

Administrative Committee



Regular Meeting ~Minutes~

Laurie M. Hopkins
City Clerk

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Monday, June 10, 2019

3:30 PM

Council Chambers
206 E. Third St.

The meeting was called to order at 3:30 p.m.

PRESENT: Art Bettge, Kathryn Bonzo, Gina Taruscio
ABSENT: Brandy Sullivan
OTHERS: Mayor Bill Lambert
STAFF: Gary Riedner, James Fry, Greg Morrison, Brian Nickerson, Mia Bautista, Bill Belknap, Caylee Birge

REGULAR AGENDA

1. Approval of May 28, 2019 Administrative Committee Minutes (ACTION ITEM) - Caylee Birge

Minutes presented for approval.

PROPOSED ACTIONS: Approve minutes, amend minutes, or provide staff further direction.

The minutes were approved as presented.

2. Ordinance to Amend Moscow City Code to comply with statutory FBI Regulations Regarding Background Check Requirements for City Licensees (ACTION ITEM) - Mia Batista / James Fry

Public Law 92-544 allows the Federal Bureau of Investigation (FBI) to exchange criminal history information with state or local governmental entities if required by a state statute approved by the Attorney General of the United States. Idaho State Code 67-3008 provides that any unit of the state, city or local government may submit fingerprints to the FBI for employment or licensing if required to do so by statute, regulation, city or county ordinance. The Criminal Justice Information Law Unit (CJILU) has completed its review of draft of City of Moscow Ordinance which amends Moscow City Code (MCC) Section 9-3-6 authorizing a fingerprint-based background check of applicants for a peddler, solicitor, or canvasser; MCC § 9-4-5 authorizing fingerprint-based background checks of applicants for a secondhand dealer or pawnbroker license; MCC § 9-5-13 authorizing fingerprint-based background checks of applicants for a Taxicab, Pedicab, or Carriage license; MCC § 9-10-7 authorizing a fingerprint-based background checks of every applicant, license, owner, Director, staff individual 13 years of age or older residing at the premises of a daycare; and MCC § 9-11-5 authorizing a fingerprint-based background check of applicants for a vendor license. The CJILU has determined that if enacted as drafted, MCC §§ 9-3-6, 9-4-5, 9-5-13, 9-10-7 and 9-11-5 would qualify for access to FBI CHRI pursuant to Pub. L. 92-544.

PROPOSED ACTIONS: Recommend approval of ordinance or provide staff further direction.

Bautista introduced the item as written above. When the City was audited by the FBI it was found that we were non-compliant. The ordinance generally cleans up the City Code so that Moscow is compliant. The Committee recommended this be placed on the regular Council agenda.

3. Beer Garden Request for Rendezvous in the Park 2019 (ACTION ITEM) - Greg Morrison

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.

PROPOSED ACTIONS: Recommend approval of beer garden request for Rendezvous in the Park 2019 per the attached Resolution, or provide staff further direction.

Morrison introduced the item as written above. Having no questions, the Committee recommended approval and that it be placed on the Council consent agenda.

4. 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.

PROPOSED ACTIONS: (1) Recommend sale of retired Engine 26 to Wheatland Fire Protection District for \$1, or provide staff further direction. (2) Recommend sale of retired Engine 27 to Genesee Fire Department for \$1 or provide staff further direction.

Riedner introduced the item as written above. He stated firetrucks do not have a lot of resale value, and that they are usually sold for salvage only. Nickerson said the two fire districts in mind are in need and have expressed interest. The Committee recommended approval and that it be placed on the Council regular agenda.

5. Request by Rendezvous in the Park to Waive Permit Fees (ACTION ITEM) – 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 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.

PROPOSED ACTIONS: 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, or provide staff further direction.

Riedner stated that Council President Boland would like to have this agenda item come before the City Council since Rendezvous In The Park was initially a City funded event that later went onto a nonprofit board. The Board assumes the risks and utilizes the funding from the event to pay for the next year's event. Riedner has waived the fees in the past for sanitation and for the banner hanging over Main Street, but he needs permission granted to waive the alcohol and park fees. Not all non-profits are granted fee waivers. That type of request would need to come through Council for approval. Cindy Faircloth, co-chair of Rendezvous In The Park, was available for questions. The Committee recommended approval and that it be placed on the Council consent agenda.

ADJOURN

The meeting closed at 3:47 p.m.

