

EXECUTIVE SESSION MEETING NOTICE

CITY COUNCIL

CITY OF POCA TELLO, IDAHO

APRIL 15, 2010 - 5:00 P.M.

PARADICE CONFERENCE ROOM

The City Council will meet in an Executive Session on Thursday, April 15, 2010, at 5:00 P.M. in the Paradise Conference Room at City Hall, in accordance with Idaho Code 67-2345(1)(c) to conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency, and 67-2345(1)(f) to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement.

A G E N D A

CITY OF POCA TELLO

REGULAR CITY COUNCIL MEETING

APRIL 15, 2010 - 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.

City Hall and the City Council Chambers are accessible to persons with disabilities. Interpreters for persons with hearing impairments and/or taped information for persons with visual impairments can be provided upon three day notice. For accessibility arrangements, please contact Dave Hunt, Interim ADA Coordinator, at Voice Phone: 208-232-5057; TTY: 208-232-5071; Fax: 208-233-5149; E-mail: dhunt@pocatello.us; Mailing Address: P.O. Box 4169, Pocatello, Idaho 83205-4169; Physical Address: 215 West Bonneville, 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. If the matter the citizen wishes to discuss is not listed on the formal agenda, an opportunity to be heard by the Council is the agenda item described as "DISCUSSION ITEMS." Total time allotted for this item is fifteen (15) minutes, with a maximum of three (3) minutes per speaker. You must sign in at the start of the meeting.

AGENDA CLARIFICATION MEETING: A meeting will be held at 5:30 PM in the Paradise Conference Room at City Hall, prior to the regular meeting for clarification of the agenda.

RECESS: In the event the meeting is still in progress at 7:30 PM, the Mayor may call a ten-minute recess to allow Council members and participants a brief rest period.

AGENDA ITEM NO. 1: ROLL CALL AND PLEDGE OF ALLEGIANCE.

AGENDA ITEM NO. 2: INVOCATION: The invocation will be offered by Reverend Jim Jones, Blazing Grace Church.

AGENDA ITEM NO. 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 Agenda Clarification and Regular City Council meeting of March 18, 2010; the Service Level Reports Council meeting of April 1, 2010; and the Executive Session of April 1, 2010.
- (b) TREASURER'S REPORT: Council may wish to consider the Treasurer's Report for March, showing cash and investments as of March 31, 2010.
- (c) FAIR HOUSING COMMITTEE APPOINTMENT: Council may wish to confirm the appointment of November Merzlock to serve as a member of the Fair Housing Committee, filling a vacancy. Ms. Merzlock's term will begin April 16, 2010, and will expire April 16, 2013.
- (d) HOUSING AUTHORITY OF POCATELLO REAPPOINTMENT: Council may wish to confirm the Mayor's reappointment of Dave Packer to continue his service as a member of the Housing Authority of Pocatello Board of Directors. Mr. Packer's term will begin April 22, 2010, and will expire April 22, 2015.

- (e) POCATELLO DEVELOPMENT AUTHORITY REAPPOINTMENT: Council may wish to confirm the Mayor's reappointment of Karl Anderson and Brian Blad to continue their service as members of the Pocatello Development Authority Board of Directors. Both terms will begin May 1, 2010, and will expire May 1, 2014.
- (f) COUNCIL DECISION-AMENDED PLAT APPROVAL FIELDSTONE HEIGHTS SUBDIVISION DIVISION #1: Council may wish to adopt its decision approving the amendment of the Final Plat for Fieldstone Heights Subdivision, Division #1, to allow development of the subdivision in two phases, to be named Division #1 and Division #2. The conditions placed on the original plat approval remain in place. The parcel is situated east of Hawkweed Drive and at the end of Shale Drive.

- AGENDA ITEM NO. 4: COMMUNICATIONS AND PROCLAMATIONS:
- AGENDA ITEM NO. 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.
- AGENDA ITEM NO. 6: DISCUSSION ITEMS: This time has been set aside to hear discussion items not listed on the agenda. Items which appear 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.)
- AGENDA ITEM NO. 7: APPOINTMENT CONFIRMATION: Council may wish to confirm the Mayor's appointment of Dave Hunt as Director of Transportation/ADA Coordinator. Mr. Hunt is currently Interim Director of Transportation and has been acting in that capacity since December 18, 2009. The appointment would be effective April 24, 2010.
- AGENDA ITEM NO. 8: BID: Council may wish to award, subject to Legal Department approval, the bid for constructing the Pocatello Zoo's Grizzly Exhibit buildings to the low bidder

Harris, Inc. who submitted a bid in the amount of \$352,800.00.

AGENDA ITEM NO. 9: VENDOR PERMIT-BCS, INC.: Council may wish to consider a request from Derek Stephens, dba BCS, Inc. (mailing address: 815 Tanager Drive, Pocatello ID 83201), to sell hot dogs and other concession items on City streets in the downtown area. Specifically, he would like to use his mobile concession cart on 6th and Center, 4th and Center, the Visitor Information Center, and at other possible events where there are no established concessionaires. He has completed the necessary application, provided the required insurance, and received approval from the District Health Department. Since the proposed areas for vendor sales are not specified in the City Code, approval from the City Council is required.

AGENDA ITEM NO. 10: "COUNCIL SELECT" FUNDING REQUEST-KIWANIS CLUB OF POCATELLO: The Kiwanis Club of Pocatello, represented by Ed Bowman (mailing address: PO Box 2381, Pocatello ID 83206), is requesting that "Council Select" funds in the amount of \$428.00 be used to pay for rental and moving of 20 tables for the 43rd Annual Bing Hong Kiwanis Pancake Breakfast planned for June 26th and 27th. As of April 9, 2010, \$4,750.00 remains in the "Council Select" line item. Additionally, the Kiwanis are requesting a waiver of the shelter rental fee as they built the shelter.

AGENDA ITEM NO. 11: TEMPORARY STREET CLOSURE REQUEST-OLD TOWN POCATELLO: Council may wish to consider a request from Old Town Pocatello (mailing address: PO Box 222, Pocatello ID 83204) to close the 200 block of West Fremont and the 300 and 400 blocks of Union Pacific Avenue for the following events:

- a) Bike to Work Bike Parade-Friday May 21st 2:00 PM to 8:00 PM;
- b) Revive @ 5-Wednesdays May 26th through September 8th 2:00 PM to 10:00 PM;
- c) Finally Friday Family Concerts-June 25th, July 30th, and August 27th 2:00 PM to 10:00 PM.

AGENDA ITEM NO. 12: OPEN CONTAINER WAIVER REQUEST-OLD TOWN POCATELLO: The Council may wish to consider a request from Old Town Pocatello (mailing address: 420 North Main, Pocatello ID 83204) for a waiver of the open container ordinance to allow alcohol to be consumed in the 200 block of West Fremont and a portion of the 400 block of Union Pacific Avenue for the following events:

a) Revive @ 5-Wednesdays May 26th to September 8th from 5:00 PM to 9:00 PM; and

b) Finally Friday Family Concerts-June 25th, July 30th, and August 27th from 5:00 PM to 9:00 PM.

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

AGENDA ITEM NO. 13: AGREEMENT-PRIME TIME AUCTION: Council may wish to declare certain City of Pocatello property as surplus and approve, subject to Legal Department approval, an agreement with Prime Time Auctions, Inc. to auction said property on May 8, 2010.

AGENDA ITEM NO. 14: PROFESSIONAL SERVICES AGREEMENTS: Council may wish to approve, subject to Legal Department approval, two Professional Services Agreements with Keller Associates, Inc. (mailing address: 131 SW 5th Avenue, Suite A, Meridian ID 83642). Under the agreements Keller Associates will perform construction engineering, inspection and sampling services for the Custer Street Bridge Project and the Gould Street Bridge Project. These are federal aid stimulus projects and no City match is required.

AGENDA ITEM NO. 15: MEMORANDUM OF UNDERSTANDING-THREE RIVERS: Council may wish to approve, subject to Legal Department approval, a Memorandum of Understanding with Three Rivers RC&D to reduce hazardous fire fuels on the east bench of Pocatello. The location is in the vicinity of Satterfield and Summit Drive on City-owned property. All aspects of the project will be

coordinated with the Pocatello Fire Department, Bureau of Land Management, and Idaho Department of Lands. Costs to the City are related to in-kind services provided by the Fire Department.