

Moscow City Council



Regular Meeting ~Agenda~

Laurie M. Hopkins
City Clerk

www.ci.moscow.id.us

208.883.7015

Tuesday
February 21, 2023

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. 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. Links to view the City Council meeting live can be found on the City website, YouTube, Facebook and Spectrum Cable 1301. 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 February 6, 2023 Minutes - Laurie M. Hopkins

B. Disbursement Report for January 2023 - Sarah Banks

Staff presented the January 2023 Accounts Payable Report to the Public Works / Finance Committee on February 13th, 2023. The Committee received the report and approved the disbursements as presented.

ACTION: Accept the Disbursements Report for the month of January 2023.

C. Good Samaritan Pathway Reconstruction - Bid Results & Contract Award - Bob Buvel

The Good Samaritan Pathway Reconstruction project includes the reconstruction of the public pathway through the Good Samaritan Property from F Street to Eisenhower Street. The bid consists of the full replacement of portions of the pathway destroyed by tree roots and the 2019 floods as well as an overlay of the rest of the pathway. The City solicited semi-formal bids on January 20, 2023, and the Engineer's Estimate for construction is \$124,320.00.

Bids were opened on January 27, 2023, at which one (1) bid was received. The single responsive bid received was submitted by Motley-Motley Inc. with a bid of \$106,428.00. This was reviewed by the Public Works/Finance Committee on February 13, 2023, and recommended for approval.

ACTION: Accept the bid from Motley Motley Inc., award the contract in the amount of \$106,428.00, and authorize staff approval of construction change orders in an amount not to exceed 10% of the contract amount.

D. Palouse Groundwater Basin Water Alternatives Supply Contract Extension - Tyler Palmer

The City of Moscow is administering a contract with Alta Science and Engineering Inc. on behalf of the Palouse Basin Aquifer Committee (PBAC). The contract is for continued work toward the

selection and implementation of an alternate water supply project. At their meeting on July 28, 2022, PBAC approved an extension of the contract to facilitate Alta's support of the project as it enters a public involvement phase. The work is billed on a time and materials basis not to exceed \$50,000. The City invoiced PBAC for the entire amount, and will reimburse any funds not expended. The contract is set to expire on March 1, 2023. There are remaining tasks and funding that will require an extension of the contract period to May 31, 2023. This was reviewed by the Public Works/Finance Committee on February 13, 2023 and recommended for approval.

ACTION: Approve the contract extension with Alta Science and Engineering Inc.

E. Lincoln South of Public Sewer Project - Bid Results & Contract Award - Nate Suhr

The Lincoln South of Public Project extends from the intersection of North Lincoln Street and East Vandal Drive, continues north to Public Avenue and then traverses west on Public Avenue beyond Moore Street and terminates East of East F Street. This project includes the removal of an eight inch concrete sanitary sewer pipe on North Lincoln Street and East Public Avenue for the purposes of replacing sanitary sewer pipe experiencing root intrusion and also to reroute the sewer pipe onto the public right of way. The base bid consists of the removal and replacement of sanitary sewer service pipe, the removal and installation of sanitary sewer manholes, reconnection of existing sanitary sewer services, the paving of all removed asphalt roadway, placement of asphalt tailings on similar roadway, and the operation of a temporary bypass pump to allow connection of the new sanitary system to the existing without disruption of sewer service. The City published an advertisement for bids on January 14, 2023. The Engineer's Estimate for construction was \$411,405.00. Bids were opened on January 31, 2023, at which five (5) bids were received. The bids ranged from \$352,426.00 to \$461,990.00. Of those bids, the lowest responsive bid received was submitted by Big Sky Corporation of Hayden, ID with a bid of \$352,426.00. A bid analysis is included in the packet.

ACTION: Accept the bid from Big Sky Corporation, award the contract in the amount of \$352,426.00, and authorize staff approval of construction change orders in an amount not to exceed 10% of the contract amount.

F. Inland Cellular Wireless Lease Agreement Amendment - Bill Belknap

Inland Cellular currently holds a wireless communications facility lease with the City for cellular communications equipment on the City's Residence Street water tower. The current agreement includes lease fee escalation every 5 years based on the Consumer Price Index (CPI). The City began with the CPI-based escalators in 2002 with the initial wireless communications facility leases on the City's water reservoirs, but due to the complexity of the calculation and the potential for errors, more recent leases approved by the City have included a more simplistic 3% annual escalation provision. Inland Cellular has requested to amend the existing agreement to replace the current CPI escalator with the City's current standard 3% annual escalation. Staff has prepared an agreement amendment to make that change to the agreement. The new 3% annual escalator would remain in place until the agreement expires in 2028. This was reviewed by the Public Works/Finance Committee on February 13, 2023 and recommended for approval.

ACTION: Approve the proposed wireless communications agreement amendment.

REGULAR AGENDA

- 2. Mayors Appointments (ACTION ITEM)**
- 3. Public Comment and Mayor's Response Period (limit 15 minutes)**
- 4. Whitcom Report - Wendy Berrett**

- 5. 1912 Center Northeast Room, Second Floor Naming Proposal (ACTION ITEM) - David Schott**
Heart of the Arts, Inc. (HAI) is proposing to permanently name the newly remodeled 1912 Center game room the “Chin Lew Green Dragon Game Room” in honor of the Chin and Lew families (please see attached proposal). The game room is the room on the northeast corner of the second floor of the 1912 Center. Funds in the amount of \$80,000 were donated by Claire Chin and Merry Lew to complete the renovation of the game room that is now home to the old back bar that was in the family’s downtown restaurant since 1947. This donation was made to name the room in honor of the families who have shared their culinary culture with Moscow since 1931.
- The Parks and Recreation Commission reviewed the proposal and recommended City Council approval during their January 26, 2023 meeting. The Public Works / Finance Committee considered and recommended approval on February 13, 2023.
- PROPOSED ACTIONS:** Approve naming the northeast room of the second floor of the 1912 Center the “Chin Lew Green Dragon Game Room”; or take other action as deemed appropriate.
- 6. 1912 Center Southwest Room, Second Floor Naming Proposal (ACTION ITEM) - David Schott**
Heart of the Arts, Inc. (HAI) is proposing to permanently name the newly remodeled 1912 Center historic classroom the “Barr Family Historic Classroom” in honor of the Barr family (please see attached proposal). The historic classroom is the room on the southwest corner of the second floor of the 1912 Center. Funds in the amount of \$80,000 were donated by Steve Barr to complete the renovation of the Historic Classroom. This donation was made in order to name the room in honor of his parents, longtime Moscow residents William and Audrey Barr.
- The Parks and Recreation Commission reviewed the proposal and recommended City Council approval during their January 26, 2023 meeting. The Public Works / Finance Committee considered and recommended approval on February 13, 2023.
- PROPOSED ACTIONS:** Approve naming the southwest room of the second floor of the 1912 Center the “Barr Family Historic Classroom”; or take other action as deemed appropriate.
- 7. Basin 87 General Provision Agreement Approval (ACTION ITEM) - Bill Belknap**
The Idaho Department of Water Resources (IDWR) is currently conducting adjudication of water rights within the Palouse River Basin (Basin 87). When IDWR established the general provisions governing the adjudication process, they included a provision that water rights (both surface diversions and groundwater diversions) within Basin 87 would be administered as connected sources of water in the Palouse River Basin in accordance with the prior appropriation doctrine. Prior research of the Palouse Basin aquifer system has revealed that there is no definitive evidence of a significant connection between surface water bodies and the underlying aquifers that supply drinking water to the City of Moscow and other domestic wells in the basin due to the geologic structure and thick confining clay layers present within the basin. The City filed a timely objection to IDWR’s general provisions due to this condition. IDWR has consented to the removal of this provision and indicated that the inclusion of this provision was unintentional. The attached Standard Form 5 agreement between the City and the State of Idaho will remove the connected source general provision subject to the approval of the Presiding Judge over the Palouse River Basin Adjudication. Staff has also prepared a Resolution to record the Council’s approval of the proposed agreement and authorizing our legal counsel Candice McHugh to execute the Standard Form 5 on behalf of the City of Moscow.
- PROPOSED ACTIONS:** Approve the proposed Standard Form 5 Agreement and Resolution authorizing Candice McHugh to execute the Agreement on behalf of the City of Moscow; or take other action as deemed appropriate.

REPORTS

City Council

Mayor

ADJOURN

NOTICE: It is the policy of the City of Moscow that all City-sponsored public meetings and events are accessible to all people. If you need assistance in participating in this meeting or event due to a disability under the ADA, please contact the City's ADA Coordinator by phone at (208) 883-7600, TDD (208) 883-7019, or by email at adacoordinator@ci.moscow.id.us at least 48 hours prior to the scheduled meeting or event to request an accommodation. The City of Moscow is committed to ensuring that all reasonable accommodation requests are fulfilled.