



Moscow City Council

Regular Meeting ~Minutes~

Laurie M. Hopkins
City Clerk

www.ci.moscow.id.us

208.883.7015

**Monday
October 1, 2018**

7:00 PM

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

The meeting was called to order at 7:00 PM

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

STAFF: Gary J. Riedner, Mia Vowels, Bill Belknap, Leah Carlson, Dwight Curtis, David Schott, Brian Nickerson, Laurie M. Hopkins

Pledge of Allegiance

Council President Bonzo led the Pledge of Allegiance.

Fire Prevention Week Proclamation

Mayor Lambert read the proclamation and presented it to Chief Brian Nickerson. Nickerson said school tours are going on this week and thanked the Mayor and Council.

1. Consent Agenda (ACTION ITEM)

A. Approval of Moscow City Council September 17, 2018 Minutes – Laurie M. Hopkins

B. 2019 Idaho's Child Passenger Safety Grant - Alisa Anderson

The Moscow Police Department has participated in a Child Passenger Safety program since 2003 by applying for funding to purchase safety seats for children and participating in Child Passenger Safety Technician Instruction classes. The FFY2019 funding requested will be directed through the Idaho Transportation Department, Office of Highway safety. The request is for \$5,550 for child safety seats and materials and \$10,275 for training and recertification of child safety seat technicians, events, and educational materials. The Moscow Police Department will contribute \$1,200 of in-kind staff time and supplies for training during the award period for a total program cost of \$15,825. This was reviewed and recommended for approval by the Administrative Committee on September 24, 2018.

ACTION: Approve the proposed funding request to accept an anticipated award of \$14,625 from the Idaho Transportation Department, Office of Highway Safety, and the corresponding Certifications and Assurances.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Art Bettge, Councilmember
SECONDER:	Kathryn Bonzo, Council President
AYES:	Bonzo, Taruscio, Bettge, Boland, Sullivan, Zabala

2. Staff Recognition Report - Gary J. Riedner

None offered.

3. Mayors Appointments(ACTION ITEM)

Mayor Lambert proposed the following appointments: Carly Lilly and Russ Moore to the Sustainable Environment Commission; and Tim Thomson to the Board of Adjustment. The appointments were approved by roll call vote.

Tim Thompson provided some of his background and has returned to Moscow. He looks forward to serving. Russ Moore said he also returned to the Palouse and is honored to be appointed and ready to contribute.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Gina Taruscio, Council Vice President
SECONDER:	Brandy Sullivan, Councilmember
AYES:	Bonzo, Taruscio, Bettge, Boland, Sullivan, Zabala

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

Margaret Dibble, Moscow Pathways Commission, spoke on Margaret Littlejohn and a fund created through the Latah Trail Foundation. Blackbird Station now has a concrete base and benches. Dibble gifted a check in the amount of \$2,000 to put towards the future water fountain in Margaret Littlejohn's name.

JD Gilke, 400 N Adams St Moscow, handed out a map of C Street between Jefferson and Adams and said the street needs resurfacing. He also suggested resurfacing for First Street between Jefferson and Adams. Other issues are the lack of fence on the east side of the Lena Whitmore playground and an abandoned motorhome (manufactured home) south of town that needs to be removed. He also suggests recruiting businesses to fill the empty spaces in town

Lambert said the City will resume street once the weather gets better and asphalt companies start back up. Riedner gave a brief explanation of the Local Improvement District process and referred him to the Engineering Department. The fence at Lena is under the purview of the Moscow School District and Riedner would contact the City Code Enforcement to discuss the motorhome.

David Pierce, 716 E F St Moscow, as of today, Kathleen Burns has retired. He listed off various events and programs she has done to make Moscow a better place. Her enthusiasm is passionate. She has worked very hard to make Moscow a better place for all the arts, and the Farmers Market best in the state of Idaho.

5. Citizen Commission Report - Parks and Recreation Commission - Dwight Curtis / Robby Cooper

Curtis introduced Robby Cooper, Chair of the Parks and Recreation Commission. Cooper listed the Commission members and presented the current projects that included reviewing parkland dedication for an edible forest park, installation of the iSwing at East City Park, and grand openings at Morgan's Orchard and Indian Hills parks. Upcoming projects are the implementation of the 2019 P&R Master Plan update, planning for an edible forest park, reducing pesticide in city parks, and more grand openings.

6. Public Hearing: Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan Consideration - Bill Belknap

Within the City's adopted 2015 Strategic Plan the Council has identified the deteriorating public infrastructure within the Downtown as a Major Challenge Area. During following joint meetings between City Council and the Urban Renewal Agency Board, the expansion of the Legacy Crossing District Boundary to include Main Street was identified as a priority. Amending the boundary would allow the Agency to partner with the City in future downtown streetscape and public infrastructure improvements. On April 2, 2018 at which time the Council directed the Agency to prepare a plan amendment for the Council's consideration. The Agency has completed that work and is now presenting the Amended and Restated Legacy Crossing Urban Renewal District Redevelopment Plan

for the Council's consideration. The public hearing upon the proposed plan amendment has been noticed for October 1, 2018. This was reviewed by the Public Works Finance Committee on September 24, 2018.

PROPOSED ACTIONS: Conduct the public hearing and upon consideration of testimony presented, 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.

Belknap gave a background of the proposed expansion including the steps leading up to the scheduled public hearing. The plan document outlines the purpose, goals and objectives of the project; documents compliance; identifies intended activities, improvements, and agency participation; and establishes financial feasibility. Belknap presented a map of the area for annexation into the Legacy Crossing Urban Renewal District. An infrastructure needs assessment was completed in 2007 and reviewed in 2008 by Public Works and other staff. Belknap went through some of the identified projects such as pavement repair, curbs, gutters, sidewalks, water main replacement and storm drainage improvements. The current levy rates would not vary and over \$12 million in tax increment is projected. The MURA board approved the transmittal to the City Council. P&Z reviewed the proposal and found it in conformance.

Bonzo confirmed the boundary and asked how the areas will come together. Belknap said the overall goal is to improve infrastructure on Main Street similar to other areas using the same treatments for a more uniformed theme with downtown elements.

Mayor Lambert opened the public hearing at 7:54 p.m.

Victoria Seever, 121 N Lilly St Moscow, has attended MURA meetings for the last four years has seen this proposal in detail and it is fully supported. The MURA is a model of what is achievable. She feels it is a no-brainer to expand the district in order to collaborate with the City on Main Street upgrades. Together the City and MURA can leverage resources and community identity. Seever feels the extension of a consistent design element will link U of I and Gritman as well.

Mayor Lambert closed the public hearing at 7:56 p.m.

Sullivan feels the area should have been included from the start. Bettge echoed Seever's sentiments and feels it makes sense.

The ordinance was approved by roll call vote under suspension of the rules requiring three complete and separate readings and that it be read by title and published by summary.

Mayor Lambert read Ordinance 2018-13:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MOSCOW, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, APPROVING THE AMENDED AND RESTATED LEGACY CROSSING URBAN RENEWAL DISTRICT PLAN, WHICH INCLUDES REVENUE ALLOCATION FINANCING PROVISIONS; PROVIDING FOR A ONE-TIME EXPANSION OF THE EXISTING PROJECT AND REVENUE ALLOCATION AREA OF LESS THAN TEN PERCENT (10%) OF THE EXISTING PROJECT AND REVENUE ALLOCATION AREA AS AUTHORIZED UNDER IDAHO CODE SECTION 50-2033; AUTHORIZING THE CITY CLERK TO TRANSMIT A COPY OF THIS ORDINANCE AND OTHER REQUIRED INFORMATION TO COUNTY AND STATE OFFICIALS; APPROVING THE PUBLICATION OF A SUMMARY OF THE ORDINANCE WITH THE FULL TEXT AVAILABLE AT CITY HALL; PROVIDING FOR A WAIVER OF THE READING RULES; PROVIDING THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT

IMMEDIATELY UPON ITS PASSAGE, APPROVAL, AND PUBLICATION WITH AN EFFECTIVE RETROACTIVE DATE OF JANUARY 1, 2018; AND PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE BE DEEMED SEVERABLE.

RESULT:	ADOPTED ON FIRST READING UNDER SUSPENSION OF THE RULES [UNANIMOUS]
MOVER:	Gina Taruscio, Council Vice President
SECONDER:	Jim Boland, Councilmember
AYES:	Bonzo, Taruscio, Bettge, Boland, Sullivan, Zabala

7. Proposed Lot Division at 401 E. Veatch Street (ACTION ITEM) - Leah Carlson

Brent Loney is requesting a lot division for a 20,985 square foot parcel of land located at 401 E. Veatch Street in the City of Moscow. The owner proposes to establish four parcels of approximately 4,082 sf, 4,985 sf, 6,684 sf, and 5,235 sf from the original parcel. There is no minimum or maximum lot size in the Motor Business (MB) Zoning District, therefore all proposed lots meet lot size requirements. There is one existing structure in the northwest corner of the existing subject property. Property owners within 600 feet of the property have been notified of the proposed division and the site was posted seven (7) days prior to the public meeting date. This was reviewed and recommended for approval by the Public Works/Finance Committee on September 24, 2018.

PROPOSED ACTIONS: Approve the lot division request with no conditions; approve the lot division request with conditions; deny the lot division request; or take other such action deemed appropriate.

Carlson introduced the item as written above and showed an additional drawing of the proposed parking within the site plan. Staff received a follow up email from Grzebielski who expressed concern about traffic flow through the alley to the Troy Highway and parking in the area. As the majority of Parcel C abuts the alley, it needs to be a flag lot to meet the 20-foot public street right-of-way requirement. Approval of the lot division with no conditions was approved by roll call vote.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Kathryn Bonzo, Council President
SECONDER:	Gina Taruscio, Council Vice President
AYES:	Bonzo, Taruscio, Bettge, Boland, Sullivan, Zabala

8. HRC Request for Statement in Support of Idaho Proposition 2 (ACTION ITEM) - Gary J. Riedner

The City of Moscow Human Rights Commission (HRC) has requested that Mayor Lambert and the Moscow City Council issue a statement supporting Idaho Proposition 2, Medicaid Expansion Initiative. Proposition 2 will be on the ballot in November 2018. In July of 2018, legislation known as the "Public Integrity in Elections Act" took affect that prohibits public entities from using public funds, resources or property to advocate for or against a candidate or a ballot measure. As such, it is recommended that the Mayor and Moscow City Council do not provide a statement for this measure. The legislation does not preclude public officials or employees from exercising their first amendment right to voice their personal opinion in regards to ballot measures, provided no City funds, property or resources are used for expenditures supporting the public official or employee in the development or dissemination of their personal opinion.

PROPOSED ACTIONS: Receive request and take no action as a governmental entity, or take other such action deemed appropriate.

Riedner explained the Human Rights Commission (HRC) requested a letter in support of Proposition 2. After review of the Idaho Code by the City Attorney, her opinion is the Code prevents a public entity from supporting a bond measure with expending public funds. Officials would be excluded from this law as long as it was done personally. For instance, if the City pursues a bond next spring, the City can educate but not advocate. Because of this, the advice of the City Attorney and Administration is that the City Council does not adopt a resolution in support of Proposition 2. Each member may send a letter in support outside the City resources. The City Attorney also feels the City Code empowers the HRC, as part of their charge in taking positions, advocating for equal rights, and keeping with their mission. Because of this, it would be acceptable for the Commission to send a letter. In order to keep Council separate from the Commissions, it is not suggested a council member sign the HRC letter.

It is also the opinion of staff that a council member may use their title in their support or opposition. Taruscio, opportunity as citizens, can you use title. If council members were to take out an advertisement, Staff would appreciate adding a disclaimer such as “no public funds were expended in taking out this ad” or something like it. Boland felt the Commission letter would not any less weight than the Council. As individuals, each councilor has their first amendment right to support by sending a letter. Riedner added a council member may add to their letter that you support the position of the HRC.

Reports

City Council

Planning & Zoning Commission - Zabala said the Commission has scheduled their Comprehensive Plan open house for October 24; also discussed the subdivision code.

Human Rights Commission - Boland said the Commission discussed Proposition 2.

Palouse Basin Aquifer Committee - Boland said the committee discussed the water summit taking place on September 18 at Schweitzer.

Moscow Pathways Commission - Sullivan said the Commission held their bike tour and attendees were excited about the underpass path and Blackbird Station.

Historic Preservation Commission - Sullivan said the Commission held their Orchid Awards.

Sustainable Environment Commission - Sullivan reported Kelli Cooper gave report on a document on how to reduce waste and will go out with the educational materials. A U of I student as attended and said she is applying for a mini-grant to establish a parcel on U of I property for a pesticide free test plot.

Council Members also reported on other events and meetings.

Mayor

Mayor Lambert thanked Bonzo for filling in at the Orchid Awards. The Mayor’s Youth Advisory Committee held its first meeting on September 24. There were 11 young men and 5 young women at the meeting (4 from Logos and 7 from Moscow High). The next meeting will take place next Monday to assign leadership roles. The youth will learn about civics and parliamentary procedure. An airport board meeting took place today. The Quarterly Regional breakfast meeting is Wednesday at Banyons. October 1 began the Mayor’s walking challenge in Idaho. Mayor Lambert accepted a challenge from the Mayor of Pocatello

regarding the Idaho State University/University of Idaho football game. The Mayor from the losing team must wear the other university tie at their next council meeting.

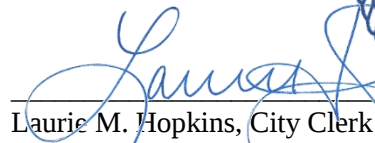
Staff

Riedner said he returned from the International City Manager Association conference and has some new ideas for staff.

Adjourn

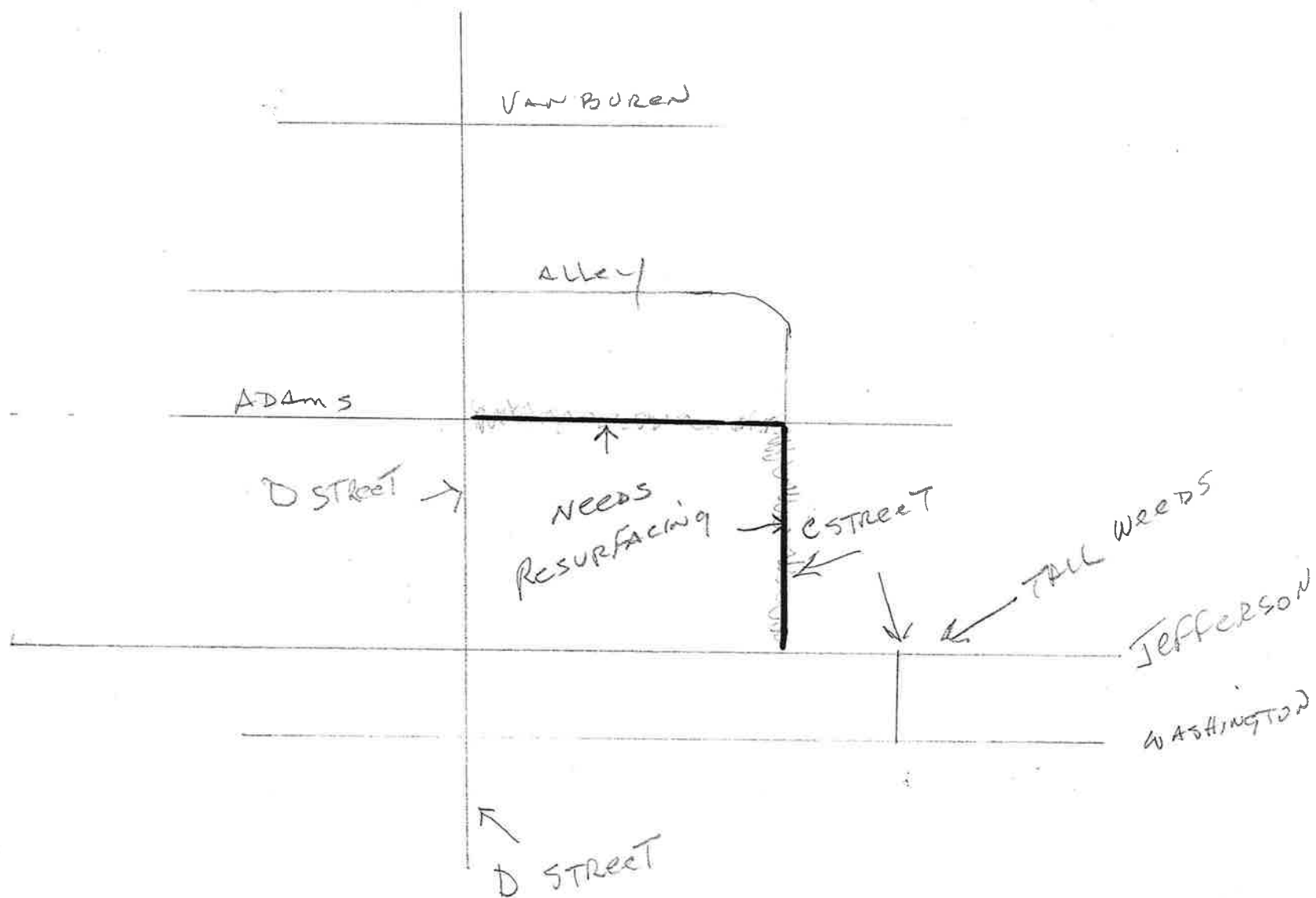
The meeting was adjourned at 8:23 PM.

ATTEST:


Laurie M. Hopkins, City Clerk




Bill Lambert, Mayor



Element school on Blaine

No Fencing Along Street

Abandon Mobil Home
Place River to R

1st St between Jeff Adams

