

AGENDA

CITY OF POCATELLO REGULAR CITY COUNCIL MEETING

FEBRUARY 6, 2025 • 6:00 PM

COUNCIL CHAMBERS | 911 NORTH 7TH AVENUE

The meeting will be live-streamed at <https://streaming.pocatello.gov/> and available on Sparklight Cable channel 56

Any citizen who wishes to address the Council shall first be recognized by the Mayor, and shall then give their name and address for the record. If a citizen wishes to read documentation of any sort to the Council, they shall first seek permission from the Mayor. A three (3) minute time limitation is requested for Council presentations.

City Hall is accessible to persons with disabilities. Program access accommodations can be provided with two (2) days' advance notice by contacting Skyler Beebe at sbeebe@pocatello.gov, [208-234-6248](tel:208-234-6248), or 5815 South 5th Avenue, Pocatello, Idaho.

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.**

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.

1. ROLL CALL AND PLEDGE OF ALLEGIANCE

2. INVOCATION

The invocation will be offered by Pastor Karl Pettit representing First Baptist Church.

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 following meetings: Work Session meeting of December 12, 2024; and Clarification and Regular City Council meetings of December 19, 2024, and January 2, 2025.

(b) **MATERIAL CLAIMS:** Council may wish to approve the Material Claims for the period of January 16 -31, 2025.

(c) **TREASURER'S REPORT:** Council may wish to approve the Treasurer's Report for December 2024 showing cash and investments as of December 31, 2024.

(d) **ANIMAL SHELTER ADVISORY BOARD REAPPOINTMENT:** Council may wish to confirm the Mayor's reappointment of Arlen Walker to continue serving as a member of the Animal Shelter Advisory Board. Arlen's term will begin February 18, 2025 and expire February 18, 2027.

(e) **HISTORIC PRESERVATION COMMISSION APPOINTMENT:** Council

may wish to confirm the Mayor's appointment of Darryn Davidson to serve as a member of the Historic Preservation Commission, replacing Amy Commendador who resigned. Darryn's term will begin February 7, 2025 and expire November 20, 2026.

(f) **HOUSING ALLIANCE AND COMMUNITY PARTNERSHIPS BOARD**

APPOINTMENT: Council may wish to confirm the Mayor's appointment of Brady Robertson to serve as a member of the Housing Alliance and Community Partnerships Board, replacing Amy Kawahara-Rhoads who resigned. Brady's term will begin February 7, 2025 and expire September 8, 2027.

(g) **HUMAN RELATIONS ADVISORY COMMITTEE APPOINTMENT:**

Council may wish to confirm the Mayor's appointment of Andrea Schmutz to serve as a member of the Human Relations Advisory Committee, filling a long-term vacancy. Andrea's term will begin February 7, 2025 and expire October 20, 2027.

Documents:

AGENDA-ITEM-3.PDF

4. 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. PUBLIC HEARING - VACATION OF RIGHT OF WAY - BOGEY LANE

This time has been set aside for the Council to hear comments from the public regarding a request by Dykman Construction, represented by HLE (mailing address: 800 West Judicial Street, Blackfoot, ID 83221) to vacate the public's interest of 100 square feet (more or less) at the end of Bogey Lane. Staff recommends approval of vacating the subject Right-of-Way

(ROW), with conditions. **(ACTION ITEM)** (Quasi-judicial public hearing)

Documents:

AGENDA-ITEM-6.PDF

7. PUBLIC HEARING - PLANNED UNIT DEVELOPMENT (PUD) APPLICATION - 2806 SOUTH 5TH AVENUE

This time has been set aside for the Council to hear comments from the public regarding a request by Gate City Builders, represented by Sunrise Engineering (mailing address: 600 East Oak Street, Pocatello, ID 83201) for a Planned Unit Development. The property is located at 2806 South 5th Avenue and consists of four (4) parcels encompassing 5.56 acres (more or less). The request is to allow for lot size averaging to construct eight (8) multi-family structures on individual lots with Lot 9 proposed to be a common lot for stormwater retention, recreation area and parking. Following a public hearing on January 8, 2025, the Planning and Zoning Commission recommended approval of the application, to be known as Aspen Place Planned Unit Development. **(ACTION ITEM)** (Quasi-judicial public hearing)

Documents:

AGENDA-ITEM-7.PDF

8. PUBLIC HEARING - CITY INITIATED TEXT AMENDMENTS TO TITLE 17: ZONING REGULATIONS

This time has been set aside for the Council to hear comments from the public regarding proposed amendments to Title 17: Zoning Regulations. **(ACTION ITEM)** (Legislative Public Hearing)

Documents:

AGENDA-ITEM-8.PDF

9. PARTIAL REPLAT AMENDMENT REQUEST- IRON EAGLE ESTATES DIVISION 3

Council may wish to approve a request by Dykman Construction, represented by HLE, (mailing address: 800 West Judicial Street, Blackfoot, ID 83221) to amend the current recorded plat known as Iron Eagle Estates Division 3.

Staff recommends approval of the amendment with conditions. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-9.PDF

10. FINAL PLAT APPLICATION - STAN'S INDUSTRIAL PARK

Council may wish to approve a final plat application submitted by Sweat Equity Investments, LLC, represented by Dioptra, (mailing address: 4880 Clover Dell Road, Chubbuck, ID 83202) to subdivide 4.93 acres of land (more or less) into ten (10) commercial lots. The property is located in the 6100 Block of South 5th Avenue with a zoning designation of Residential Commercial Professional (RCP). Staff finds that the proposal is in substantial conformance with the preliminary plat application and recommends approval with conditions. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-10.PDF

11. GRANT APPLICATION - BLUE CROSS OF IDAHO FOUNDATION FOR HEALTH - 2025 COMMUNITY PROJECT GRANT APPLICATION

Council may wish to approve submission of a grant application for the Blue Cross of Idaho Foundation for Health's 2025 Community Project in the amount of \$85,000.00 and, if awarded, authorize acceptance of the grant and authorize the Mayor's signature on all pertinent documents, subject to Legal Department review. The grant would provide funding to conduct a community engagement process, redesign and implementation activities at Alameda Park. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-11.PDF

12. AIRPORT GRANT AGREEMENTS/RESOLUTIONS

Council may wish to adopt the following resolutions and approve the following grant agreements and authorize the Mayor's signature on all pertinent documents, subject to Legal Department review:

- a) Adopt a resolution, approve an agreement and approve acceptance of a grant from Idaho Transportation Department Division of Aeronautics in the amount of A\$15,000.00. Funds will be used for design and construction of a taxilane for hangar development; and
- b) Adopt a resolution, approve an agreement and approve acceptance of a grant from Idaho Transportation Department Division of Aeronautics in the amount of \$1,000,000.00. Funds will be used for the rehabilitation of Runway 3/21.

There are no local match requirements for the grants. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-12.PDF

13. ANNUAL TRADE AND PURCHASE OF HANDGUNS – POLICE DEPARTMENT

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

- a) Trade-in 13 old Glock 17's and 7 old Glock 17's MOS guns; and if approved
- b) Purchase 20 new Glock 45 MOS handguns.

The Police Department can purchase the new Glock handguns at a discounted rate of \$240.75 per gun. Total purchase cost will be \$4,815.00.

Funds are available in the Police Department's Fiscal Year 2025 budget.

Documents:

AGENDA-ITEM-13.PDF

14. DECLARATION OF SURPLUS PROPERTY - POLICE DEPARTMENT

Council may wish to declare the following Police Department equipment and vehicles as surplus property and approve donation of the items to Idaho State University to be used in the Law Enforcement Program: 8 Ford Crown Victoria vehicles, model years 2008 - 2011; 35 handheld radios without batteries; 44 radio chargers; 9 radio batteries; and 35 radio microphones.

Council may also wish to authorize the Mayor's signature on all applicable documents pertaining to the donation in accordance with City policy and subject to Legal Department review. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-14.PDF

15. USE AGREEMENT - POCATELLO HYPE BASEBALL - PARKS AND RECREATION DEPARTMENT

Council may wish to approve a use agreement with Casey Cleaves of Pocatello Hype Baseball, to maintain, schedule and prepare baseball fields at Scardino Park for his teams and others to practice and play games from April 2025 to August 2025, and authorize the Mayor's signature on all applicable documents, subject to Legal Department review. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-15.PDF

16. RESOLUTION - ADA GRIEVANCE COMMITTEE

Council may wish to adopt a Resolution dissolving the ADA Grievance Committee, expressing appreciation to its members for their service, and establishing the City ADA Coordinator's responsibilities. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-16.PDF

17. PROFESSIONAL ARCHITECTURAL SERVICES BID AWARD/CONTRACT - RIVERSIDE GOLF COURSE CLUBHOUSE

Council may wish to accept the recommendations of staff and award a contract for Professional Architectural Services for the design of a new clubhouse at Riverside Golf Course to the highest scoring responsive firm, Booth Architectures, PLLC and authorize the Mayor's signature on all pertinent documents, subject to Legal Department review: Funding for the contract has been reserved in General Fund reserves, per Council direction. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-17.PDF

18. PIGGYBACK BID ACCEPTANCE OF SOURCEWELL CONTRACT FOR CATERPILLAR UTILITY COMPACTOR LEASE - WATER DEPARTMENT

Council may wish to consider piggybacking Sourcewell's competitively bid contract #020223-CAT with Western States Caterpillar, Inc. for a five (5) year lease of one (1) new Caterpillar CB4 Utility Compactor with five (5) annual payments in the amount of approximately \$8,464.12 and authorize the Mayor's signature on all pertinent documents, subject to Legal Department review. Funding for the lease has been budgeted in the FY2025 Water Department budget. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-18.PDF

19. CONSTRUCTION MANAGEMENT SERVICES BID AWARD/CONTRACT - RECYCLING CENTER FACILITY AT 3034 GARRETT WAY

Council may wish to accept the recommendations of staff and award a contract for Construction Management Services for a partial remodel of the recycling center located at 3034 Garrett Way to the highest scoring responsive firm, Construction Services, Inc. and authorize the Mayor's signature on all pertinent documents, subject to Legal Department review. Funding for the contract has been budgeted in the FY2025 Sanitation budget. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-19.PDF

20. PIGGYBACK BID ACCEPTANCES - SANITATION DEPARTMENT

Council may wish to accept the following piggyback bids for the Sanitation Department and if approved, authorize the Mayor's signature on all pertinent documents, subject to Legal Department review. Funding for the purchases has been budgeted in the FY2025 Sanitation Department budget. **(ACTION ITEM)**

- a) ROLL OFF REFUSE TRUCKS: Piggybacking Sourcewell Contract #032824-PMC via Peterbilt Motors Company for the purchase of two (2) Peterbilt 567s with Galbreath bodies in the amount of \$269,671.00 each, for a total expenditure of \$539,342.00; and
- b) FRONT LOAD REFUSE TRUCKS: Piggybacking Sourcewell Contract #032824-PMC via Peterbilt Motors Company for the purchase of two (2) Peterbilt 520s with Wittke bodies in the amount of \$435,962.00 each, for a total expenditure of \$871,924.00; and
- c) SIDE LOAD REFUSE TRUCK: Piggybacking Sourcewell Contract #032824-PMC via Peterbilt Motors Company for the purchase of one (1) Peterbilt 520 with a Labrie body in the amount of \$446,964.00.

Documents:

AGENDA-ITEM-20.PDF

21. PROFESSIONAL SERVICES AGREEMENT FOR PAVEMENT CONDITION SURVEY SERVICES - STREET SERVICES DEPARTMENT

Council may wish to accept the recommendations of staff and award a contract for pavement condition survey services as part of the Street Services pavement maintenance program to IMS Infrastructure Management Services, LP in the amount of \$58,795.00 and authorize the Mayor's signature on all pertinent documents, subject to Legal Department review. Funding for the services has been budgeted in the FY2025 Street Services Department budget. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-21.PDF

22. ROAD WIDENER ATTACHMENT PURCHASE - STREET SERVICES DEPARTMENT

Council may wish to accept the recommendations of staff and approve the purchase of one (1) FHR Series Road Widener Attachment via local dealer Western States Caterpillar in the amount of \$64,584.15 and authorize the Mayor's signature on all pertinent documents, subject to Legal Department review. Funding for the purchase has been budgeted in the FY2025 Street Services budget. **(ACTION ITEM)**

Documents:

AGENDA-ITEM-22.PDF

23. PIGGYBACK BID ACCEPTANCES - STREET SERVICES DEPARTMENT

Council may wish to accept the following piggyback bids for the Street

Services Department and if approved, authorize the Mayor's signature on all pertinent documents, subject to Legal Department review. Funding for the purchases has been budgeted in the FY2025 Street Services Department budget. **(ACTION ITEM)**

a) CAT 265 COMPACT TRACK LOADER: Piggybacking Sourcewell Contract #020223-CAT via Western States Caterpillar for the purchase of one (1) 2025 CAT 265 Compact Track Loader in the amount of \$96,738.63.; and

b) CAT PM622 COLD PLANER: Piggybacking Sourcewell Contract #020223-CAT via Western States Caterpillar for the purchase of one (1) CAT PM622 Cold Planer for \$861,008.92, including a trade-in valued at \$70,000.00, for a total expenditure of \$791,008.92.

Documents:

AGENDA-ITEM-23.PDF

24. ORDINANCE

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.

Ordinance ready for reading:

24) An ordinance amending the zoning designation of 155 Willard Avenue from Commercial General (CG) to Residential Medium Density Single-Family (RMS). **(ACTION ITEM)**

Documents:

AGENDA-ITEM-24.PDF

25. ITEMS FROM THE AUDIENCE

This time has been set aside to hear items from the audience 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.)

26. ADJOURN

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.