

Moscow City Council



Regular Meeting ~Amended Agenda~

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Laurie M. Hopkins
City Clerk

208.883.7015

Monday, August 5, 2024

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 July 15, 2024 Minutes - Laurie M. Hopkins

B. Proposed Lot Division at 322 and 328 Southview Avenue – Aimee Hennrich

The applicant, John Ficca, is requesting a lot division to create two lots of approximately 4,621 sf and sf, 4,497 sf in size from one existing lot of 9,118 sf in size. The intention of the lot division is to divide the existing twinhome dwelling along its shared common wall in order to allow for the individual sale of each dwelling unit. The subject property is located within the Medium Density (R-3) Zoning District which requires a minimum lot size of 3,250 square feet and a minimum lot width of 30 feet for twinhomes. Both proposed lots meet the minimum lot area and width requirements of the R-3 Zone, and the existing structure will meet all setback requirements. Property owners within 600 feet of the property have been notified of the proposed division and a sign was posted seven (7) days prior to the public meeting date. This was reviewed and recommended for approval by the Administrative Committee on July 22, 2024.

ACTION: Approve the lot division.

C. Pheenix USH, LLC d/b/a Spin-License Agreement for Shared Mobility - Cody Riddle

Staff will present a proposed one-year license agreement with Spin, for the operation of shared-use scooters within the City. If approved, the agreement will allow deployment of up to 150 shared devices (scooters). The shared mobility program was established through an amendment to Title 11, Chapter 2, of Moscow City Code back in 2022. The current proposal is similar to an agreement previously entered into with Bird Rides. They never deployed

their devices and that agreement expired.

As specified by the adopted ordinance, the newly proposed license agreement includes a downtown dismount zone, where riding electric assist devices is prohibited on the sidewalk. Devices can be operated safely on the streets in this area. The mobility provider will geo-fence the designated area to ensure compliance, and the City has installed signage to communicate this standard. This will be especially important for private users whose devices are not regulated by a shared provider. The agreement also includes a no parking zone around Friendship Square, and another adjacent to the Student Union Building on the University of Idaho Campus. Additional provisions applicable on campus include a speed limit of 9mph around the core, a limit to parking devices only within established racks, and a prohibition from riding in the arboretums or on the President's residential property. Finally, the document includes a provision for impounding devices not operated, stored, or maintained in compliance with the ordinance or other agreement standards. If approved, the agreement will be in effect for one year. This will allow for an annual review of the effectiveness of the shared mobility program and inform changes to future agreements if necessary. This item was reviewed and recommended for approval, by the Administrative Committee on July 22, 2024.

ACTION: Approve the License Agreement with Pheenix USH, LLC d/b/a Spin.

D. *Emergency Radio Equipment Purchase Approval (Amended from Initial Publication) - Bill Belknap*

The City's emergency radio equipment is at its end of life and many of the portable radios can no longer be serviced, and replacement parts are no longer available. The City's Emergency Radio Project will replace all existing portable (hand-held) and mobile (vehicle-mounted) radios as well as replace the existing radio repeater system with a new simulcast system with enhanced radio coverage, as well as encryption for two police channels to protect officer safety during emergency events. The total cost for all radios and accessories is ~~\$1,046,977.55~~ **\$1,041,362.55**. Per the City's adopted purchasing policy, budgeted purchases over \$150,000 must be approved by the Council. Staff is requesting the Council's approval to move forward with this purchase.

ACTION: Approve the radio purchase agreement.

E. *Emergency Radio System Installation Agreement - Bill Belknap*

The City's existing emergency radio system is reaching end of life and service and parts are no longer available. In addition, there are currently several locations within the City where radio coverage is not present and emergency responders are unable to communicate on their radios. The City Council has identified the replacement of the radio system as one of the City's strategic priorities within the City's strategic plan. The City recently solicited bids for the replacement of the emergency radio system and received one responsive bid from RACOM Communications for the project. Staff and RACOM representatives have refined the radio system design and have prepared an agreement for the project. The project will include the installation of a five-channel simulcast VHF radio system with repeaters to be installed on Moscow Mountain, Paradise Ridge, Well #10, City Hall, and the Latah County Courthouse, as well as interconnections with the Whitcom dispatch center. The proposal includes encryption for the Police dispatch and Police tactical channels to improve and enhance officer safety during critical incident response. The total contract cost is \$1,110,167.50. The City budgeted \$2,307,798 in funding for the project. The combined cost of the radio system and replacement portable and mobile radios is currently estimated at \$2,157,145.05, which is \$150,652 under the total project budget. Staff is seeking Council's

approval of the agreement with RACOM to replace the City's emergency radio system. This was reviewed by the Administrative Committee on July 22, 2024, and recommended for approval.

ACTION: Approve the Agreement with RACOM in the amount of \$1,110,167.50.

REGULAR AGENDA

2. Mayors Appointments (ACTION ITEM)

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

4. Citizen Commission Report - Sustainable Environment Commission – Kyle Steele / Tina Hilding

5. Mural at Jackson & A: Selected Artist (ACTION ITEM) - Megan Cherry

During a call for qualifications open to artists from the United States, 52 artist submissions were received for the mural project at Jackson and A Streets. The Selection Panel met to review the submissions on April 22, 2024 and voted during that meeting to recommend three finalists: Jay Rasgorshek, Ernesto Maranje, and Darion Fleming. On May 14, 2024, the MAC voted to recommend the same three finalists, after which point the artists created site-specific designs. The designs were available for public viewing and comment from June 25–27, 2024. Of the 316 public comments received, 210 were in favor of the design submitted by Jay Rasgorshek of Boise, ID. The Selection Panel convened to discuss and score the designs, ultimately voting to recommend Rasgorshek as the selected artist, a recommendation that the MAC echoed in a vote during their regular meeting on Tuesday, July 9. Following Council approval of a recommended artist, staff will proceed with the completion of the artwork commission agreement previously approved by Council on January 16, 2024. Installation of the mural is anticipated to be complete at the end of September 2024. This item was reviewed, and recommended for approval, by the Administrative Committee on July 22, 2024.

PROPOSED ACTIONS: Approve the selection of Jay Rasgorshek and his mural design submission, or take other action deemed appropriate.

6. PUBLIC HEARING: City of Moscow's FY2025 Annual Budget (ACTION ITEM) - Bill Belknap / Sarah Decker

Staff will present the proposed City of Moscow FY2025 balanced budget in the amount of \$133,145,026, which was considered by the City Council at a workshop held on July 9, 2024. The proposed budget includes the statutory allowed 3% inflationary increase, an additional 1% foregone tax recovery, as well as 90% of new construction and annexations which are \$103,925 and \$3,128 respectively. According to the Latah County Assessor's office, the assessed taxable valuation within the City increased by 7.8% this year, which resulted in a reduction in the City's levy rate from \$3.58 to \$3.52 per \$1,000 in taxable valuation. Included for City Council consideration is the FY2025 Annual Appropriation Ordinance, and the L-2 property tax certification in the aggregate amount of \$8,614,902.

PROPOSED ACTIONS: Conduct the public hearing upon the FY2025 City of Moscow Annual Appropriation Ordinance and upon consideration of testimony presented:

1. Approve the foregone tax recovery Resolution, or take other action as deemed appropriate;
2. 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 action deemed appropriate.

3. Authorize the Mayor's execution of the L-2 property tax certification in the aggregate amount of \$8,614,902; or take such other action deemed appropriate.

7. PUBLIC HEARING: Proposed FY2025 Fee Resolution (ACTION ITEM) - Bill Belknap

Any fee increase being proposed by more than 5% or any new fees require a public hearing pursuant to Idaho Code 63-1311A. Additionally, as required by 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 FY2025 budget year, which support the FY2025 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 FY2025 Fee Resolution as proposed; or take other action deemed appropriate.

8. Proposed Sidewalk Café Standard Amendments (ACTION ITEM) - Bill Belknap

Currently, the City's Sidewalk Café regulations prohibit the service and consumption of liquor within licensed sidewalk cafés unless the establishment is a full-service restaurant. Drinking establishments (such as bars) that are not full-service restaurants are technically allowed to have a sidewalk café so long as liquor is not served or consumed within the sidewalk café area. Due to the challenge presented by policing the consumption of liquor in the sidewalk café areas, the City has historically denied licensing sidewalk cafés to drinking establishments that serve liquor. This has led to a disparity in the allowance of sidewalk cafés downtown. Staff have prepared a proposed ordinance to eliminate the full-service restaurant requirement for liquor service and consumption within the licensed area. The proposed ordinance also includes several other minor amendments to clarify allowed uses within the sidewalk café area and the application and license procedure, specify permitted physical barrier elements, and change violation of the ordinance from a misdemeanor to an infraction for the Council's consideration. This was reviewed by the Administrative Committee on July 22, 2024, and forwarded to the full Council without a recommendation.

PROPOSED ACTIONS: 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.

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.