

**CITY OF BLACKFOOT  
CITY COUNCIL MEETING  
MINUTES FROM MAY 7, 2019**



**PLEDGE OF ALLEGIANCE**

Mayor Carroll called the meeting to order at 7:00 PM and representatives from the City's Boy Scouts led the Pledge of Allegiance.

**ROLL CALL**

Roll call was taken and those in attendance were: Councilman Brown, Councilman Gardner, Councilman Jensen and Councilwoman Simpson.

**CONSENT AGENDA**

Councilman Jensen motioned to approve the Consent Agenda, consisting of the Minutes from April 2, 2019 as well as Payables, the transfer of an airport lease agreement for Jim & Cynthia Ison, an airport lease agreement for Visser Ag, Inc. and an alcohol license for The Teton House, Councilman Brown seconded; all were in favor, motion carried.

**HOLLY POWELL, CITY TREASURER**

**Treasurer Report**

Ms. Powell reviewed the recent Association of Idaho Cities (AIC) training that she, Mayor Carroll and City Clerk Suzanne McNeel attended. She reviewed training on legislative issues regarding revenue sharing/sales tax distributions and annexation as well as the prediction of a recession. All of these items have the ability to significantly impact the City.

**LISA J TORNABENE, HUMAN RESOURCES DIRECTOR**

**Proposed Change in Personnel Policy Sick Bank Wording**

On behalf of Ms. Tornabene, Mayor Carroll presented a minor change to the approval process of using sick bank hours. Councilwoman Simpson motioned to approve the policy change, Councilman Brown seconded; all were in favor, motion carried.

*Sick Leave Bank:*

*Individuals grandfathered under the former Personal Leave Policy and whom have hours 'banked' for conversion to health insurance benefits at retirement (as defined by the Rule of 90 or the PERSI definition of retirement) will continue to retain those hours and have them applied to their COBRA benefit at the rate of 64 hours for one month of coverage. Only hours in increments of 64 may be applied to coverage.*

*Eligibility for hours from the sick leave 'bank' are based on a medical need to be absent from work. **Any request for use of sick 'bank' hours must be submitted in writing to, and approved by, the Department Head.***

**MAYOR MARC CARROLL**

**Nomination of Planning and Zoning Board Member**

Mayor Carroll nominated Rocky Moldenhauer to the Planning & Zoning Commission, Councilman Jensen motioned to approve the appointment, Councilman Gardner seconded; all were in favor, motion carried. Mayor Carroll nominated Merv Dolan to the Planning & Zoning Commission, Councilman Jensen motioned to approve the appointment, Councilwoman Simpson seconded; all were in favor, motion carried. These individuals are replacing Charles Kotter and Bennie Lily.

**Collective Bargaining Agreement Extension Negotiation for IAFF Local #4454**

Mayor Carroll explained to Council that the Union and City representatives met in April, and having no major changes to discuss, recommended extending the current contract for an additional two (2) years. Councilman Brown motioned to approve a 2-year extension of the existing Bargaining Unit Agreement with IAFF Local #4454, Councilman Jensen seconded; all were in favor, motion carried.

**Public Comment on Proposed Hands-Free Device Ordinance**

Mayor Carroll explained he is not proposing the hand held device ordinance tonight, but will entertain public comment. He also discussed the fact that the City wants to provide a safe driving environment without being overly burdensome. Mayor Carroll also acknowledged that he wanted to consider this for Blackfoot, as surrounding cities recently approved distracted driving ordinances and he felt this would provide continuity in the Valley.

**Nate Harrington, Blackfoot**

Mr. Harrington feels that the current distracted driving laws already cover the use of cell phones and is opposed to a specific City ordinance requiring hands-free cell phone use. Mr. Harrington explained that bus driver policy is covered by Federal DOT regulations which do not allow a driver to operate a commercial vehicle with a cell phone to their ear; however, there are no regulations for the use of 2-way radio use.

**Jacob Ball, Blackfoot**

Mr. Ball questioned how the proposed ordinance would be enforced. Mayor Carroll explained this question is one of the reasons that he is not recommending moving forward with the ordinance at this time.

**Police Chief Kurt Asmus** stated he feels the City should consider creating a distracted driving infraction that would cover a multitude of distractions, not just the use of a cell phone. This would result in a fine as opposed to a misdemeanor and possible jail time. He encouraged the City to take into consideration that this is a way to make the roads safer for drivers and reduce the number of injuries, accidents and deaths. Chief Asmus would also prefer the State issue this as part of a state-wide law, as the State of Idaho is one of the few states that does not have a hands-free ordinance.

**Proposed Hands-Free Device Ordinance**

Mayor Carroll has put this on hold at this time.

**GARRETT SANDOW, CITY ATTORNEY**

**Ordinance Updating Code Book on Council Meeting Dates**

Attorney Sandow read into record proposed Ordinance No. 2179, which addresses the frequency and timing of City Council Meetings. Councilman Jensen motioned to approve Ordinance No. 2179 as presented and waive all future readings, Councilman Brown seconded; roll call was taken and all were in favor, motion carried.

**ORDINANCE NO. 2179**

AN ORDINANCE OF THE CITY OF BLACKFOOT, IDAHO, AMENDING SECTION 2(C) TO CHAPTER 6, TITLE 1, REGARDING REGULAR DATES AND TIMES OF CITY COUNCIL MEETINGS, AND PROVIDING FOR THE EFFECTIVE DATE OF SAID CHANGE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BLACKFOOT, IDAHO AS FOLLOWS:

SECTION 1: That Chapter 6, Section 2(C) of Title 1 be amended as follows:

1-6-2(C) Regular Meetings: The city council shall hold regular meetings on the first ~~and third~~ Tuesday of each month, unless that date conflicts with a national holiday, election day, or other event necessitating a meeting be cancelled. Regular meetings will be held at city hall at the hour of seven o'clock P.M. Special meetings on other dates or times may be scheduled as provided herein. The mayor shall preside at council meetings.

SECTION 2: That the effective date of this Ordinance shall be after passage and publication as provided by law.

PASSED AND APPROVED by the Mayor and City Council this 7th day of May, 2019.

CITY OF BLACKFOOT, IDAHO

By: \_\_\_\_\_

Marc Carroll, Mayor

ATTEST: \_\_\_\_\_

City Clerk

**KURT HIBBERT, PLANNING & ZONING ADMINISTRATOR**

**Proposed Ordinance Adopting a Project Redevelopment Option Zone (ProZone)**

Mr. Hibbert presented the recommended ProZone that would provide builders with additional flexibility when locating various types of development. This would encourage development of small properties that may otherwise not be useable. Councilman Gardner motioned to adopt the findings, facts and conclusions set forth by the Planning & Zoning Commission, Councilman Brown seconded; all were in favor, motion carried.

FINDINGS OF FACT, CONCLUSIONS  
AND RESOLUTION ADOPTED  
BY THE  
PLANNING AND ZONING BOARD  
OF THE  
CITY OF BLACKFOOT  
April 23, 2019

**FINDINGS AND CONCLUSIONS**

At the regularly scheduled meeting of the Planning and Zoning Board of the City of Blackfoot on March 26, 2019, the Board held a public hearing on the request of the City of Blackfoot to adopt a Project Redevelopment Option Zone (ProZone). The full draft the ProZone District is attached hereto and incorporated herein by reference. Recommendations and the basis for those recommendations from the City of Blackfoot Planning and Zoning Administrator were presented and considered by the Board. During the public hearing no testimony was provided. Upon reviewing the matter and any testimony in the public hearing, the Board found and concluded as follows:

**FINDINGS:**

1. The Board finds that the Project Redevelopment Option Zone (ProZone) will create a

regulatory tool that permits initiative and flexibility in crafting well-planned, architecturally designed development that meets the needs of the community. The intent of the new zone is more particularly set forth in the proposed draft attached hereto.

## **RESOLUTION AND CONCLUSIONS**

UPON MOTIONS DULY MADE, SECONDED AND CARRIED,

IT WAS RESOLVED THAT:

It is recommended to the City Council that the proposed Project Redevelopment Option Zone be adopted as an additional zoning category for the City of Blackfoot.

These findings of fact, conclusions, and resolutions were formally adopted by a majority vote of the planning and zoning board on 23rd day of April, 2019.

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Secretary of Planning & Zoning Board  
City of Blackfoot, Idaho

Councilman Brown motioned to adopt Ordinance No. 2180 and waive all required readings, Councilman Gardner seconded; roll call was taken and all were in favor.

## **ORDINANCE NO. 2180**

AN ORDINANCE OF THE CITY OF BLACKFOOT, IDAHO, ADDING SECTION (9)(G) TO CHAPTER 4, TITLE 11, REGARDING THE ADOPTION OF A PROJECT REDEVELOPMENT OPTION (“ProZone”), AND PROVIDING FOR THE EFFECTIVE DATE OF SAID CHANGE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BLACKFOOT, IDAHO AS FOLLOWS:

SECTION 1: That Chapter 4, Section 9(G) of Title 11 be added as follows:

### **11-4-9: COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS**

#### **G. Project Redevelopment Option (PROZone)**

a. Intent. This chapter creates a regulatory framework to govern the enactment of regulations to further the intention of the Comprehensive Plan, particularly, but not exclusively, in older, densely developed areas of the City.

b. Purpose. The purpose of the Project Redevelopment Option ("PRO") zone is to create a regulatory tool that permits initiative and flexibility in creating well-planned, architecturally- designed development that meets the needs of the community. More particularly, the intent of the City Council in enacting this Chapter is to:

- i. Encourage creative and efficient utilization of land.
- ii. Encourage assemblage of property to create harmonious and efficient development patterns and projects.
- iii. Provide land use and design standards tailored to specific geographic areas so that new development outcomes are more predictable and compatible with surrounding land uses.
- iv. Coordinate property development and design, including large-scale facilities, with development, both existing and as envisioned by the City of Blackfoot Comprehensive Plan, on adjoining and nearby property.
- v. Minimize the effect of additional traffic.
- vi. Improve parking and air quality.
- vii. Encourage new development that fosters a sense of community.
- viii. Better manage the location, timing, and sequencing of new development.
- ix. Provide an opportunity to involve the public.

## **1. Zone Establishment**

- (a) The provisions of this chapter shall apply to every PRO zone created under the authority of this chapter.
- (b) To establish a PRO zone, an applicant shall submit a petition (application). The application shall then be considered for approval as provided in this Title.

## **2. Optional Schematic Development Plan**

- a. Schematic Plan Submittal. An applicant may, before submitting a proposed PRO application as required by this Chapter, submit an application showing a proposed schematic development plan for the subject property. A schematic development plan shall be considered by the Planning and Zoning Commission and City Council as provided in this section.
- b. What to include in a Schematic Development Plan: A schematic development plan application shall include the following:
  - 1. A review fee of five hundred (500) dollars.
    - i. Fifty percent (50%) of the schematic development plan application fee may be applied to the application fee for a PRO zone if the City Council recommends that an applicant apply as provided in subsection (4) of this section.
  - 2. A public hearing notice fee as required by The City Codes, and Administrative policies of The City of Blackfoot.
  - 3. A statement detailing efforts by the applicant *to* assemble property *to* achieve logical boundaries for the proposed development.
  - 4. A schematic development plan which shows how a property could be developed under proposed PRO zone regulations. A schematic development plan shall be drawn to scale and must show a realistic layout reflecting how the property reasonably could be

developed considering the development standards of a proposed PRO zone, and existing and envisioned conditions on the subject property and adjoining property. A schematic development plan should show at least the following; whatever is shown shall be construed as the intent of the plan:

- a. Location of proposed uses, including dwelling unit density and occupancy.
  - b. Height, location, bulk and preliminary elevations of buildings.
  - c. Location, arrangement, and configuration of open space, landscaping, and building setbacks.
  - d. Location, access points, and design of off-street parking areas.
  - e. Number, size, and location of signs.
  - f. Street layout, and traffic and pedestrian circulation patterns, including proposed access to the property.
  - g. Relationship of the property to adjoining and nearby properties and uses.
5. A schematic development plan is not intended to permit actual development of property pursuant to such a plan but shall be prepared merely to represent how the property could be developed. Submittal and review of an application for a schematic development plan shall not create any vested rights to development.
- a. Neighborhood Meeting. A neighborhood meeting shall be held at least two (2) weeks prior to presenting a schematic development plan at a meeting of the Planning and Zoning Commission.
- b. Process Leading to the Public Hearing. Pursuant to the notice and hearing requirements of the State and Blackfoot City Code, the schematic development plan shall be first submitted to the Planning and Zoning Commission for a recommendation and thereafter to the City Council for consideration. After a public hearing, the Council may vote to recommend that an applicant:
1. Apply to a PRO zone that would allow development:
    - i. As shown on the schematic development plan; or
  2. As amended to address issues identified by the City Council to accomplish the goals and objectives of the Comprehensive Plan; or
  3. Not submit a PRO zone application.

### **3. PROZone Application Requirements**

- a. Requirements. The following materials shall be included with every application for the establishment of a PRO zone:
  - i. Proposed zone name and location.
  - ii. A statement showing how the proposed PRO zone relates to the Comprehensive Plan and furthers the intent of the Plan.

- iii. A statement detailing efforts by the applicant to assemble property to achieve logical boundaries for the proposed development.
- iv. Proposed zone text, including:
  1. Permitted, conditional, and accessory uses (individually listed and defined).
  2. Proposed development standards, including:
    - a. Land use standards are establishing land use types, occupancy, location, density, buffering and any other element envisioned by applicable sections of the General Plan.
    - b. Lot standards are establishing requirements for minimum lot area, depth, coverage, and dimensions.
    - c. Building setback standards for the front, side, and rear yards.
    - d. Design standards addressing building height, building orientation, common and private open space, natural resource protection, architectural design, and any other provisions proposed to be included in the PRO zone.
    - e. Landscaping and buffering standards.
    - f. Parking.
    - g. A statement that the PRO zone will conform to all applicable chapters of Blackfoot City Code, except as may be specifically amended by the adopted PRO zone text.
    - h. Evidence of justification for requested changes to such standards. Deviations from parking and street standards outlined in Blackfoot City Code is intended to be rare and shall be approved by three (3) members of the City Council.
- v. A preliminary project plan as provided in this Title and including the following additional information:
  1. Relationship of the property to surrounding properties and uses.
  2. Number, size, and location of all proposed signs.
- vi. A review fee of one thousand (1,000) dollars plus a fee of:
  1. Thirty (30) dollars for each dwelling unit proposed in a residential project; or
  2. Ten (10) dollars for each one hundred (100) square feet of gross floor area in a non-residential project.
- vii. A public hearing notice fee as required.

#### **4. Review of PROZone Application - Approval**

- a. **Neighborhood.** A neighborhood meeting shall be held at least two (2) weeks prior to presenting a PRO zone application at a meeting of the Planning and Zoning Commission.
- b. **Considering an Application.** When considering an application for a proposed PRO zone, the Planning and Zoning Commission may recommend, and the City Council may adopt, modifications to

PRO regulations and standards proposed by an applicant who, in the opinion of the approving authority, is needed to meet the intent and requirements of this chapter.

c. **Approval.** A proposed PRO zone application and associated preliminary project plan shall be approved only if, in the opinion of the approving authority, development proposed on the property will:

- i. Further applicable provisions of the Comprehensive Plan and any applicable master plan, particularly provisions which establish density limitations.
- ii. Conform to applicable chapters of this Title and except as may be specifically amended by the adopted PRO zone text.
- iii. Preserve and enhance the subject property and neighborhood by achieving integrated planning and design.
- iv. Be compatible with development on adjoining and nearby property, both existing and as envisioned by the City of Blackfoot Comprehensive Plan.
- v. Minimize the effect of traffic congestion and improve parking and air quality, including providing opportunities for alternative modes of transportation such as walking, bicycling, or transit.

d. **Development Agreement.** When deemed necessary or desirable by the City, application and approval of a PRO zone and any development within a PRO zone may require the submission and support of a development agreement.

## 5. Zone Designation

a. **Adopted PRO zone.** Upon approval, each adopted PRO zone shall be listed in Section 9 of this Chapter and shall be independent of any other PRO zone.

b. **Text Amendment.** A text amendment to this Title which establishes regulations for a particular PRO zone shall be adopted as a separate chapter of this Title and shall be identified sequentially. Each such chapter shall have a unique name combined with the designation "PRO" followed by a code categorizing the PRO by project type as (B) Business, (A) Apartment or other multi-family, or

(R) Residential - One family, then followed by a sequential number without regard to project category, corresponding to the chapter number for the zone, the first of which shall be "1."

## 6. Permits Required

After approval of a PRO zone and an associated preliminary project plan, and before the issuance of any building permits, a final project plan shall be submitted as required by this Blackfoot City Code. Applications for subdivision approval and any other needed permits shall be submitted as needed to implement an approved preliminary project plan.

## 7. Project Plan Variations and Amendments

After a PRO zone is adopted and a preliminary project plan for the subject property has been approved, no material variations shall be made to the preliminary project plan and the development standards adopted in the applicable PRO zone unless the zoning text or map, as the case may be, is

amended by the City Council to permit such variation. Such amendments to an approved preliminary project plan shall be obtained only by following the procedures required for first approval set forth in this chapter.

## **8. Reversion of Zoning**

Substantial action shall be taken to obtain needed additional approvals and begin construction authorized by such approvals within one (1) year after the support of a PROZone. If a final project plan has not been approved within one (1) year after a PRO zone has been applied to a specific property, action shall be initiated to rezone the property to the zone previously existing on the property or such other zone as may be deemed appropriate by the City Council.

**9. PROZones Adopted**

The following Project Redevelopment Option zones are anticipated to be adopted (example):

Blackfoot Southgate Project Redevelopment Option Zone (Southgate PRO Zone)

**10. PRO Zone Reserved**

**11. Uses Must Be in Conformity**

Land or premises shall be used, unless otherwise provided in this ordinance, in conformity with regulations herein set forth for the zoning district in which said land or premises is located.

**12. Building in Conformity**

No building or structure shall be erected or used unless in conformity within the regulations herein set forth for the zoning district in which said building or structure is located.

**13. Architectural Design Standards**

Architectural design requirements are found in Supplementary Regulations under Commercial Design Standards.

**14. Commercial Lighting Standards**

Commercial Lighting Standards are applicable as described in Supplementary Regulations.

SECTION 2: That the effective date of this Ordinance shall be after passage and publication as provided by law.

PASSED AND APPROVED by the Mayor and City Council this 7th day of May, 2019.

CITY OF BLACKFOOT, IDAHO

By: \_\_\_\_\_

Marc Carroll, Mayor

ATTEST: \_\_\_\_\_

City Clerk

**Proposed Ordinance Adopting a Downtown Historic Business Zone (DHB Zone)**

Mr. Hibbert explained that the Planning & Zoning Commission is trying to create a Historic Downtown area that would allow zero lot-line development and eliminate set-back requirements. Existing set-back requirements would be maintained in other Commercial Zones. This is not new code, but will only allow this type of development in the Historic Downtown area. Councilman Gardner motioned to adopt the findings, facts and conclusions set forth by the Planning & Zoning Commission, Councilwoman Simpson seconded; all were in favor, motion carried.

FINDINGS OF FACT, CONCLUSIONS  
AND RESOLUTION ADOPTED  
BY THE  
PLANNING AND ZONING BOARD  
OF THE  
CITY OF BLACKFOOT  
April 23, 2019

**FINDINGS AND CONCLUSIONS**

At the regularly scheduled meeting of the Planning and Zoning Board of the City of Blackfoot on March 26, 2019, the Board held a public hearing on the request of the City of Blackfoot to adopt a Downton Historic Business Zone (DHB Zone). The full draft the DHB Zone District is attached hereto and incorporated herein by reference. Recommendations and the basis for those recommendations from the City of Blackfoot Planning and Zoning Administrator were presented and considered by the Board. During the public hearing no testimony was provided. Upon reviewing the matter and any testimony in the public hearing, the Board found and concluded as follows:

**FINDINGS:**

1. The Board finds that the Downtown Historic Business Zone (DHB Zone) will create a regulatory tool that permits a district in which the primary use of land is for business purposes and promotes the development of retail shopping stores and service establishments. The intent of the new zone is more particularly set forth in the draft attached hereto.

**RESOLUTION AND CONCLUSIONS**

UPON MOTIONS DULY MADE, SECONDED AND CARRIED,

IT WAS RESOLVED THAT:

It is recommended to the City Council that the proposed Downtown Historic Business Zone be adopted as an additional zoning category for the City of Blackfoot.

These findings of fact, conclusions, and resolutions were formally adopted by a majority vote of the planning and zoning board on 23rd day of April, 2019.

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Secretary of Planning & Zoning Board  
City of Blackfoot, Idaho

Councilman Gardner motioned to adopt Ordinance No. 2181 and waive all required readings, Councilman Brown seconded; roll call was taken and all were in favor.

#### ORDINANCE NO. 2181

AN ORDINANCE OF THE CITY OF BLACKFOOT, IDAHO, ADDING SECTION (9)(F) TO CHAPTER 4, TITLE 11, REGARDING THE ADOPTION OF A DOWNTOWN HISTORIC BUSINESS ZONE, AMENDING SECTION 12 OF CHAPTER 4, TITLE 11, REGARDING THE DEFINITION OF COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS, AND PROVIDING FOR THE EFFECTIVE DATE OF SAID CHANGE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BLACKFOOT, IDAHO AS FOLLOWS:

SECTION 1: That Chapter 4, Section 9(F) of Title 11 be added as follows:

: COMMERCIAL AND INDUSTRIAL ZONING DISTRICTS:

F. Downtown Historic Business Zone (DHB): The purpose in establishing the community commercial zone is to provide a district in which the primary use of land is for business purposes and promotes the development of retail shopping stores and service establishments. Encouraged in the district will be residential apartments, except in the story abutting street level.

SECTION 2: That Chapter 4, Section 12(A) of Title 11 be amended as follows:

11-4-12: SUPPLEMENTARY USE REGULATIONS:

**A. C1 district and Downtown Historic Business Zone regulations:**

1. No front yard or side yard shall be required, except when a building or group of buildings abut upon a residential district. A yard of not less than ten feet (10') in width or a sight obstructing fence shall be provided on the side of the lot abutting the residential district.
2. There shall be a rear yard with a depth of not less than fifteen feet (15'), or a sight obstructing fence when abutting upon a residential zone. The back yard may be used for off-street parking and loading. If there exists an alleyway behind the said property, no back yard is required.
3. There is no minimum lot width or minimum area requirements.
4. Residential usage in commercial areas shall follow the area requirements as set forth in the R3 residential zone regulations. Residential usage in the Downtown Historic Business Zone shall have no minimum or maximum area requirements.
5. Height limit is not more than sixty feet (60').
6. Off street parking is delineated in section 11-4-14 of this chapter.
7. Signs are controlled by the international sign code. No animated signs that are deemed to have a deteriorating influence upon surrounding properties may be used. Questions should be directed to the zoning administrator, the planning and zoning commission or the city council.

SECTION 3: That the effective date of this Ordinance shall be after passage and publication as provided by law.

PASSED AND APPROVED by the Mayor and City Council this 7th day of May, 2019.

CITY OF BLACKFOOT, IDAHO

By: \_\_\_\_\_

Marc Carroll, Mayor

ATTEST: \_\_\_\_\_

City Clerk

**Proposed Adoption of the City Preferred Land Use Map**

Mr. Hibbert presented a new version of the preferred land use map, this is proscriptive only, and useful when predicting future land use. Councilman Gardner motioned to adopt the findings, facts and conclusions set forth by the Planning & Zoning Commission, Councilman Jensen seconded; all were in favor, motion carried.

FINDINGS OF FACT, CONCLUSIONS  
AND RESOLUTION ADOPTED  
BY THE  
PLANNING AND ZONING BOARD  
OF THE  
CITY OF BLACKFOOT  
April 23, 2019

**FINDINGS AND CONCLUSIONS**

At the regularly scheduled meeting of the Planning and Zoning Board of the City of Blackfoot on March 26, 2019, the Board held a public hearing on the request of the City of Blackfoot to update the City preferred land use map using modern technology that allows better utilization and understanding of the mapping of the City and its' related impact area. Recommendations and the basis for those recommendations from the City of Blackfoot Planning and Zoning Administrator were presented and considered by the Board. Those recommendations are attached hereto and incorporated by reference. No public testimony was provided during the hearing. Upon reviewing the matter and any testimony in the public hearing, the Board found and concluded as follows:

**FINDINGS:**

1. That the City of Blackfoot does not currently have an updated Preferred Land Use Map that is readily available to the public. The newly proposed Preferred Land Use map utilizes modern technology to create a more useable and functional mapping of the City and its' related impact areas.

**RESOLUTION AND CONCLUSIONS**

UPON MOTIONS DULY MADE, SECONDED AND CARRIED,

IT WAS RESOLVED THAT:

It is recommended to the City Council the proposed Preferred Land Use Map be adopted as the official Preferred Land Use Map of the City of Blackfoot.

These findings of fact, conclusions, and resolutions were formally adopted by a majority vote of the planning and zoning board on 23rd day of April, 2019.

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Secretary of Planning & Zoning Board  
City of Blackfoot, Idaho

Attorney Sandow read into record proposed Resolution No. 381. Councilman Brown motioned to adopt Resolution No. 381 and waive all future readings, Councilman Gardner seconded; roll call was taken and all were in favor.

**RESOLUTION OF THE CITY OF BLACKFOOT  
NUMBER 381**

A RESOLUTION ESTABLISHING A NEW PREFERRED LAND USE MAP

The undersigned, Marc Carroll, does hereby certify that the following is a true and correct copy of a resolution adopted at the City Council Meeting of the City of Blackfoot on the date indicated below:

1. WHEREAS the Planning and Zoning Commission, and subsequently the City Council, has approved adoption of a new preferred land use map for the City of Blackfoot pursuant to their Findings of Fact and Conclusions attached hereto and adopted herein; and

BE IT THEREFORE RESOLVED THAT:

1. The proposed preferred land use map shall be adopted as the new official preferred land use map for the City of Blackfoot.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR this 7th day of May, 2019.

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Mayor Marc Carroll

ATTEST:

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City Clerk

**Proposed Ordinance Regarding Certain Restrictions, Requirements and other Regulations on Downtown Signage Standards**

Mr. Hibbert explained the Planning & Zoning Commission based the ordinance on International Sign Code, but is much easier to understand and interpret. Councilman Gardner motioned to adopt the findings, facts and conclusions set forth by the Planning & Zoning Commission, Councilwoman Simpson seconded; all were in favor, motion carried.

FINDINGS OF FACT, CONCLUSIONS  
AND RESOLUTION ADOPTED  
BY THE  
PLANNING AND ZONING BOARD  
OF THE  
CITY OF BLACKFOOT  
April 23, 2019

**FINDINGS AND CONCLUSIONS**

At the regularly scheduled meeting of the Planning and Zoning Board of the City of Blackfoot on March 26, 2019, the Board held a public hearing on the request of the City of Blackfoot to add an Ordinance regarding certain restrictions, requirements and other regulations on downtown signage standards. Recommendations and the basis for those recommendations from the City of Blackfoot Planning and Zoning Administrator were presented and considered by the Board. No testimony was provided during the public hearing. Upon reviewing the matter, the Board found and concluded as follows:

**FINDINGS:**

1. That the prior Blackfoot City Code does not adequately regulate what is or is not allowed with regard to a downtown signage. The proposed additions to the sign ordinance correct the deficiencies. The proposed additions are attached hereto and incorporated by reference.
2. That in order to properly allow and regulate downtown signs, certain ordinances need to be added as presented by the City Planning and Zoning Administrator.

**RESOLUTION AND CONCLUSIONS**

UPON MOTIONS DULY MADE, SECONDED AND CARRIED,

IT WAS RESOLVED THAT:

It is recommended to the City Council that the proposed additions to the Blackfoot Zoning ordinances, regarding the regulation of downtown signs, should be adopted as presented.

These findings of fact, conclusions, and resolutions were formally adopted by a majority vote of the planning and zoning board on 23<sup>rd</sup> day of April, 2019.

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Secretary of Planning & Zoning Board  
City of Blackfoot, Idaho

Councilman Brown motioned to adopt Ordinance No. 2182 and waive all required readings, Councilman Gardner seconded; roll call was taken and all were in favor. Because of the length of Ordinance No. 2182 adopting signage standards, it was not included in this record. The full text is available at City Hall.

**EXECUTIVE SESSION**

Councilman Jensen motioned to move into Executive Session pursuant to Idaho Code 74-206, subsection 1 (a), To consider hiring a public officer, employee, staff member or individual agent, wherein the respective qualities of individuals are to be evaluated in order to fill a particular vacancy or need. Councilman Brown seconded, roll call was taken and all were in favor and the meeting moved into Executive Session at 7:57 PM.

Councilman Brown motioned to move into the Regular Meeting, Councilman Jensen seconded; all were in favor and the Regular meeting commenced at 9:30 PM.

**ADJOURNMENT**

Councilman Jensen motioned to adjourn the meeting; Councilman Brown seconded; all were in favor. The meeting was adjourned at 9:31 PM.

City of Blackfoot

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Mayor Marc Carroll

Attest:

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City Clerk Suzanne McNeel

Prepared By:

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Lisa Tornabene