

**A M E N D E D**

**CITY OF POCA TELLO**  
**REGULAR CITY COUNCIL MEETING**

March 19, 2020 · 6:00 PM  
Council Chambers | 911 North 7th Avenue

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.

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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](mailto:sbeebe@pocatello.us); 208.234.6248 or 5815 South 5th Avenue, Pocatello, Idaho.

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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 "DISCUSSION ITEMS." You must sign in at the start of the meeting to be recognized.*

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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.

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**1. ROLL CALL AND PLEDGE OF ALLEGIANCE**

## 2. INVOCATION

The invocation will be offered by a representative of the Baha'i Faith.

## 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 Clarification and Regular Council meetings of February 20, 2020 and March 5, 2020; February 25, 2020 Joint Cities/Bannock County/School District No. 25/Idaho State University meeting; and the March 5, 2020 City Council ICRMP Training.

(b) TREASURER'S REPORT: Council may wish to consider the Treasurer's Report for February showing cash and investments as of February 29, 2020.

(c) HUMAN RELATIONS ADVISORY COMMITTEE REAPPOINTMENT: Council may wish to confirm the Mayor's reappointment of Terry Brooks to continue his service as a member of the Human Relations Advisory Committee. Mr. Brooks' term will begin March 22, 2020 and will expire March 22, 2024.

Documents:

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

## 4. COMMUNICATIONS AND PROCLAMATIONS

### 4.1. RESOLUTION – DECLARATION OF LOCAL DISASTER EMERGENCY

Council may wish to adopt a resolution declaring a local disaster emergency in accordance with Idaho Code 46-1011. **(ACTION ITEM)**

Documents:

[AGENDA-ITEM-4.1.PDF](#)

## 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. PUBLIC HEARING – VACATION OF RIGHT OF WAY NORTH SHOULDER OF HILDRETH ROAD

This time has been set aside for the Council to hear comments from the

public regarding a request by Thomas Katsilometes (mailing address: PO Box 11, Pocatello, ID 83204) to vacate the public's interest in the right-of-way of the north shoulder of Hildreth Road between Interstate-15 and Diamondback Lane. **(ACTION ITEM)** (Legislative Public Hearing)

Documents:

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

## **7. SHORT PLAT – MR. MOWER SUBDIVISION**

Kris Kelly, represented by Matt Baker of Summit Land Surveying (mailing address: 366 Washington Avenue, Pocatello, ID 83201) has submitted a short plat application to subdivide 2.39 acres (more or less) into two (2) lots. The general location of the property is 4105 Hawthorne Road. **(ACTION ITEM)**

Documents:

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

## **8. UTILITY DEPOSIT EXCEPTION REQUEST – TAYLOR**

Council may wish to consider a request from Rebecca Taylor for an exception to City Code requiring a \$150.00 deposit for City utilities for new accounts. **(ACTION ITEM)**

Documents:

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

## **9. TRADE AND PURCHASE OF FIREARMS – POLICE**

Council may wish to consider the Pocatello Police Department's recommendation and accept a quote from Salt Lake Wholesale (Blue Label Glock Dealer for Law Enforcement) for the following firearms. The firearms will be used by members of the Pocatello Police Department. **(ACTION ITEM)**

(a) Trade-in 14 older Glock 30 and 6 Glock 21 firearms; and if approved

(b) Purchase 14 new Glock 19 and 6 Glock 17 handguns.

Staff can purchase the new Glock handguns at a discounted rate of \$236.00 per gun. Total purchase cost will be \$4,720.00. Funds are available in the Police Department's Fiscal Year 2020 budget.

Documents:

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

## 10. SOLE SOURCE DECLARATION – POLICE VEHICLE PURCHASE/LEASE

Council may wish to accept the recommendation of Police staff and declare Bancorp as a Sole Source vendor for the following requests: **(ACTION ITEM)**

- a) Approve the lease of ten (10) 2020 Ford F-150 fully equipped Pursuit Pickups from Bancorp for five (5) annual payments of \$144,300.00; and
- b) Approve the purchase of three (3) 2020 Ford Explorer Hybrids from Bancorp in the amount of \$38,484.00 each (total cost \$115,452.00).

Bancorp provides a “turnkey” service which means they will up-fit the vehicles with all of the necessary equipment and deliver them ready to use.

Funds for the vehicles lease and purchase are available in the Police Department’s Fiscal Year 2020 budget.

Documents:

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

## 11. INTERGOVERNMENTAL AGREEMENTS – ANIMAL SHELTER SERVICES

Council may wish to consider the following Intergovernmental Agreements for the Pocatello Animal Shelter to provide shelter services, subject to Legal Department review. **(ACTION ITEM)**

- a) Bannock County
- b) City of Inkom
- c) City of McCammon
- d) City of American Falls
- e) City of Downey
- f) City of Chubbuck

The agreements will hold agencies outside Pocatello financially responsible for the Shelter services. The agreement specifies the Shelter must have room for the animal and the City of Pocatello is a priority.

Documents:

[AGENDA-ITEM-11.PDF](#)

## 12. CELL DOG AGREEMENT – ANIMAL SERVICES

Council may wish to approve a Cell Dog Agreement between Pocatello Animal Services, the Pocatello Women’s Correctional Center (PWCC) and The Friends of the Pocatello Animal Shelter (TFPAS), subject to Legal Department review. **(ACTION ITEM)**

The Cell Dog program is a collaborative effort to allow inmates a chance to give back through the training and socialization of shelter companion animals. Responsibilities of PWCC, Animal Services and TFPAS are outlined in the agreement.

Documents:

**AGENDA-ITEM-12.PDF**

### **13. ACCEPTANCE OF TWO CANINES DONATED TO POLICE DEPARTMENT**

Council may wish to consider the recommendation of staff and accept the donation of two (2) canines for the Pocatello Police Department Canine Unit. Dog No. 1 is a German Shepherd (5 years) and Dog No. 2 is a Yellow Labrador (2 ½ years). Both dogs will be used as explosive ordnance detection dogs. **(ACTION ITEM)**

Dogs of this caliber often cost police departments upwards of \$10,000.00 or more each to purchase.

Documents:

**AGENDA-ITEM-13.PDF**

### **14. ORDINANCES**

#### **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.

ORDINANCES: The Council has the following options for reading ordinances. If the Council makes no motion, the ordinance will be read on three (3) different days, two (2) readings of which may be by title only and one (1) reading of which shall be in full and placed on final passage for publication. **(ACTION ITEM)**

EXAMPLE MOTIONS:

**Option 1: FOR ONE READING UNDER RULES SUSPENSION:** "I move the ordinance, Agenda Item #\_\_, be read only by title and placed on final passage for publication, and that only the ordinance summary sheet be submitted for publication."

**Option 2: FOR THREE SEPARATE READINGS:** "I move the ordinance, Agenda Item #\_\_, be read on three separate days. First and second

readings will be by title and in full on the third reading. The ordinance shall then be placed on final passage for publication, and only the ordinance summary sheet be submitted for publication."

Before the ordinance can be read under Option 1, the Council must pass said motion by a vote of one-half plus one (4) of the full Council.

An ordinance ready for reading.

14. An ordinance to rezone by contract approximately 2.57 acres of land located at 2909 Pole Line Road from Commercial General (CG) to Light Industrial (LI) for use as industrial storage and sales, pursuant to Pocatello Municipal Code 17.02.180(B)(I), subject to conditions. **(ACTION ITEM)**

Documents:

**[AGENDA-ITEM-14.PDF](#)**

## **15. 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.)**

## **16. ADJOURN**

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### **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.