

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF POCATELLO, A MUNICIPAL CORPORATION OF IDAHO, REZONING PROPERTY LOCATED AT 669 WEST QUINN ROAD, POCATELLO, IDAHO FROM ZONING DESIGNATION INDUSTRIAL (I) TO COMMERCIAL GENERAL (CG), SAID PROPERTY BEING MORE PARTICULARLY DESCRIBED ON THE ATTACHED EXHIBIT "A"; PROVIDING AN AMENDMENT TO THE COMPREHENSIVE PLAN MAP DESIGNATION FROM EMPLOYMENT (E) TO COMMERCIAL (C); PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

WHEREAS, Pocatello Quinn, LLC, made application to the City to rezone approximately 10.58 acres of land located at 669 West Quinn Road, Pocatello, more particularly described on Exhibit "A", from Industrial (I) to Commercial General (CG); and

WHEREAS, the subject rezone request will require a concurrent Comprehensive Map Plan amendment from Employment (E) to Commercial (C); and

WHEREAS, the Planning and Zoning Commission held a Public Hearing on December 8, 2021, to consider the rezoning request and Comprehensive Map Plan amendment as required by law, and thereafter recommended approval of the request; and

WHEREAS the proposed rezone and Comprehensive Map Plan designation amendments are in compliance with the laws of the State of Idaho and of the City of Pocatello; and

WHEREAS, the City Council being fully advised and having held a Public Hearing on the request January 6, 2022, adopted its written Decision on February 3, 2022, in compliance with the laws of the State of Idaho and of the City of Pocatello, having decided to grant the rezoning requests.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF
THE CITY OF POCA TELLO AS FOLLOWS:

Section 1: That the land described in Exhibit A previously zoned Industrial (I) be,
and the same hereby is, rezoned to Commercial General (CG), and the Comprehensive Plan Map
designation of Employment (E) is hereby amended to Commercial (C).

Section 2: That this ordinance repeals all ordinances or parts of ordinances in
conflict herewith.

Section 3: That the official zoning map adopted by the City of Pocatello and on file
with the City Clerk in accordance with applicable law be amended to incorporate the change of
zoning provided for in this Ordinance.

Section 4: That this ordinance shall be in full force and effect from and after its
passage, approval, and publication according to law.

PASSED AND APPROVED this ____ day of February, 2022.

CITY OF POCA TELLO, a municipal
corporation of Idaho

BRIAN C. BLAD, Mayor

ATTEST:

KONNI R. KENDELL, City Clerk

STATE OF IDAHO

)

ss:

County of Bannock

)

On this _____ day of February, 2022, before me, the undersigned, a Notary Public for the State, personally appeared Brian C. Blad and Konni R. Kendell, known to me to be the Mayor and City Clerk, respectively, of the City of Pocatello, and acknowledged to me that they executed the foregoing instrument for and on behalf of said municipal corporation and that said municipal corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the date and year in this certificate first above written.

(SEAL)

NOTARY PUBLIC FOR IDAHO

Residing in: _____

My commission expires: _____

EXHIBIT A

Parcel 1

A PARCEL OF LAND LOCATED IN THE EAST 1/2 OF SECTION 15, TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SECTION 15, SAID POINT BEING MONUMENTED BY AN ITD RIGHT-OF-WAY MONUMENT AS DESCRIBED IN CORNER PERPETUATION RECORDED AS INSTRUMENT NO. 21510138 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY; THENCE SOUTH 89°57'43" EAST, BASIS OF BEARING PER THE CENTER MERIDIAN OF THE IDAHO STATE PLANE COORDINATE SYSTEM (EAST) ZONE, ALONG THE NORTH LINE OF SAID SECTION 15, A DISTANCE OF 1320.09 FEET TO THE EAST 1/16 CORNER ON THE NORTH LINE OF SAID SECTION 15, SAID POINT BEING MONUMENTED BY AN ITD RIGHT-OF-WAY MONUMENT AS DESCRIBED IN CORNER PERPETUATION RECORD AS INSTRUMENT NO. 21510136 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY; THENCE SOUTH 01°32'32" EAST, A DISTANCE OF 25.02 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF QUINN ROAD; THENCE NORTH 88°14'28" EAST, ALONG THE SOUTH RIGHT-OF-WAY LINE OF QUINN ROAD, A DISTANCE OF 202.70 FEET TO A 1/2" DIAMETER BY 24" LONG IRON PIN WITH PLASTIC CAP INSCRIBED PLS 18971, THE POINT OF BEGINNING;

THENCE SOUTH 00°38'12" WEST, A DISTANCE OF 550.67 FEET TO A 1/2" X 24" LONG IRON PIN WITH PLASIC CAP INSCRIBED PLS 18971;

THENCE NORTH 89°58'50" WEST, A DISTANCE OF 154.57 FEET TO A 1/2" X 24" LONG IRON PIN WITH PLASIC CAP INSCRIBED PLS 18971;

THENCE SOUTH 66°01'08" WEST, A DISTANCE OF 364.46 FEET TO THE SOUTHEAST CORNER OF A PARCEL OF LAND BELONGING TO THE UNITED STATES OF AMERICA AS DESCRIBED IN WARRANTY DEED RECORDED UNDER INSTRUMENT NO. 732922 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY;

THENCE FOLLOWING ALONG THE EAST BOUNDARY LINES OF SAID PARCEL OF LAND OVER THE FOLLOWING THREE (3) COURSES;

1. NORTH 00°03'31" EAST, A DISTANCE OF 274.85 FEET TO A 1/2" DIAMETER BY 24" LONG IRON PIN;
2. NORTH 89°55'51" WEST, A DISTANCE OF 64.25 FEET TO A 1/2" DIAMETER BY 24" LONG IRON PIN;
3. NORTH 00°03'31" EAST, A DISTANCE OF 417.91 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF QUINN ROAD TO A 1/2" DIAMETER IRON PIN WITH A PLASTIC CAP INCRIBED BY 15925;

THENCE SOUTH 89°56'39" EAST, ALONG SAID SOUTH RIGHT-OF-WAY LINE, A DISTANCE OF 354.63 FEET TO A 5/8" DIAMETER IRON PINE WITH ALUMINUM CAP INSCRIBED PLS 2652;

THENCE NORTH 88°14'28" EAST, CONTINUING ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 202.70 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 7.32 ACRES, MORE OR LESS.

EXCEPTING AND RESERVING THEREFROM:

A PARCEL OF LAND OWNED BY THE CITY OF POCA TELLO FOR A MUNICIPAL WELL AS DESCRIBED IN DEED INSTRUMENT NUMBER 618694 OF THE OFFICIAL RECORDS OF BANNOCK COUNTY, LOCATED WITHIN THE BOUNDS OF THE ABOVE-DESCRIBED PARCEL LOCATED IN THE EAST 1/2 OF SECTION 15, TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE PARCEL OF LAND BELONGING TO THE UNITED STATES OF AMERICA AS DESCRIBED IN WARRANTY DEED RECORDED UNDER INSTRUMENT NUMBER 732922 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY, SAID POINT BEING MONUMENTED BY A 1/2" REBAR, THE SAME BEING THE SOUTHWEST CORNER OF THE AFOREMENTIONED LAND DESCRIBED;

THENCE NORTH 05°11'42" EAST, A DISTANCE OF 178.09 FEET TO A 1/2" DIAMETER BY 24" LONG IRON PIN WITH PLASTIC CAP INSCRIBED PLS 15971, THE POINT OF BEGINNING;

THENCE NORTH 01°03'53" EAST, A DISTANCE OF 37.32 FEET TO A 1/2" DIAMETER IRON;

THENCE NORTH 58°55'53" EAST, A DISTANCE OF 79.30 FEET TO A 1/2" DIAMETER BY 24" LONG IRON PIN WITH PLASTIC CAP INSCRIBED PLS 15971;

THENCE SOUTH 88°56'07" EAST, A DISTANCE OF 30.40 FEET TO A 1/2" DIAMETER IRON;

THENCE SOUTH 01°03'53" WEST, A DISTANCE OF 79.50 FEET TO A 1/2" DIAMETER BY 24" LONG IRON PIN WITH PLASTIC CAP INSCRIBED PLS 15971;

THENCE NORTH 88°56'07" WEST, A DISTANCE OF 97.55 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.15 ACRES, MORE OR LESS.

Parcel 2

A PARCEL OF LAND LOCATED IN THE EAST 1/2 OF SECTION 15, TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTH QUARTER CORNER OF SECTION 15, SAID POINT BEING MONUMENTED BY AN ITD RIGHT-OF-WAY MONUMENT AS DESCRIBED IN CORNER PERPETUATION RECORDED AS INSTRUMENT NO. 21510138 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY; THENCE SOUTH 89°57'43" EAST BASIS OF BEARINGS PER THE CENTRAL MERIDIAN OF IDAHO STATE PLANE, ALONG THE NORTH LINE OF SAID SECTION 15, A DISTANCE OF 1320.09 FEET TO THE EAST 1/16 CORNER ON THE NORTH LINE OF SAID SECTION 15, SAID POINT BEING MONUMENTED BY AN ITD RIGHT-OF-WAY MONUMENT AS DESCRIBED IN CORNER PERPETUATION RECORD AS INSTRUMENT NO. 21510136 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY; THENCE SOUTH 01°32'32" EAST, A DISTANCE OF 25.02 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF QUINN ROAD; THENCE NORTH 88°14'28" EAST, ALONG THE SOUTH RIGHT-OF-WAY LINE OF QUINN ROAD, A DISTANCE OF 202.70 FEET TO A 1/2" DIAMETER X 24" LONG IRON PIN WITH A PLASTIC CAP INSCRIBED PLS 18971, THE POINT OF BEGINNING;

THENCE CONTINUING ALONG THE SOUTH RIGHT-OF-WAY LINE OF QUINN ROAD OVER THE FOLLOWING FOUR (4) COURSES:

1. NORTH 88°14'28" EAST, A DISTANCE OF 175.16 FEET TO AN ITD BRASS CAP MONUMNET;
2. NORTH 87°46'02" EAST, A DISTANCE OF 90.23 FEET TO AN ITD BRASS CAP MONUMENT;
3. SOUTH 02°07'44" EAST, A DISTANCE OF 1.64 FEET TO AN ITD BRASS CAP MONUMENT;
4. SOUTH 88°45'02" EAST, A DISTANCE OF 2.14 FEET TO THE NORTHWEST CORNER OF A PARCLE OF LAND BELONGING TO THE UNITED STATES OF AMERICA RECORDED UNDER INSTRUMENT NUMBER 235027 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY;

THENCE SOUTH 00°31'25" WEST, ALONG THE WEST LINE OF SAID PARCEL OF LAND AND IT'S EXTENSION THEREOF, A DISTANCE OF 557.99 FEET TO A 1/2" DIAMETER BY 24" LONG IRON PIN WITH PLASTIC CAP INSCRIBED PLS 15971;

THENCE NORTH 89°58'50" WEST, A DISTANCE OF 268.46 FEET TO A 1/2" DIAMETER BY 24" LONG IRON PIN WITH PLASTIC CAP INSCRIBED PLS 15971;

THENCE NORTH 00°38'12" EAST, A DISTANCE OF 550.67 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 3.41 ACRES, MORE OR LESS.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF POCATELLO, A MUNICIPAL CORPORATION OF IDAHO, ABANDONING AND VACATING THE PUBLIC'S INTEREST OF APPROXIMATELY .12 ACRES OF RIGHT-OF-WAY LOCATED ON WEDGE WAY, MORE PARTICULARLY DESCRIBED ON THE ATTACHED EXHIBIT "A"; PROVIDING THAT THE PUBLIC RIGHT-OF-WAY HEREIN VACATED SHALL BE DISTRIBUTED IN ITS ENTIRETY TO THE ADJOINING PROPERTY OWNER, TL SHAVER, LLC, IN ACCORDANCE WITH IDAHO CODE SECTIONS §50-311 AND §50-1306(A) AS DEEMED TO BE IN THE BEST INTERESTS OF THE OWNER OF THE VACATED PROPERTY AND FOR THE PUBLIC GOOD; PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

WHEREAS, Application was made to the City of Pocatello requesting that the City Council abandon and vacate the public right-of-way above described; and

WHEREAS, a Public Hearing was held at the regular City Council meeting on January 6, 2022; and

WHEREAS, the conditions set forth within the Council Decision, dated February 3, 2022, have been met and it is timely to prepare, adopt, and record this Ordinance to effectuate the transfer of ownership; and

WHEREAS, the City Council deems that the proposed vacation of the right-of-way does not adversely affect the rights of the public;

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF POCATELLO AS FOLLOWS:

Section 1: That the platted right-of-way identified as approximately .12 acres of land located on Wedge Way, more particularly described on Exhibit A, is hereby vacated.

Section 2: That the lands herein vacated shall be distributed to the adjoining property owner and developer, TL Shaver, LLC, in accordance with Idaho Code Section §50-311 as deemed to be in the best interests of the adjoining property owner and for the public good.

Section 3: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

PASSED AND APPROVED this ____ day of February, 2022

CITY OF POCA TELLO, a municipal corporation of Idaho

BRIAN C. BLAD, Mayor

ATTEST:

KONNI R. KENDELL, City Clerk

STATE OF IDAHO)
 ss:
County of Bannock)

On this ____ day of February, 2022, before me, the undersigned, a Notary Public in and for the State, personally appeared Brian C. Blad and Konni R. Kendell, known to me to be the Mayor and City Clerk, respectively, of the City of Pocatello, and acknowledged to me that they executed the foregoing instrument for and on behalf of said municipal corporation and that said municipal corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the date and year in this certificate first above written.

(SEAL)

NOTARY PUBLIC FOR IDAHO
Residing in _____
My Commission Expires _____

EXHIBIT A

A PORTION OF THE PLATTED WEDGE WAY RIGHT-OF-WAY, AS SHOWN ON THE PLAT OF PORTNEUF GOLF ESTATES, RECORDED UNDER INSTRUMENT NO. 607814 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY, LOCATED IN THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 17, TOWNSHIP 7 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED MORE PARTICULARLY AS FOLLOWS:

BEGINNING AT AN ANGLE POINT ON THE WEST BOUNDARY LINE OF LOT 1, BLOCK 1, THE 14TH HOLE SUBDIVISION, RECORDED UNDER INSTRUMENT NO. 21915690 IN THE OFFICIAL RECORDS OF BANNOCK COUNTY, SAID POINT BEING ON THE NORTH RIGHT-OF-WAY LINE OF WEDGE WAY;

THENCE SOUTH 7°18'17" WEST, ALONG THE WEST BOUNDARY LINE OF SAID LOT 1; A DISTANCE OF 40.00 FEET TO THE SOUTHWEST CORNER OF SAID LOT 1, BEING A POINT ON THE SOUTH RIGHT-OF-WAY LINE OF WEDGE WAY, BEING A POINT OF NON-TANGENCY WITH A 234.29 FOOT-RADIUS CURVE WHOSE CENTER BEARS SOUTH 7°18'21" WEST;

THENCE FOLLOWING ALONG SAID RIGHT-OF-WAY LINE, ALONG SAID CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 29°25'43" FOR AN ARC LENGTH OF 120.34 FEET (THE CHORD OF SAID CURVE BEARS SOUTH 82°35'29" WEST A DISTANCE OF 119.02 FEET) TO A POINT OF NON-TANGENCY;

THENCE NORTH 18°47'15" EAST A DISTANCE OF 101.07 FEET TO A POINT OF NON-TANGENCY WITH A 30.00-FOOT-RADIUS CURVE ON THE WEST BOUNDARY LINE OF LOT 6, BLOCK 4, PORTNEUF GOLF ESTATES, THE CENTER OF WHICH BEARS SOUTH 71°12'45" EAST;

THENCE FOLLOWING ALONG SAID CURVE TO THE LEFT THROUGH A CENTRAL ANGLE OF 113°55'47" FOR AN ARC LENGTH OF 59.65 FEET (THE CHORD OF SAID CURVE BEARS SOUTH 38°10'38" EAST A DISTANCE OF 50.30 FEET) TO A POINT OF REVERSE CURVATURE ON THE NORTH RIGHT-OF-WAY LINE OF WEDGE WAY, HAVING A RADIUS OF 274.29 FEET, THE CENTER OF WHICH BEARS SOUTH 5°08'32" EAST;

THENCE FOLLOWING ALONG SAID RIGHT-OF-WAY LINE, ALONG SAID CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 12°26'57" FOR AN ARC LENGTH OF 59.60 FEET (THE CHORD OF SAID CURVE BEARS SOUTH 88°55'03" EAST A DISTANCE OF 59.48 FEET) TO THE POINT OF BEGINNING.

SAID VACATED AREA CONTAINS 0.12 ACRES, MORE OR LESS.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF POCATELLO, A MUNICIPAL CORPORATION OF IDAHO, ABANDONING AND VACATING THE PUBLIC'S INTEREST IN A PRIVATE EASEMENT FOR INGRESS AND EGRESS LOCATED ON THE EASTERLY TWELVE FEET OF LOTS 3 AND 4, BLOCK 1 AND THE WESTERLY TWELVE FEET OF LOT 5, BLOCK 1, TUSCANY COMMERCIAL PLAZA SUBDIVISION, BANNOCK COUNTY, IDAHO, AND MORE PARTICULARLY DESCRIBED ON THE ATTACHED EXHIBIT "A"; AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

WHEREAS, Application was made by Arns-Nelson Trust, B Street Investments, LLC and BBAD Investments, LLC, to the City of Pocatello requesting that the City Council abandon and vacate the twenty-four foot (24') private easement for ingress and egress above described; and

WHEREAS, a Public Hearing was held at the regular City Council meeting on January 6, 2022; and

WHEREAS, the conditions set forth within the Council Decision, dated February 3, 2022, have been met and it is timely to prepare, adopt, and record this Ordinance to effectuate the transfer of ownership; and

WHEREAS, the City Council deems that the proposed vacation of the private easement does not adversely affect the rights of the public.

NOW THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF POCATELLO AS FOLLOWS:

Section 1: That portion of the platted private easement for ingress and egress identified as the easterly twelve feet (12') of Lots 3 and 4, Block 1 and the westerly 12' of Lot 5, Block 1, Tuscan Commercial Plaza Subdivision, more particularly described on Exhibit "A", is hereby vacated.

Section 2: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

PASSED AND APPROVED this ____ day of February, 2022.

CITY OF POCA TELLO, a municipal corporation of Idaho

BRIAN C. BLAD, Mayor

ATTEST:

KONNI R. KENDELL, City Clerk

STATE OF IDAHO)
 ss:
County of Bannock)

On this ____ day of February, 2022, before me, the undersigned, a Notary Public in and for the State, personally appeared Brian C. Blad and Konni R. Kendell, known to me to be the Mayor and City Clerk, respectively, of the City of Pocatello, and acknowledged to me that they executed the foregoing instrument for and on behalf of said municipal corporation and that said municipal corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the date and year in this certificate first above written.

NOTARY PUBLIC FOR IDAHO
Residing in _____
My commission expires: _____

EXHIBIT A

SITUATED ON PORTIONS OF LOTS 3, 4 & 5, BLOCK 1, TUSCANY COMMERCIAL PLAZA (INST. NO. 20511981), LOCATED IN THE SOUTHEAST 1/4 OF SECTION 24 AND THE NORTHEAST 1/4 OF SECTION 25, TOWNSHIP 6 SOUTH, RANGE 34 EAST, BOISE MERIDIAN, BANNOCK COUNTY, IDAHO, DESCRIBED MORE PARTICULARLY AS FOLLOWS:

THE 24.00-FOOT-WIDE PRIVATE EASEMENT FOR INGRESS AND EGRESS, BEING 12.00 FEET ON EACH SIDE OF THE LOT LINE COMMON TO LOTS 3 AND 5, BLOCK 1, TUSCANY COMMERCIAL PLAZA (INST. NO. 20511981) TOGETHER WITH THE 24.00-FOOT-WIDE PRIVATE EASEMENT FOR INGRESS AND EGRESS, BEING 12.00 FEET ON EACH SIDE OF THE LOT LINE COMMON TO LOTS 4 AND 5, BLOCK 1, TUSCANY COMMERCIAL PLAZA (INST. NO. 20511981).

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF POCA TELLO, A MUNICIPAL CORPORATION OF IDAHO, AMENDING ORDINANCE NO. 3076, THE APPROPRIATION ORDINANCE FOR THE FISCAL PERIOD OCTOBER 1, 2021 THROUGH SEPTEMBER 30, 2022; PROVIDING FOR AN INCREASE IN EXPENDITURES IN THE GENERAL FUND, RECREATION FUND, PUBLIC TRANSIT RURAL FUND, PUBLIC TRANSIT URBAN FUND, SCIENCE & ENVIRONMENT FUND, WATER FUND, AND WASTEWATER POLLUTION CONTROL FUND; WHICH INCREASES THE TOTAL FISCAL YEAR EXPENDITURES BY \$6,707,441; PROVIDING THAT THE REVENUE TO PAY FOR SAID INCREASES SHALL BE DERIVED FROM GRANTS, UNEXPECTED REVENUES, AND PREVIOUSLY UNAPPROPRIATED CASH BALANCES; PROVIDING THAT ALL OTHER PORTIONS OF APPROPRIATION ORDINANCE NO. 3076 SHALL REMAIN IN FULL FORCE AND EFFECT; PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL, AND PUBLICATION ACCORDING TO LAW.

WHEREAS, after the Fiscal Year 2022 Appropriations Ordinance was passed and approved, additional revenues, including grant funds, have been received which will require additional appropriations; and

WHEREAS, the Council has also decided to use existing cash balances to proceed with certain other additional expenditures to account for unanticipated events; and

WHEREAS, an amendment to the FY 2022 appropriation ordinance is required to reflect the increased revenue and expenditures for the above-mentioned purposes; and

WHEREAS, notice and hearing have been provided in accordance with Idaho Code §50-1002, §50-1003, and §50-1006;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF POCA TELLO AS FOLLOWS:

Section 1: That the appropriations and the amount appropriated for the General Fund, Recreation Fund, Public Transit Rural Fund, Public Transit Urban Fund, Science & Environment Fund, and Wastewater Pollution Control Fund and the resultant expenditures as set out in Section 1 of Ordinance No. 3076 be hereby further amended to reflect increased expenditures to be derived from additional revenues, fund cash balances and/or grant funds:

**Budget Amendment
Totals**

Fund	Adopted Budget	Adjusted Budget
General Fund	\$ 37,535,629	\$ 37,959,606
Recreation Fund	\$ 2,852,874	\$ 3,002,874
Public Transit Rural Fund	\$ 1,333,546	\$ 1,371,046
Public Transit Urban Fund	\$ 3,156,866	\$ 3,247,866
Science & Environment	\$ 393,172	\$ 953,172
Wastewater Pollution Control Fund	\$ 13,839,176	\$ 19,284,140
Total	\$ 59,111,263	\$ 65,818,704

Section 2: That all other portions of the Fiscal 2022 Appropriation Ordinance No. 3076 not herein amended shall remain in full force and effect.

Section 3: That this Ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

PASSED AND APPROVED this 17th day of February 2022.

CITY OF POCA TELLO, a municipal
corporation of Idaho

BRIAN C. BLAD, Mayor

ATTEST:

KONNI R. KENDELL, City Clerk

PUBLISHED: