

Moscow City Council



Regular Meeting ~Agenda~

www.ci.moscow.id.us

Laurie M. Hopkins
City Clerk

208.883.7015

Monday, August 3, 2020

7:00 PM

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

The Moscow Mayor, City Council and Staff welcome you to tonight's meeting. This meeting is open to the public, but is subject to social distancing protocols as recommended in Governor Little's Stay Healthy Guidelines, so the number of attendees at any one time may be limited, and masks will be required of attendees. If you do not have a mask, a disposable mask will be provided. 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. Pursuant to the Governor's Proclamation relating to the conduct of public meetings during the COVID-19 crisis, the meeting will be broadcast. Citizens wishing to comment on business on the agenda are encouraged to communicate with the Mayor and City Council by phone or email (council@ci.moscow.id.us) in order to respect social distancing protocol. 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 July 20, 2020 Minutes - Laurie M. Hopkins

Minutes presented for approval.

ACTION: Approve minutes.

B. Lot Line Adjustment at 204 First Street and 108 N Washington Street - Aimee Hennrich

The applicants, Donald Barker and Derek Trenholm, are requesting a lot line adjustment between two lots addressed as 204 First Street and 108 N Washington Street. The applicants are proposing to shift the common lot line which separates the two properties 1.3 feet to the north following a survey that was conducted that concluded that the garage on 204 First Street was overhanging the property line by 1.3 feet. The existing lot at 204 First Street would be increased by 81.25 square feet, resulting in a total lot size of 4,081.25 square feet

and the lot at 108 N Washington Street would be reduced by 81.25 square feet, resulting in a total lot size of 3,418.75 square feet. There is currently a law office and a detached garage on 204 First Street and a single-family home and a detached garage on 108 N Washington Street. The subject properties are located within the Multiple Family Residential Zoning District (R-4), which requires a minimum lot size of 5,000 square feet and lot width of 50 feet. Both lots are currently legally non-conforming and will remain as such, however, the garage will no longer be encroaching upon the common property line.

ACTION: Approve the lot line adjustment request with no conditions.

C. Resolution Preauthorizing the Acceptance of an Airport Aid Grant from the U.S. Department of Transportation Federal Aviation Administration Airport Improvement Program - Gary J. Riedner / Tony Bean

Tony Bean, Executive Director of the Pullman-Moscow Regional Airport (PMRA) has prepared a grant application to the U.S. Department of Transportation Federal Aviation Administration Airport Improvement Program for the purpose of Terminal Design and Construction. The amount of the grant is up to \$21,000,000 with a local match of \$1,855,899.00 from Airport resources. To facilitate the FAA grant, it is appropriate to pre-authorize its acceptance. The attached resolution has been prepared for that purpose. The resolution also authorizes the execution of related assurances and certifications.

ACTION: Adopt the attached resolution preauthorizing the acceptance of grant offer AIP 3-53-0057-051 from the FAA Airport Improvement Program.

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. Citizen Commission Report - Human Rights Commission - James Fry / Ken Faunce**
- 6. Public Hearing: City of Moscow's FY2021 Annual Budget and Foregone (ACTION ITEM) - Gary J. Riedner**

Staff will present the proposed City of Moscow FY2021 balanced budget in the amount of \$96,133,513 considered by the City Council at their workshop held July 21, 2020. Increase in property taxes from FY2020 include the following: new construction (\$59,796), and scheduled payment of the voter-approved general obligation bond (\$52,112). Included for City Council consideration is the FY2021 Annual Appropriation Ordinance, a resolution to accrue forgone property tax levying authority and the L-2 property tax certification in the aggregate amount of \$7,276,525.

PROPOSED ACTIONS: Conduct the public hearing upon the FY2021 City of Moscow Annual Appropriation Ordinance and upon consideration of testimony presented:

A. 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 other such other action deemed appropriate.

B. Approve the resolution to accrue forgone property tax levying authority pursuant to Idaho Code §63-802(1)(f); or take other such other action deemed appropriate.

C. Authorize the Mayor's execution of the L-2 property tax certification in the aggregate amount of \$7,276,525; or take other such action deemed appropriate.

7. Public Hearing: Proposed FY2021 Fee Resolution (ACTION ITEM) - Gary J. Riedner

Any fee increase being proposed by more than 5% or any new fees require a public hearing pursuant to Idaho Code 63-1311A. Additionally, pursuant to Idaho Code 63-1311, the City's fees collected shall be reasonably related to the actual cost of the service provided. Staff will discuss proposed fee increases for the FY2021 budget year, which support the FY2021 budget proposal. The fee increases are due to the additional costs associated with the delivery of services including administration, operations and maintenance.

PROPOSED ACTIONS: Conduct the public hearing and after considering testimony, approve the attached FY2021 Fee Resolution with or without changes; or take such other action deemed appropriate.

8. Resolution to Extend Amended Public Health Emergency Order 20-03 (ACTION ITEM) - Gary J. Riedner

On July 6, 2020, the City Council approved Resolution 2020-12, accepting and extending Mayor Lambert's Amended Public Health Emergency Order 20-03, requiring face coverings (masks) when in a public setting and the 6-foot physical distancing cannot be maintained and maintain a 6-foot social/physical distancing from non-household members when in public settings, within the City of Moscow. The Resolution 2020-12 expires at 11:59 p.m. on August 4, 2020. The attached Resolution extends Emergency Order 20-03 until October 6, 2020, and includes a definition of face coverings.

PROPOSED ACTIONS: Adopt the Resolution extending Amended Public Health Emergency Order 20-03 until October 6, 2020, and adopting a definition of face covering, or take such other action deemed appropriate.

9. Live Entertainment in Sidewalk Cafes & Community Events Downtown (ACTION ITEM) - Gary J. Riedner

Moscow City Code Title 9, Chapter 12 regulates use of the public right-of-way (ROW) in the Central Business District Zone for sidewalk cafes. Due to the recent adverse economic impacts of the COVID-19 pandemic and the mandate of social distancing for businesses, particularly eating and drinking establishments, on June 1, 2020 the Moscow City Council adopted Resolution 2020-11, which suspended certain of the sidewalk cafe regulations, allowing for temporary expansion of use of the ROW. Staff developed a program for permitting the temporary expansions of sidewalk cafes and many downtown businesses have participated in this program, and the City continues to field applications. The City has had several requests for allowing live entertainment in the expanded sidewalk cafes, particularly live music. With the appropriate noise ordinance waiver review by the Police Department, music has been allowed in

the ROW, although MCC 9.12 does not identify live entertainment and Resolution 2020-11 does not provide authorization for live entertainment. The Community Events Department has also received requests for live entertainment in the ROW downtown. Staff is seeking Council direction relating to temporary suspension of live entertainment in downtown, as the City's own live entertainment programs have been suspended in order to reduce the risk of exposing patrons to COVID-19. Examples of these suspended programs include Entertainment in the Park concerts, Farmers Market entertainment, Art Walk, Vandal Town Block Party, etc. Staff presented to Administrative Committee on Monday, July 27, and the Committee consensus was to not support amending Resolution 2020-11 to include live music.

PROPOSED ACTIONS: Provide staff direction regarding the use of expanded sidewalk cafes, and suspension of permitting live entertainment in public ROW downtown.

REPORTS

City Council

Mayor

Staff

ADJOURN

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