

RESOLUTION NO. 1999-5

A RESOLUTION OF THE CITY OF POCA TELLO, A MUNICIPAL CORPORATION OF IDAHO, REAFFIRMING THE APPROVAL OF THE PORTNEUF GREENWAY CONCEPT BY ESTABLISHING PROCEDURES FOR IMPLEMENTATION OF THE REMAINDER OF THE PROJECT; ACKNOWLEDGING THE ROLE OF THE PORTNEUF GREENWAY FOUNDATION IN THE RECENT PAST AND DECLARING THE CITY'S INTENT TO FURTHER THE PROJECT BY SPEARHEADING PRESENT AND FUTURE LAND AND/OR EASEMENT ACQUISITIONS; SETTING OUT DUTIES AND RESPONSIBILITIES OF CITY STAFF; PROVIDING GOALS FOR THE AREA TO BE KNOWN AS THE "PORTNEUF GREENWAY RECREATION AND TRANSPORTATION CORRIDOR"; PROVIDING AN EFFECTIVE DATE.

WHEREAS, in January of 1991, the City authorized use of City funds, staff time, and other resources to enter into a cooperative effort with the National Park Service, Bannock County, and Old Town Pocatello to establish a concept plan for a Portneuf River Greenway; and

WHEREAS, thereafter, on December 17, 1992, after a public hearing before the City Council regarding the plan, the City Council approved the Portneuf Greenway Concept Plan and authorized provisions in the City's Comprehensive Plan for the Greenway area; and

WHEREAS, a non-profit foundation of citizens was formed to spearhead the project, providing fund-raising, marketing, assisting with land acquisitions, donations, and providing labor on various phases of the Greenway; and

WHEREAS, the City actively participated in the Greenway Project, allocating City resources for construction, project management, land acquisition, appraisals, maintenance, irrigation, engineering, and the like, a total of \$262,657.00, excluding staff time, for Phase I & II of the Greenway project.

WHEREAS, the list of accomplishments for the project includes 1) completion of Phase I, including a paved bicycle/pedestrian path on the City Creek and Rainey Park stretches and installation of a pedestrian bridge; completion of Trapper Park including

placement of decorative concrete pavers, landscaping, decorative lighting, and an irrigation system; property appraisals; acquisition of easements and real property for the Greenway; and 2) final design stage of Phase II to complete the south levee section and the northern section from North City Park to the Kraft Road area; and

WHEREAS, the members of the Portneuf Greenway Foundation have organized numerous activities and expended thousands of hours in furtherance of the project, including general fund-raising; organization and promotion of the annual Duck Race celebration; coordination of volunteer work groups; solicitation of donations of labor, money, and materials for pathways, parks, and bikeways; and coordination of public relations efforts; and

WHEREAS, the drafting of zoning ordinance changes which might affect development along the Greenway Corridor and other future vehicular and pedestrian transportation areas has not been completed, and the City Council desires to make immediate provisions for development standards in keeping with the Greenway Corridor;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF POCA TELLO AS FOLLOWS:

1. That the City Council hereby declares that the project variously known as the Greenbelt, Portneuf Greenway, Greenway Project and the like, shall, effective with Fiscal Year 1999, be placed on the list of City Council priority projects, to be known as the "Portneuf Greenway Recreation and Transportation Corridor" and that the City staff shall be given authority to enter into negotiations with landowners in the Corridor for easements and or transfers of land title for Corridor purposes.

2. That the City Council hereby declares its intent to establish a Greenway recreation and transportation corridor along either or both sides of the Portneuf River, from

the north city limits to the south city limits, insofar as is possible given constraints of topography, private property rights, safety considerations and/or federal regulations.

3. That the City Council hereby resolves to encourage owners of existing premises or developments along the Portneuf Greenway Recreation and Transportation Corridor to provide vegetative screening and/or other landscaping amenities along the borders of the Corridor. That the Council further resolves to require buffering between new developments and the Corridor and to that end hereby authorizes the Site Plan Review Committee to establish standards for those new developments which abut the Greenway Corridor for shrubbery, hedges, trees, and other vegetative screening materials which may be used in conjunction with fencing materials on the external boundary lines of the Greenway property or Greenway easement area and to develop suitable setback standards for the various allowed uses. The Site Plan Review Committee is hereby authorized to invite a member of the Foundation to attend any meeting at which Greenway development projects are being considered.

4. That the City Council hereby resolves henceforth to manage and control the Portneuf Greenway Corridor through the Parks and Recreation and Community Development and Research Departments, including, but not limited to, further acquisition of real property or easements and maintenance of the Corridor and its amenities. The City further declares its commitment to accept and maintain Greenway or bikeway project areas as they are developed by the Greenway Foundation. Provided, however, that the City Council reiterates its contractual obligations for the completion of other public parks and recreation facilities, and declares that nothing herein shall be construed so as to reassign any resources required under such contract(s) until the contractual obligations are met.

5. The City Council hereby authorizes discussions with the Portneuf Greenway Foundation, Inc. for any transfer of property/easements and control over future development needed to fully transfer all management, ownership, and control over the Portneuf Greenway Corridor and its amenities to the City as each segment is developed by the Foundation.

RESOLVED this 4<sup>th</sup> day of March, 1999.

CITY OF POCA TELLO, a municipal  
corporation of Idaho



GREGORY R. ANDERSON, Mayor

ATTEST:



RHONDA L. JOHNSON, City Clerk