

Moscow City Council



Regular Meeting ~Agenda~

www.ci.moscow.id.us

Laurie M. Hopkins
City Clerk

208.883.7015

Monday, June 17, 2019

7:00 PM

**Council Chambers
206 E. Third St.**

The Moscow Mayor, City Council and Staff welcome you to tonight's meeting. We appreciate and encourage public participation. For regular agenda items, an opportunity for public comment is sometimes provided after the staff report. However, the formality of procedures varies with the purpose and subject of the agenda item; therefore, the Mayor may exercise discretion in deciding when to allow public comment during the course of the proceedings and limitations may be placed on the time allowed for comments. Citizens wishing to comment on business that is not on the agenda will be provided the opportunity to do so during the public comment item on the agenda. If you plan to address the Council, you will find a list of "Tips for Addressing the Council" in the door pocket outside the City Council Chambers. Please note that Moscow City Council meetings are televised, videotaped and/or recorded. Thank you for your interest in City government.

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

1. All Consent Items (ACTION ITEM)

A. Approval of Moscow City Council June 3, 2019 Minutes - Laurie M. Hopkins

Minutes presented for approval.

ACTION: Approve minutes as presented.

B. Proposed Lot Division in an Area Generally Located East of the Intersection of Southview Avenue and Alice Street - Leah Carlson

The applicant, Thompson Family Limited Partnership, is requesting a lot division in an area generally located east of the intersection of Southview Avenue and Alice Street. The existing lot is approximately 281,003 sf or 6.45 acres in size. The applicant is proposing to create three new lots of approximately 9,600 sf, 9,650 sf, and 11,273 sf in size, leaving a remainder lot of 250,480 sf. The applicant intends to create the three lots for future development of single-family residential homes. On June 3, 2019, City Council approved a rezone of the property from Agriculture/Forestry (AF) Zoning District to Low-Density, Single-Family Residential Zoning District (R-1). Within the R-1 Zoning District, lots require a minimum lot size of 9,600 sf and a minimum lot width of 80 feet. The three proposed lots meet these requirements. There are currently no buildings on the subject property. This was reviewed by the Public Works/Finance Committee on 6/10/2019 and recommended for approval.

ACTION: Approve the lot division request with no conditions.

C. Beer Garden Request for Rendezvous in the Park 2019 - Dwight Curtis

In accordance with Moscow City Code 5-13-4(B), Rendezvous in the Park is requesting that the City Council pass a Resolution allowing them to have a beer garden catered by a licensed vendor in East City Park for Rendezvous in the Park on July 18, 19 and 20, 2019, from 4:00 p.m. to 10:00 p.m. There will be food vendors, live music, and other activities at the event. As has been approved in the past, the entire fenced off area will be designated as the beer garden to allow families to be together to watch the music festivities, as well as a secured internal alcohol dispensing area. There have been no problems associated with this set-up. Also, the fenced off area will not block public access to the restroom facility (beer garden location map attached). Police Chief James Fry is supportive of Rendezvous in the Park providing its own security as done previously. There have been no problems associated with alcohol at this event in the past. This request has also been reviewed by the City Attorney. This item was reviewed by the Administrative Committee on June 10, 2019, and recommended for City Council approval.

ACTION: Approve beer garden request for Rendezvous in the Park 2019 and adopt the attached Resolution.

D. Request by Rendezvous in the Park to Waive Permit Fees – Gary J. Riedner

Rendezvous in the Park Music and Arts Festival, is an annual event which was originally sponsored by the City of Moscow. The event is now in its 38th consecutive year and Rendezvous in the Park, Inc. a non-profit corporation, has been putting on the event for the past several decades. Rendezvous in the Park is held annually in East City Park, and is a major signature summertime music and arts festival. Each year Rendezvous in the Park, Inc. requests waiver of fees associated with installation of the downtown banner advertising the event, as well as fees for sanitation services. Staff has authority to waive those fees and has traditionally granted the waiver. Staff has received a request from Rendezvous in the Park, Inc. co-President Cyndi Faircloth, requesting waiver of the following additional fees: 1. Stage rental at \$75 per day for 5 days (\$375); 2. Recycling fee at \$50; 3. Alcohol permit fee at \$100 and tax at 25.50 (\$125.50), for a total cost is \$550.50. The rationale for waiver of these fees is in recognition of Rendezvous in the Park's origin as as a City-sponsored event, which continues to benefit the City, and is now being produced by the non-profit organization at no additional cost to the City. Staff is requesting that authority be granted to the City Supervisor to waive such fees at his/her discretion in the future. This was reviewed by the Administrative Committee on June 10, 2019 and recommended for approval.

ACTION: Approve waiver of City fees associated with 2019 Rendezvous in the Park Music and Arts Festival, and that the City Supervisor be granted the authority to waive such fees in the future at his/her discretion.

REGULAR AGENDA

- 2. Staff Recognition Report - Gary J. Riedner**
- 3. Mayors Appointments (ACTION ITEM)**
- 4. Public Comment and Mayor's Response Period (limit 15 minutes)**

5. Public Hearing: Indian Hills East Addition Preliminary Plat and Planned Unit Development (ACTION ITEM) - Mike Ray

The applicant, Noel Blum, is proposing to subdivide a 41,151 square foot parcel located at 1330 Indian Hills Drive to allow for 10 single-family dwellings on lots ranging from 2,660 sf to 3,910 sf in size. Mr. Blum is also requesting a PUD to allow for a reduction in the minimum lot size, minimum lot width, setbacks, and to accommodate a private street through the development. The Planning and Zoning Commission conducted a public hearing for this matter on May 22, 2019 and recommended approval of the preliminary plat with two conditions and recommended approval of the PUD with no conditions.

PROPOSED ACTIONS: (1) Conduct the public hearing upon the proposed PUD and upon consideration of any testimony presented, approve the PUD for Indian Hills East Addition; or approve the PUD with conditions; or reject the PUD; or take other action as deemed appropriate. (2) In accordance with the decision upon the PUD, adopt the Planning and Zoning Commission's Reasoned Statement of Relevant Criteria; or direct Staff to prepare a Reasoned Statement of Relevant Criteria for the Council's consideration at a future meeting. (3) Conduct the public hearing upon the proposed Indian Hills East Addition preliminary plat and upon consideration of any testimony presented, approve the preliminary plat with the two (2) conditions recommended by staff; or approve the preliminary plat with no conditions; or reject the preliminary plat; or take other action as deemed appropriate. (4) In accordance with the decision upon the preliminary plat, adopt the Planning and Zoning Commission's Reasoned Statement of Relevant Criteria; or direct Staff to prepare a Reasoned Statement of Relevant Criteria for the Council's consideration at a future meeting.

6. Ice Rink Extension Request (ACTION ITEM) – Gary J. Riedner

By adoption of Resolution 2017-13 on June 19, 2017, the Moscow City Council approved a commitment of \$1 million of Hamilton Funds to Palouse Ice Rink for construction of an ice rink facility. The Resolution sets the parameters of the City's commitment, which expires on June 28, 2019. The Palouse Ice Rink applied for an extension of the conditional use permit for the ice rink at its current location and that conditional use permit was granted by the Moscow Zoning Board of Adjustment on May 22, 2019, and has a term of three years, with an expiration date of May 22, 2022. Christina Randal, fundraiser for the Palouse Ice Rink, has asked to meet with the City Council to request an extension of the City's commitment of \$1 million of Hamilton funds. Staff has attached the request and accompanying materials, as well as documents pertinent to the original request and commitment.

PROPOSED ACTIONS: Receive request for extension of \$1 million of Hamilton Funds from Palouse Ice Rink and approve request with conditions; or deny request; or take such other action deemed appropriate.

7. Surplus of Fire Engine to Rural Fire Districts (Genesee and Wheatland) (ACTION ITEM) – Gary J. Riedner

In April of 2018, the City of Moscow took delivery of a new fire engine to replace the existing Engine 26, and the following spring took delivery of a second new engine to replace Engine 27. The two retired engines have been surplused and retired from service. The City listed retired Engine 26 for sale in the summer of 2018 for \$25,000. No offers were received. The engine was also listed with a consignment fire apparatus dealer in Colorado and no offers have been

received. Chief Nickerson has contacted local fire departments to determine interest in the retired engines. In April 2019, Wheatland Fire Protection District contacted the City to offer \$3,500 on several year payment-plan for retired Engine 26. Genesee Fire Department also noted interest in retired Engine 27. With the lack of interest in resale of both retired engines, they will continue to sit idle, requiring storage and maintenance by City staff. Both Wheatland and Genesee agencies face limited resources, as they serve smaller rural communities. As such, City staff proposes selling retired Engine 26 to the Wheatland Fire Protection District for \$1 and retired Engine 27 to the Genesee Fire Department for \$1. This was reviewed by the Administrative Committee on June 10, 2019 and recommended for approval.

PROPOSED ACTIONS: (1) Approve sale of retired Engine 26 to Wheatland Fire Protection District for \$1, or take other such action deemed appropriate. (2) Approve sale of retired Engine 27 to Genesee Fire Department for \$1 or take other such action deemed appropriate.

REPORTS

City Council

Mayor

Staff

ADJOURN

Adjourn to Executive Session per Idaho Code 74-206 (1)(a) – The meeting will not reconvene.

NOTICE: Moscow City Council and committee meetings are televised, videotaped and/or recorded. Individuals attending the meeting who require special assistance to accommodate physical, hearing, or other impairments, please contact the City Clerk, at (208) 883-7015 or TDD 883-7019, as soon as possible so that arrangements may be made.

CITY COUNCIL STAFF REPORT

DATE: Monday, June 17, 2019



RESPONSIBLE STAFF

REVIEWED BY

Minutes were reviewed by the Administrative and Public Works/Finance Committees.

ADDITIONAL PRESENTER(S)

OTHER RESOURCES

AGENDA ITEM TITLE

Approval of Moscow City Council June 3, 2019 Minutes - Laurie M. Hopkins

DESCRIPTION

STAFF RECOMMENDATION

PROPOSED ACTIONS

ACTION: Approve minutes as presented.

FISCAL IMPACT

PERSONNEL IMPACT

ATTACHMENTS

1. minCC20190603

Moscow City Council



Regular Meeting ~Minutes~

www.ci.moscow.id.us

Laurie M. Hopkins
City Clerk

208.883.7015

Monday, June 3, 2019

7:00 PM

**Council Chambers
206 E. Third St.**

The meeting was called to order at 7:00 p.m.

PRESENT: Mayor Bill Lambert, Art Bettge, Jim Boland, Kathryn Bonzo, Brandy Sullivan, Gina Taruscio, Anne Zabala

STAFF: Gary J. Riedner, Mia Vowels, Bill Belknap, Justin Goodwin, Dwight Curtis, Tyler Palmer, Mike Ray, Laurie M. Hopkins

PLEDGE OF ALLEGIANCE

Council Member Taruscio led the Pledge of Allegiance.

CONSENT AGENDA

1. All Consent Items (ACTION ITEM)

A. Approval of Moscow City Council May 20, 2019 Minutes - Caylee Birge

Minutes presented for approval.

ACTIONS: Approve minutes as presented.

B. Airport Grant – FAA Equipment Grant – Tony Bean, Executive Director Pullman-Moscow Regional Airport

Tony Bean, Executive Director of the Pullman-Moscow Regional Airport is seeking authorization from the City, as a sponsor of PMRA to apply for a grant from the U.S. Department of Transportation Federal Aviation Administration (FAA) Airport Improvement Program for the purpose of acquiring various pieces of airport equipment and fencing. The amount of the grant is \$2,400,000 with a local match of \$229,042.00 from Airport Revenues. To facilitate the FAA grant, it is appropriate to preauthorize its acceptance. The attached Resolution has been prepared for that purpose. The Resolution also authorizes the execution of related assurances and certifications. The City of Pullman will consider adoption of a similar resolution at its June 4, 2019 City Council meeting. This was reviewed by both Administrative and Public Works Finance Committees on May 28 and was recommended for approval.

ACTIONS: Preauthorize the acceptance of an airport aid grant from the U.S. Department of Transportation Federal Aviation Administration Airport Improvement Program in the amount of \$2,400,000 with a local match of \$229,042 from airport revenues and adopt the attached Resolution.

C. Airport Grant – Runway Realignment – Tony Bean, Executive Director Pullman-Moscow Regional Airport

Tony Bean, Executive Director of the Pullman-Moscow Regional Airport (PMRA) is seeking authorization from the City, as a sponsor of PMRA to apply for a grant from the U.S. Department of Transportation Federal Aviation Administration (FAA) Airport Improvement Program for the purpose of completing Phase 4 of the Runway Realignment Project (grant offer AIP 3-53-0051-051). The amount of the grant is \$46,000,000 with a local match of \$3,735,200.00 from multiple sources, which includes a possible Washington State Department of Transportation (WSDOT) Aviation Division state grant. To facilitate the FAA grant, it is appropriate to preauthorize its acceptance. The attached Resolution has been prepared for that purpose. The Resolution also authorizes the execution of related assurances and certifications. This was reviewed by the Administrative and Public Works/Finance Committees on May 28, 2019 and recommended for approval. The City of Pullman, as co-sponsor of PMRA, passed a similar resolution at its City Council meeting on May 14, 2019. This was reviewed by both Administrative and Public Works Finance Committees on May 28 and was recommended for approval.

ACTIONS: Preauthorize the acceptance of an airport aid grant from the U.S. Department of Transportation Federal Aviation Administration Airport Improvement Program (grant offer AIP 3-53-0051-051) and adopt the attached resolution.

D. Small Community Air Service Development Grant – Tony Bean, Executive Director Pullman-Moscow Regional Airport

The City of Moscow is a co-sponsor, with the City of Pullman, of the Pullman-Moscow Regional Airport (PMRA). Tony Bean, Executive Director of PMRA is seeking the support of the City of Moscow for a grant from the U.S. Department of Transportation Small Community Air Service Development Program (SCASD) to the City of Pullman for the purpose of securing Revenue Guarantee Funds to support additional Air Service. The amount of the grant is up to \$1,000,000 with a local match of approximately \$300,000.00 from multiple public and private sources. The match pledges are being collected by PMRA and both the Pullman and Moscow Chambers of Commerce from various public and private entities. To facilitate the SCASD grant, it is appropriate to request the City of Moscow act as an Interstate Municipal partner supporting the City of Pullman as the administrative sponsoring partner. The attached Resolution has been prepared for that purpose. The City of Pullman passed a resolution preauthorizing acceptance of the SCASD grant at its City Council meeting on May 14, 2019. This was reviewed by the Administrative and Public Works/Finance Committees on May 28, 2019 and recommended for approval.

ACTIONS: Adopt the attached Resolution supporting the City of Pullman as the administrative sponsoring partner for the U.S. Department of Transportation Small Community Air Service Development Program Grant.

E. Request for Permit Fee Waiver for the Crisis Center - Gary J. Riedner

Darrell Keim, Executive Director of the Latah Recovery Community Center, is requesting a waiver of building permit fees for the remodel of 531 S. Main Street, Moscow to serve as a Crisis Center. The Crisis Center will provide services to individuals experiencing a mental health crisis. The Latah Recovery Community Center is contracting with the Crisis Response

Network/Public Health to serve as the location for behavioral health crisis services. Latah Recovery Community Center has obtained funding for development of 531 S. Main, the former location of Whack-A-Doos Hair Salon, through a contract with the Crisis Response Network. It is anticipated that the Crisis Center program will directly benefit the City by providing an alternative to police transports, and reduced time spent securing mental health holds at Gritman Medical Center emergency room. It is anticipated that the permit fees will amount to less than \$1,000. This was reviewed by the Public Works/Finance Committee on May 28, 2019 and recommended for approval.

ACTIONS: Approve request and authorize waiver of the building permit fees for Latah Recovery Community Center Crisis Center remodel at 531 S. Main Street, Moscow.

Bettge moved, Bonzo seconded to approve the Consent Agenda as presented. Roll Call Vote: Ayes: Unanimous. Nays: None. Abstentions: None. Motion carried.

REGULAR AGENDA

2. Staff Recognition Report - Gary J. Riedner

None offered.

3. Mayors Appointments (ACTION ITEM)

None offered.

4. Public Comment and Mayor's Response Period (limit 15 minutes)

None offered.

5. Citizen Commission Report - Transportation Commission - Tyler Palmer / Michael Kyte

Palmer introduced Michael Kyte, Chair of the Transportation Commission. Kyte spoke on the duties of the Commission and the members and went through projects they worked on including the Third Street bridge, bike lanes, and corridor traffic calming projects; the south couplet (US 95/SH 8) and other area pedestrian improvements; Almon Street traffic revisions; bike share program; and coordination with other agencies. Possible upcoming projects include review of transit service outside Moscow, e-scooters, downtown parking, climate change and possible review of the mobility plan.

6. Public Hearing: Proposed Rezone Located East of the Intersection of Southview Ave and Alice Street (ACTION ITEM) - Mike Ray

Thompson Family Limited Partnership is requesting to rezone a 38,558 square foot area of land generally located east of the intersection of Southview Avenue and Alice Street. The parcel is currently zoned Farm Ranch (FR), which the applicant is proposing to change to the Low Density, Single Family Residential (R-1) Zone. The Planning and Zoning Commission conducted a public hearing on May 8, 2019 and recommended approval of the rezone request.

PROPOSED ACTIONS: After conducting the public hearing and consideration of testimony received, approve the proposed Zoning Ordinance under suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary and adopt the Planning and Zoning Commission Reasoned Statement of Relevant Criteria; or consider the Zoning Ordinance on first reading; or reject the Zoning Ordinance and direct staff to prepare a Reasoned Statement of Relevant Criteria; or take such other action deemed appropriate.

Ray introduced the item describing the neighborhood zoning, available utilities, streets, and other infrastructure.

Mayor Lambert opened the public hearing at 7:34 p.m.

Garrett Thompson, 1024 Pinecrest Rd Moscow, asked the Council for support of the rezone.

The public hearing was closed at 7:35 p.m.

Boland moved to approve the proposed Zoning Ordinance under suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary and adopt the Planning and Zoning Commission Reasoned Statement of Relevant Criteria. Taruscio seconded. Roll Call Vote: Ayes: Unanimous. Nays: None. Abstentions: None. Motion carried.

Mayor Lambert read Ordinance 2019-04:

AN ORDINANCE OF THE CITY OF MOSCOW, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE ZONING OF AN APPROXIMATELY THIRTY-EIGHT THOUSAND, FIVE HUNDRED FIFTY-NINE (38,559) SQUARE FEET OF PROPERTY, DESCRIBED IN SECTION 1 OF THIS ORDINANCE, AS LOW DENSITY, SINGLE FAMILY RESIDENTIAL (R-1); PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE BE DEEMED SEVERABLE; PROVIDING FOR THIS ORDINANCE TO BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

7. Public Hearing: Tiny Home Construction and Development Standards Ordinance (ACTION ITEM) - Justin Goodwin

In July of 2018 the Idaho State Building Code Board adopted a new appendix pertaining to tiny homes, Appendix R. A tiny home is defined as a dwelling that is 400 square feet or less in floor area. Appendix R allowed for certain building code exceptions for tiny homes. On November 27, 2018 the City of Moscow Building Code Advisory Committee conducted a meeting to review the proposed appendix and recommended approval with two amendments. The proposed ordinance would adopt Appendix R with the two modifications proposed by the Building Code Advisory Committee. The proposed ordinance has been scheduled for a public hearing before City Council at the Council's upcoming June 3, 2019 meeting. This was reviewed by the Administrative Committee on May 28, 2019.

PROPOSED ACTIONS: Conduct public hearing and after considering testimony, approve the Ordinance under suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary; or consider the Ordinance on first reading and that it be read by title; or reject the Ordinance; or take such other action deemed appropriate.

Goodwin introduced the item as written above.

Mayor Lambert opened the public hearing at 7:39 p.m. Hearing no testimony, the public hearing closed at 7:40 p.m.

Bettge said he attended the BCAC and the amendments were discussed at length and felt it made for a better ordinance. Bonzo moved to approve the Ordinance under suspension of the rules requiring three

complete and separate readings and that it be read by title and published by summary. Bettge seconded. Roll Call Vote: Ayes: Unanimous. Nays: None. Abstentions: None. Motion carried.

Mayor Lambert read Ordinance 2019-05:

AN ORDINANCE OF THE CITY OF MOSCOW, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE AMENDMENT OF MOSCOW CITY CODE TITLE 7, CHAPTER 16, PROVIDING FOR THE ADOPTION AND AMENDMENT OF 2012 INTERNATIONAL RESIDENTIAL CODE APPENDIX R PERTAINING TO DEVELOPMENT STANDARDS FOR TINY HOMES; PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE BE DEEMED SEVERABLE; AND PROVIDING FOR THIS ORDINANCE TO BE IN FULL FORCE AND EFFECT FROM THE DATE OF ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

8. Beer Garden Request for Corn Hole Extravaganza (ACTION ITEM) -Dwight Curtis

A local business, Tapped, is requesting approval to have a beer garden at their new community event, the Moscow Annual Corn Hole Extravaganza. The event is open to the public and is scheduled to take place on June 22, 2019 (see attached letter and event map from Tapped). The event involves a corn hole tournament, other games, food trucks and music. All revenue from the tournament will be donated to Palouse Cares Network. The beer garden is small, similar to the Renaissance Fair event's beer garden, with security by Moscow Police officers, time paid for by Tapped. The Police Chief has reviewed the request, as well as safety requirements addressed in the agreement, and had no issue with this request. This item was reviewed by the Administrative Committee on May 28, 2019, and recommended for approval.

PROPOSED ACTIONS: Approve Beer Garden Request by Tapped for the Moscow Annual Corn Hole Extravaganza event to be held on June 22, 2019 in East City Park, or take such other action deemed appropriate.

Curtis introduced the item as written above. Brandon Allen, 624 N Mountain View Rd, said they are excited to host the first extravaganza and hope to strengthen family ties with backyard games. Other fund will include food trucks, face painting, and a bounce house. Moscow Building Supply has been very generous in donations and will host a workshop Sunday for kids. Bettge moved and Zabala seconded to approve the beer garden request by Tapped for the Moscow Annual Corn Hole Extravaganza event to be held on June 22, 2019 in East City Park and approve the corresponding resolution. Roll Call Vote: Ayes: Unanimous. Nays: None. Abstentions: None. Motion carried.

9. 1912 Center 2nd Floor Development Plan Proposal / Authorization to apply for BOA (ACTION ITEM) – Dwight Curtis/Jenny Kostroff

Heart of the Arts, Inc. (HAI) fundraising for renovations to the 1912 Center continues and the next step in floor renovations are ready to move forward. HAI is requesting City Council acceptance of the proposed 2nd floor renovation design concept, so that formal floor planning can begin. HAI is also requesting City Council authorization to apply for a variance to the parking space requirements. Physical limitations associated with the 1912 Center's location and limited options for parking will require a variance if further renovations are to continue. Additional floor renovations would bring the estimated parking space requirements to 182. HAI's facility use management strategy of the additional floors would limit the number of people using the entire 1912 Center facility at any given time, leaving the existing parking spaces as adequate. The facility use plan addresses exceptions as outlined, such as a large conference, including the use of bussing from area hotels, etc. These items

were reviewed by the Public Works/Finance Committee on May 28, 2019. The Committee recommended City Council accept the second floor design concept, and to authorize HAI to apply for a parking variance through the Board of Adjustment.

PROPOSED ACTIONS: (1) Accept the proposed 1912 Center 2nd Floor renovation design concept; reject the proposed renovation concept; or take such other action deemed appropriate. (2) If City Council approves the renovation design concept, authorize the Heart of the Arts, Inc. to apply for a parking space variance through the Board of Adjustment; or take such other action deemed appropriate.

Curtis introduced the item as written above and invited Jenny Kostroff to the podium. Kostroff presented pictures of each of the rooms proposed for the second floor and described each. Discussion regarding uses ensued. The master plan for the bid proposal is to have a base project for infrastructure and include alternates for specific details. Sullivan moved and Taruscio seconded to accept the proposed 1912 Center 2nd Floor renovation design concept. Roll Call Vote: Ayes: Unanimous. Nays: None. Abstentions: None. Motion carried.

Kostroff explained the parking issue as written above detailing the parking strategy. Sullivan moved to authorize the Heart of the Arts, Inc. to apply for a parking space variance through the Board of Adjustment. Bonzo seconded. Roll Call Vote: Ayes: Unanimous. Nays: None. Abstentions: None. Motion carried.

10. Request Adoption of Parks and Recreation Master Plan Update 2019 (ACTION ITEM) – Dwight Curtis

Work began on the Parks and Recreation Master Update 2019 in early 2018. Through numerous Commission meetings, two public workshops, and a citizen survey, fourteen (14) Actionable Items were identified, and are the focus of *Update 2019*. The Actionable Item subjects are from across the spectrum. Attached is a memorandum from the Parks and Recreation Director, Dwight Curtis, a quick reference summary sheet of the Actionable Items, and the draft Master Plan *Update 2019*. Update 2019 Actionable Items are meant to be thorough, common-sense and most importantly, "doable." The next Master Plan update is scheduled for 2025. This item was reviewed by the Administrative Committee on May 28, 2019, and recommended for approval.

PROPOSED ACTIONS: Adopt the City of Moscow Parks and Recreation Master Plan Update 2019, or take such further action deemed appropriate.

Curtis introduced the item as above and described the development process which began in 2018. A 25 question survey was completed with 558 responses. Items covered included uses, accessibility, amenities, recreational facilities and programming, safety and environment/conservation. Master Plan updates every five years seemed reasonable and achievable. Parkland dedication fee "in lieu of" has a value set to it and is policy, not in the City Code. P&R is reviewing to determine a fair value. Taruscio moved to adopt the City of Moscow Parks and Recreation master Plan Update 2019, Bettge seconded. Roll Call Vote: Ayes: Unanimous. Nays: None. Abstentions: None. Motion carried.

11. Bond Reimbursement Resolution (ACTION ITEM) - Gary J. Riedner

On May 21, 2019, Moscow voters approved a \$9,638,704.00 general obligation bond to enable the City to locate and construct a new police facility, to repurpose the present police facility located at 118 E. 4th Street and renovate the Mann Building. The vote was canvassed by the Latah County Commissioners on Wednesday, May 29, 2019. Idaho law provides for a 40 day period for any

protests to be filed. According to the City's Financial Advisor, the proceeds of the bond will be available in early September, 2019. Staff is moving forward with the closing for the property upon which the police facility will be located, as well as advertising for a request for qualifications for a project architect. The attached resolution allows for reimbursement to the City for expenditures made prior to the proceeds of the bond becoming available in September, 2018. Staff reported to both the Administrative and Public Works Finance Committees on May 28, 2019.

PROPOSED ACTIONS: Approve reimbursement resolution or take such other action deemed appropriate.

Riedner introduced the item as written above. The RFQ for an architect was published last week and funding will be needed for the first few invoices. This resolution allows for invoices and purchase of property to be paid out of accumulation and reimbursement when bond funds are available. Boland moved and Taruscio seconded to approve the reimbursement resolution. Roll Call Vote: Ayes: Unanimous. Nays: None. Abstentions: None. Motion carried.

REPORTS

City Council

Parks and Recreation Commission – Taruscio reported the Commission worked on the master plan

Clearwater Economic Development Association – Taruscio said the Association received a report on the 2020 census.

Planning and Zoning Commission – Bonzo reported the Commission held a public hearing regarding a preliminary plat; reviewed the educational services ordinance and the subdivision code ordinance.

Historic Preservation Commission – Boland said the Commission is working on the interpretive sign at the library.

Mayor

The Mayor attended an airport board meeting and held a Mayor's Youth Advisory Council.

Staff

Riedner said Joe Williams retirement was last week. Dan Ellinwood has been selected as division chief; this Wednesday the monthly City/County/Moscow School District/ University of Idaho meeting will take place at 12:00 p.m. Thursday is the ground breaking for the U of I arena; budget meetings with the Mayor are complete and staff is now balancing

ADJOURN

Boland moved and Bonzo seconded to adjourn the meeting at 9:08 p.m. Council consensus.

Bill Lambert, Mayor

ATTEST:

Laurie M. Hopkins, City Clerk

CITY COUNCIL STAFF REPORT

DATE: Monday, June 17, 2019



RESPONSIBLE STAFF

Leah Carlson, Planner I

REVIEWED BY

This was reviewed by the Public Works/Finance Committee on 6/10/2019 and recommended for approval.

ADDITIONAL PRESENTER(S)

OTHER RESOURCES

AGENDA ITEM TITLE

Proposed Lot Division in an Area Generally Located East of the Intersection of Southview Avenue and Alice Street - Leah Carlson

DESCRIPTION

The applicant, Thompson Family Limited Partnership, is requesting a lot division in an area generally located east of the intersection of Southview Avenue and Alice Street. The existing lot is approximately 281,003 sf or 6.45 acres in size. The applicant is proposing to create three new lots of approximately 9,600 sf, 9,650 sf, and 11,273 sf in size, leaving a remainder lot of 250,480 sf. The applicant intends to create the three lots for future development of single-family residential homes. On June 3, 2019, City Council approved a rezone of the property from Agriculture/Forestry (AF) Zoning District to Low-Density, Single-Family Residential Zoning District (R-1). Within the R-1 Zoning District, lots require a minimum lot size of 9,600 sf and a minimum lot width of 80 feet. The three proposed lots meet these requirements. There are currently no buildings on the subject property. This was reviewed by the Public Works/Finance Committee on 6/10/2019 and recommended for approval.

STAFF RECOMMENDATION

Approve the proposed lot division with no conditions.

PROPOSED ACTIONS

ACTION: Approve the lot division request with no conditions.

FISCAL IMPACT

No fiscal impact.

PERSONNEL IMPACT

No personnel impact.

ATTACHMENTS

1. Notice of Public Meeting
2. Site Plan
3. Application Letter
4. Legal Descriptions

NOTICE OF PUBLIC MEETING

Proposed Lot Division in an area generally located east of the intersection of Southview Avenue and Alice Street in the City of Moscow, Idaho (LUP2019-0009)

A public meeting before the Public Works/Finance Committee of the City Council will be conducted during which the following proposal will be considered:

Applicant is requesting a lot division to create three new parcels of approximately 9,600 sf, 9,650 sf, and 11,273 sf in size from an existing parcel of approximately 281,003 sf.

MEETING DATE AND TIME:

Monday, June 10th, 2019

LOCATION OF MEETING:

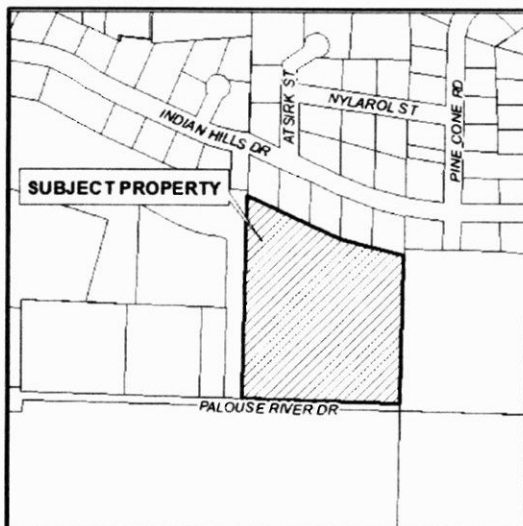
Council Chambers, Second Floor, Moscow City Hall
206 East Third Street, Moscow, Idaho

MEETING TIME:

3:00 p.m.

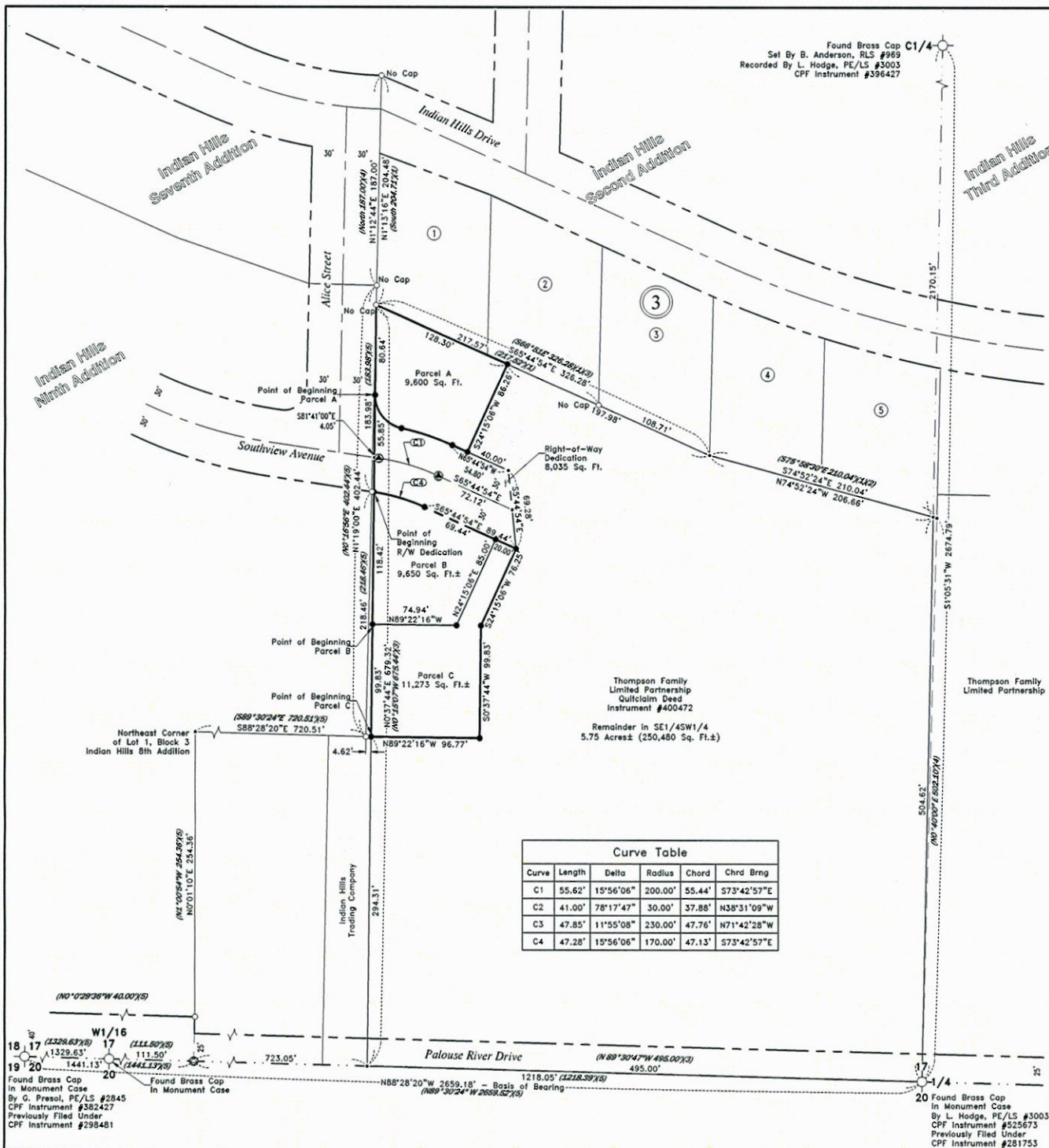
Note: Meeting start time is not necessarily indicative of discussion start time for the application advertised in this notice. Multiple hearings and/or agenda items may make it difficult to determine hearing start time, which could occur late in the meeting.

The file containing information on this matter is available for public review (an appointment may be necessary) at the Community Development Department located in the Paul Mann Building, 221 East Second Street, Moscow, Idaho. You may also call 883-7035 to obtain the meeting agenda, further information on the application or the public hearing process, and/or to request a meeting with City Staff.



Laurie Hopkins, Moscow City Clerk

Anne Peterson, Deputy City Clerk



Survey References

- Indian Hills Second Addition to the City of Moscow, Instrument #258594, surveyor not identified on plat.
- Indian Hills Third Addition to the City of Moscow, Instrument #284160, by J. Hammond, PE/LS #2102.
- Quitclaim Deed, Instrument #400472, Eugene & JoAnn Thompson to Thompson Family Limited Partnership.
- Indian Hills 7th Addition to the City of Moscow, Instrument #413530, by J. Hammond, PE/LS #2102.
- Indian Hills 9th Addition to the City of Moscow, Instrument #595522, by J. Hammond, PE/LS #2102.

Surveyor's Certificate

I, Duane Priest, PLS #6449, State of Idaho, do hereby certify that the survey represented by this map was performed by me or under my supervision in accordance with the laws of the State of Idaho and at the request of Garrett Thompson in August 2018.

Basis of Bearings

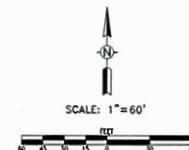
The Basis of Bearings for this survey is the south line of the SW1/4 of Section 17, shown hereon as N89°28'20"W per GPS observation.

Purpose Of Survey

To locate, and map the boundaries of the Thompson property, located in the SE1/4 of the SW1/4 of Section 17, as described in Quitclaim Deed Instrument #400472. Also to divide, monument and map the boundaries of two new parcels out of sold property, as shown hereon.

Legend

- Found Monument as Described
- Set Centerline Monument
- Found Aluminum Cap Centerline Monument in Monument Case
- Set 5/8" Diameter Rebar w/ Yellow Plastic Cap Stamped "Priest 6449"
- Found 5/8" Diameter Rebar "Hedco 2102" or as Described
- Calculated Position
- Block Number
- Lot Number
- Curve Data - See Curve Table
- Reference Data - See Survey References
- Parent Parcel Boundary Line
- New Parcel Boundary Line
- Existing Lot Line
- Section/Section Subdivision Line
- Centerline
- Right-of-Way



NO. _____ AT THE REQUEST OF: _____

DATE & HOUR: _____

BY: _____ M.

FEE \$ _____ BY: _____

Record of Survey for:
Garrett Thompson
Latah County, Idaho

Drafted by: SW

Checked by: DEP

File Name: 4075 R05.dwg

Tab: Layout

Plot Style: Default.ctb

Project: 4075-08-18

Date: 2/11/19

1 of 1

SUSAN R. WILSON

ATTORNEY AT LAW, PLLC

208 S. Main St., Ste 2, Moscow, ID 83843

Ph: 208-882-8060 ~ Fx: (866) 221-9397 ~ sw2@moscow.com

March 7, 2019

RECEIVED

MAR 07 2019

City of Moscow

City of Moscow
Honorable Mayor and Councilmembers
206 East Third Street
Moscow, Idaho 83843

RE: Petition for Lot Division - ~~Lot 19, Block 6, Indian Hills VI Addition, Moscow~~

Dear Mayor and Councilmembers,

I represent Thompson Family Limited Partnership, owner of the property described herein located in the City of Moscow. My client is requesting approval of a lot division, which would create three new parcels located directly east of the recently approved Indian Hills Ninth Addition to the City of Moscow.

Per your lot division requirements, please consider the following:

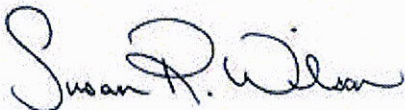
1. Lot Size, Width and Depth: - Parcel A lot size of 9,601 SF; Parcel B lot size of 9,650 SF; and Parcel C lot size of 11,273+/- SF. See Attached.
2. Public Street Frontage and Lot Access: Southview Avenue.
3. Location of Utilities and City Services: See Attached.
4. Required Street Improvements: Southview Avenue.
5. Park Land Dedication: Not Applicable.
6. Off-Street Parking: Not Applicable.
7. Right-of-way dedication and/or Easement Issues: See Attached Legal Description for Southview Avenue Dedication.
8. Building Setbacks: Not Applicable.
9. Required Street Trees: Not Applicable.

Also enclosed please find the following:

- A. Complete legal descriptions of the three new proposed lots.
- B. A scaled site plan with dimensions, property lines, adjacent streets, driveways, easements, site drainage, and North arrow and scale. There are no structures existing.
- C. A check for the Community Development Application Fee and Engineering Review Fee.

My client asks that this application be reviewed and put on the City agendas at your earliest convenience. Please send notices of the scheduled meetings to my office and to Thompson Family Limited Partnership at 1024 Pine Crest Rd., Moscow, Idaho 8383. If you have any further questions or concerns, please contact me at 208-882-8060.

Respectfully,



Susan R. Wilson
Attorney at Law

Enclosures

9-19-2018

**Legal Description by Hodge & Associates
For Garrett Thompson – Parcel A**

A legal description for a parcel of land located in the SE1/4 of the SW1/4 of Section 17, T39N, R5W, B.M., in the City of Moscow, Latah County, Idaho and being more particularly described as follows:

Commencing at the southeast corner of the SW1/4 of Section 17, Thence along the south line of said SW1/4, also the south line of Quitclaim Deed, Instrument #400472, N88°28'20"W, 495.00 feet, to the southwest corner of said Quitclaim Deed, Thence leaving the south line of the SW1/4 of Section 17, N0°37'44"E, 598.68 feet along the west line of Quitclaim Deed Instrument #400472, to a point on the the east right-of-way of Alice Street and the **Point of Beginning**:

Thence along the east right-of-way of Alice Street, N0°37'44"E, 86.64 feet, to the northwest corner of Quitclaim Deed, Instrument #400472 also the southwest corner of Indian Hills Second Addition to the City of Moscow;
Thence leaving said east line and said east right-of-way, S65°44'54"E, 128.30 feet along the north line of said Quitclaim Deed and the south line of Indian Hills Second Addition;
Thence leaving said common line at a right angle, S24°15'06"W, 86.26 feet;
Thence, parallel to said common line N65°44'54"W, 14.80 feet;
Thence 47.85 feet along a curve to the left, said curve having a Delta = 11°55'08", Radius = 230.00 feet, Chord = 47.76 feet and a Chord Bearing = N71°42'28"W;
Thence 41.00 feet along a curve to the right, said curve having a Delta = 78°17'47", Radius = 30.00 feet, Chord = 37.88 feet and a Chord Bearing = N38°31'09"W to the **Point of Beginning**

Parcel contains 9,601 Square Feet, more or less.



9-19-2018

**Legal Description by Hodge & Associates
For Garrett Thompson – Parcel B**

A legal description for a parcel of land located in the SE1/4 of the SW1/4 of Section 17, T39N, R5W, B.M., in the City of Moscow, Latah County, Idaho and being more particularly described as follows:

Commencing at the southeast corner of the SW1/4 of Section 17, Thence along the south line of said SW1/4, also the south line of Quitclaim Deed, Instrument #400472, N88°28'20"W, 495.00 feet, to the southwest corner of said Quitclaim Deed, Thence leaving the south line of the SW1/4 of Section 17, N0°37'44"E, 394.14 feet along the west line of Quitclaim Deed Instrument #400472 to the **Point of Beginning**:

Thence continuing along said west line, N0°37'44"E, 118.42 feet, to the south right-of way of Southview Avenue;

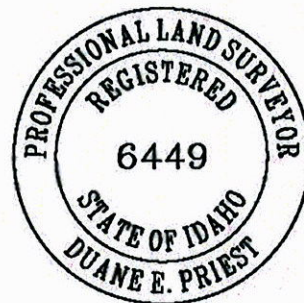
Thence leaving said common line 47.28 feet along a curve to the right, said curve having a Delta = 15°56'06", Radius = 170.00 feet, Chord = 47.13 feet and a Chord Bearing = S73°42'57"E;

Thence, parallel to the south line of Indian Hills Second Addition to the City of Moscow and the north line of Quitclaim Deed Instrument #400472, S65°44'54"E, 69.44 feet;

Thence, at a right angle, S24°15'06"W, 85.00 feet;

Thence perpendicular to the west line of Quitclaim Deed, Instrument #400472, N89°22'16"W, 74.94 feet to the **Point of Beginning**

Parcel contains 9,650 Square Feet, more or less.



9-19-2018

**Legal Description by Hodge & Associates
For Garrett Thompson – Parcel C**

A legal description for a parcel of land located in the SE1/4 of the SW1/4 of Section 17, T39N, R5W, B.M., in the City of Moscow, Latah County, Idaho and being more particularly described as follows:

Commencing at the southeast corner of the SW1/4 of Section 17, Thence along the south line of said SW1/4, also the south line of Quitclaim Deed, Instrument #400472, N88°28'20"W, 495.00 feet, to the southwest corner of said Quitclaim Deed, Thence leaving the south line of the SW1/4 of Section 17, N0°37'44"E, 294.31 feet along the west line of Quitclaim Deed Instrument #400472, to the **Point of Beginning**:

Thence continuing along the west line of said Quitclaim Deed N0°37'44"E, 99.83 feet;
Thence leaving said west line, at a right angle, S89°22'16"E, 74.94 feet;
Thence, perpendicular to the south line of Indian Hills Second Addition to the City of Moscow and the north line of Quitclaim Deed Instrument #440472, N24°15'06"E, 85.00 feet;
Thence parallel to said common line, S65°44'54"E, 20.00 feet;
Thence, at right angle, S24°15'06"W, 76.25 feet;
Thence, parallel to the west line of Quitclaim Deed, Instrument #400472, S0°37'44"W, 99.83 feet;
Thence perpendicular to said west line, N89°22'16"W, 96.77 feet to the **Point of Beginning**

Parcel contains 11,273 Square Feet, more or less.



9-19-2018

**Legal Description by Hodge & Associates
For Garrett Thompson – Right-of-Way Dedication**

A legal description for a Right-of-Way Dedication, located in the SE1/4 of the SW1/4 of Section 17, T39N, R5W, B.M., in the City of Moscow, Latah County, Idaho and being more particularly described as follows:

Commencing at the southeast corner of the SW1/4 of Section 17, Thence along the south line of said SW1/4, also the south line of Quitclaim Deed, Instrument #400472, N88°28'20"W, 495.00 feet, to the southwest corner of said Quitclaim Deed, Thence leaving the south line of the SW1/4 of Section 17, N0°37'44"E, 512.56 feet along the west line of Quitclaim Deed Instrument #400472, to the **Point of Beginning**:

Thence continuing along said west line, N0°37'44"E, 86.12 feet to a point on the east right-of-way of Alice Street;

Thence 41.00 feet along a curve to the left, said curve having a Delta = 78°17'47", Radius = 30.00 feet, Chord = 37.88 feet and a Chord Bearing = S38°31'09"E

Thence 47.85 feet along a curve to the right, said curve having a Delta = 11°55'08", Radius = 230.00 feet, Chord = 47.76 feet and a Chord Bearing = S71°42'28"E;

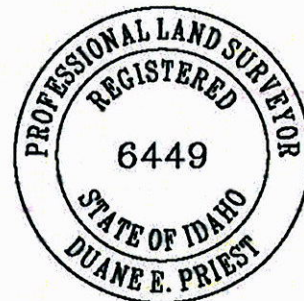
Thence, parallel to the south line of Indian Hills and the north line of Quitclaim Deed Instrument #400472, S65°44'54"E, 54.80 feet;

Thence S5°44'54"E, 69.28 feet;

Thence, parallel to the south line of Indian Hills and the north line of Quitclaim Deed Instrument #400472, N65°44'54"W, 89.44 feet;

Thence 47.28 feet along a curve to the left, said curve having a Delta = 15°56'06", Radius = 170.00 feet, Chord = 47.13 feet and a Chord Bearing = N73°42'57"W to the **Point of Beginning**

Dedication contains 8,035 Square Feet, more or less.



CITY COUNCIL STAFF REPORT

DATE: Monday, June 17, 2019



RESPONSIBLE STAFF

Dwight Curtis, Parks & Recreation Director

REVIEWED BY

This was reviewed by the Administrative Committee on June 10, 2019 and recommended for approval.

ADDITIONAL PRESENTER(S)

OTHER RESOURCES

AGENDA ITEM TITLE

Beer Garden Request for Rendezvous in the Park 2019 -Dwight Curtis

DESCRIPTION

In accordance with Moscow City Code 5-13-4(B), Rendezvous in the Park is requesting that the City Council pass a Resolution allowing them to have a beer garden catered by a licensed vendor in East City Park for Rendezvous in the Park on July 18, 19 and 20, 2019, from 4:00 p.m. to 10:00 p.m.

There will be food vendors, live music, and other activities at the event. As has been approved in the past, the entire fenced off area will be designated as the beer garden to allow families to be together to watch the music festivities, as well as a secured internal alcohol dispensing area. There have been no problems associated with this set-up. Also, the fenced off area will not block public access to the restroom facility (beer garden location map attached). Police Chief James Fry is supportive of Rendezvous in the Park providing its own security as done previously. There have been no problems associated with alcohol at this event in the past. This request has also been reviewed by the City Attorney. This item was reviewed by the Administrative Committee on June 10, 2019, and recommended for City Council approval.

STAFF RECOMMENDATION

Approve beer garden request for Rendezvous in the Park 2019 and adopt the attached Resolution.

PROPOSED ACTIONS

ACTION: Approve beer garden request for Rendezvous in the Park 2019 and adopt the attached Resolution.

FISCAL IMPACT

PERSONNEL IMPACT

ATTACHMENTS

1. Draft Beer-WineRendezvousInThePark-Resolution-2019
2. Draft Beer-WineRendezvousInThePark2019(HoldHarmless)

RESOLUTION NO. 2019 -

A RESOLUTION OF THE CITY OF MOSCOW, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, TO ALLOW FOR THE TEMPORARY VENDING OF BEER AND/OR WINE IN EAST CITY PARK UNDER SPECIFIC REGULATIONS AND UNDER CERTAIN LIMITED CONDITIONS PURSUANT TO MOSCOW CITY CODE 5-13-4B; PROVIDING THIS RESOLUTION TO BE EFFECTIVE UPON ITS PASSAGE AND APPROVAL.

WHEREAS, Moscow City Code 5-13-4B prohibits the possession of alcoholic beverages while present in a public park in the City of Moscow, Idaho (hereinafter “City”) except in accordance with specific regulations adopted by the Council by Resolution; and

WHEREAS, East City Park in Moscow is a City park as defined in Moscow City Code 5-13-3.D. (hereinafter “the Park”); and

WHEREAS, Rendezvous in the Park (hereinafter “the Permitted Event”) is an event or series of events sponsored by Rendezvous In Moscow, Inc., (hereinafter “the Event Sponsor(s)”), intended to promote family and community fellowship; and

WHEREAS, Council wishes to allow for the vending and responsible consumption of beer and/or wine under certain conditions, contained herein and during limited hours during the Permitted Event; and

WHEREAS, Council wishes to prohibit the sale and/or consumption of liquor during the Permitted Event; and

WHEREAS, Council believes the regulations contained herein are appropriate; and

WHEREAS, Council believes that the specific regulations contained herein balance health and safety concerns of citizens with the desire to promote responsible use of alcoholic beverages; and

WHEREAS, nothing contained in this Resolution is intended to waive other laws and regulations applicable to the sale and consumption of alcohol within City limits (including a requirement for a catering permit; a beer and wine permit for benevolent, charitable and public purpose events; or a winery sponsored event permit); and

WHEREAS, nothing contained within this Resolution is intended to endorse or support any particular belief, philosophy, or political position of the Event Sponsor(s) or of the Permitted Event, and/or its affiliates, associations, contributors, supporters, participants, etc.;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Moscow, Idaho as follows:

SPECIFIC REGULATIONS ON THE SALE AND/OR CONSUMPTION OF BEER AND/OR WINE DURING RENDEZVOUS IN THE PARK 2019:

Intent:

This Resolution is intended to allow the sale and consumption of beer and wine only (not liquor), pursuant to these specific regulations and is not intended to amend or expand the Moscow City Code or any other applicable law or regulation beyond the scope of the particulars of this Resolution or beyond the hours of the Permitted Event. Other than as specifically provided herein, park, sanitary, health, litter, police, fire, sidewalk café, alcohol vending, and other laws and regulations shall be unaffected by this Resolution. This Resolution is not a waiver of any State, County, or local requirement of a permit or licensure related to sales and/or distribution of alcohol including a requirement for a catering permit; a beer and wine permit for benevolent, charitable and public purpose events; or a winery sponsored event permit. This Resolution shall not establish precedent nor shall it apply to any event other than the Permitted Event held on the 18th, 19th, and 20th days of July, 2019, from 4:00 p.m. to 10:00 p.m.

Liability, Insurance and Safety:

1. No less than ten (10) days prior to the Permitted Event at which the licensed vendor will sell beer and/or wine, the Event Sponsor(s) shall deliver to the City Clerk one (1) copy of written proof that the licensed vendor has current, paid up, off-premise liquor liability insurance or special event insurance in an amount not less than One Million Dollars (\$1,000,000) combined single limits.
2. No less than ten (10) days prior to the first activity of the Permitted Event herein described, the Event Sponsor(s) shall deliver to the City Clerk one (1) copy of written proof that the Permitted Event has obtained current, paid up, general liability insurance or special event insurance in an amount not less than One Million Dollars (\$1,000,000) combined single limits. Such general liability insurance or special event insurance policy shall be primary to any other insurance related to these events and to that of any potential party subject to a claim related to the Permitted Event.
3. City shall be named as an additional insured on the insurance policy of the licensed vendor.
4. No less than ten (10) days prior to the Permitted Event, the Event Sponsor(s) shall deliver to the City Clerk the signed original of the Agreement, attached as Exhibit "A", with City to defend, hold harmless and indemnify City of Moscow, Idaho, its agents, servants, employees, officers and contractors from any and all claims, causes of action or damages which may arise from the Event Sponsor(s) use of the Park premises.
5. The Moscow Police Chief or designee is hereby empowered to order the immediate cessation of all activities allowed under this Resolution at any time he/she reasonably determines that it is in the best interest of City to do so. There shall be no appeal from a determination by the Moscow Police Chief or his designee to terminate all or part of the Permitted Event.

Vendor:

1. There shall be only one (1) licensed vendor of beer and/or wine at the Permitted Event;
2. All beer and/or wine shall be sold only by a licensed vendor;
3. Every licensed vendor shall obtain and shall comply with all alcohol related laws and regulations, including, but not limited to, the City requirement of a City catering permit; a State beer and wine permit for benevolent, charitable, or public purpose events; or a winery sponsored event permit;
4. The name, address, telephone number, alcohol license permit number of every licensed vendor, and proof of insurance covering the vendor's activities (as required herein) shall be provided

to the City Clerk no less than ten (10) days prior to the Permitted Event at which such licensed vendor shall sell beer and/or wine;

5. The City shall play no role in determining which vendor shall be selected to sell alcoholic beverages in the Park during the Permitted Event; described herein
6. The vendor shall provide at least two (2) persons to check proper identification for those who shall be sold beer and/or wine during the Permitted Event. These persons shall be clearly identified and shall be stationed no less than ten feet (10') from the vendor's sales or dispensing counter;
7. The Event Sponsor shall provide at least two (2) law enforcement officers or two (2) guards from a recognized private security firm to provide security for the Permitted Event. Such officers or guards shall be clearly identified as such and shall be on duty at all times beer and/or wine is being served during the Permitted Event. The Event Sponsor(s) shall have sole discretion on who will provide security at the Permitted Event and shall be responsible for all payment and costs associated with such security services.
8. The Event Sponsor(s) and City both specifically understand and acknowledge that the Event Sponsor(s) shall be solely responsible for any and all liability resulting from action or inaction, and/or negligence, and/or gross negligence by security provided by the Event Sponsor(s) for the Permitted Event.

Sales and Consumption:

1. No less than ten (10) days prior to the Permitted Event at which the licensed vendor will sell beer and/or wine, the Event Sponsor shall deliver to the City Clerk three (3) copies of a site map which shall be drawn to show the locations, dimensions of, and relative distances between the following: (a) the beer and/or wine garden within the Park; (b) the barricade, sales and/or dispensing area, consumption area, entry and exit points; (c) identification checking station; and (d) food sales and service areas. Said site design and any subsequent alterations shall be approved in writing by Moscow City Parks and Recreation Director or his/her designee, and by the Moscow Chief of Police prior to the Permitted Event.
2. All beer and/or wine sales and consumption shall take place within the area designated by the Event Sponsor and as shown on the site map required by this Resolution;
3. The designated sales and service area(s) shall be physically separated from the rest of the Park by a barricade which is no less than forty four inches (44") tall and which is constructed so no person can pass under, over, or through it except at established entry and exit points located, as shown, on the site map required by this Resolution. All sales, dispensing, service, and consumption shall take place inside the approved barricade;
4. All food sales and service shall be located outside the approved barricade and have a space of no less than ten feet (10') between the approved barricade and food sales or service area;
5. No person shall be allowed to purchase, consume or possess beer and/or wine other than within the area designated for beer/wine sales and consumption as shown on the map required by this Resolution;
6. There shall be no more than one (1) entrance and one (1) exit to each area designated for beer and/or wine consumption, as shown on the map required by this Resolution;
7. All beer and/or wine shall be dispensed in and consumed from its original container. Such container shall be a readily identifiable container not more than sixteen ounces (16 oz.) in size which shall not bear a logo for a non-alcoholic beverage;
8. Every occupant within the area(s) designated for beer and/or wine consumption shall provide identification to law enforcement officers or City employees who request it.

9. No person under twenty one (21) years of age shall be present in the area(s) designated for beer and/or wine sales or consumption at any time beer and/or wine is being served.
10. A sign shall be prominently posted at or near the entrance and exit to each area designated for beer and/or wine sales or consumption, stating that entrance by persons under twenty one (21) years of age is prohibited.
11. Beer and wine shall be sold only within the designated areas at the Park only between the hours of 4:00 p.m. and 10:00 p.m. local time on the 18th, 19th, and 20th days of July, 2019, during the Permitted Event.
12. Beer and wine shall be consumed only within the designated area at the Park only between the hours of 4:00 p.m. and 10:00 p.m. local time on the 18th, 19th, and 20th days of July, 2019, during the Permitted Event.
13. No person shall carry or consume any alcoholic beverage within the Park which is not purchased or dispensed from the licensed vendor at the Permitted Event and consumed within the approved consumption area. Consumption of alcohol within the Park and outside of the approved consumption area shall be considered a violation of the City's open container ordinance.

Fee:

The Event Sponsor shall submit to the City Clerk, within ten (10) days of the event, the required fee established by Council that is associated with this Resolution.

Failure To Comply:

Failure to comply with this Resolution shall expose any such person to all relevant civil and criminal consequences and may result in denial of subsequent applications for alcohol permits in public parks for a period of no less than five (5) years.

PASSED AND APPROVED by the Mayor of the City of Moscow, Idaho, this ____ day of _____, 2019.

Bill Lambert, Mayor

ATTEST:

Laurie M. Hopkins, City Clerk

Signature of Authorized Representative:

I, _____, as the authorized representative of the Event Sponsor have read, understood, and agree to fulfill all of the conditions and obligations set forth in this Resolution.

Signature

Date

ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
COUNTY OF LATAH)

On this _____ day of _____, 2019, before me, a Notary Public in and for said State, appeared _____, known to me to be the person named above and acknowledged that he/she executed the foregoing document as the duly authorized representative for Rendezvous In Moscow, Inc.

Notary Public for the State of Idaho
Residing at _____
My commission expires _____



AGREEMENT TO DEFEND, HOLD HARMLESS, AND INDEMNIFY
BETWEEN CITY OF MOSCOW, IDAHO AND
RENDEZVOUS IN MOSCOW, INC., FOR
THE RENDEZVOUS IN THE PARK EVENT

THIS AGREEMENT TO DEFEND, HOLD HARMLESS, AND INDEMNIFY, between City of Moscow, Idaho (hereinafter "CITY") and the sponsor of the event, Rendezvous In Moscow, Inc. (hereinafter "SPONSOR"), is made and entered into this _____ day of _____, 2019.

WHEREAS, Resolution No. 2019-_____ of the City of Moscow, Idaho passed and approved on the _____ day of _____, 2019 provides, in part, for the person(s) and or group holding the approved event to enter into an agreement with CITY to defend, hold harmless, and indemnify CITY, its agents, servants, employees, officers and contractors from any and all claims, causes of action, or damages which may arise from the SPONSOR's use of CITY park premises for the approved event; and

WHEREAS, this Agreement meets such requirement;

NOW, THEREFORE, CITY and SPONSOR, agree as follows:

AGREEMENT TO DEFEND, HOLD HARMLESS, AND INDEMNIFY

SPONSOR, through its duly and specifically authorized agents, hereby releases CITY and agrees, contracts and covenants not to bring suit, and agrees to defend, hold harmless, and indemnify CITY, its officers, employees, agents and representatives from any and all claims, costs, judgments, awards, or liability to any person, including claims by SPONSOR's own agents, officers, employees and representatives to which SPONSOR might otherwise be immune, arising from the event scheduled to occur the 18th, 19th, and 20th days of July, 2019, permitted under the terms of Resolution No. 2019-_____.

SPONSOR expressly agrees that this indemnity provision extends to any and all claims, losses, actions or judgments for damages or injury to persons or property, arising out of, or in connection with, the acts and/or any performances or activities of SPONSOR, SPONSOR's officers, employees, agents, and representatives, or caused by the presence, dispensing, sale, gift, or ingestion of alcohol by SPONSOR or its officers, employees, agents, and representatives including, but not limited to, the caterer and/or vendor of alcohol during the event.

Inspection, review and/or acceptance by CITY of any activity performed by or during the event or any activity or non-activity by CITY police officers or other officers, employees, agents or representatives of CITY shall not be grounds for avoidance of any of the covenants of defense, indemnification or hold harmless by SPONSOR on behalf of CITY contained in this Agreement.

SIGNED this _____ day of _____, 2019.

RENDEZVOUS IN MOSCOW, INC.

CITY OF MOSCOW, IDAHO

Cyndi Faircloth, Co-Chair

Bill Lambert, Mayor

ATTEST:

Laurie M. Hopkins, City Clerk

ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
COUNTY OF LATAH)

On this _____ day of _____, 2019, before me, a Notary Public in and for said State, appeared Cyndi Faircloth, known to me to be the person named above and acknowledged that she executed the foregoing document as having been specifically authorized and having authority to bind Rendezvous In Moscow, Inc. to this Agreement.

Notary Public for the State of Idaho
Residing at _____
My commission expires _____

CITY COUNCIL STAFF REPORT

DATE: Monday, June 17, 2019



RESPONSIBLE STAFF

REVIEWED BY

This was reviewed by the Administrative Committee on June 10, 2019 and recommended for approval.

ADDITIONAL PRESENTER(S)

OTHER RESOURCES

AGENDA ITEM TITLE

Request by Rendezvous in the Park to Waive Permit Fees – Gary J. Riedner

DESCRIPTION

Rendezvous in the Park Music and Arts Festival, is an annual event which was originally sponsored by the City of Moscow. The event is now in its 38th consecutive year and Rendezvous in the Park, Inc. a non-profit corporation, has been putting on the event for the past several decades. Rendezvous in the Park is held annually in East City Park, and is a major signature summertime music and arts festival. Each year Rendezvous in the Park, Inc. requests waiver of fees associated with installation of the downtown banner advertising the event, as well as fees for sanitation services. Staff has authority to waive those fees and has traditionally granted the waiver. Staff has received a request from Rendezvous in the Park, Inc. co-President Cyndi Faircloth, requesting waiver of the following additional fees: 1. Stage rental at \$75 per day for 5 days (\$375); 2. Recycling fee at \$50; 3. Alcohol permit fee at \$100 and tax at 25.50 (\$125.50), for a total cost is \$550.50. The rationale for waiver of these fees is in recognition of Rendezvous in the Park's origin as a City-sponsored event, which continues to benefit the City, and is now being produced by the non-profit organization at no additional cost to the City. Staff is requesting that authority be granted to the City Supervisor to waive such fees at his/her discretion in the future. This was reviewed by the Administrative Committee on June 10, 2019 and recommended for approval.

STAFF RECOMMENDATION

Recommend waiver of City fees associated with 2019 Rendezvous in the Park Music and Arts Festival, and that the City Supervisor be granted the authority to waive such fees in the future at his/her discretion.

PROPOSED ACTIONS

ACTION: Approve waiver of City fees associated with 2019 Rendezvous in the Park Music and Arts Festival, and that the City Supervisor be granted the authority to waive such fees in the future at his/her discretion.

FISCAL IMPACT

PERSONNEL IMPACT

ATTACHMENTS

1. Rendezvous waiver of fees request

Laurie M. Hopkins

From: Cyndi Faircloth <cyndifaircloth@rendezvousinthepark.com>
Sent: Friday, June 7, 2019 10:35 AM
To: Laurie M. Hopkins
Cc: Preston, John Thomas; Jim Boland
Subject: Rendezvous in the Park Fee Waiver

Hi Laurie,

I'm the co-President for Rendezvous in the Park. I'm writing to request that the City of Moscow consider waiving the parks fees associated with our event in July. I'll be at the Administrative Council Meeting on Monday when they are discussing our alcohol permit, and I'm hoping this might be an item of discussion as well.

The City of Moscow actually founded Rendezvous over 30 years ago, and our non-profit work it has continued through the work of our volunteer board. As a city-initiated event, we would appreciate the support a fee-waiver might bring.

Thanks for your consideration.
Cyndi Faircloth

CITY COUNCIL STAFF REPORT

DATE: Monday, June 17, 2019



RESPONSIBLE STAFF

Michael Ray, Assistant CD Director/Planning Manager

REVIEWED BY

ADDITIONAL PRESENTER(S)

OTHER RESOURCES

N/A

AGENDA ITEM TITLE

Public Hearing: Indian Hills East Addition Preliminary Plat and Planned Unit Development (ACTION ITEM) - Mike Ray

DESCRIPTION

The applicant, Noel Blum, is proposing to subdivide a 41,151 square foot parcel located at 1330 Indian Hills Drive to allow for 10 single-family dwellings on lots ranging from 2,660 sf to 3,910 sf in size. Mr. Blum is also requesting a PUD to allow for a reduction in the minimum lot size, minimum lot width, setbacks, and to accommodate a private street through the development. The Planning and Zoning Commission conducted a public hearing for this matter on May 22, 2019 and recommended approval of the preliminary plat with two conditions and recommended approval of the PUD with no conditions.

STAFF RECOMMENDATION

1. Conduct the public hearing upon the proposed PUD and upon consideration of any testimony presented, approve the PUD for Indian Hills East Addition and adopt the Planning and Zoning Commission's Reasoned Statement of Relevant Criteria.
2. Conduct the public hearing upon the proposed Indian Hills East Addition preliminary plat and upon consideration of any testimony presented, approve the preliminary plat with the two (2) conditions recommended by staff and adopt the Planning and Zoning Commission's Reasoned Statement of Relevant Criteria.

PROPOSED ACTIONS

1. Conduct the public hearing upon the proposed PUD and upon consideration of any testimony presented, approve the PUD for Indian Hills East Addition; or approve the PUD with conditions; or reject the PUD; or take other action as deemed appropriate.
2. In accordance with the decision upon the PUD, adopt the Planning and Zoning Commission's Reasoned Statement of Relevant Criteria; or direct Staff to prepare a Reasoned Statement of Relevant Criteria for the Council's consideration at a future meeting.
3. Conduct the public hearing upon the proposed Indian Hills East Addition preliminary plat and upon consideration of any testimony presented, approve the preliminary plat with the two (2) conditions recommended by staff; or approve the preliminary plat with no conditions; or reject the preliminary plat; or take other action as deemed appropriate.
4. In accordance with the decision upon the preliminary plat, adopt the Planning and Zoning Commission's Reasoned Statement of Relevant Criteria; or direct Staff to prepare a Reasoned Statement of Relevant Criteria for the Council's consideration at a future meeting.

FISCAL IMPACT

PERSONNEL IMPACT

N/A

ATTACHMENTS

1. Public Hearing Notice
2. Staff Report
3. Indian Hills East Packet
4. Indian Hills East PP RCS
5. Indian Hills East PUD RCS
6. PZ Minutes 05-22-19

NOTICE OF PUBLIC HEARING

Proposal for Preliminary Subdivision Plat and Planned Unit Development of a 41,151 square foot parcel located at 1330 Indian Hills Drive within the City of Moscow: LUP2019-0016 and LUP2019-0017.

A public hearing at which you may be present and speak will be conducted by the Moscow City Council at which time the following proposition will be discussed for land generally shown on the vicinity map below:

1. Preliminary Subdivision Plat of a 41,151 square foot parcel located at 1330 Indian Hills Drive under the name "Indian Hills East PUD"
2. Planned Unit Development of a 41,151 square foot parcel located at 1330 Indian Hills Drive, providing for 10 single-family dwellings on lots ranging from 2,660 sf to 3,910 sf in size.

The City of Moscow Planning and Zoning Commission conducted a public hearing for the proposed Preliminary Subdivision Plat and Planned Unit Development on May 22, 2019, and recommended approval with two conditions.

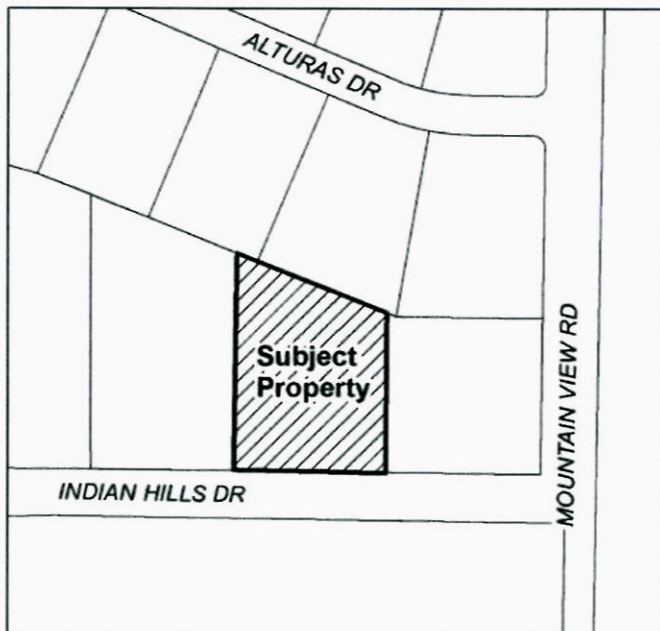
MEETING DATE: Monday, June 17, 2019

HEARING LOCATION: Council Chambers, Second Floor, Moscow City Hall
206 East Third Street, Moscow, Idaho

MEETING TIME: 7:00 p.m.

Note: Meeting start time is not necessarily indicative of the start time for review of the application advertised in this notice. Multiple hearings and/or agenda items may make it difficult to determine start time for review of application advertised in this notice, which could occur late in the meeting.

The file containing information on this matter is available for public review (an appointment may be necessary) at the Community Development Department located in the Paul Mann Building, 221 East Second Street, Moscow, Idaho. You may also call 883-7035 to get a meeting agenda, further information about the application, the public meeting process and/or to request a meeting with City Staff. Public participants desiring to submit textual materials (excluding petitions) to the decision-making board shall do so at least five (5) calendar working days in advance of the scheduled meeting to the Community Development Department. Additionally, you may obtain further information about the public hearing process and procedures on the City's Website at: <http://id-moscow.civicplus.com/593/Public-Hearing-Notices>



Laurie M. Hopkins, Moscow City Clerk

A handwritten signature in blue ink that reads 'Anne Peterson'.

Anne Peterson, Deputy Clerk

Publish: Saturday, June 1, 2019

**CITY OF MOSCOW
COMMUNITY DEVELOPMENT DEPARTMENT
STAFF REPORT**

Hearing Date: June 17, 2019

GENERAL INFORMATION

Hearing Body: City Council

Subject:

1. Preliminary Subdivision Plat of a 41,151 square foot parcel located at 1330 Indian Hills Drive under the name Indian Hills East Addition, providing for 10 single-family dwellings on lots ranging from 2,660 sf to 3,910 sf in size.
2. Planned Unit Development of a 41,151 square foot parcel located at 1330 Indian Hills Drive.

Attachments:

1. Notice of Public Hearing
2. Application for Preliminary Plat
3. Proposed Preliminary Plat materials
4. Application for Planned Unit Development
5. Neighborhood Meeting Materials
6. Memo from Dwight Curtis, Parks and Rec Director, dated May 15, 2019
7. Memo from Bob Buvel, Staff Engineer, dated May 16, 2019

Prepared By: Mike Ray, AICP – Planning Manager

STAFF REVIEW

Proposal: The applicant, Noel Blum, is proposing to subdivide a 41,151 square foot parcel located at 1330 Indian Hills Drive to allow for 10 single-family dwellings on lots ranging from 2,660 sf to 3,910 sf in size. Mr. Blum is requesting a PUD to allow for a reduction in the minimum lot size, minimum lot width, setbacks, and to accommodate a private street through the development.

Site and Area Land Use: The subject property is currently vacant and surrounded by the USDA office building to the east, vacant lots within Alturas Technology Park to the north, townhouse-style multi-family development to the west, and agricultural land to the south.



Vicinity Map



Aerial Map

The subject property is relatively flat and gradually increases in elevation as the property heads in the northeasterly direction. There are no drainage ways or natural features that have been identified upon the subject property.

Comprehensive Plan Land Use Designation:

The subject property is currently designated as Auto-Urban Commercial (AU-C). AU-C designated areas,

“provide for commercial services and developments that are motor vehicle oriented or those which require large amounts of land. These areas should be located adjacent to existing commercial developments and along major arterials where the vehicle traffic can be accommodated. Developments within these designations should be required to provide significant landscaping which would be applied to enhancing areas along the street edge, screening parking lots, and buffering adjacent uses. Such areas are most appropriately zoned Motor Business (MB).”

The USDA office property to the east, as well as properties on the east side of Mountain View Road are also designated as Auto-Urban Commercial (AU-C). The multi-family residential developments to the west are currently designated as High Density Residential (HR). Alturas Technology Park to the north is currently designated as Business Park (BP).

Indian Hills Drive is currently designated by the Thoroughfare Plan as a local neighborhood street and Mountain View Road is designated as a minor arterial.



Current Comprehensive Plan Land Use Designation

Zoning: The subject property is currently located within the Residential Office (RO) Zoning District. Multi-family developments to the west along Indian Hills Drive are also located within the RO Zone, while the USDA office property to the east is within the General Business (GB) Zone. Alturas Technology Park to the north is currently designated as Research Technology and Office (RTO) and properties to the east of Mountain View Road are designated as Motor Business (MB).

According to the Zoning Code the RO Zoning District is,

“A moderately intensive zone including both offices and high density housing. It serves as a transitional Zoning District between residential Zoning Districts and commercial or industrial Zoning Districts. The RO Zoning District is appropriately applied in the following circumstances:

- 1. On the perimeter of commercial or industrial districts where they abut residential land uses;*
- 2. Where transportation network use is greater than desirable for lower density residential uses;*
- 3. Where landforms create sites which are reasonably accessible by transportation systems and which are buffered from nearby residential areas; and*
- 4. Where the development patterns in a neighborhood will allow development of moderate intensity to occur without producing adverse visual impact or harm to the transportation network.”*

Uses permitted within the RO Zone include single family dwellings, two family dwellings, twinhomes, townhouses, and multi-family dwellings. Also permitted are professional offices, bed and breakfasts, daycare facilities, and parking lots.

The minimum lot size for parcels within the RO Zone is 5,000 sf for single-family, two-family, and multi-family dwellings; 2,250 sf for twinhome dwellings; and 1,800 sf for townhouse dwellings. The minimum lot width is for single-family, two-family, and multi-family dwellings is 50 feet; 25 feet for twinhomes; and 18 feet for townhouses.



Current Zoning

Preliminary Plat and PUD:

The applicant is proposing to subdivide the 41,151 square foot parcel into 10 single family lots ranging from 2,660 sf to 3,910 sf in size. The proposed widths of the lots would range between 33.5 feet and 63.16 feet in width.

The minimum size of lots within the underlying Residential Office (RO) Zone is 5,000 sf for single family dwellings, which also have a minimum lot width of 50 feet. The applicant is requesting a PUD in order to allow a reduction in the minimum lot size and width, as well as a reduction in the required setbacks. Setbacks within the RO Zone are 10 ft on the front, 5 ft on the side with both sides equaling 15 ft, 20 ft on the rear, and 20 ft for a garage door facing the street. The applicant is proposing to establish setbacks on the project of 10.5 ft on the front, 5 ft on both sides, and 10 ft on the rear. The garage door setbacks range from 17.5 ft away from the sidewalk for the houses on the west side of the street and a little over 20 ft from the garage door to the curb for houses on the east side of the street to allow for vehicular parking in the driveway.

The minimum PUD base density of the RO Zone is 24 units per acre. The proposed PUD has a base density of 9.4 units per acre, therefore no density bonuses are required as part of the project. The applicant has submitted sample floor plans and elevations of the proposed single family dwellings. The design of the dwellings includes a two-story gabled roof with two-car garage, hardie board batten siding, painted trim, architectural asphalt shingles, belly band, and vinyl windows. The floor plan includes the living room, kitchen, dining room, garage, and a bathroom on the first floor. The second floor includes three bedrooms, two bathrooms, and a utility room.

Water: An 8 inch water main currently exists within Indian Hills Drive, which will provide water service to the subject property. A 6 inch water main will be extended within the private street, which will provide individual service to each lot within the development. The water main will terminate with a fire hydrant at the very north end of the subject property. The property is considered developable in the City's Comprehensive Water System Plan dated January 2012. Public Works has determined that the existing system has adequate potable and fire flows to serve the proposed subdivision.

It is anticipated that under commonly observed residential household water use within the City (114 gallons per day per occupant) that the proposed development could be reasonably anticipated to use approximately 936,225 gallons of water per year ($10 \text{ du} \times 2.25 \text{ occupants/du} \times 114 \text{ gallons/occupant} \times 365 \text{ days/year} = 936,225 \text{ gallons/year}$).

Sanitary Sewer: Sanitary sewer is proposed to be extended from an existing City main in the northwest corner of the property, which currently extends to the north through lots within Alturas Technology Park, to a main within Alturas Drive. A sanitary sewer main will be extend from the existing main down the private street to serve each individual lot. Public Works has determined that the system has adequate capacity to convey the additional flow from the development. The subject property is considered developable in the Comprehensive Sewer System Plan dated September 2011.

Storm Sewer: The storm sewer for the subdivision is proposed to be conveyed to a stormwater detention pond in the southwest corner of the property, and partially located upon the property directly to the west, which is under common ownership. The stormwater detention pond will then be connected to the existing stormwater facilities within the development to the west.

Access, Streets, Traffic: The subject property is accessed via Indian Hills Drive, which is designated as a local neighborhood street. Indian Hills Drive is currently constructed as a 34 foot wide paved roadway with curb, gutters, tree lawns, and sidewalks on both sides of the street. The applicant is proposing a private street to serve the proposed development with parking on one side of the street. The street will contain two 11 foot wide vehicular travel lanes, on-street parallel parking on the west side of the street, and a 4.5 foot sidewalk on the west side of the street. With the alignment of the proposed private driveways, there will be room for 4 on-street parking spaces on the private street. The private street will be paved with curbs and gutters and will meet the City of Moscow's standard for private streets.

Parkland Dedication: Per the attached memo from Dwight Curtis, Parks and Recreation Director, the subject property is part of the Indian Hills 6th Subdivision, which parkland dedication requirements have already been met. The Indian Hills Park at the northeast intersection of Blaine Street and Indian Hills Drive satisfied the parkland dedication requirement for the Indian Hills 6th Subdivision.

Landscaping: There is a required Type A landscape buffer adjacent to the eastern property line of the proposed PUD, since the adjacent zoning district is General Business (GB). A Type A buffer requires 2 canopy trees, 4 understory trees, and 6 shrubs every 100 lineal feet. Other than the Type A buffer on the east side, the applicant is proposing to leave the landscape design of the individual lots up to the owners of the property.

Input From Other Agencies:**Engineering Division (Public Works Department)**

The Public Works Department has provided comments within an attached memo from Bob Buvel, Staff Engineer, dated May 16, 2019.

Parks and Recreation Department

The Parks and Recreation Department has provided comments within an attached memo from Dwight Curtis, Parks and Recreation Director, dated May 15, 2019.

SUBDIVISION PLAT RELEVANT CRITERIA & STANDARDS:

1. The proposed subdivision is in conformance with all applicable City Code requirements;
2. The proposed subdivision is in general conformance with the Comprehensive Plan;
3. Public Services and utilities are available or can be made available and are adequate to accommodate the proposed subdivision; and
4. The proposed subdivision will not be detrimental to the public health, safety, or general welfare.

PUD RELEVANT CRITERIA & STANDARDS:

1. The proposed PUD is consistent with the Comprehensive Plan.
2. The proposed PUD is consistent with the intents and purposes of this Chapter.
3. The proposed PUD is compatible with the character and uses in the surrounding area.
4. Public services and utilities are available or can be made available and are adequate to accommodate the proposed PUD;
5. The proposed PUD will not endanger the public health or safety.
6. The residential densities, proposed land uses, and design proposed within the PUD promote the innovative, efficient, economic and attractive development of the subject property.

RECOMMENDATIONS:

1. Conduct the public hearing upon the proposed PUD and upon consideration of any testimony presented, approve the PUD for Indian Hills East Addition and adopt the Planning and Zoning Commission's Reasoned Statement of Relevant Criteria.
2. Conduct the public hearing upon the proposed Indian Hills East Addition preliminary plat and upon consideration of any testimony presented, approve the preliminary plat with the following two (2) conditions recommended by staff and adopt the Planning and Zoning Commission's Reasoned Statement of Relevant Criteria.

Public Works:

1. The construction of the proposed private street shall meet current City standards including the dedicated easement for public and franchise utilities.
2. The proposed detention pond shall meet the current Moscow Stormwater Runoff Control Standards.



CITY OF MOSCOW
COMMUNITY DEVELOPMENT
Ph: 208-883-7035
Fax: 208-883-7033
apeterson@ci.moscow.id.us

LUP2019-0017

For City Use Only			
Date Received		5-2-19	
Dept	Fee Type	Fees	Paid
CD	Application Fee	\$850	5-2-19
Receipt Number		LUP2019-0017	

APPLICATION FOR PRELIMINARY SUBDIVISION PLAT

APPLICANT:

Name: Noel Blum Telephone: 509-336-0173
Complete Address: 3831 Highway 8
E-Mail: _____ Fax: _____

OWNER: (if other than applicant)

Name: Same Telephone: _____
Complete Address: _____
E-Mail: _____ Fax: _____

ENGINEER/SURVEYOR:

Name: HEDCO Engr. Telephone: _____
Complete Address: _____
E-Mail: _____ Fax: _____

Primary point of contact (select one): Applicant X Owner _____ Engineer/Surveyor _____

PROPERTY:

- Proposed Subdivision Name: Indian Hills East
- Address(es) or Parcel Number(s): 1330 Indian Hills Dr.
- Legal Description: *Please attach copy of full description.*
- Gross area of all land involved: 1 acres, and/or _____ sq.ft.
- Total Net Area of land area exclusive of proposed or existing public street and other public lands:
1 acres, and/or _____ square feet.
- Total number of lots: 10 Average lot size: 4,356 sf
- Existing Zoning of subject property: Residential Office

SEWER AND WATER MAIN OVERSIZING REIMBURSEMENT POLICY

Oversizing of utilities will not be eligible for reimbursement from the City unless a written request is submitted to the City Engineer prior to approval of the project construction drawings and a written approval of such request is issued by the City Engineer.

PROJECT DESCRIPTION:

Please describe the concept of the proposed subdivision and approximate percentage (%) of each proposed new land use, i.e. 75% single family residential; 20% multi-family; 5% commercial. Also include any proposed park land and the acreage:

100% single family

PRELIMINARY PLAT CHECKLIST:

- ____ 1. Subdivision name
- ____ 2. Location: Section, Township, Range
- ____ 3. Subdivider's name & address
- ____ 4. Engineer/surveyor name & address
- ____ 5. Date of subdivision
- ____ 6. Reference to adjoining subdivisions with names
- ____ 7. North arrow
- ____ 8. Scale, not less than 1 in. = 60 ft.
- ____ 9. Existing and proposed right-of-way or public tracts with widths and names
- ____ 10. Lot and block layout with numbering and dimensions
- ____ 11. Existing zoning designation, or proposed if a rezone is requested
- ____ 12. All existing and proposed easements of record stating width and purpose
- ____ 13. Location of any existing open spaces or permanent structures
- ____ 14. General layout of sewer and water utilities
- ____ 15. Proposed phasing, if any
- ____ 16. Acreage breakdown with gross and net (less right-of-way)
- ____ 17. Plan/profile of proposed street grades
- ____ 18. Existing Topography*
- ____ 18. Proposed finished grading plan*
- ____ 19. Location of any delineated wetlands and/or water bodies and, if applicable, the floodway and 100-year floodplain (BFE data must be included if the plat is ≥ 5 acres or ≥ 50 lots)
- ____ 20. Vicinity sketch

*5' max. contour interval, except for slopes $> 50\%$ may have 10' interval) Areas with existing slopes $\geq 20\%$ shall be shaded or clearly indicated on the plans.

SUBMITTAL:

A Subdivision application is made by submitting the following information to the Community Development Department:

- Completed application.
- Copy of neighborhood meeting invitation, mailing list, attendance list and minutes.
- Payment of application fees.
- One full-sized Preliminary Plat Map and one electronic copy.

I understand this information is a public record and may be posted to a public website.

[Signature]
Applicant's Signature

5-2-19
Date

same
Property Owner's Signature (if different)

Date

590754
NO. _____ AT THE _____
CITY OF MOSCOW, IDAHO
DATE & HOUR 2.26.18 11:48
HENRIKINE S. WELLS
LATAH COUNTY RECYCLING
FEE \$ _____ BY: *[Signature]*

ORDINANCE NO. 2017 – 16

AN ORDINANCE OF THE CITY OF MOSCOW, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE ZONING OF AN APPROXIMATELY FORTY-NINE THOUSAND, SIXTY-EIGHT (49,068) SQUARE FEET OF PROPERTY, DESCRIBED IN SECTION 1 OF THIS ORDINANCE, AS RESIDENTIAL OFFICE (RO); PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE BE DEEMED SEVERABLE; PROVIDING FOR THIS ORDINANCE TO BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL AND PUBLICATION, ACCORDING TO LAW.

WHEREAS, the lands described in Section 1 of this Ordinance are currently zoned General Business (GB) within the City of Moscow; and

WHEREAS, the proposed change from General Business (GB) to Residential Office (RO) is consistent with the underlying 2009 Comprehensive Plan Land Use Designation of Auto-Urban Commercial (AU-C); and

WHEREAS, the proposed uses that would be allowed by the proposed zoning are consistent and compatible with the surrounding land uses, provide for the logical, orderly and efficient development of the subject property, and are consistent with the City of Moscow Comprehensive Plan; and

WHEREAS, on November 8, 2017, Moscow Planning and Zoning Commission held a duly noticed public hearing and recommended approval of zoning the subject property RO; and

WHEREAS, the Moscow City Council conducted a duly noticed public hearing and passed a motion to approve this zoning on December 18, 2017;

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

SECTION 1: LEGAL DESCRIPTION.

This Ordinance shall apply to the following described lands in Moscow, Latah County, Idaho, to-wit:

A parcel of land located in the SE¼ of the SE ¼ of Section 17, T.39N., R.5W., B.M., Indian Hills 6th Addition to the City of Moscow, Block 5, Latah County, Idaho, more particularly described as follows:

Beginning at the Northwest corner of Lot 21, Block 5 of said Indian Hills 6th Addition and the TRUE POINT OF BEGINNING; thence N 69°14'51" W 163.58 feet along the North boundary of said Indian Hills 6th Addition; thence S 00°07'50" W 272.34 feet to a

point on the North Right-of-Way of Indian Hills Drive; thence N 89°52'38" E 183.62 feet said Right-of-Way to the Southwest corner of said Lot 21; thence N 00°07'50" W feet along the westerly boundary of said Lot 21 to the TRUE POINT OF BEGINNING.

Also including the northern half of the Indian Hills Drive right-of-way adjacent to the previously described parcel as shown on attached Exhibit "A".

This area contains 49,068 square feet, more or less.

SECTION 2: ZONING. That the property described in Section 1 be and the same hereby is zoned Residential Office (RO); and, the City Engineer is hereby ordered to make the necessary amendments to the official maps of the City of Moscow which are on file at 221 East 2nd Street.

SECTION 3: SEVERABILITY. Provisions of this Ordinance shall be deemed severable and the invalidity of any provision of this Ordinance shall not affect the validity of remaining provisions.

SECTION 4: EFFECT ON OTHER ORDINANCES. Where the definitions contained in this Ordinance are in conflict with relevant portions of City of Moscow, Idaho Municipal Code, the definition contained within those portions of the Moscow Code will be unaffected until such time, if any, as they are amended to be consistent with this Ordinance.

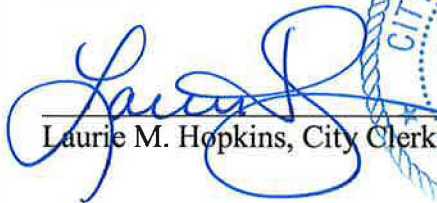
SECTION 5: EFFECTIVE DATE. This Ordinance shall be effective upon its passage approval, and publication according to law.

PASSED by the City Council and APPROVED by the Mayor this 18th day of December, 2017.



Bill Lambert, Mayor

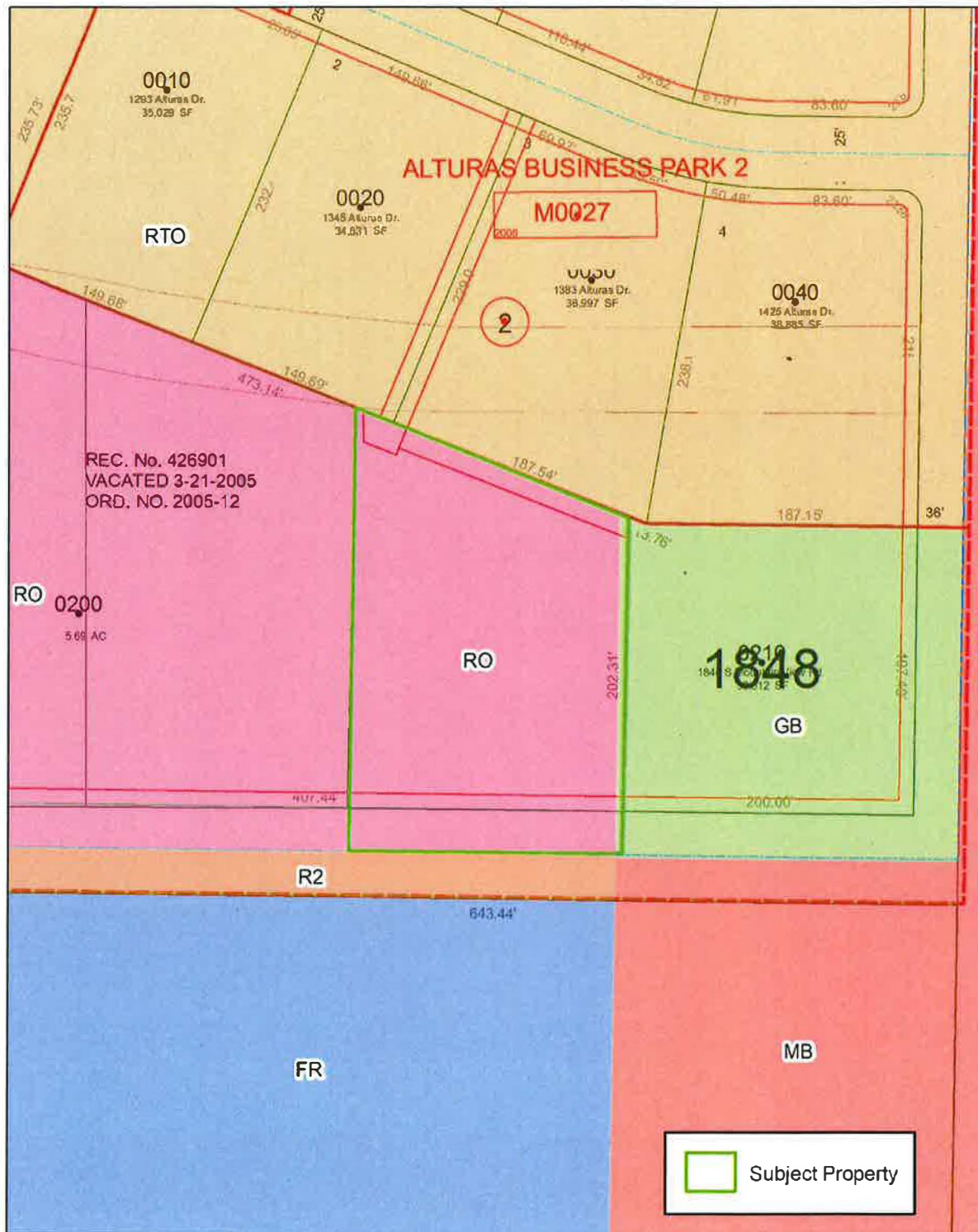
ATTEST:

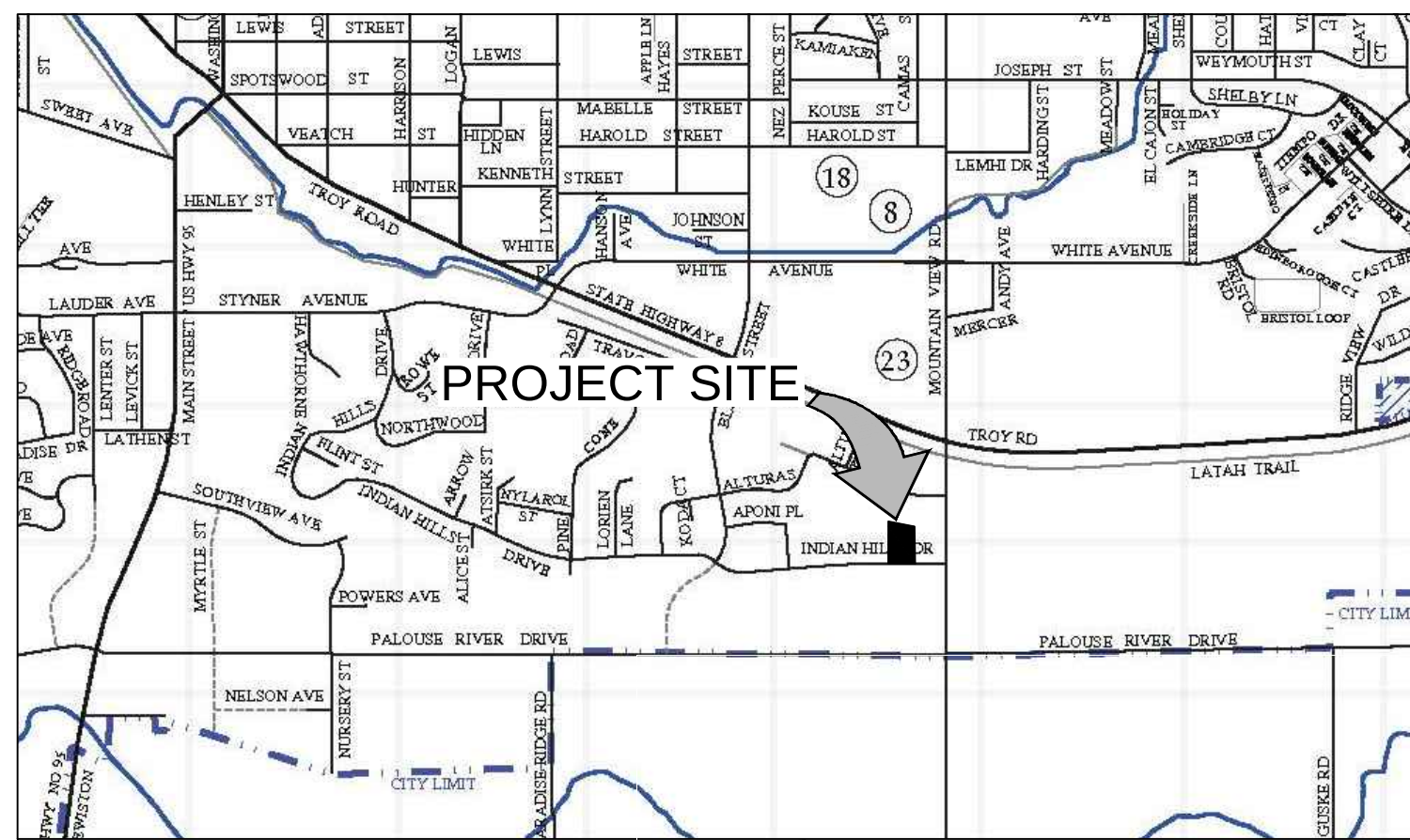


Laurie M. Hopkins, City Clerk

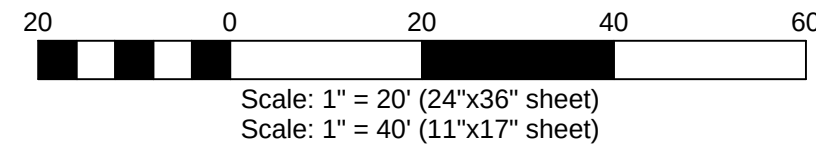


EXHIBIT "A"





S. 16, T. 39 N., R. 5W., B.M.

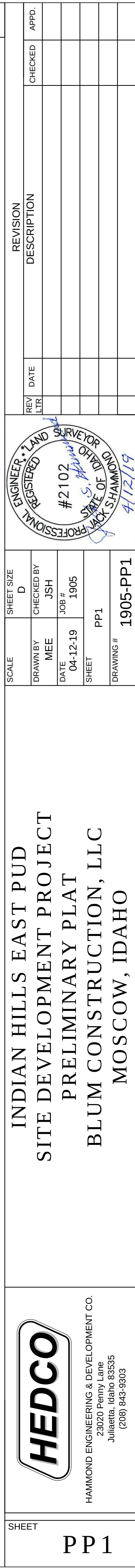


Side Yard	5.0'
Front Yard	10.5'
Rear Yard	10.0'

DEVELOPER
Blum Construction, LLC
3831 Highway 8
Troy, ID 83871

CURRENT ZONING
RO (Residential Offices)

ACREAGE
1.0 Acres



SUSAN R. WILSON**ATTORNEY AT LAW, PLLC**

208 S. Main St. Ste 2, Moscow, ID 83843

Ph: 208-882-8060 ~ Fx: (866) 221-9397 ~ sw2@moscow.com

March 20, 2019

RE: PUD Application of Blum Enterprises, LLC
 1330 Indian Hills Dr, Moscow, ID 83843

Dear Neighbor:

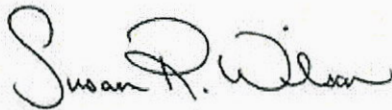
I represent Blum Enterprises, LLC who intends to submit an application for a Planned Unit Development (PUD) at 1330 Indian Hills Drive in Moscow, which is a one acre lot in Indian Hills Sixth Addition to the City of Moscow. The Planned Unit Development will consist of ten (10) detached single family homes of approximately 1700 square feet each.

The proposed PUD of this lot is consistent and compatible with the surrounding uses and the current zone of Residential/Office. Directly to the west is higher density multi-family units and directly to the east is the Farm Service Agency/USDA office. The proposed floor plans and elevations will be available for review at the Neighborhood Meeting.

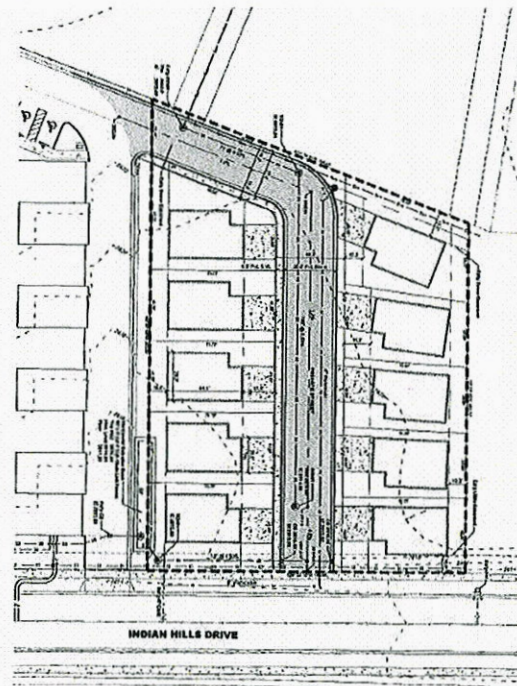
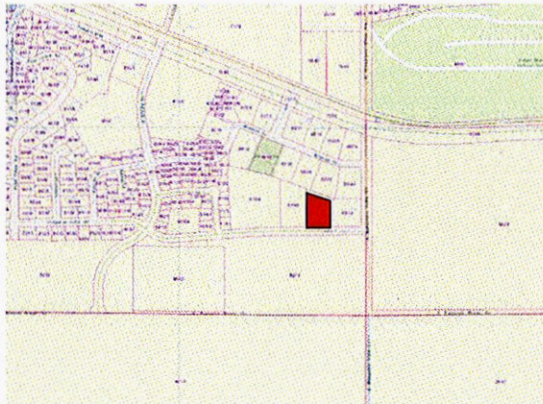
Pursuant to Section 10-7(B), Title 4 of the Moscow City Code, a neighborhood meeting must be held as a prerequisite to submittal of an application for a planned unit development. The neighborhood meeting is intended to provide a forum which allows the landowner to present its application as well as neighbors an opportunity to comment on the application. The City of Moscow has provided us with your name and address as a property owner that is located within 600 feet of the property proposed to be rezoned and therefore require notification.

We invite you to learn more about this application at the neighborhood meeting, which will be held at the **1912 Center at 412 East Third Street** in Moscow in the Fiske Room, on **April 8, 2019, from 5:30 p.m. to 6:00 p.m.** Please feel free to contact me if you have any questions or concerns in the meantime, or if you are unable to attend and want to include your comments. I can be reached at 208-882-8060 or via email at sw2@moscow.com.

Kind regards,

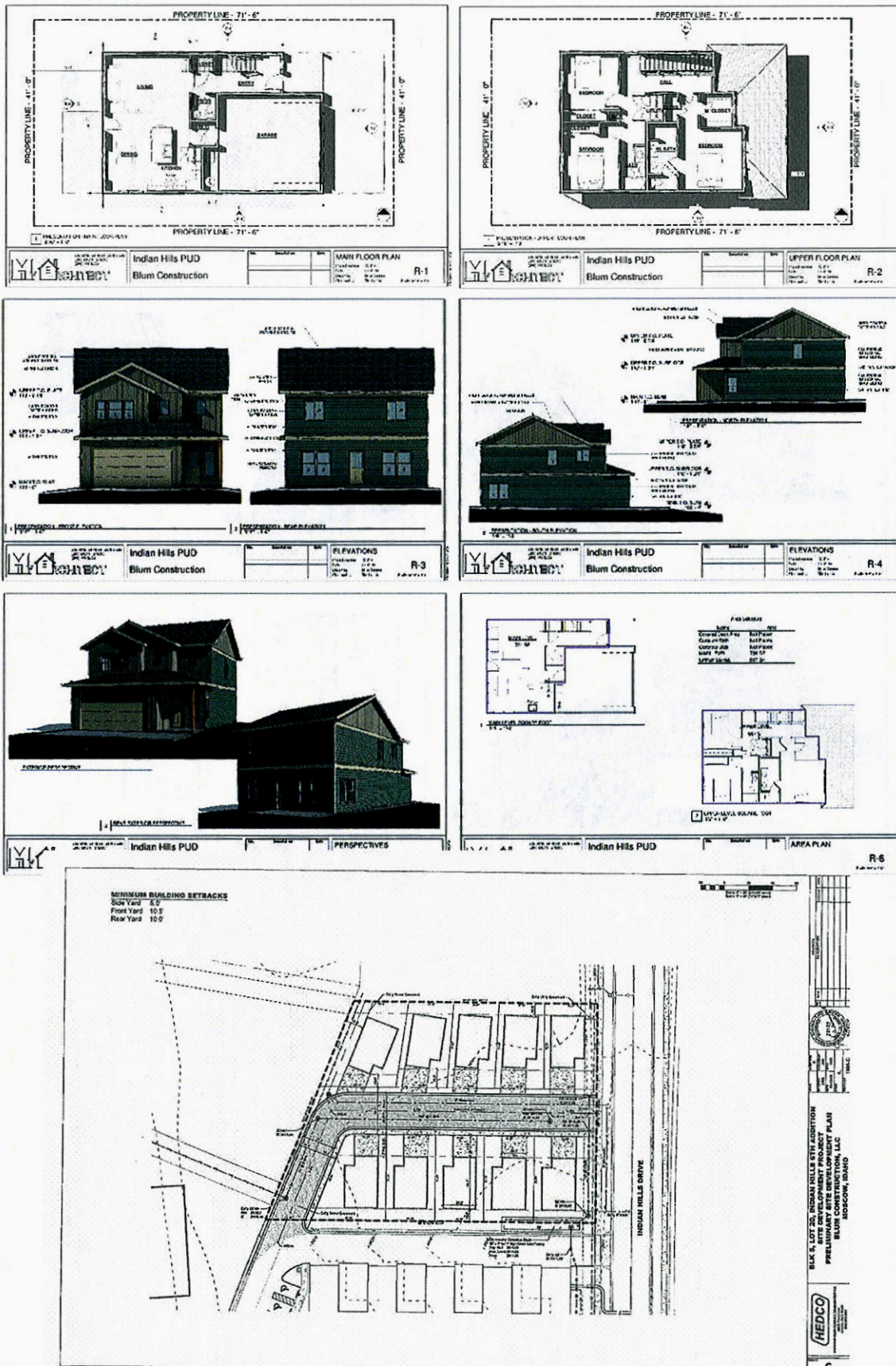


Susan R. Wilson
 Attorney at Law



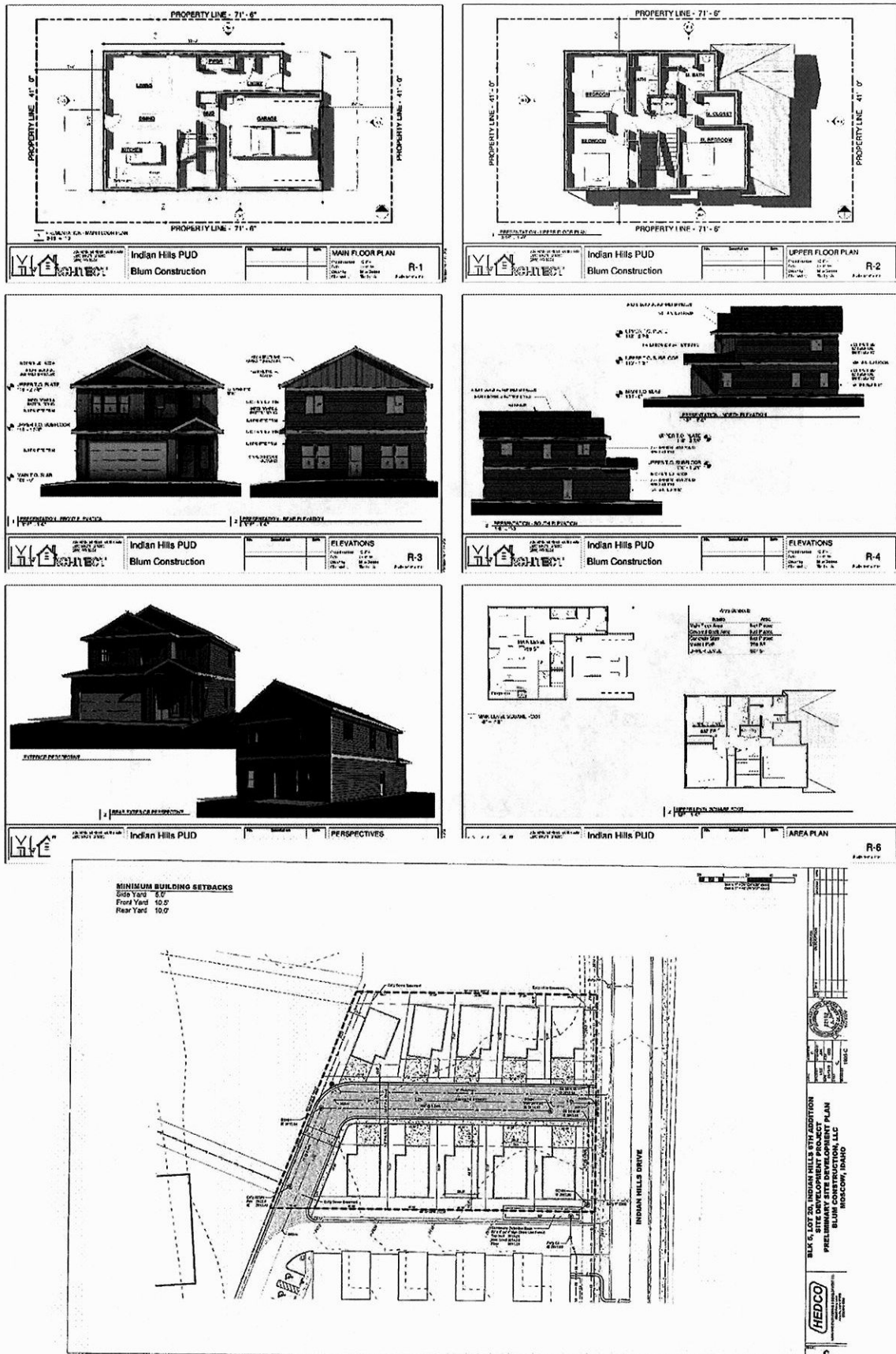
Neighborhood Meeting – PUD – Blum

OPTION 1



Neighborhood Meeting – PUD – Blum

OPTION 2



BENNETT, FRANK R
1020 E PALOUSE RIVER DRIVE
MOSCOW ID 83843

UI BOARD OF REGENTS
c/o GERARD BILLINGTON
875 PERIMETER DR
MAIL STOP 3162
MOSCOW ID 83844-3162

DIPPOLITO, GIUSEPPE
3926 W ROBISON AVE
HAYDEN ID 83835

INMAN, ROBIN L
1036 APONI LN
MOSCOW ID 83843

THOMPSON DEV LLC
1024 PINECREST ROAD
MOSCOW ID 83843

WOODS, ROBIN
615 MOORE ST
MOSCOW ID 83843

BENNETT, SHELLEY L
2279 MOSER ST
MOSCOW ID 83843

CHEN, XI SOPHIA
1054 APONI ST
MOSCOW ID 83843

ECKHARDT PROPERTIES LLC
425 S WHITLEY DR STE 4
FRUITLAND ID 83619

J.W. WALKER INVESTMENTS,
LLC
1208 ALTURAS DR
MOSCOW ID 83843

THOMPSON FAMILY LTD
PRTNSHIP
1010 PINECREST ROAD
MOSCOW ID 83843

LUP2019-0017
BLUM ENTERPRISES 2 LLC
3831 HWY 8
TROY ID 83871

CS BLUM PROPERTIES V LLC
3831 HWY 8
TROY ID 83871

GEORGE, TYLER
1042 APONI PLACE
MOSCOW ID 83843

PEARWOOD LLC
1282 ALTURAS DR
MOSCOW ID 83843

URBAN RENEWAL AGENCY
PO BOX 9203
MOSCOW ID 83843

SIGN IN SHEET

Neighborhood Meeting — April 8, 2019

RE: Application for PUD by Blum Enterprises – 1330 Indian Hills Dr., Moscow

Name:	Address:	Phone/Email:
Garrett Thompson	1010 Pine Crest	509-330-0350
Chris Carpenter	811 Sherwood St	208-892-9155
Natalie Carpenter	811 Sherwood St	208-892-9210

Neighborhood Meeting Minutes

April 8, 2019

Meeting called to order at 5:33 p.m.

Present: Noel Blum, Applicant
Susan R. Wilson, Attorney representing Applicant acting as Moderator
Participants: See attached sign in sheet.

Moderator introduced the PUD application and process; describing the ten lots and two different options for floor plans all on a one acre parcel at 1330 Indian Hills Dr. Moderator discussed the requirement for a neighborhood meeting to get input from the neighbors and answer any questions they may have or address any issues or concerns they may raise.

A participant asked if the homes would be for rent or for sale. Noel Blum stated they would be for sale.

Another participant asked how fast the homes would be constructed. Noel answered that it wouldn't be this year; that he still has to go through the approval process with the City to get the plans approved and to get the infrastructure done. He also noted that he has other projects underway.

The participant also asked what the lot sizes would be within the PUD and Noel noted they would be approximately 40' x 70'.

There were no further comments or questions. All participants appeared in favor of the proposal.

Meeting was adjourned at 5:40 p.m.



**CITY OF MOSCOW
COMMUNITY DEVELOPMENT**
Ph: 208-883-7035
Fax: 208-883-7033
apeterson@ci.moscow.id.us

For City Use Only			
Date Received		4-10-19 / 4-29-19	
Dept	Fee Type	Fees	Paid
CD	Preliminary or Major Amendment	\$540	4-10-19
CD	Minor Amendment or Design Review	\$210	
Receipt Number		LUP2019-0016	

APPLICATION FOR PRELIMINARY PLANNED UNIT DEVELOPMENT OR PUD AMENDMENT

APPLICANT:

Name: Blum Enterprises, LLC Telephone: 509-336-0173
Complete Address: 3831 Highway 8, Troy, ID 83871
E-Mail: sblum@moscow.com Fax: _____

OWNER: (if other than applicant)

Name: _____ Telephone: _____
Complete Address: _____
E-Mail: _____ Fax: _____

PROPERTY:

- Proposed PUD Name: Indian Hills East PUD
- Address or Parcel Number: 1330 Indian Hills Dr., Moscow, ID 83843
- Legal Description: Replat of Blocks 3 and 5, Indian Hills 6th 5 20
(subdivision) (block) (lot)

If described by Metes and Bounds, please attach deed on a separate sheet.

PROJECT DESCRIPTION: Please describe the new (or revised) use, design and construction for the above-described property.

Applicant desires to develop ten residential lots, each approximately 40 feet x 70 feet in size. Each of the ten homes will be approximately 1700 square feet.

The proposed activities and use shall be shown on an attached site plan drawn to a standard engineer's or architect's scale. The site plan shall show, label and dimension all property lines and easements, existing and proposed buildings, parking lot and driveway(s), fencing and landscaping. A site topography map shall be provided when appropriate.

FOR MINOR AMENDMENTS/DESIGN REVIEW ONLY: SKIP TO SIGNATURE LINES ON PAGE 3

AUTHORIZATION:

1. Section 7-1 & 7-2 of the Moscow Zoning Ordinance authorizes the proposed use through a Planned Unit Development application.
2. The Moscow Planning and Zoning Commission must make findings of compliance with the following six **relevant criteria and standards**. Please indicate in the spaces provided below the justifications you believe show compliance with each of the relevant criteria and standards:

A. The proposed development is consistent with the Comprehensive Plan.

The Comprehensive Plan promotes the efficient use of land, encourages a mix of housing that meets the economic and lifestyle needs of a diverse population (Section 2.7.3), and allows for a continuum of land uses that preserves the character of the neighborhood (Section 2.7.7).

B. The proposed development is consistent with the intents and purposes of Chapter 7 of the City Zoning Code.

The purpose of Chapter 7, the PUD chapter, is to encourage innovative, economical and attractive developments. This project, which allows for 10 homes on 1 acre, is consistent with these goals. It is a creative use of the land, provides for diverse housing and efficient use of public services.

C. The proposed development is compatible with the character and uses in the surrounding area.

The neighborhood provides for residential to the west, office space to the east, Alturas Tech. Park to the North, and farm ground to the South. The density of the proposed PUD provides for a natural continuum from the residential use to the west to the office/business use to the east.

D. Public Services and utilities are available or can be made available and are adequate to accommodate the proposed development.

Public utilities and services are available to the proposed development as there is already residential use to the west and business/office use to the east.

E. The proposed development will not endanger the public health or safety.

The proposed PUD use will not endanger the public health or safety.

F. The residential densities, proposed land uses, and design proposed with the development promote the innovative, efficient, economic, and attractive development of the subject property.

The proposed ten lots/homes on the 1 acre lot is an efficient use of the land, will have attractive floor plans and elevations, and provide for housing for different economic markets.

CONDITIONS OF APPROVAL:

The Commission may impose conditions including, but not limited to, those (1) minimizing adverse impact on other development; (2) controlling the sequence and timing of development; (3) controlling the duration of development; (4) assuring that development is maintained properly; (5) designating the exact location and nature of development; (6) requiring the provision for onsite or offsite public facilities or services; (7) requiring more restrictive standards than those generally required in an ordinance; and/or (8) requiring mitigation of effects of the proposed development upon service delivery by any political subdivision, including school districts, providing services within the planning jurisdiction.

Compliance:

- 1) Should the preliminary PUD be approved, a final PUD review before the original decision making body is required to determine whether the proposed development conforms to the intent and conditions of the preliminary PUD approval.
- 2) Approval of a preliminary PUD proposal shall expire automatically eighteen (18) months after the date of approval unless final PUD approval has been obtained prior to such time.
- 3) Where final PUD plans approved by the decision making body are subsequently modified following such approval, such plan modifications must be submitted to the Community Development Department to be reviewed for substantial conformance with the approved plans. If plan modifications are not in substantial conformance, the plans may need to go through a minor or major amendment process as detailed in Section 4-7-13 of Moscow City Code.

Revocations:

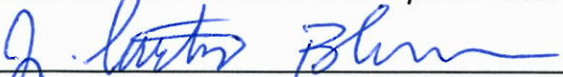
- 1) If building permits pertaining to an approved PUD, consistent with any proposed phasing, are not obtained within eighteen (18) months of the final PUD approval, such final PUD approval shall be immediately revoked and shall be automatically null and void.
- 2) The applicant may request a one (1) time extension of a final PUD approval not to exceed one (1) year. Such request shall be in writing and shall be approved by the applicable decision making body prior to expiration of the original PUD approval or such approval shall not be granted.

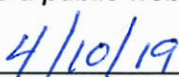
SUBMITTAL:

This application must be completed and submitted with the below-described items to the Moscow Community Development Department before the application will be scheduled for a public hearing:

- Completed application.
- Payment of application fees.
- Site Plan, drawn to scale (1 full size electronic copy; 2 11" x 17" hard copies)
- Floor Plans, drawn to scale (1 full size electronic copy; 2 11" x 17" hard copies)
- Elevation Drawings and/or Renderings, drawn to scale (1 full size electronic copy; 2 11" x 17" hard copies)

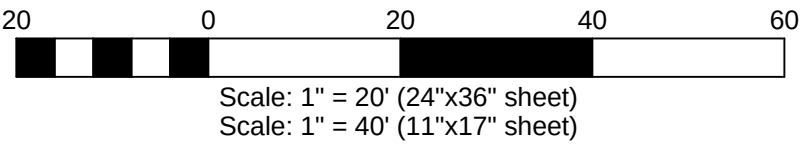
I understand this information is a public record and may be posted to a public website.


Applicant's Signature

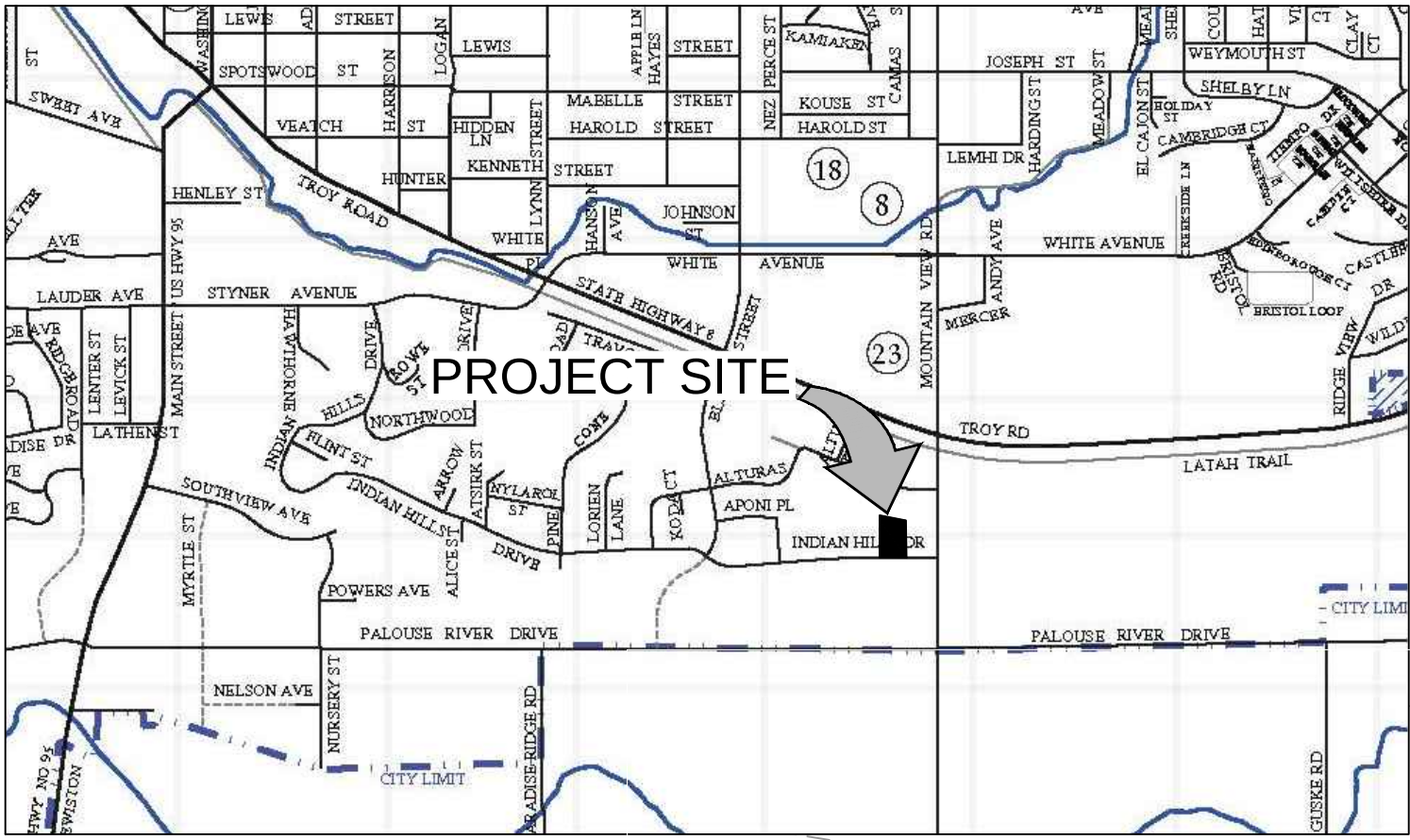

Date


Property Owner's Signature


Date



 HAMMOND ENGINEERING & DEVELOPMENT CO. 1000 N. 10th St. Juliaetta, Idaho 83335 (208) 845-5903	INDIAN HILLS EAST PUD SITE DEVELOPMENT PROJECT PRIVATE STREET PLAN & PROFILE BLUM CONSTRUCTION, LLC MOSCOW, IDAHO				SCALE _____ DRAWN BY _____ CHECKED BY _____ DATE _____ JOB # _____ SHEET _____ OF _____ DRAWING # _____		ENGINEER LAND SURVEYOR REGISTERED #2102 STATE OF IDAHO PROFESSIONAL 4/12/19		REV. DATE 1/1/19	REVISION DESCRIPTION	CHECKED APPRO.
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S. 16, T. 39 N., R. 5W., B.M.

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Scale: 1" = 20' (24"x36" sheet)
Scale: 1" = 40' (11"x17" sheet)

MINIMUM BUILDING SETBACKS

Side Yard 5.0'
Front Yard 10.5'
Rear Yard 10.0'

DEVELOPER
Blum Construction, LLC
3831 Highway 8
Troy, ID 83871

CURRENT ZONING
RO (Residential Offices)

ACREAGE
1.0 Acres

INDIAN HILLS EAST PUD
SITE DEVELOPMENT PROJECT
PRELIMINARY SITE DEVELOPMENT PLAN
BLUM CONSTRUCTION, LLC
MOSCOW, IDAHO

REVISION

DATE

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PP1

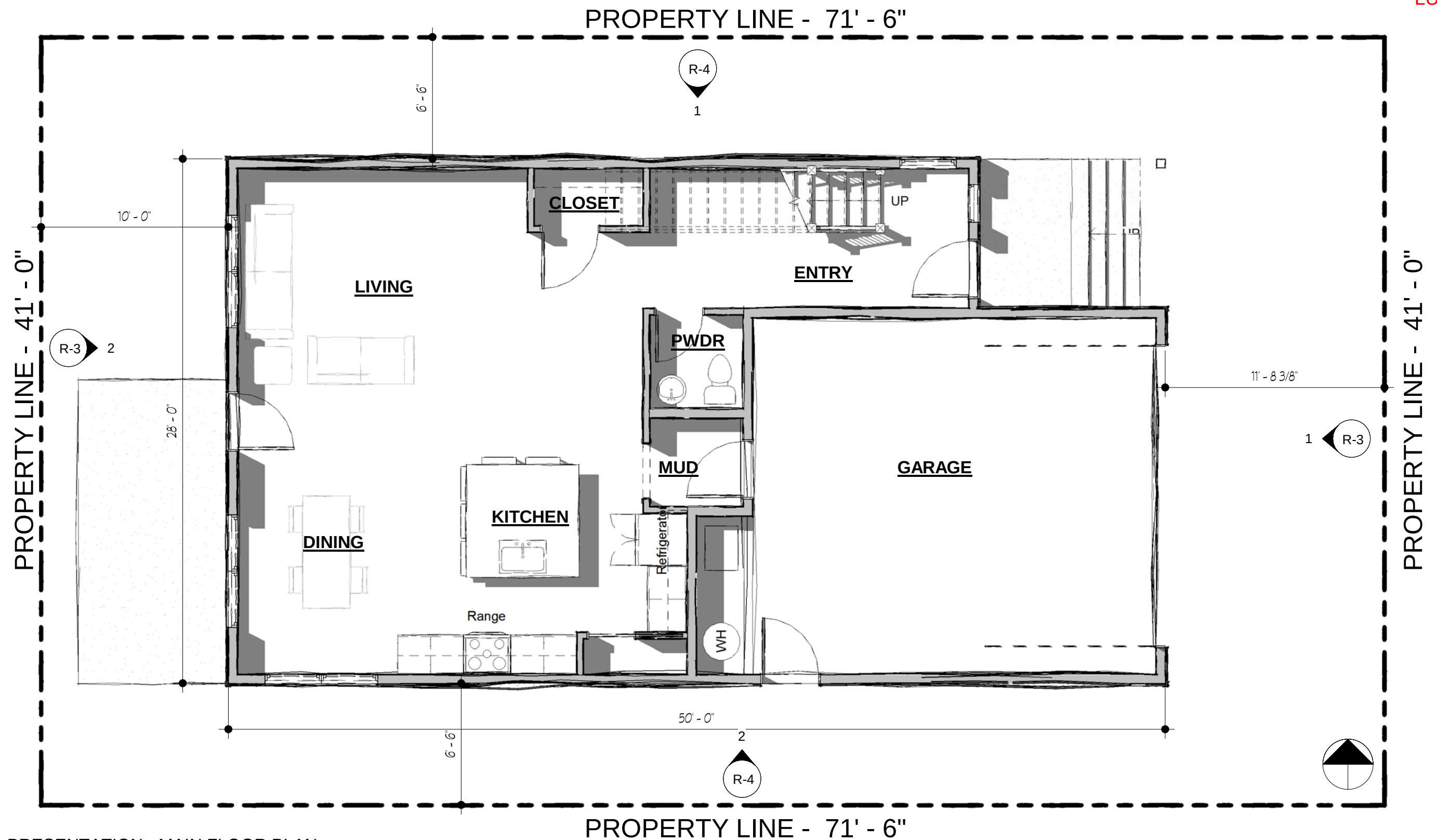
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04/12/19

PP1

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1	PRESENTATION - MAIN FLOOR PLAN 3/16" = 1'-0"
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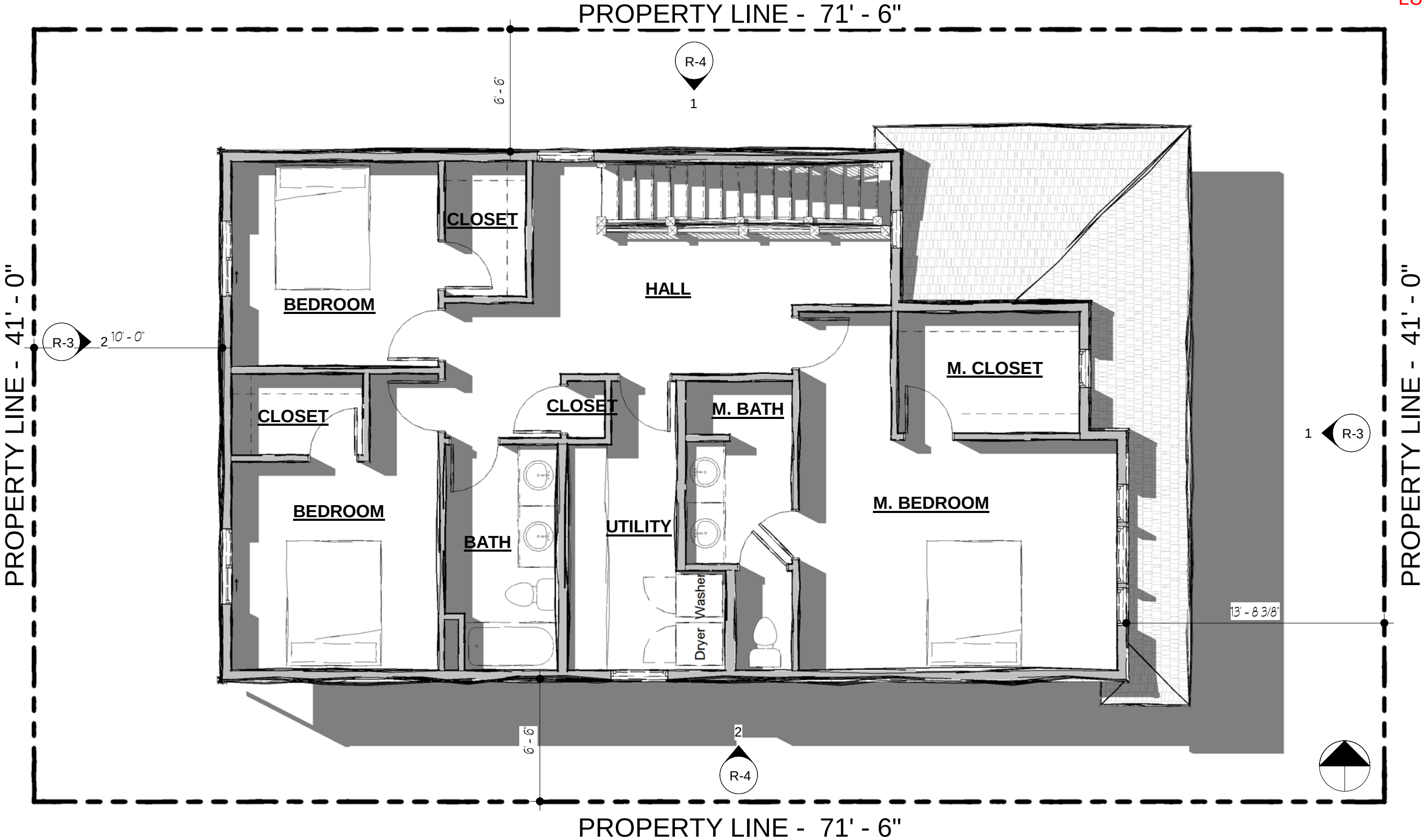


504 MAIN STREET, SUITE 480
LEWISTON, ID 83501
(208) 743-5902

Indian Hills PUD
Blum Construction

[illegible]

MAIN FLOOR PLAN		
Project number	19-014	R-1
Date	02-25-19	
Drawn by	Author	
Checked by	Tim Lynch	Scale 3/16" = 1'-0"



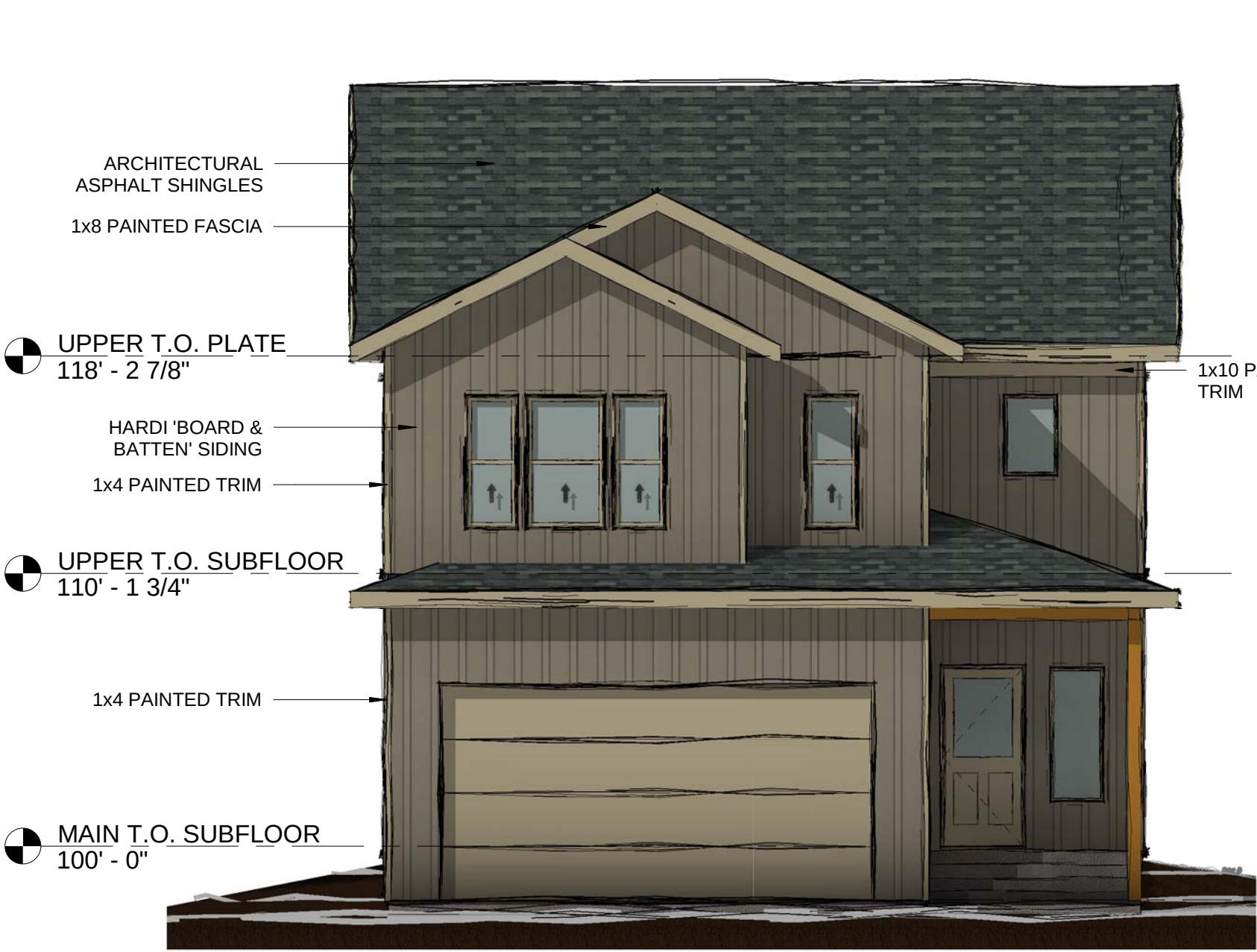
1 PRESENTATION - UPPER FLOOR PLAN
3/16" = 1'-0"



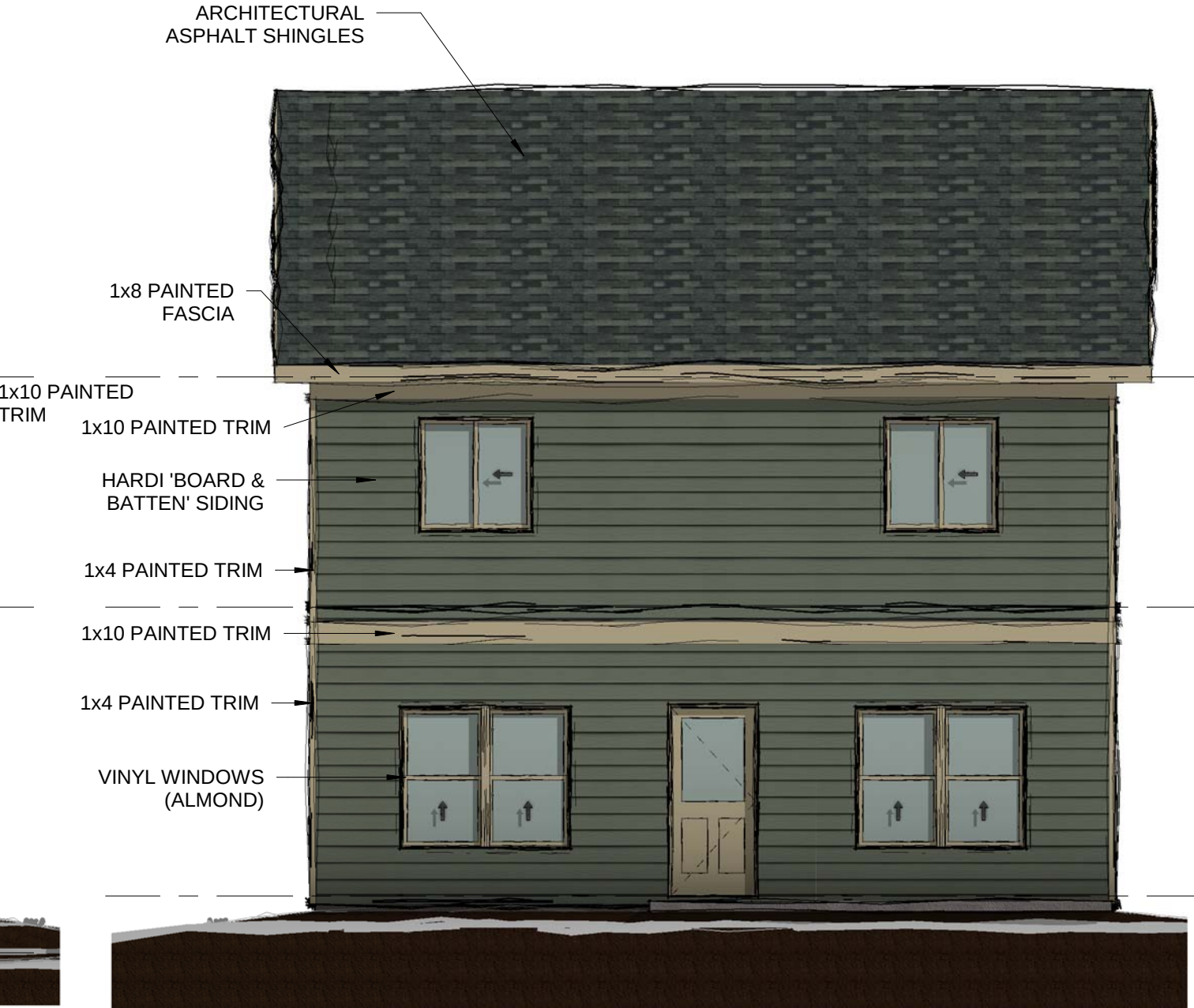
Indian Hills PUD
Blum Construction

No.	Description	Date

UPPER FLOOR PLAN		
Project number	19-014	R-2
Date	02-25-19	
Drawn by	Mike Cannon	
Checked by	Tim Lynch	
		Scale 3/16" = 1'-0"



1 PRESENTATION - FRONT ELEVATION
3/16" = 1'-0"



2 PRESENTATION - REAR ELEVATION
3/16" = 1'-0"



504 MAIN STREET, SUITE 480
LEWISTON, ID 83501
(208) 743-5902

Indian Hills PUD
Blum Construction

No.	Description	Date

ELEVATIONS

Project number	19-014
Date	02-25-19
Drawn by	Mike Cannon
Checked by	Tim Lynch

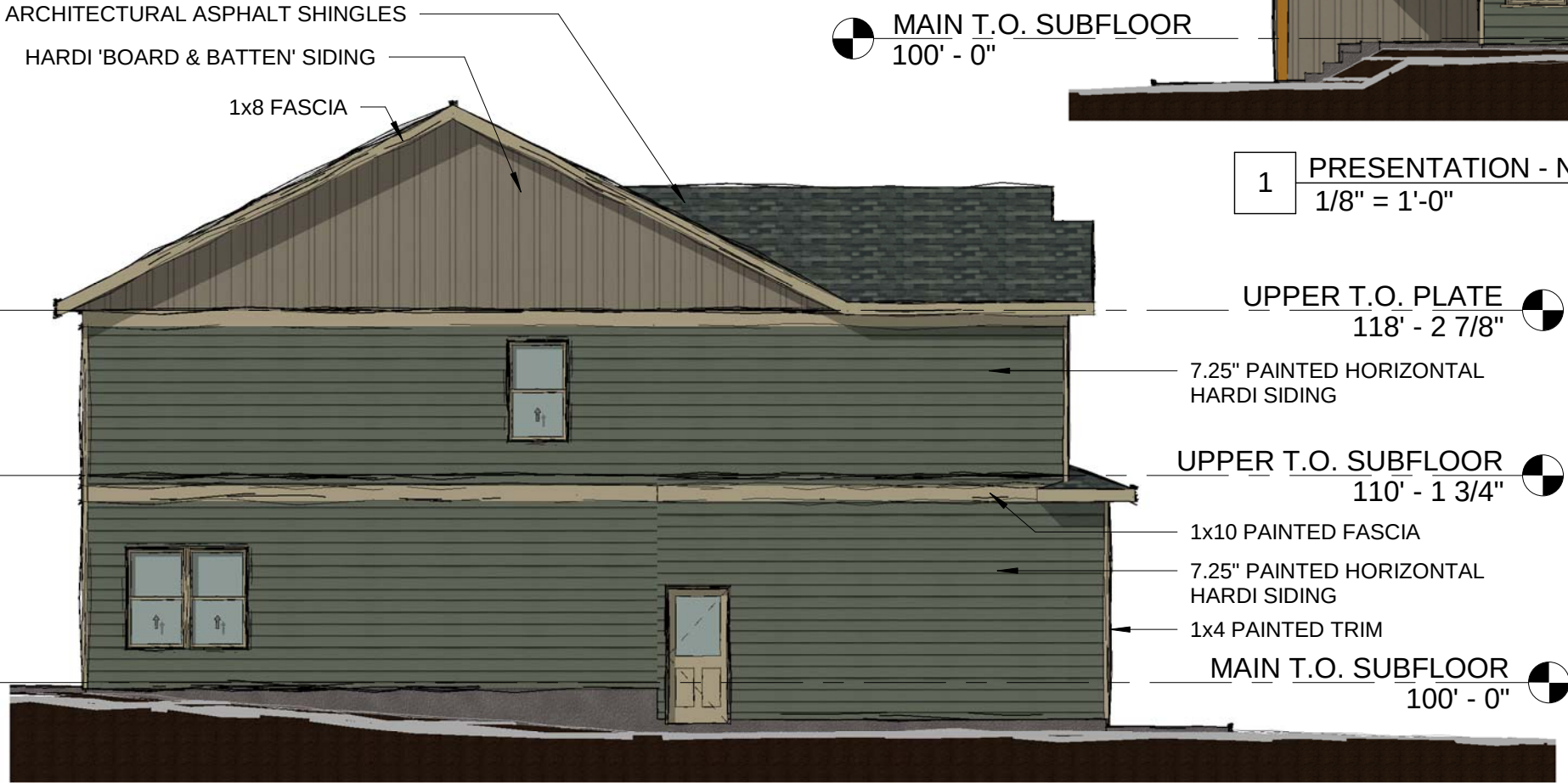
R-3

Scale 3/16" = 1'-0"

Received 4-29-19



1 PRESENTATION - NORTH ELEVATION
1/8" = 1'-0"



2 PRESENTATION - SOUTH ELEVATION
1/8" = 1'-0"



504 MAIN STREET, SUITE 480
LEWISTON, ID 83501
(208) 743-5902

Indian Hills PUD
Blum Construction

No.	Description	Date

ELEVATIONS

Project number	19-014
Date	02-25-19
Drawn by	Mike Cannon
Checked by	Tim Lynch

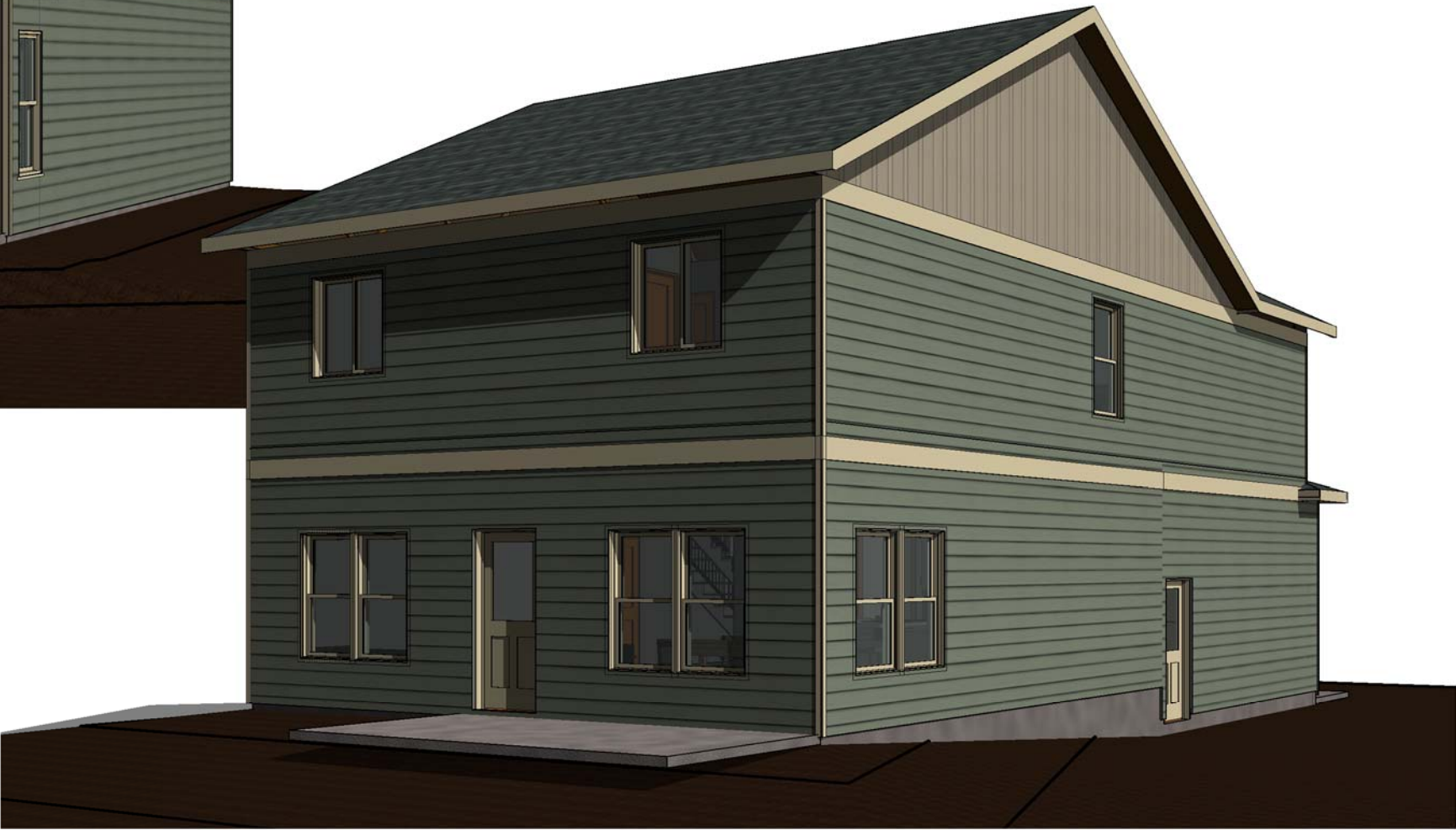
R-4

Scale 1/8" = 1'-0"

Received 4-29-19



1 EXTERIOR PERSPECTIVE



2 REAR EXTERIOR PERSPECTIVE



504 MAIN STREET, SUITE 480
LEWISTON, ID 83501
(208) 743-5902

Indian Hills PUD
Blum Construction

No.	Description	Date

PERSPECTIVES

Project number	19-014
Date	02-25-19
Drawn by	Author
Checked by	Checker

R-5

Scale

Received 4-29-19

SUSAN R. WILSON**ATTORNEY AT LAW, PLLC**

208 S. Main St. Ste 2, Moscow, ID 83843

Ph: 208-882-8060 ~ Fx: (866) 221-9397 ~ sw2@moscow.com

March 20, 2019

RE: PUD Application of Blum Enterprises, LLC
 1330 Indian Hills Dr, Moscow, ID 83843

Dear Neighbor:

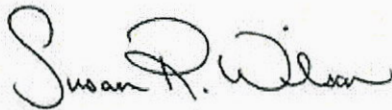
I represent Blum Enterprises, LLC who intends to submit an application for a Planned Unit Development (PUD) at 1330 Indian Hills Drive in Moscow, which is a one acre lot in Indian Hills Sixth Addition to the City of Moscow. The Planned Unit Development will consist of ten (10) detached single family homes of approximately 1700 square feet each.

The proposed PUD of this lot is consistent and compatible with the surrounding uses and the current zone of Residential/Office. Directly to the west is higher density multi-family units and directly to the east is the Farm Service Agency/USDA office. The proposed floor plans and elevations will be available for review at the Neighborhood Meeting.

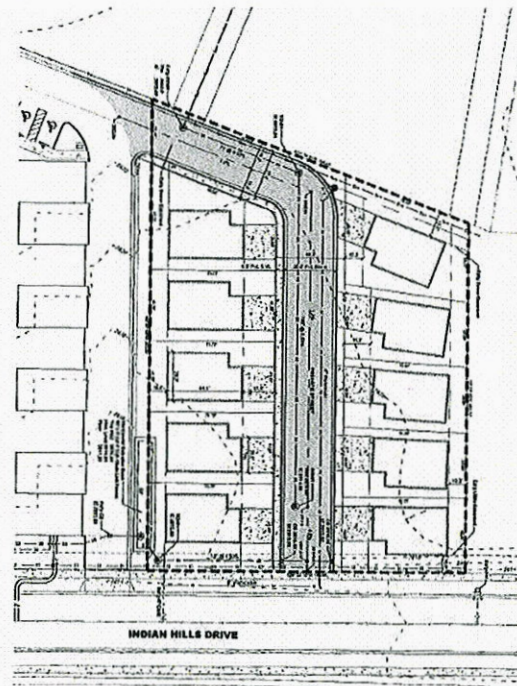
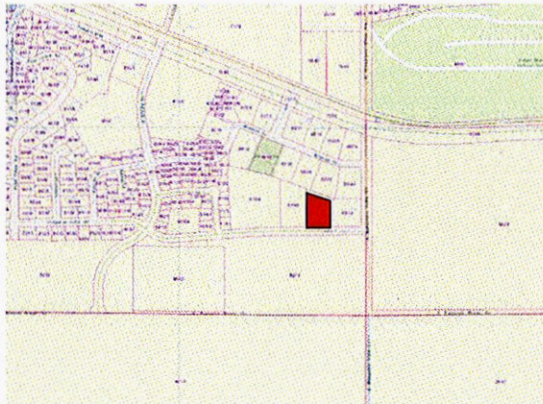
Pursuant to Section 10-7(B), Title 4 of the Moscow City Code, a neighborhood meeting must be held as a prerequisite to submittal of an application for a planned unit development. The neighborhood meeting is intended to provide a forum which allows the landowner to present its application as well as neighbors an opportunity to comment on the application. The City of Moscow has provided us with your name and address as a property owner that is located within 600 feet of the property proposed to be rezoned and therefore require notification.

We invite you to learn more about this application at the neighborhood meeting, which will be held at the **1912 Center at 412 East Third Street** in Moscow in the Fiske Room, on **April 8, 2019, from 5:30 p.m. to 6:00 p.m.** Please feel free to contact me if you have any questions or concerns in the meantime, or if you are unable to attend and want to include your comments. I can be reached at 208-882-8060 or via email at sw2@moscow.com.

Kind regards,

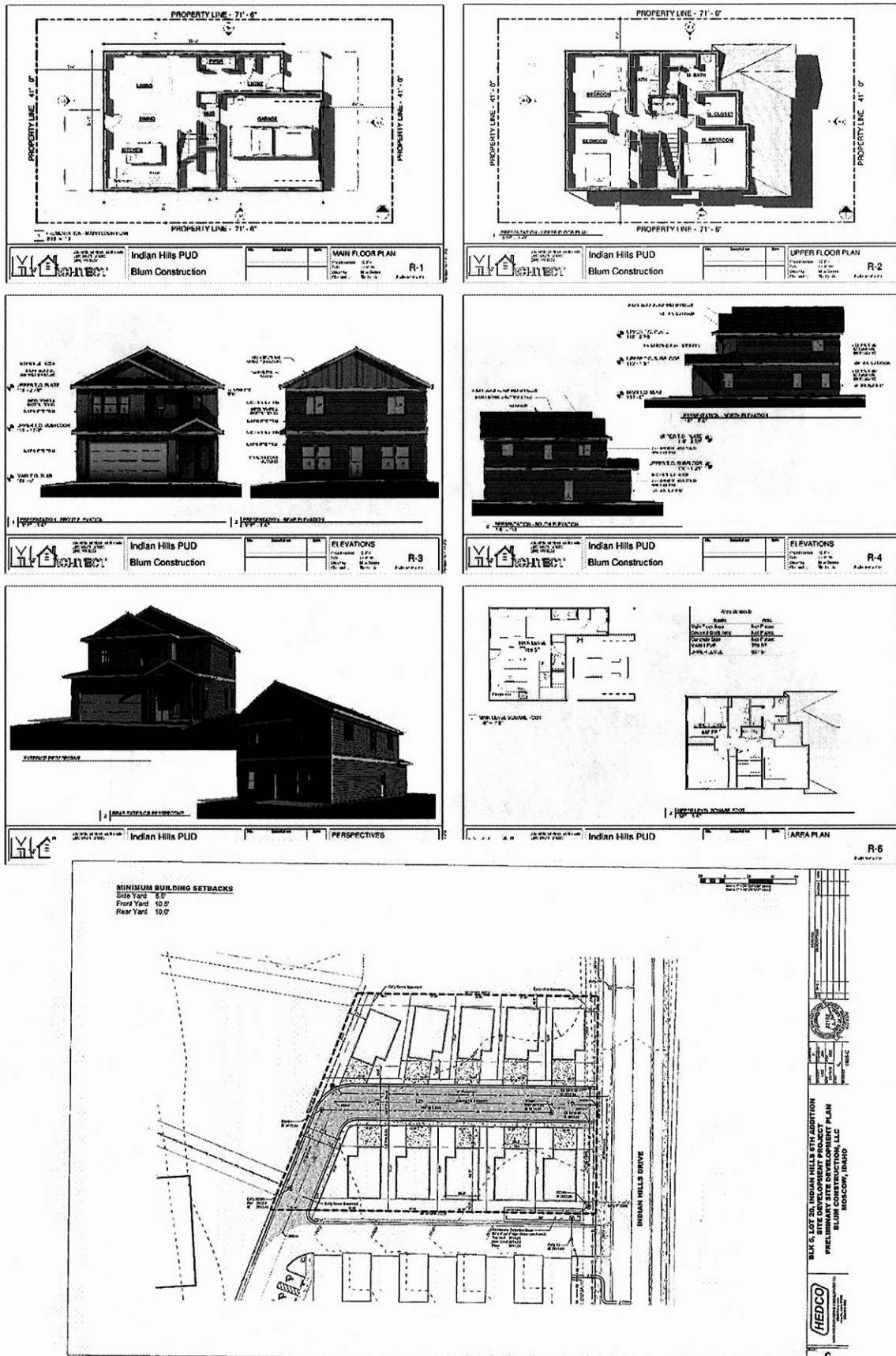


Susan R. Wilson
 Attorney at Law



Neighborhood Meeting – PUD – Blum

OPTION 2



BENNETT, FRANK R
1020 E PALOUSE RIVER DRIVE
MOSCOW ID 83843

UI BOARD OF REGENTS
c/o GERARD BILLINGTON
875 PERIMETER DR
MAIL STOP 3162
MOSCOW ID 83844-3162

DIPPOLITO, GIUSEPPE
3926 W ROBISON AVE
HAYDEN ID 83835

INMAN, ROBIN L
1036 APONI LN
MOSCOW ID 83843

THOMPSON DEV LLC
1024 PINECREST ROAD
MOSCOW ID 83843

WOODS, ROBIN
615 MOORE ST
MOSCOW ID 83843

BENNETT, SHELLEY L
2279 MOSER ST
MOSCOW ID 83843

CHEN, XI SOPHIA
1054 APONI ST
MOSCOW ID 83843

ECKHARDT PROPERTIES LLC
425 S WHITLEY DR STE 4
FRUITLAND ID 83619

J.W. WALKER INVESTMENTS,
LLC
1208 ALTURAS DR
MOSCOW ID 83843

THOMPSON FAMILY LTD
PRTNSHIP
1010 PINECREST ROAD
MOSCOW ID 83843

LUP2019-0016
BLUM ENTERPRISES 2 LLC
3831 HWY 8
TROY ID 83871

CS BLUM PROPERTIES V LLC
3831 HWY 8
TROY ID 83871

GEORGE, TYLER
1042 APONI PLACE
MOSCOW ID 83843

PEARWOOD LLC
1282 ALTURAS DR
MOSCOW ID 83843

URBAN RENEWAL AGENCY
PO BOX 9203
MOSCOW ID 83843

SIGN IN SHEET

Neighborhood Meeting — April 8, 2019

RE: Application for PUD by Blum Enterprises – 1330 Indian Hills Dr., Moscow

Name:	Address:	Phone/Email:
Garrett Thompson	1010 Pine Crest	509-330-0350
Chris Carpenter	811 Sherwood St	208-892-9155
Natalie Carpenter	811 Sherwood St	208-892-9210

Neighborhood Meeting Minutes

April 8, 2019

Meeting called to order at 5:33 p.m.

Present: Noel Blum, Applicant
Susan R. Wilson, Attorney representing Applicant acting as Moderator
Participants: See attached sign in sheet.

Moderator introduced the PUD application and process; describing the ten lots and two different options for floor plans all on a one acre parcel at 1330 Indian Hills Dr. Moderator discussed the requirement for a neighborhood meeting to get input from the neighbors and answer any questions they may have or address any issues or concerns they may raise.

A participant asked if the homes would be for rent or for sale. Noel Blum stated they would be for sale.

Another participant asked how fast the homes would be constructed. Noel answered that it wouldn't be this year; that he still has to go through the approval process with the City to get the plans approved and to get the infrastructure done. He also noted that he has other projects underway.

The participant also asked what the lot sizes would be within the PUD and Noel noted they would be approximately 40' x 70'.

There were no further comments or questions. All participants appeared in favor of the proposal.

Meeting was adjourned at 5:40 p.m.

Memo

To: Mike Ray, Assistant Community Development Director
From: Dwight Curtis, Parks & Recreation Director
Date: May 15, 2019
Re: Parkland Dedication Requirements for the Proposed PUD at 1330 Indian Hills Drive

As part of the subdivision process, this proposed PUD falls under the requirements of the parkland dedication codes of the City.

This proposed PUD is located within the boundaries of Indian Hills 6th Subdivision, which parkland dedication requirements have already been met in full. Therefore, no parkland dedication is required for the PUD and preliminary plat at 1330 Indian Hills Drive.

I am available for any questions you might have of me.

Memo

To: Michael Ray, Assistant CD Director

From: Bob Buvel, Staff Engineer

CC:

Date: 5-16-19

Re: Indian Hills East

Michael,

Upon reviewing the submittal for the preliminary plat for the Indian Hills East PUD the Engineering Department has the following comments and recommended conditions of approval:

Comments:

1. This property was considered developable in our water comprehensive plan dated January 2012. The system in this area has adequate potable and fire flow.
2. This property was considered developable in our sanitary sewer comprehensive plan dated September 2011.
3. This development is expected to generate fewer than 100 peak hour directional trips and is not expected to have a significant impact on the transportation network.
4. The construction of the proposed private street shall meet current City standards including the dedicated easement for public and franchise utilities.
5. Stormwater control, the proposed detention pond shall meet the current Moscow Stormwater Runoff Control Standards.

**BEFORE THE PLANNING AND ZONING COMMISSION
OF THE CITY OF MOSCOW, COUNTY OF LATAH,
STATE OF IDAHO**

REASONED STATEMENT OF RELEVANT CRITERIA AND STANDARDS

REASONED STATEMENT OF RELEVANT CRITERIA AND STANDARDS REGARDING A REQUEST FOR A PRELIMINARY SUBDIVISION PLAT OF A FORTY-ONE THOUSAND ONE HUNDRED AND FIFTY-ONE (41,151) SQUARE FOOT PARCEL OF LAND LOCATED AT 1330 INDIAN HILLS DRIVE, KNOWN AS INDIAN HILLS EAST ADDITION TO THE CITY OF MOSCOW, IDAHO.

WHEREAS, the applicant filed an application for a Preliminary Subdivision Plat on May 2, 2019; and

WHEREAS, this matter came before the Moscow Planning and Zoning Commission during a duly noticed public hearing on May 22, 2019; and

WHEREAS, having reviewed the application, including all exhibits entered, and having considered the issues presented by the applicant and the opponents:

THE PLANNING AND ZONING COMMISSION OF THE CITY OF MOSCOW, IDAHO, AFTER DUE DELIBERATION AND CONSIDERATION, HEREBY CONCLUDES:

I. RELEVANT FACTS AND CONCLUSIONS

1. The Planning and Zoning Commission considered the request pursuant to the City of Moscow 2009 Comprehensive Plan, City of Moscow Zoning Ordinance, the Local Land Use Planning Act, and other applicable development regulations.
2. The subject property is a forty-one thousand one hundred and fifty-one (41,151) square foot parcel of land located at 1330 Indian Hills Drive.
3. The subject property is currently vacant and surrounded by the USDA office building to the east, vacant lots within Alturas Technology Park to the north, townhouse-style multi-family development to the west, and agricultural land to the south.
4. The subject property is relatively flat and gradually increases in elevation as the property heads in the northeasterly direction. There are no drainage ways or natural features that have been identified upon the subject property.
5. The subject property is currently designated as Auto-Urban Commercial (AU-C). AU-C designated areas,

“provide for commercial services and developments that are motor vehicle oriented or those which require large amounts of land. These areas should be located adjacent to existing commercial developments and along major arterials where the vehicle traffic can be accommodated. Developments within these designations should be required to provide significant landscaping which would be applied to enhancing areas along the street edge, screening parking lots, and buffering adjacent uses. Such areas are most appropriately zoned Motor Business (MB).”

6. The USDA office property to the east, as well as properties on the east side of Mountain View Road are also designated as Auto-Urban Commercial (AU-C). The multi-family residential developments to the west are currently designated as High Density Residential (HR). Alturas Technology Park to the north is currently designated as Business Park (BP).
7. Indian Hills Drive is currently designated by the Thoroughfare Plan as a local neighborhood street and Mountain View Road is designated as a minor arterial.
8. The subject property is currently located within the Residential Office (RO) Zoning District.
9. According to the Zoning Code the RO Zoning District is,
“A moderately intensive zone including both offices and high density housing. It serves as a transitional Zoning District between residential Zoning Districts and commercial or industrial Zoning Districts. The RO Zoning District is appropriately applied in the following circumstances:
 1. *On the perimeter of commercial or industrial districts where they abut residential land uses;*
 2. *Where transportation network use is greater than desirable for lower density residential uses;*
 3. *Where landforms create sites which are reasonably accessible by transportation systems and which are buffered from nearby residential areas; and*
 4. *Where the development patterns in a neighborhood will allow development of moderate intensity to occur without producing adverse visual impact or harm to the transportation network.”*
10. Uses permitted within the RO Zone include single family dwellings, two family dwellings, twinhomes, townhouses, and multi-family dwellings. Also permitted are professional offices, bed and breakfasts, daycare facilities, and parking lots.
11. The minimum lot size for parcels within the RO Zone is 5,000 sf for single-family, two-family, and multi-family dwellings; 2,250 sf for twinhome dwellings; and 1,800 sf for townhouse dwellings. The minimum lot width is for single-family, two-family, and multi-family dwellings is 50 feet; 25 feet for twinhomes; and 18 feet for townhouses.
12. The applicant is proposing to subdivide the 41,151 square foot parcel into 10 single family lots ranging from 2,660 sf to 3,910 sf in size. The proposed widths of the lots would range between 33.5 feet and 63.16 feet in width.
13. The applicant is concurrently requesting a PUD in order to allow a reduction in the minimum lot size and width, as well as a reduction in the required setbacks.
14. An 8 inch water main currently exists within Indian Hills Drive, which will provide water service to the subject property. A 6 inch water main will be extended within the private street, which will provide individual service to each lot within the development. The water main will terminate with a fire hydrant at the very north end of the subject property.
15. The property is considered developable in the City’s Comprehensive Water System Plan dated January 2012. Public Works has determined that the existing system has adequate potable and fire flows to serve the proposed subdivision.

16. It is anticipated that under commonly observed residential household water use within the City (114 gallons per day per occupant) that the proposed development could be reasonably anticipated to use approximately 936,225 gallons of water per year ($10 \text{ du} \times 2.25 \text{ occupants/du} \times 114 \text{ gallons/occupant} \times 365 \text{ days/year} = 936,225 \text{ gallons/year}$).
17. Sanitary sewer is proposed to be extended from an existing City main in the northwest corner of the property, which currently extends to the north through lots within Alturas Technology Park, to a main within Alturas Drive. A sanitary sewer main will be extend from the existing main down the private street to serve each individual lot.
18. Public Works has determined that the system has adequate capacity to convey the additional flow from the development. The subject property is considered developable in the Comprehensive Sewer System Plan dated September 2011.
19. The storm sewer for the subdivision is proposed to be conveyed to a stormwater detention pond in the southwest corner of the property, and partially located upon the property directly to the west, which is under common ownership. The stormwater detention pond will then be connected to the existing stormwater facilities within the development to the west.
20. The subject property is accessed via Indian Hills Drive, which is designated as a local neighborhood street. Indian Hills Drive is currently constructed as a 34 foot wide paved roadway with curb, gutters, tree lawns, and sidewalks on both sides of the street.
21. The applicant is proposing a private street to serve the proposed development with parking on one side of the street. The street will contain two 11 foot wide vehicular travel lanes, on-street parallel parking on the west side of the street, and a 4.5 foot sidewalk on the west side of the street. With the alignment of the proposed private driveways, there will be room for 4 on-street parking spaces on the private street. The private street will be paved with curbs and gutters and will meet the City of Moscow's standard for private streets.
22. The subject property is part of the Indian Hills 6th Subdivision, which parkland dedication requirements have already been met. The Indian Hills Park at the northeast intersection of Blaine Street and Indian Hills Drive satisfied the parkland dedication requirement for the Indian Hills 6th Subdivision.
23. There is a required Type A landscape buffer adjacent to the eastern property line of the proposed PUD, since the adjacent zoning district is General Business (GB). A Type A buffer requires 2 canopy trees, 4 understory trees, and 6 shrubs every 100 lineal feet.
24. The applicant conducted a neighborhood meeting with affected property owners within 600 feet of the subject property on April 8, 2019 to discuss the proposed preliminary plat.

BASED ON THE ABOVE RELEVANT FACTS AND CONCLUSIONS, THE PLANNING AND ZONING COMMISSION OF THE CITY OF MOSCOW HEREBY FINDS THE FOLLOWING RELEVANT CRITERIA AND STANDARDS:

II. RELEVANT CRITERIA AND STANDARDS

1. **This plat is not contradictory to the Moscow Comprehensive Plan.** The proposed preliminary plat is consistent with the uses and densities designated within the 2019 Comprehensive Plan. The Auto-Urban Commercial (AU-C) designation is generally a more intense commercial land use designation than what the Residential Office (RO) Zone would permit. However, properties may be developed with a lower intensity use than is indicated by

the Plan, which is what the being proposed in this circumstance. Therefore, the Commission finds that the proposed preliminary plat is consistent with the Comprehensive Plan.

2. **This plat is compatible with the Moscow Zoning Ordinance.** The applicant is concurrently requesting a PUD in order to allow a reduction in the minimum lot size and width, as well as a reduction in the required setbacks of the Residential Office (RO) Zone. All other Zoning Code requirements will be met as part of the proposal.
3. **This plat is compatible with the Moscow Subdivision Ordinance.** The proposed preliminary plat is consistent and in conformance with the general requirements of the Moscow Subdivision Ordinance including, but not limited to, the provision of the logical and orderly extension of the City's street network, maximum block length, public utilities, and the provision of public parkland.
4. **This plat is considerate of the natural features of the subject land.** The proposed preliminary plat provides for development of the subject property, including the general construction and alignment of the private access street in conformance and consideration of the natural contours of the subject property.
5. **This plat is not expected to place an undue burden on public services and infrastructure, and does not pose an apparent threat to the public health, safety or welfare.** The subject property has property frontage on Indian Hills Drive to the south. There are currently sufficient and available public utility services to meet the needs of the proposed development. Water and sewer connections are readily available in the area and the property has been determined to be developable in the City's Comprehensive Water and Sewer System Plans.
6. **Other: None.**

III. DECISION

Based on the above Reasoned Statement of Relevant Criteria, the Planning and Zoning Commission of the City of Moscow recommends approval of the preliminary subdivision plat request for the forty-one thousand one hundred and fifty-one (41,151) square foot parcel of land located at 1330 Indian Hills Drive with the following conditions:

Public Works:

1. The construction of the proposed private street shall meet current City standards including dedicated easements for public and franchise utilities.
2. The proposed detention pond shall meet the current Moscow Stormwater Runoff Control Standards.

PASSED BY THE PLANNING AND ZONING COMMISSION OF THE CITY OF MOSCOW this
12 day of June, 2019.



Wendy McClure, Chair
Planning and Zoning Commission

**BEFORE THE PLANNING AND ZONING COMMISSION
OF THE CITY OF MOSCOW, COUNTY OF LATAH,
STATE OF IDAHO**

REASONED STATEMENT OF RELEVANT CRITERIA AND STANDARDS

REASONED STATEMENT OF RELEVANT CRITERIA AND STANDARDS REGARDING A REQUEST FOR A PLANNED UNIT DEVELOPMENT OF A FORTY-ONE THOUSAND ONE HUNDRED AND FIFTY-ONE (41,151) SQUARE FOOT PARCEL OF LAND LOCATED AT 1330 INDIAN HILLS DRIVE, KNOWN AS INDIAN HILLS EAST ADDITION TO THE CITY OF MOSCOW, IDAHO.

WHEREAS, the applicant filed an application for a Planned Unit Development on May 2, 2019; and

WHEREAS, this matter came before the Moscow Planning and Zoning Commission during a duly noticed public hearing on May 22, 2019; and

WHEREAS, having reviewed the application, including all exhibits entered, and having considered the issues presented by the applicant and the opponents:

THE PLANNING AND ZONING COMMISSION OF THE CITY OF MOSCOW, IDAHO, AFTER DUE DELIBERATION AND CONSIDERATION, HEREBY CONCLUDES:

I. RELEVANT FACTS AND CONCLUSIONS

1. The Planning and Zoning Commission considered the request pursuant to the City of Moscow 2009 Comprehensive Plan, City of Moscow Zoning Ordinance, the Local Land Use Planning Act, and other applicable development regulations.
2. The subject property is a forty-one thousand one hundred and fifty-one (41,151) square foot parcel of land located at 1330 Indian Hills Drive.
3. The subject property is currently vacant and surrounded by the USDA office building to the east, vacant lots within Alturas Technology Park to the north, townhouse-style multi-family development to the west, and agricultural land to the south.
4. The subject property is relatively flat and gradually increases in elevation as the property heads in the northeasterly direction. There are no drainage ways or natural features that have been identified upon the subject property.
5. The subject property is currently designated as Auto-Urban Commercial (AU-C). AU-C designated areas,

“provide for commercial services and developments that are motor vehicle oriented or those which require large amounts of land. These areas should be located adjacent to existing commercial developments and along major arterials where the vehicle traffic can be accommodated. Developments within these designations should be required to provide significant landscaping which would be applied to enhancing areas along the street edge, screening parking lots, and buffering adjacent uses. Such areas are most appropriately zoned Motor Business (MB).”

6. The USDA office property to the east, as well as properties on the east side of Mountain View Road are also designated as Auto-Urban Commercial (AU-C). The multi-family residential developments to the west are currently designated as High Density Residential (HR). Alturas Technology Park to the north is currently designated as Business Park (BP).
7. Indian Hills Drive is currently designated by the Thoroughfare Plan as a local neighborhood street and Mountain View Road is designated as a minor arterial.
8. The subject property is currently located within the Residential Office (RO) Zoning District.
9. According to the Zoning Code the RO Zoning District is,
"A moderately intensive zone including both offices and high density housing. It serves as a transitional Zoning District between residential Zoning Districts and commercial or industrial Zoning Districts. The RO Zoning District is appropriately applied in the following circumstances:
 1. *On the perimeter of commercial or industrial districts where they abut residential land uses;*
 2. *Where transportation network use is greater than desirable for lower density residential uses;*
 3. *Where landforms create sites which are reasonably accessible by transportation systems and which are buffered from nearby residential areas; and*
 4. *Where the development patterns in a neighborhood will allow development of moderate intensity to occur without producing adverse visual impact or harm to the transportation network."*
10. Uses permitted within the RO Zone include single family dwellings, two family dwellings, twinhomes, townhouses, and multi-family dwellings. Also permitted are professional offices, bed and breakfasts, daycare facilities, and parking lots.
11. The minimum lot size for parcels within the RO Zone is 5,000 sf for single-family, two-family, and multi-family dwellings; 2,250 sf for twinhome dwellings; and 1,800 sf for townhouse dwellings. The minimum lot width is for single-family, two-family, and multi-family dwellings is 50 feet; 25 feet for twinhomes; and 18 feet for townhouses.
12. The applicant is proposing to subdivide the 41,151 square foot parcel into 10 single family lots ranging from 2,660 sf to 3,910 sf in size. The proposed widths of the lots would range between 33.5 feet and 63.16 feet in width.
13. The applicant is requesting a PUD in order to allow a reduction in the minimum lot size and width, as well as a reduction in the required setbacks.
14. Setbacks within the RO Zone are 10 ft on the front, 5 ft on the side with both sides equaling 15 ft, 20 ft on the rear, and 20 ft for a garage door facing the street. The applicant is proposing to establish setbacks on the project of 10.5 ft on the front, 5 ft on both sides, and 10 ft on the rear. The garage door setbacks range from 17.5 ft away from the sidewalk for the houses on the west side of the street and a little over 20 ft from the garage door to the curb for houses on the east side of the street to allow for vehicular parking in the driveway.
15. The minimum PUD base density of the RO Zone is 24 units per acre. The proposed PUD has a base density of 9.4 units per acre, therefore no density bonuses are required as part of the project.

16. The applicant has submitted sample floor plans and elevations of the proposed single family dwellings. The design of the dwellings includes a two-story gabled roof with two-car garage, hardie board batten siding, painted trim, architectural asphalt shingles, belly band, and vinyl windows. The floor plan includes the living room, kitchen, dining room, garage, and a bathroom on the first floor. The second floor includes three bedrooms, two bathrooms, and a utility room.
17. An 8 inch water main currently exists within Indian Hills Drive, which will provide water service to the subject property. A 6 inch water main will be extended within the private street, which will provide individual service to each lot within the development. The water main will terminate with a fire hydrant at the very north end of the subject property.
18. The property is considered developable in the City's Comprehensive Water System Plan dated January 2012. Public Works has determined that the existing system has adequate potable and fire flows to serve the proposed subdivision.
19. It is anticipated that under commonly observed residential household water use within the City (114 gallons per day per occupant) that the proposed development could be reasonably anticipated to use approximately 936,225 gallons of water per year ($10 \text{ du} \times 2.25 \text{ occupants/du} \times 114 \text{ gallons/occupant} \times 365 \text{ days/year} = 936,225 \text{ gallons/year}$).
20. Sanitary sewer is proposed to be extended from an existing City main in the northwest corner of the property, which currently extends to the north through lots within Alturas Technology Park, to a main within Alturas Drive. A sanitary sewer main will be extend from the existing main down the private street to serve each individual lot.
21. Public Works has determined that the system has adequate capacity to convey the additional flow from the development. The subject property is considered developable in the Comprehensive Sewer System Plan dated September 2011.
22. The storm sewer for the subdivision is proposed to be conveyed to a stormwater detention pond in the southwest corner of the property, and partially located upon the property directly to the west, which is under common ownership. The stormwater detention pond will then be connected to the existing stormwater facilities within the development to the west.
23. The subject property is accessed via Indian Hills Drive, which is designated as a local neighborhood street. Indian Hills Drive is currently constructed as a 34 foot wide paved roadway with curb, gutters, tree lawns, and sidewalks on both sides of the street.
24. The applicant is proposing a private street to serve the proposed development with parking on one side of the street. The street will contain two 11 foot wide vehicular travel lanes, on-street parallel parking on the west side of the street, and a 4.5 foot sidewalk on the west side of the street. With the alignment of the proposed private driveways, there will be room for 4 on-street parking spaces on the private street. The private street will be paved with curbs and gutters and will meet the City of Moscow's standard for private streets.
25. The subject property is part of the Indian Hills 6th Subdivision, which parkland dedication requirements have already been met. The Indian Hills Park at the northeast intersection of Blaine Street and Indian Hills Drive satisfied the parkland dedication requirement for the Indian Hills 6th Subdivision.
26. There is a required Type A landscape buffer adjacent to the eastern property line of the proposed PUD, since the adjacent zoning district is General Business (GB). A Type A buffer requires 2 canopy trees, 4 understory trees, and 6 shrubs every 100 lineal feet. Other than the Type A buffer on the east side, the applicant is proposing to leave the landscape design of the individual lots up to the owners of the property.

27. The applicant conducted a neighborhood meeting with affected property owners within 600 feet of the subject property on April 8, 2019 to discuss the proposed PUD.

BASED ON THE ABOVE RELEVANT FACTS AND CONCLUSIONS, THE PLANNING AND ZONING COMMISSION OF THE CITY OF MOSCOW HEREBY FINDS THE FOLLOWING RELEVANT CRITERIA AND STANDARDS:

II. RELEVANT CRITERIA AND STANDARDS

1. **The proposed PUD is consistent with the Comprehensive Plan.** The proposed PUD is consistent with the uses and densities designated within the 2019 Comprehensive Plan. The Auto-Urban Commercial (AU-C) designation is generally a more intense commercial land use designation than what the Residential Office (RO) Zone would permit. However, properties may be developed with a lower intensity use than is indicated by the Plan, which is what the being proposed in this circumstance. Therefore, the Commission finds that the proposed PUD is consistent with the Comprehensive Plan.
2. **The proposed PUD is consistent with the intents and purposes of this Chapter.** The proposed PUD meets the intent of the PUD chapter to permit and encourage innovative, economical, and attractive development; which includes land uses which harmonize with natural features and constraints; which promotes efficient, innovative, economical, attractive, and environmentally sensitive development; and which efficiently phases and locates public and private services and facilities. The proposed PUD of ten single family dwellings on smaller lots creates more affordable housing options in the City.
3. **The proposed PUD is compatible with the character and uses in the surrounding area.** The PUD is consistent with the surrounding area which is primarily a mixture of residential and commercial developments. The proposed PUD provides for development of the subject property, including the general construction and alignment of the private access street in conformance and consideration of the natural contours of the subject property.
4. **Public services and utilities are available or can be made available and are adequate to accommodate the proposed PUD.** Public Works has indicated that water, sanitary sewer, and storm sewer systems are readily available in the area and can accommodate the proposed PUD. The subject property has been determined to be developable in the 2012 Comprehensive Water System Plan and the 2011 Comprehensive Sewer System Plan. The primary point of access is Indian Hills Drive, which provides sufficient access to the subject property.
5. **The proposed PUD will not endanger the public health or safety.** There is no evidence that the proposed PUD would have an impact on the public health and safety. The proposed PUD will help serve the need of providing a more affordable housing option of single family homes on smaller lots.
6. **The residential densities, proposed land uses, and design proposed within the PUD promote the innovative, efficient, economic and attractive development of the subject property.** The proposed PUD with ten single family dwellings on lots which range from 2,660 sf to 3,910 sf in size, provides an efficient and economical home ownership opportunity which is currently limited in the City. The proposed design of the homes is attractive and will provide a quality product on smaller lots which are served by a private street.

III. DECISION

Based on the above Reasoned Statement of Relevant Criteria, the Planning and Zoning Commission of the City of Moscow recommends approval of the Planned Unit Development (PUD) request for the forty-one thousand one hundred and fifty-one (41,151) square foot parcel of land located at 1330 Indian Hills Drive with no conditions.

PASSED BY THE PLANNING AND ZONING COMMISSION OF THE CITY OF MOSCOW this
12 day of June, 2019.



Wendy McClure, Chair
Planning and Zoning Commission

PLANNING & ZONING COMMISSION



Wendy McClure
Commission Chair

~Meeting Minutes~
May 22, 2019

Mike Ray
Staff Liaison

p&z@ci.moscow.id.us

<http://id-moscow.civicplus.com/agendacenter>

208.883.7008

The meeting was called to order at 7:01 PM.

MEMBERS PRESENT: Robb Parish, Vice Chair; Scott Gropp, Joel Hamilton, Mike Nelsen, Nels Reese, Victoria Seever

MEMBERS ABSENT: Wendy McClure, Dennis Wilson

ALSO IN ATTENDANCE: Mike Ray, Anne Peterson, Kathryn Bonzo (for Brandy Sullivan)

1. Approval of minutes from May 8, 2019

Seever moved approval of the minutes as presented.

RESULT:	ACCEPTED BY ACCLAMATION [UNANIMOUS]
MOVER:	Seever
SECONDER:	Nelsen

2. Public Comment

None.

3. Approval of Reasoned Statement of Relevant Criteria and Standards for Property at 2500 South Highway 95 within the Area of City Impact - LUP2019-0014

Seever moved approval of the RCS as presented.

RESULT:	APPROVED BY ACCLAMATION [UNANIMOUS]
MOVER:	Seever
SECONDER:	Hamilton

4. Approval of Reasoned Statement of Relevant Criteria and Standards for Property generally located east of the intersection of Southview Avenue and Alice Street within the City of Moscow: LUP2019-0015

Reese moved approval of the RCS as presented.

RESULT:	APPROVED BY ACCLAMATION [UNANIMOUS]
MOVER:	Reese
SECONDER:	Nelsen

5. Public Hearing: Planned Unit Development and Preliminary Subdivision Plat of a parcel located at 1330 Indian Hills Drive – LUP2019-0016 and LUP2019-0017

Proposed Planned Unit Development (PUD) and Preliminary Subdivision Plat of a 41,151 square foot parcel located at 1330 Indian Hills Drive in the City of Moscow to allow ten (10) single-family dwellings on lots ranging from 2,660 sf to 3,910 sf in size.

Ray presented the proposal described above. Subject property is surrounded by Alturas Technology Park (RTO zoning), multi-family townhouses to the west (RO zoning), agricultural land to the south (FR zoning), and the USDA office to the east (GB zoning). The minimum lot size in the RO zone is 5,000sf for single family dwellings, with a minimum lot width of 50 feet. Applicant is requesting a PUD to allow reduced minimum lot size and width and reduced setbacks. Proposed setbacks from the garage will allow for off-street parking in front of the garages. The minimum PUD base density in the RO zone is 24 units per acre, and the proposed density is 9.4 units per acre so no density bonuses are required. Ray reviewed existing public improvements and reported all are adequate to support the proposed development. Parkland dedication requirements have already been met as part of the Indian Hills 6th Subdivision. The private street proposed within the PUD meets City standards. A Type A landscape buffer is required on the adjoining GB zoning, and the developer is proposing that the individual property owners be allowed to install their own landscaping on the lots. There was a question about the City Street Tree Program and Ray explained that pertains only to street trees on public streets, so it wouldn't be available for this development except for the Indian Hills Drive frontage. Staff recommended approval with two conditions recommended by Public Works:

1. The construction of the proposed private street shall meet current City standards including the dedicated easement for public and franchise utilities.
2. The proposed detention pond shall meet the current Moscow Stormwater Runoff Control Standards.

Parish was concerned that the driveways on the west side wouldn't be long enough for larger vehicles without hanging into the sidewalks. Reese asked why a buffer wasn't required on the west side of the development to screen the back side of those houses. Seever asked what makes this development unique and therefore worthy of a PUD. Ray explained it provides the opportunity for more affordable, smaller houses on smaller lots, while still creating individual lots that can provide fee-simple ownership.

The public hearing opened at 7:31 with testimony from the applicant.

Curtis Blum, 3831 Highway 8, Troy, said they have developed the properties to the west. Having constructed many apartment buildings in Moscow, they have noticed a change in demand by young couples and families for affordable housing. Blum mentioned there is already a six-foot landscape buffer as part of the townhouse development to the west. He said the homes won't be all cookie-cutter; they will have slightly different looks and siding colors will vary.

Gropp mentioned that affordable housing has been discussed quite a bit during his time on the Commission, and added that among his 15 employees only about a third of them can afford to live within Moscow. Reese said the existing buffer on the townhouse property addressed his concern about screening between the PUD and the townhouses. Seever noted there is also an existing buffer between subject property and the USDA office building. Reese asked Blum if they had considered twinhomes. Blum replied they wanted to offer a housing option that provided more privacy than having to share a wall with neighbors. Nelsen noted the homes are quite nice-sized.

Hearing no further testimony, the public hearing closed at 7:41.

Reese said his concerns had been addressed and he agreed it was a good project. Seever agreed she wouldn't want to share a wall if she was buying her house. Hamilton wanted to encourage use of the Street Tree Fund to install trees on the Indian Hills frontage. Seever thought the proposal was well reasoned.

Gropp moved approval of the PUD as presented.

RESULT:	APPROVED BY ACCLAMATION [UNANIMOUS]
MOVER:	Gropp
SECONDER:	Nelsen

Seever moved approval of the Preliminary Plat as presented.

RESULT:	APPROVED BY ACCLAMATION [UNANIMOUS]
MOVER:	Seever
SECONDER:	Gropp

Hamilton moved to direct staff to prepare the Reasoned Statement of Relevant Criteria and Standards.

RESULT:	APPROVED BY ACCLAMATION [UNANIMOUS]
MOVER:	Hamilton
SECONDER:	Seever

6. Final Review of Draft Ordinance Amending Educational Services within the Central Business District

Ray reviewed the same revisions discussed at the last meeting. The only change was with regard to off-street parking lots in the R-4 zone. Reese asked for clarification on how this code language would apply to the Legacy Crossing District. Ray said it would all apply, as well as the underlying Urban Mixed Commercial zoning of Legacy Crossing. The public hearing has been noticed for June 12th.

7. Subdivision Code Review [ACTION ITEM]

Ray distributed updated versions of the draft code. Subdivisions were previously in City Code Title 5 but Staff recommended moving it to Title 4, Chapter 12. In doing so staff recommended that the cluster subdivision dimensional requirements be placed only in the bulk and placement table within Title 4, Chapter 4, rather than also being duplicated in the Subdivision Chapter. Hamilton thought it would be more logical to put the traditional subdivision text before the cluster subdivision language. Parish suggested more discussion was needed regarding twinhome/townhouse development within the single-family zoning districts, particularly in cluster subdivisions. Ray suggested a mixture of housing could be achieved by rezoning sections of subdivisions into progressively denser zoning designations, but he will have further discussions with other city staff and report back. Commissioners were supportive of the placement recommendations recommended by staff. Ray will complete the traditional subdivision portion for additional review at the next meeting.

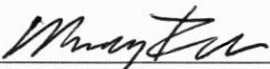
8. Transportation Commission Meeting Report

Hamilton reported the next meeting is June 13th and an agenda has not yet been distributed.

9. Announcements

Reese said he will miss the next two meetings due to travel. He also reported on the Third Street Bridge installation "ceremony."

The meeting adjourned at 8:14 p.m.


Wendy McClure, Chair

CITY COUNCIL STAFF REPORT

DATE: Monday, June 17, 2019



RESPONSIBLE STAFF

REVIEWED BY

ADDITIONAL PRESENTER(S)

OTHER RESOURCES

AGENDA ITEM TITLE

Ice Rink Extension Request (ACTION ITEM) – Gary J. Riedner

DESCRIPTION

By adoption of Resolution 2017-13 on June 19, 2017, the Moscow City Council approved a commitment of \$1 million of Hamilton Funds to Palouse Ice Rink for construction of an ice rink facility. The Resolution sets the parameters of the City's commitment, which expires on June 28, 2019. The Palouse Ice Rink applied for an extension of the conditional use permit for the ice rink at its current location and that conditional use permit was granted by the Moscow Zoning Board of Adjustment on May 22, 2019, and has a term of three years, with an expiration date of May 22, 2022. Christina Randal, fundraiser for the Palouse Ice Rink, has asked to meet with the City Council to request an extension of the City's commitment of \$1 million of Hamilton funds. Staff has attached the request and accompanying materials, as well as documents pertinent to the original request and commitment.

STAFF RECOMMENDATION

No recommendation.

PROPOSED ACTIONS

PROPOSED ACTIONS: Receive request for extension of \$1 million of Hamilton Funds from Palouse Ice Rink and approve request with conditions; or deny request; or take such other action deemed appropriate.

FISCAL IMPACT

PERSONNEL IMPACT

ATTACHMENTS

1. Email Request from Palouse Ice Rink for extension 5-16-19
2. PIR new rink presentation City Council June 2019
3. Palouse Ice Rink - Fundraising update as of June 2019
4. RES_2017-13 Authorizing commitment of Hamilton funds for Palouse ice rink
5. Council Minutes 06-19-17
6. Response of PIR to City of Moscow 9-7-16
7. Ice Rink Funding Letter 8-11-16
8. Council Minutes 08-01-16
9. PIR City of Moscow fund request 7-27-16

From: [Christina Randal](#)
To: [Gary Riedner](#); [Bill Lambert](#)
Cc: [McGuire, Mark](#); [Tony Mangini](#)
Subject: CUP for Ice Rink approved last night
Date: Thursday, May 16, 2019 8:43:39 AM

Dear Mr. Riedner and Mayor Lambert,

The CUP for the Ice Rink was approved at last night's Board of Adjustment meeting. We would like to meet with City Council as soon as possible to request an extension of the Hamilton Funds. As you may recall, we have made significant progress toward our fundraising goal and are exploring additional financing options in order to begin construction of a permanent facility. The extension of the Hamilton Funds will also allow us to proceed with an outstanding grant request to the Murdock Foundation, who conducted a site visit of the rink in March.

Thank you so much!

Looking forward to hearing from you.

Warm regards,

Christina Randal
Fundraising Consultant
Palouse Ice Rink
208-413-4934

Palouse Ice Rink

LATAH COUNTY FAIRGROUNDS, MOSCOW, IDAHO



SMALL RINK, BIG DEMAND

Background

- Temporary structure constructed in 2001
 - 2001 - Youth hockey program began
 - 2002 - Figure skating program performed first show
 - 2008 - Curling program started with 8 teams
 - 2011 - Science on Ice started
 - 2012 - Rotary handed operations over to newly formed Board of Directors
- Mission Statement

To provide the people in the Palouse region with opportunities and programs for healthy and safe recreational and educational activities with emphasis on youth and family fun.

Management

- Palouse Ice Rink (PIR) is a non-profit 501(c)(3) organization.
- The PIR Board of Directors consists of 9 members.
- The rink manager runs day to day operations.

Why the Palouse Needs a New Rink

- The Palouse Ice Rink is THE premier location for winter activities.
 - Provides a community friendly atmosphere where individuals can enjoy a range of different activities.
 - Voted Best Weekend Hangout by UI students in 2016 poll.
- The current structure is temporary.
 - The shell of the structure is beginning to fail.
 - SUP expires July 2019.
- Our rink is 3/4 sized and does not meet the needs of its users.
 - Local high school and college teams play home games in Cheney.
 - Figure skaters may only take beginner level classes at our rink.
- Lacks sound reducing features, which limits hours of operation.
- Lacks indoor plumbing and the weather affects how long we operate.



Photo: Dr. Karen M. Sept, DMD- with her son.

Who Will Benefit

PIR has a broad mix of user groups including:

- Youth Hockey
 - Ages range from 5 – 18 years
- Figure Skating
- Youth Education Programs
 - Science on Ice
- Public Skating
- Adult Hockey
- Curling
- Special Events



Economic Impact

- Represents new money and jobs for City of Moscow.
- Is a vibrant, niche, cottage Industry in the off-peak recreation season with high marginal benefits to Moscow's economy.
- Close ties to the University of Idaho and Washington State University with the potential to assist in recruiting and retention of students, the primary economic base of the regional economy.
- Youth hockey registration fees for tournaments range from \$600 to \$1,200 per team.
 - 6-10 teams per tournament
 - 12-17 players/team travel with families for the weekend
- Players 12 and over do not play games and tournaments on home ice resulting in dollars spent out of town or state rather than locally.

Economic Impact

Current ice rink annual economic impacts (Including multiplier Effects)

- Jobs – 11
- Payroll - \$221,773
- Taxes - \$38,982

Future ice rink annual economic impacts

- Jobs – 37
- Payroll - \$740,380
- Taxes - \$156,389

Construction impacts (One Year)

- Jobs – 45
- Payroll - \$1.37 million
- Taxes - \$104,087



Community Benefits

- Safe winter recreational facility
- Educational classes
- Event center



Call to Action

- Our organization is looking for major partners to help leverage the community support to complete this project.
- A renewed commitment of \$1 million of matching Hamilton funds has motivated smaller donors to contribute to this effort and help us raise the funds needed.
- The Palouse will be a better place for the youth in our area when the project is completed.



What We Want to Build

The Palouse Ice Rink has a 50-year lease with the Fairgrounds

We want to build a simple structure that:

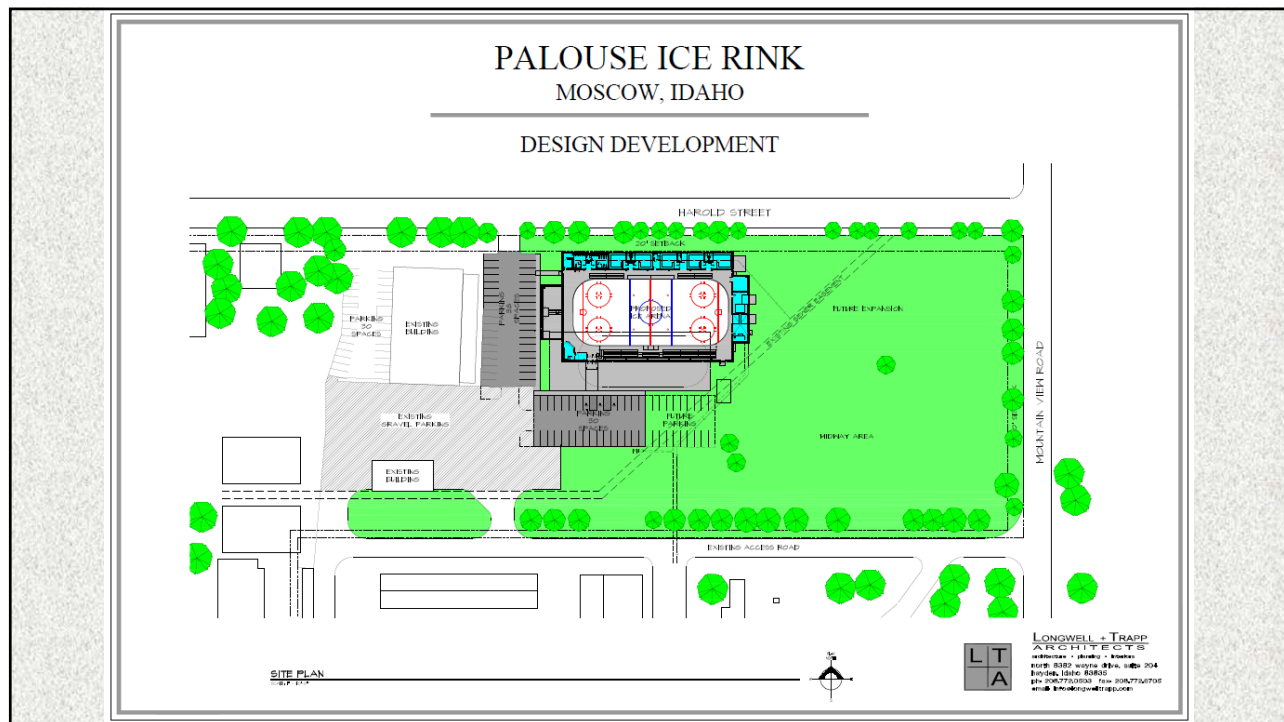
- Meets the needs of our user groups
- Satisfies city requirements
- Permanent facility housing a full sheet of ice
- Continues to operate as a community focused ice rink facility

Future Rink Rendering #1



Future Rink Rendering #2





Estimated Ice Rink Project Costs

Palouse Ice Rink – Project Cost Estimate August 2018

Total Building Area		31,200 s.f.		
Total Construction Cost			\$130.72/S.F.	\$4,078,423
Total Soft Construction Costs				\$363,122
Rubber Floor Mat	10,000	S.F.	\$5.00	\$50,000
Relocate Sewer Line	-	-	-	-
Scoreboard	1	EA	\$0	\$0
Dasher Boards	1	EA	\$0	\$0
Ice Making Equipment	1	EA	\$550,000	\$550,000
Total Project Costs				\$5,041,545

How Do We Get It Done?

Palouse Ice Rink has hosted several events to promote the need for a full-sized ice rink. These events have shown strong community support for this project.

Hired Randal Consulting, LLC. In January 2018

Assets that have already been acquired:

- Dasher Boards – acquired as a donation, estimated savings \$250,000
- Scoreboard – acquired through donations at a previous fundraising event (~\$5,000)
- Heaters – acquired through donations in previous years (~\$3,000)
- Used chiller acquired 2019 - \$250,000 installed, savings of approximately \$250,000
- Cash and securities on hand for construction - \$427,000
- Pledge commitment balances - \$447,000
- \$1,000,000 Hamilton Endowment pledge – City of Moscow

Estimated remaining capital needed as of June 2019: \$2,200,000

- Raise \$400,000 in grants
- Raise \$1,450,000 in corporate gifts
- Raise additional \$350,000 from individuals and local business for naming opportunities

Revenue Analysis & Projections

Income	Actual	Projected	Pro Forma - Construction Spring 2020		
	2017/2018	2018/2019	2019/2020	2020/2021	2021/2022
Total Adult Hockey	\$ 64,475	\$ 75,000	\$ 78,750	\$ 94,500	\$ 99,225
Advertising	\$ 8,950	\$ 6,000	\$ 7,725	\$ 9,271	\$ 11,125
Total Facility Use/Rentals	\$ 19,348	\$ 32,000	\$ 33,600	\$ 43,309	\$ 44,609
Total Passes	\$ 7,142	\$ 7,500	\$ 8,100	\$ 9,720	\$ 10,498
Total Public Skating	\$ 48,371	\$ 39,000	\$ 40,170	\$ 49,400	\$ 51,870
Total Skate Shop	\$ 12,906	\$ 15,000	\$ 17,310	\$ 18,003	\$ 18,722
Total Youth Hockey	\$ 40,455	\$ 60,000	\$ 63,305	\$ 69,636	\$ 76,599
Other & Concessions	\$ 1,676		\$ 5,000	\$ 24,921	\$ 28,581
Total Income	\$ 203,322	\$ 234,500	\$ 253,960	\$ 318,760	\$ 341,229
Expenses					
Total Bank Charges	\$ 3,128	\$ 3,500	\$ 3,605	\$ 5,408	\$ 5,462
Total Concession	\$ 139	\$ 1,000	\$ 1,030	\$ 6,838	\$ 8,205
Total Insurance	\$ 9,078	\$ 19,000	\$ 19,570	\$ 20,157	\$ 20,762
Total Lease	\$ 5,000	\$ 5,000	\$ 5,000	\$ 14,979	\$ 16,334
Total Marketing	\$ 3,163	\$ 10,000	\$ 10,300	\$ 11,196	\$ 11,308
Total Miscellaneous	\$ 4,079	\$ 2,800	\$ 3,640	\$ 3,749	\$ 3,862
Total Office	\$ 4,210	\$ 4,800	\$ 4,800	\$ 8,613	\$ 9,392
Payroll Expenses	\$ 83,274	\$ 105,000	\$ 108,150	\$ 129,780	\$ 133,673
Professional Fees	\$ 2,921	\$ 1,850	\$ 2,313	\$ 2,775	\$ 3,330
Total Repairs and Maintenance	\$ 38,884	\$ 19,000	\$ 22,406	\$ 23,303	\$ 24,235
Total Restroom (Hahn)	\$ 1,522	\$ 2,000	\$ 2,000	\$ -	\$ -
Total Sales Tax	\$ 10,235	\$ 13,000	\$ 13,390	\$ 14,555	\$ 14,700
Total Utilities	\$ 25,512	\$ 28,000	\$ 28,840	\$ 43,260	\$ 45,423
Referee Fees	\$ 12,251	\$ 18,000	\$ 25,200	\$ 26,208	\$ 27,256
Total Expenses	\$ 202,384	\$ 232,950	\$ 250,244	\$ 310,821	\$ 323,942

Winter Recreational Center on the Palouse

SMALL RINK, BIG DEMAND



Palouse Ice Rink Fundraising Status
As of 6/10/19

Palouse Ice Rink Funding		
Sources	Giving / Pledged	Prospects
Board members	\$78,500	
Individuals	\$1,127,000	\$1,956,000
Foundations*	\$	\$675,000
City of Moscow	\$1,000,000	
Corporate gifts		\$1,800,000
Facility Asset Naming (include only prospects that are still viable)	\$0	\$630,000
Total	\$2,205,500	\$5,061,000

Funding Totals	
Total Project Cost	\$5,000,000
Total Giving / Pledged	\$2,205,500
Total to be Secured	\$2,794,500

Foundation grants submitted, pending or outstanding:

JR Simplot, Avista Utilities, Murdock Trust, Laura Moore Cunningham Foundation	\$675,000
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Prospect gift table	
Giving Level	Expected # of gifts at this level
\$200,000+	3
\$100,000	7
\$50,000	6
\$20,000-\$30,000	24
\$10,000-\$19,999	47
\$5,000-\$9,000	62

Palouse Ice Rink
Revenue Sources

Revenue Sources	FY2016	FY2017	FY2018	YTD FY2019*
Earned Income Source #1: Rink Operation Revenues	\$212,792	\$228,653	\$194,372	\$261,913
Contributed income source #1: Individuals	\$85,915	\$14,412	\$100,181	\$328,394
Contributed income source #3 Businesses/Advertising	\$7,550	\$5,950	\$8,950	\$5,400
Totals Revenues	\$306,257	\$249,015	\$303,503	\$595,707

RESOLUTION NO. 2017 - 13

A RESOLUTION OF THE CITY OF MOSCOW, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AUTHORIZING THE COMMITMENT OF HAMILTON FUNDS FOR CONTRIBUTION TO PALOUSE ICE RINK FACILITY; LIMITING THE COMMITMENT OF SAID FUNDS; AND OTHER MATTERS RELATED THERETO; PROVIDING THAT THIS RESOLUTION SHALL BE IN EFFECT UPON ITS PASSAGE, AND APPROVAL.

WHEREAS, City was the recipient of funds from the Estate of Bobby C. Hamilton for the purpose of providing recreational opportunities for the City of Moscow's children; and

WHEREAS, City has stated its intent to commit one million dollars (\$1,000,000) of the Hamilton funds for the purpose of funding contribution toward the construction of an ice-skating facility by the Palouse Ice Rink Association (PIR) to benefit Moscow's youth; and

WHEREAS, City wishes to formally commit said amount for contribution to PIR for construction of an ice-skating facility upon certain conditions being met; and

WHEREAS, City wishes to only commit said funds for a limited period of time to insure construction of the facility is guaranteed and begins prior to the expiration of the PIR's current conditional permit;

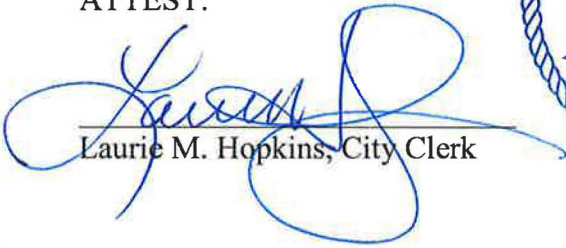
NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Moscow as follows:

1. The total sum of one million dollars (\$1,000,000) shall be committed from the City of Moscow's Hamilton Fund by the Moscow Finance Director, for purposes of providing funding contribution for the construction of an Ice Skating Facility under the management of PIR as presented in PIR's December 2014 Business Plan and in conformance with the cost estimate of four million two hundred fifty one thousand nine hundred sixty seven dollars (\$4,251,967), as provided in said Plan; and
2. All Hamilton funds committed by City to PIR for construction of new Ice Skating Facility shall be held by City until PIR provides assurances PIR will provide recreational opportunities for Moscow's youth and guarantees access to Moscow's youth so that no child is unable to make use of the Facility on account of ability to pay for said recreational use; and
3. That said committed funds shall not be released and contributed to PIR until PIR can show, to the City's satisfaction, that it has raised the necessary amount of funds to fully construct said Facility to completion minus the City's contribution; and

4. That upon request by the City's Finance Director, PIR shall provide an accounting of all deposits, payments, and guaranteed irrevocable and enforceable pledges of money and/or in-kind services specific to funding of construction of the Ice Skating Facility within thirty (30) days of said request; and
5. City will only obligate the expenditure of Hamilton funds until the expiration date of the current Conditional Use Permit PIR has with the City for the current ice skating rink, which occurs on June 28, 2019.
6. The Moscow Finance Director is hereby directed to take all steps necessary to implement the contribution in conformance with all restrictions and conditions set forth herein.
7. That this Resolution shall become effective as of the 19th day of June, 2017.

PASSED AND APPROVED by the Mayor of the City of Moscow, Idaho, this 19th day of June, 2017.

ATTEST:


Laurie M. Hopkins, City Clerk




Bill Lambert, Mayor

Ray introduced the item going over the neighborhood uses, Comprehensive Plan Designation and zoning. Neighborhood Business is the lowest intensity of commercial zoning. The applicant conducted a neighborhood meeting and P&Z conducted a public hearing and recommended approval.

Mayor Lambert opened the public hearing at 7:15 p.m.

Ben Gamp, 116 N Polk St, said he is in support of the rezone. He is on the Board of the Campus Christian Center.

The public hearing was closed at 7:16 p.m.

Weber moved to approve the rezone under suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary and adopt the P&Z Reasoned Statement of Relevant Criteria. Boland seconded. Steed noted copy of meeting, nothing in opposition.

Mayor Lambert read Ordinance 2017-06 by title:

AN ORDINANCE OF THE CITY OF MOSCOW, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE ZONING OF AN APPROXIMATELY THIRTY-ONE THOUSAND, NINE HUNDRED EIGHT (31,908) SQUARE FEET OF PROPERTY, DESCRIBED IN SECTION 1 OF THIS ORDINANCE, AS NEIGHBORHOOD BUSINESS (NB); PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE BE DEEMED SEVERABLE; PROVIDING FOR THIS ORDINANCE TO BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

RESULT:	ADOPTED ON FIRST READING W/SUS [UNANIMOUS]
AYES:	Jim Boland, Kathryn Bonzo, Walter Steed, John Weber
ABSENT:	Art Bettge, Gina Taruscio

6. Commitment of Hamilton Funds to Palouse Ice Rink - Gary J. Riedner

Palouse Ice Rink Association (PIR) has made a request from the City for a donation of \$1 million from funds of the Hamilton bequest for the purpose of funding contribution towards the construction of an ice-skating facility by the Palouse Ice Rink Association (PIR) to benefit Moscow's youth. This was reviewed and recommended for approval by the Public Works/Finance Committee on June 12, 2017.

ACTION: Approve the proposed Resolution or take other such action deemed appropriate.

Pfiffner introduced the item saying the Special Use Permit has been extended to June 28, 2019 and the funds must be raised by then. The facility is to be maintained for the youth of Moscow as much as possible.

Tony Mangini, 606 Conestoga Dr, Moscow, said the fundraising is now a small working group. Palouse Ice Rink (PIR) are working with a graphic design artist on a brochure which will include testimonies and are developing corporate sponsorship opportunities. The PIR website had 38,000 hits in the last 12 months from people wanting information, 42% of those hits were first time visits. PIR is working with the Chamber of Commerce for an after-hours event at the ice rink. They also have dasher board advertisement opportunities. They want to recognize those that support the new ice rink by designing a plaque similar to what is at the HIRC. They look to have the same economic impact

for Moscow that the Moscow School District Community Play Fields did. The annual Gala is September 22nd at the 1912 Center.

Roll call vote carried the motion.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	John Weber, Councilmember
SECONDER:	Kathryn Bonzo, Council Vice President
AYES:	Jim Boland, Kathryn Bonzo, Walter Steed, John Weber
ABSENT:	Art Bettge, Gina Taruscio

7. CUP2017-0007 Appeal Remand Decision and Instructions - Bill Belknap

On June 5, 2017 the Moscow City Council conducted an appeal by Rynne Pilgeram to the Zoning Board of Adjustment's approval of a Conditional Use Permit LUP2017-0007 for a proposed Educational Institution to be located at 112 North Main Street within the Central Business Zoning District. After hearing the appeal and consideration of the record established by the Board of Adjustment, and considering the issues presented by the appellant and the applicant, the Council decided to remand the matter in part to the Zoning Board of Adjustment for the sole and specific purpose of collecting additional information regarding the availability of public parking at 12:30 PM within six hundred feet (600') of the subject property. Staff has prepared a written decision that specifies the purpose of the remand and provides specific instruction to the Zoning Board of Adjustment for the Council's review and approval.

ACTION: Approve the proposed appeal decision and remand instructions regarding LUP2017-0007; or take other action deemed appropriate.

Belknap introduced the item by providing a background of the five appeals heard on June 5, 2017. The Council remanded one appeal back to the Board of Adjustment (BOA) based upon Criteria #4 and #7 and provided staff with direction that additional public parking availability counts be conducted over the noon hour (12:30) and that the Board review the method of parking mitigation calculation. After the Council packet was published, staff received inquiries regarding the lack of specific reference to the criteria in the remand instructions. Staff is recommending that instruction #3 be amended to be more specific and Belknap provided the new language.

Bonzo confirmed she wanted criteria #7 for the cumulative effect because it is an educational place not a business. Belknap said the amended language includes that direction. Belknap also confirmed that the parking count at 12:30 p.m. would be done but staff would include a recount for 9:00 a.m. and 2:00 p.m. since students are not in town so the BOA has something to compare the change to. Boland felt this statement is exactly what he understood the motion to be. Weber confirmed there would not be a new public hearing. Roll call vote carried the motion

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jim Boland, Council President
SECONDER:	Kathryn Bonzo, Council Vice President
AYES:	Jim Boland, Kathryn Bonzo, Walter Steed, John Weber
ABSENT:	Art Bettge, Gina Taruscio

8. Vanpool Van Proposal Award - Jen Pfiffner

The City was awarded a Federal Transit Administration (FTA) 5339 Bus and Bus Facilities grant funding through the Idaho Transportation Department in 2016 to purchase a 15-passenger vanpool van. A Request for Proposal (RFP) was released on June 5, 2017 and was emailed to four regional auto

September 7, 2016

City of Moscow
c/o Gary J. Riedner, City Supervisor
206 East 3rd Street
PO Box 9203
Moscow ID 83843

RE: Palouse Ice Rink Request for \$1 million of Hamilton Funds

Mr. Riedner:

We appreciate the city's interest and support in the Palouse Ice Rink facility. It is clearly a facility used by the youth in the community. A breakdown of the mean weekly uses by youth for the 2015-2016 season are found in Table 1. For activities with almost exclusive youth participation, 28.5 hours of the 71.5 open hours were available; almost 40% of rink use. Our largest groups of youth using the facility were youth hockey, after school skate, Science on Ice, home school skate and figure skating. Other activities with significant youth participation used 21.2 hours weekly. These activities include the widely popular public skating, stick and puck, and early hours skating used by both youth hockey and figure skaters. Finally, youth are present at other times as well for drop in hockey and the cheap skate. Youth use is the focus of the parent and tot skate, and youth represent about 80% of public skaters, 70% stick and puck users, 60% early hours skating users, and 40% of the users for cheap skate and drop in hockey. Thus youth users represent about 64% of total rink activities. Further, much of the youth activities are offered during the prime hours of the rink allowing the greatest access for children to enjoy the ice!

The majority of users of the Palouse Ice Rink are children and this fits the language of the Hamilton bequest. A new facility will allow continued growth in youth hockey, provide greater opportunity for figure skaters and create a fantastic, year-round skating facility for all the youth of the Palouse region.

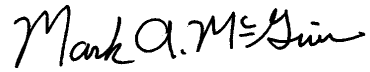
- The pledge the city for the funding from the Hamilton endowment is the driving force aiding in our fundraising effort. The PIR will work with the city to determine the appropriate time to receive the funds.
- A limit for the obligation for 5 years would be generous given the length of 3 years for the Conditional Use Permit. We need to be building a new facility in 2-3 years as the existing structure is near the end of its lifespan. Therefore, a 3-year limit is acceptable.
- The PIR intends to build the rink at the Latah County Fairgrounds in line with the lease. All applicable building codes will be followed or variances requested if necessary.

Table 1. Weekly times for activities during the 2015-2016 season	
Activity	Weekly Offerings (hours)
<i>Almost Exclusively Youth Users (ages or grade)</i>	
Youth hockey (5-18 year old)	18.9
After school free skate (5-18)	2.6
Science on Ice (5 th graders)	2.4
Parent and Tot skate (<5)	0.6
Home school skate (5-18)	1.8
Figure skating (5-18)	1.6
Learn to skate (5-18)	0.6
<i>Subtotal</i>	<i>28.5</i>
<i>Users are 50-80% Youth</i>	
Public skating (2-80)	15.1
Early hours skating (8-60)	2.9
Stick and Puck (5-60)	3.2
<i>Subtotal</i>	<i>21.2</i>
<i>Users include some Youth</i>	
Drop in hockey (8-70)	2.0
Cheap skate (later hours) (13-60)	1.8
<i>Subtotal</i>	<i>3.8</i>
<i>Adult only Use</i>	
Adult hockey (18-70)	11.3
Curling (18-70)	3.2
<i>Subtotal</i>	<i>14.5</i>
<i>University-age Users</i>	<i>1.2</i>
<i>Rental for various ages</i>	<i>2.3</i>

- As a 501(3)c entity, PIR must follow specific laws regarding any disposition of property. Essentially, assets would need to be transferred to a like organization. It is likely that the most logical group to receive the property if PIR ceases to exist would be our major user, the Palouse Youth Hockey Association (PYHA). Other options beyond PYHA could include the Latah County Park and Recreation or the Latah County Fairgrounds. PIR will work with the City to establish the possibilities.
- PIR will evaluate an amendment to the lease with the County to determine the best approach to address the City's concerns about licensing or transfer of the lease.

- PIR will likely request that the City release its obligation at the end of our current lease as the rink's activities are primarily service to youth.

Thank you for your consideration and work to finalize the pledge to our community rink built to support the youth of Moscow and the local area.

A handwritten signature in black ink that reads "Mark A. McGuire". The signature is written in a cursive, flowing style.

Mark A. McGuire
President PIR Board



Heart of the Arts

Bill Lambert
Mayor

Art Bettge
Council President

Jim Boland
Council Vice-President

Kathryn Bonzo
Council Member

Walter Steed
Council Member

Gina Taruscio
Council Member

John Weber
Council Member

Gary J. Riedner
City Supervisor

City of Moscow, City Hall
c/o Gary J. Riedner, City Supervisor
206 East 3rd Street
P.O. Box 9203
Moscow ID 83843
Phone (208) 883-7000
Fax (208) 883-7018

Website: www.ci.moscow.id.us
Hearing Impaired (208) 883-7019

August 11, 2016

VIA USPS & Electronic Mail: mmcguire@uidaho.edu

Mark McGuire, President
Palouse Ice Rink
1021 Harold Street
Moscow, ID 83843

Re: Palouse Ice Rink Request for \$1 million of Hamilton Funds

Dear Mark:

Thanks for attending the Moscow City Council meeting on August 1, 2016, during which you made a request for funding from the City of Moscow's Hamilton Funds in the amount of \$1 million to support the Palouse Ice Rink's (PIR) proposal to construct a new, permanent ice rink facility on the present site located at the Latah County Fairgrounds.

As you know, the direction of the City Council was supportive of the PIR request, along with directing staff to work with PIR to assure that such a donation was made under such conditions that the public's funds were used appropriately and in accord with any restrictions imposed by the Hamilton bequest.

As you know, the Hamilton bequest was made through Bobby C. Hamilton's Will, which states that: "The rest and residue of my estate I bequeath to the City of Moscow, Idaho, for the benefit of the Parks and Recreation department, to be used as much as possible for the benefit of young children." This bequest makes it incumbent upon the City Council (as beneficiary of those bequested funds) to assure that any use of the Hamilton Funds be used "as much as possible for the benefit of young children."

Your proposal states that currently PIR hosts youth programs at the current ice rink, including Youth Hockey, Polar Bears Hockey, Figure Skating, Public Skating, Learn to Skate and Learn to Play Hockey Programs and Education Programs. The number associated with Youth Hockey is reported at 170 players. No other estimates of participants are provided in the materials. In order to determine the impacts of the new ice rink to the children of Moscow, can you provide any additional information regarding numbers of youth who are currently utilizing the ice rink, and more importantly, any estimates you can provide regarding how the new ice rink will impact youth participation? Some of this information might include the times of day and days of the week that the ice rink would be available for organized and informal youth activities, whether there will be a cost to the youth for the use of the facility and availability of use by youth that otherwise cannot pay for use. In addition, what provisions will PIR make to assure that the access to youth will be maintained into the future?



This information will assist the City Council in making the determination that the use of the Hamilton Funds is in conformance with Bobby Hamilton's bequest. Again, as the use of the Hamilton Funds is a fiduciary obligation of the City, this is the first issue that needs to be addressed, and additional information will assist in that effort.

Other considerations and conditions include:

- At what stage the City Funds would be available for use by PIR. We have discussed the necessity for the City to be assured that the public funds would actually be utilized for construction of the new ice rink. In order to avoid a potential situation wherein the funds were to be released and due to other circumstances the ice rink was not constructed, or was unable to obtain sufficient additional funds in order to complete construction, we seek assurances that the ice rink is constructed as presented at the time the funds were authorized. A potential scenario might include the City Council's obligation of the funds, but that those funds would not be released until all other necessary funding was raised and under the control of PIR for construction of the ice rink. This would allow PIR to count the obligated City funds toward the project, dependent only upon the additional funding being obtained by PIR.
- Length of time the obligation of City funding would be effective. Since the potential obligation of City funding removes the use of those funds for other purposes, it seems prudent to place a limitation on the amount of time these funds would be available for use by PIR, taking into account the expected time PIR expects it will take to obtain the additional funding. A period of three years (to coincide with the current Conditional Use Permit on the site) years would seem prudent. A period of five years could be authorized, if the CUP were extended. If the project proceeds as expected, the funds would be released within the specified time. If PIR is unable to obtain the necessary additional funding, the City's obligation would expire, and the funds would be available for other City uses in conformance with the Hamilton bequest.
- The location of the current ice rink, as well as the proposed rink, is leased property owned by Latah County at the Latah County Fairgrounds. You have included the lease between PIR and Latah County in your submitted materials. PIR has represented that all land use issues have been resolved, allowing construction of the new ice rink when fundraising is completed. Obviously all applicable building codes must be complied with in construction of the new ice rink.
- An issue that also needs to be addressed is the disposition of the new ice rink in the event that PIR ceases to continue as a viable entity and/or is



unwilling or unable to continue its operation of the ice rink facility prior to the expiration of the current lease. In that event, however unlikely, what is the assurance that the City will be able to recoup its investment of public funds, or require that any successor in interest to PIR in the ice rink will be obligated to fulfill the conditions under which the City's funding was granted? This issue could potentially be resolved by an amendment to the current lease addressing such concerns.

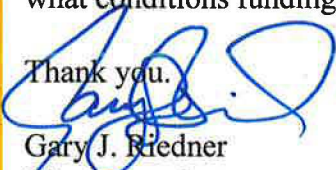
- The current lease with Latah County also provides that PIR shall not assign, license, transfer, mortgage, or otherwise encumber, or sublet or license any part of the leased premises to others without the prior written consent of Latah County. As the City is not party to that agreement, a situation could be contemplated that PIR could request such an action, and Latah County could consent to that action, without any involvement or participation from the City. Again, in that event, however unlikely, what is the assurance that the City will be able to recoup its investment of public funds, or require that any successor in interest to PIR in the ice rink will be obligated to fulfill the conditions under which the City's funding was granted? This issue could potentially be resolved by an amendment to the current lease addressing such concerns.
- At the expiration of the current lease with Latah County (which will occur on July 18, 2062) the lease provides that the leased property, including improvements (the ice rink facility) reverts to ownership of Latah County. The question of the ability of the City to recoup its investment of public funds, or require that the County (or subsequent lessee) will be obligated to fulfill the conditions under which the City's funding was granted? In the alternative, is it PIR's desire to request the City Council to release its obligation at the time of termination of the current lease? I would note that the City's previous participation with the Moscow School District in development of the Moscow School District Community Play Fields was made pursuant to a Joint Development Agreement, which terminates after 30 years. One of the considerations by the City Council in making that agreement with the MSD is the MSD's service to youth. Again, this issue could potentially be resolved by an amendment to the current lease addressing such concerns, or PIR could request that the City release its obligation at the expiration of the current lease.

Thanks for engaging in this dialogue with the City. The City Council is excited about the opportunity to assist PIR in providing additional recreational opportunities to the youth of Moscow. Your assistance in resolving these issues will assist them in assisting your efforts to construct permanent ice rink in our community.



I look forward to our further discussions and presenting the City Council with information in order to develop a Resolution outlining the City's funding and under what conditions funding will be provided.

Thank you.


Gary J. Riedner
City Supervisor

C: Mayor Bill Lambert
City Council
Dwight Curtis, Parks & Recreation Director
Rod Hall, City Attorney
Tony Mangini, Palouse Ice Rink tony@nrs.com
Bob Stout, Stout Fundraising Solutions, LLC bobstout@palouseicerink.com

7. Request from Palouse Ice Rink for Hamilton Funds - Gary J. Riedner

The Palouse Ice Rink (PIR) operates an ice rink located at the Latah County Fairgrounds for the past 15 years. PIR is a private not-for-profit IRS 501(c)(3). The current ice rink is a fabric-covered structure that is nearing the end of its useful life. The PIR is in process of obtaining funding for the construction of a new permanent structure ice rink, to be located at the current site, and with an estimated cost of \$3.6 million.

PIR is engaged in a fundraising effort to obtain funding to construct the proposed ice rink, and has approached the Mayor and City Council to request participation from the City, in the form of money from the Hamilton Fund. Currently the Hamilton Fund has a balance of approximately \$2.9 million. The Hamilton Funds are restricted for use by the terms of Bob Hamilton's bequest to the City of Moscow, that the funds be used "for the benefit of the Parks and Recreation Department to be used as much as possible for the benefit of young children." Previous expenditures from the Hamilton Fund approved by City Council have included construction and operations costs of the Hamilton Indoor Recreation Center and participation in the construction costs of the Moscow School District Community Play Fields.

The PIR is requesting funding from the City in the amount of \$1 million.

ACTION: Review attached letter from PIR President Mark McGuire for commitment of \$1 million from the City's Hamilton Fund for construction of an ice rink, and under what conditions such funding would be granted, and direct staff accordingly.

Riedner introduced the item as written above, adding that this is unique in that the request is for a private group. Riedner said he spoke with representatives from the ice rink regarding possible conditions that may be put on the funding. When public funds are committed to a non-public owned entity, the entity has to be very careful that the funds are well spent and spent for public purposes. Riedner continued explaining the possible conditions for Council to consider.

Mark McGuire, 1908 E D St, thanked the Council for the opportunity to speak. With the turnout of support there in the Chambers, he said Hamilton Funds would be well placed in the pursuit of offering youth recreation opportunities. He asked Tony Mangini to provide a presentation about the success of the temporary facility and how well it has offered opportunities.

Tony Mangini, 606 Conestoga Dr, also thanked the Mayor, Council and staff for the opportunity to present their request. Mangini said the rink provides a range of different activities. The University of Idaho students voted the ice rink the best weekend hangout in a 2016 poll. The current structure is temporary and beginning to fail. The Special Use Permit expires in July 2019. The rink is only 3/4 size which means local high school and college teams can practice in town but play their home games in Cheney, Washington. Sound issues and indoor plumbing are a challenge. Mangini described the user groups that will benefit from a new full size ice rink, especially public skating. Scholarships are available for families that have kids that really want to play hockey but cannot afford it. He believes this fulfills what the Hamilton Fund is there to accomplish. Mangini spoke on figure skating and how the Board hopes this program will grow. Many schools participate in Science on Ice and he described the program. Public skating is a huge draw, including birthday parties on weekends and school/holiday breaks. He also spoke on adult hockey and curling. The PIR wants to build a simple structure that meets the needs of their user groups, satisfies city requirements, will function for a long time and will continue to operate as a community-focused ice rink facility. He showed a couple of renderings and a floor plan. Mangini said the board hired Stout Fund Raising Solutions and have already acquired dasher boards, a scoreboard and heaters. Mangini went over the estimated capital needs and funding which can include donations, grants and loans. Total project costs are estimated at just over \$3.6 million. The PIR is looking for major partners to help leverage the community support to complete this project which is why they are here tonight. The PIR hopes a pledge

of \$1 million from the Hamilton Funds will motivate smaller donors to contribute. Mangini provided a revenue analysis and a four year projection with a new building. They believe with an expansion of the facility, they will be able to host tournaments and cash flow will increase. There will be positive benefits to the local economy and Mangini invited Steve Peterson to talk about them.

Steve Peterson, local economist, has been involved with the ice rink for 10 years. Some of his students have stayed and attended the University of Idaho because of the ice rink. Peterson went through jobs, payroll and taxes for current amounts, future impact and construction impacts. Mangini thanked Peterson and closed his presentation with a picture of their youth program. He is excited to work with the City. Mayor Lambert asked Bob Stout to speak on the fundraising.

Bob Stout, 208 S. Third, Garfield WA, said he feels this represents what we can do from a momentum standpoint. The last six months they have talked to many prospective donors, business people in the community and possible grant opportunities. Hamilton money would help the fund raising process to move forward. He is cautiously optimistic. Donors and fundraisers are excited about this project.

Commissioner McGraw said about 6 years ago their director of youth services mentioned the crime rate among youth dropped and he thought it was related to the ice rink being built. Typically in Latah County crime rate is slower in summer and picks up in the winter. He doesn't feel the City can go wrong with funding this project. McGraw thinks the lease is favorable to PIR. It is a 50 year lease and 5 years are gone.

Steed asked what the true mix of youth and other users. He would like to see a comprehensive list or analysis of users now and projected by age. Bonzo asked about where other rinks are and connecting it to tournaments and adding it to the economic projection in the business plan. Mangini said most age levels try to host one tournament a year but Moscow does three, the three youngest. They would most likely add two tournaments and home games. Bonzo asked about capacity of participants. McGuire said the numbers are increasing at each age group. There might be 50 or 60 kids on the ice at different times at different stations. The opportunity in a full size rink would be more like 90. Weber reiterated the benefit of youth and feels the money would be well spent. If staff can bring the conditions to the forefront, he would be willing to approve right now.

Ana Lyn Michelson, 2215 Orchard Ave said more than 40 percent is from the youth hockey annually. That doesn't include public skating or Science on Ice. Steed complimented the PIR for running in the black.

Mangini said every Monday through Thursday at 5:15 p.m. is allocated to youth. Adults do not get the ice until 9 p.m. and closing is at 10 p.m. This means 80 percent of the prime ice time is allocated to the kids.

Bettge said he is a big supporter of this program. He doesn't feel the Hamilton Fund was given to the City to sit in the bank and do nothing. It should be used. He can see setting up a memorandum of understanding relative to how long the funds are available for, guaranteeing the youth activities go on, and what happens if the PIR is sold or goes under. Also that the construction conforms to City ordinances and the SUP. Boland agrees and feels the graphs shows that it falls within the Hamilton bequest.

Riedner said there does need to be conditions on the funds. Staff recommendation would be if Council is positive about moving forward, staff can meet with ice rink representatives, lay out the conditions, and bring them to Council committee for review, so that both parties know what they will be held to. Mayor Lambert feels the sooner the better. Weber said we should move on it quickly and get the information in front of committee and back to the full Council.

Jon Kimberling, 1923 E E St, said he spoke with Bob Hamilton numerous times before he decided to bequeath his monies to the City. And if he were here he would give his support of the rink.

Bettge moved to direct staff to work with the Palouse Ice Rink to create an MOU that includes the duration of time in which this money can be accessed, perhaps coinciding with the three years remaining on the SUP, that it include the youth activity guarantee, thought given to what happens if the PRI ceases to exist, also that construction conform with city ordinances and obligations and conform with SUP strictures. Seconded by Bonzo. Staff suggested Council add "any other things relevant to the distribution of Hamilton Funds." Bettge also added the flexibility to negotiate any differences and thoughts on the process. Roll Call Vote: Ayes: Unanimous. Nays: None. Abstentions: None. Motion carried.

Mayor Lambert called a recess at 8:54 p.m. The meeting resumed at 9:05 p.m.

8. Amendment to MCC Title 9 Chapters 3 & 11 Peddlers, Solicitors and Canvassers and Vendors - Roderick Hall

This proposed Amendment to Moscow City Code is in relation to reasons for denial of registration of Peddlers, Solicitors and Canvassers and Vendors license. The categories prohibiting the issuance of a Vendors license is more restrictive than the registration of Peddlers, Solicitors, and Canvassers, as well as the Taxicab operators license. The purpose is to make Moscow City Code more consistent, fair, and equitable. This was reviewed by the Administrative Committee on July 25, 2016.

ACTION: Approve the Ordinance under suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary; or consider the Ordinance on first reading and that it be read by title; or reject the Ordinance; or take such other action deemed appropriate.

Hall introduced the item as written above. Steed confirmed this is due to the fact the vendors code is too restrictive. Bonzo commented this would be less discriminatory as well. Roll call vote carried the motion. Mayor Lambert read Ordinance 2016-09:

AN ORDINANCE OF THE CITY OF MOSCOW, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE AMENDMENT OF MOSCOW CITY CODE TITLE 9, CHAPTERS 3 AND 11, RELATING TO DENIAL OF PEDDLERS, SOLICITORS, AND CANVASSERS REGISTRATION, AND VENDORS LICENSE; PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE BE DEEMED SEVERABLE; AND PROVIDING FOR THIS ORDINANCE TO BE IN FULL FORCE AND EFFECT FROM THE DATE OF ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

RESULT:	ADOPTED ON FIRST READING [UNANIMOUS]
MOVER:	Jim Boland, Council Vice President
SECONDER:	John Weber, Councilmember
AYES:	Bettge, Boland, Bonzo, Steed, Taruscio, Weber

9. Amendment to MCC Title 9 Chapter 6 & 7 Catering Permits - Roderick Hall

During the 2016 Idaho Legislative Session, the Legislature amended Idaho Code 23-934A concerning the time period allowed for use of Alcohol Beverage Catering Permits from 3 days to 5 days. The proposed Ordinance amends Moscow City Code to change the time period allowed for the duration of Alcohol Catering Permits issued by the City from 3 days to 5 days.

ACTION: Approve the Ordinance under suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary; or consider the Ordinance on first reading and that it be read by title; or reject the Ordinance; or take such other action deemed appropriate.

Hall introduced the item as written above. The Latah County Fair manager inquired about the time period change because the fair is four days. There are also minor changes to language as well as adding Fire Chief



July 27, 2016

Moscow City Council
Moscow ID 83843

The Palouse Ice Rink requests \$1,000,000 from the city of Moscow's Hamilton fund toward the construction of an indoor rink with a full sheet of ice. The rink is a community rink designed to offer recreational opportunities for youth in the community.

Thank you for your consideration to this valuable community facility,

A handwritten signature in black ink that reads "Mark A. McGuire". The signature is written in a cursive, flowing style.

Mark A. McGuire
President PIR Board

CITY COUNCIL STAFF REPORT

DATE: Monday, June 17, 2019



RESPONSIBLE STAFF

Brian Nickerson

REVIEWED BY

This was reviewed by the Administrative Committee on June 10, 2019 and recommended for approval.

ADDITIONAL PRESENTER(S)

OTHER RESOURCES

AGENDA ITEM TITLE

Surplus of Fire Engine to Rural Fire Districts (Genesee and Wheatland) (ACTION ITEM) – Gary J. Riedner

DESCRIPTION

In April of 2018, the City of Moscow took delivery of a new fire engine to replace the existing Engine 26, and the following spring took delivery of a second new engine to replace Engine 27. The two retired engines have been surplused and retired from service. The City listed retired Engine 26 for sale in the summer of 2018 for \$25,000. No offers were received. The engine was also listed with a consignment fire apparatus dealer in Colorado and no offers have been received. Chief Nickerson has contacted local fire departments to determine interest in the retired engines. In April 2019, Wheatland Fire Protection District contacted the City to offer \$3,500 on several year payment-plan for retired Engine 26. Genesee Fire Department also noted interest in retired Engine 27. With the lack of interest in resale of both retired engines, they will continue to sit idle, requiring storage and maintenance by City staff. Both Wheatland and Genesee agencies face limited resources, as they serve smaller rural communities. As such, City staff proposes selling retired Engine 26 to the Wheatland Fire Protection District for \$1 and retired Engine 27 to the Genesee Fire Department for \$1.

STAFF RECOMMENDATION

(1) Approve sale of retired Engine 26 to Wheatland Fire Protection District for \$1. (2) Approve sale of retired Engine 27 to Genesee Fire Department for \$1.

PROPOSED ACTIONS

PROPOSED ACTIONS: (1) Approve sale of retired Engine 26 to Wheatland Fire Protection District for \$1, or take other such action deemed appropriate. (2) Approve sale of retired Engine 27 to Genesee Fire Department for \$1 or take other such action deemed appropriate.

FISCAL IMPACT

PERSONNEL IMPACT

ATTACHMENTS

1. Genesee Fire request for truck
2. Wheatland fire truck request



Chief Nickerson,

The City of Genesee is indeed interested in Engine 27.

We, myself and the citizens of Genesee Idaho, can't thank you and the city of Moscow enough for your offer.

This opportunity you have given us could not have come at a better time. We are nearing the end of building a new fire station and as with most projects like this every dollar counts and unforeseen expenses pop up. Your offer to give us Engine 27 will stretch our bond dollars much further and some corners will now not be cut.

Another blessing your offer brings is it fills a need we hoped to fill at a later date when funds were available. The Idaho State Ratings Bureau has pointed out to us that the quickest way to lower our community's insurance rating was to acquire another apparatus that can pump at least 1000 GPM, obviously Engine 27 fulfills that requirement. Our citizens will see this benefit much sooner than originally projected, thank you.

With great appreciation,

Bill Krick

Fire Chief

Genesee City / Rural Fire Dept.

509-330-1098

Wheatland Fire Protection District

7301 Lapwai Rd.

Lewiston, ID 83501

208-413-7411 office

208-790-2543 cell

wheatlandfireidaho@gmail.com

bill@idahohobbs.com



April 17, 2019

Dear Chief Nickerson,

Thank you for your time in letting me view the engine (old 26) that you have for sale. I am interested in the engine but am unable to offer you anything near what the asking price is. Being a newer department and district, we operate under a very confined budget. This engine is in need of some TLC, which would probably more than exceed our equipment budget and our maintenance budget. With that being said, I think the max we could offer, with approval of my board, would be maybe \$3,500. With that offer, we would potentially even have to request a payment schedule over a couple years. I hope that you understand my plight and do not take offense to this offer.

Thanks again for your time and consideration of this offer,

Sincerely,

A handwritten signature in blue ink, appearing to read "H. William Hobbs, Jr.", written over a horizontal line.

H. William Hobbs, Jr. – Chief

Wheatland Fire Protection District