by May 30, 2016. Upon roll call, those voting in favor were Johnston, Brown, Bray, Cooper, Moore and Orr.

AGENDA ITEM NO. 18: Idaho Lorax, Pocatello resident, shared his support for a "citizen scientist" group and encouraged participation in community cleanup efforts.

Kevin Perry, 1478 Ridge Street, stated he has given information to the Legal Department and is waiting to hear from City attorneys.

Niki Taysom, 4963 Yellowstone Avenue, Chubbuck, shared quotes from various books and expressed her support of the Constitution.

There being no further business, Mayor Blad adjourned the meeting at 6:44 p.m.

APPROVED:

BRIAN C. BLAD, MAYOR

ATTEST:

RUTH E. WHITWORTH, CMC, CITY CLERK

PREPARED BY:

KONNI KENDELL, DEPUTY CITY CLERK