

**AGENDA
MOSCOW CITY COUNCIL
REGULAR MEETING**

Monday, February 6, 2012

7:00 p.m.

**City Hall Council Chambers
206 E. Third Street, Second Floor**

The Moscow Mayor, City Council and Staff welcome you to tonight's meeting. 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 as item number 3. 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. Thank you for your interest in City government.

RENEWING OUR FOCUS – At each meeting, we may highlight good deeds, good news, and the people and activities that inspire us and make our community great then lead the group in the Pledge of Allegiance. Contact a Council-member with examples to share at future meetings. Councilmember Tim Brown will present.

1. Consent Agenda: Any item will be removed from the consent agenda at the request of any member of the Council and that item will be considered separately later. Approval by roll call vote.

A. Approval of January 17, 2012 Minutes - Stephanie Kalasz

B. Financial Reports for Fourth Quarter FY 2011 and First Quarter 2012 - Don Palmer

Staff will present the fourth quarter financial report for fiscal year ending September 30, 2011 (FY 2011) and the first quarter financial report for the new fiscal year ending September 30, 2012 (FY 2012).

ACTION: Approve the financial reports for the fourth quarter ending September 30, 2011 (FY 2011) and for the first Quarter ending December 30, 2011 (FY 2012).

2. Mayor's Appointments – Mayor Chaney

3. Staff Recognition Report - Gary J. Riedner

4. Public Comment and Mayor's Response Period (limit 15 minutes) - For members of the Public to speak to the Council regarding matters NOT on the Agenda; not currently pending before the Planning and Zoning Commission or Board of Adjustment; not the subject of a pending enforcement action; and not relative to a City personnel matter. Please state your name and address for the record and limit remarks to three minutes. Mayor will respond to comments from previous meeting.

5. Update on Upper Lochsa Land Exchange - Gary Riedner

ACTION: Accept report and direct staff as deemed appropriate.

6. Moscow Urban Renewal Agency Report - Jeff Jones

7. FY12 Brownfields Multi-Purpose Pilot Grant Application and Public Input Opportunity - Alisa Stone

The Environmental Protection Agency (EPA) announced a new grant opportunity only available to entities that received an EPA Brownfield grant after 2003. Additionally, the applicant must currently own the property and not be liable for contamination on the site. Staff has identified the property purchased at Lilly and Asbury in September 2010 as a potential site that would be eligible for this grant. Prior to acquisition, Strata Environmental Consultants prepared a Phase I Site Assessment in which the recommendations/conclusions identified outstanding questions regarding potential contamination from adjacent property and from prior railroad use. The property could be assessed under the City's current Brownfield Coalition grant; however, this new grant opportunity provides not only assessment but also clean-up costs not to exceed \$200,000 each. Clean-up costs are not eligible under the previously awarded Brownfield Coalition grant; therefore, this grant request, if funded, would expedite the reurbanization of this property. The FY12 Capital Projects, Land Park Development budget, includes funding for the Lilly and Asbury property also known as the "Columbia Grain Property Development" and would be used to provide the 20% matching funds required. Cost share match may be provided in the form of cash, labor, material, or services and hard cost expenses. The City will submit a request that is a combination of the cost share options. In order to meet the eligibility requirements, a community notification of intent to apply for an EPA Brownfield grant was advertised on January 27 and February 4, 2012. The community notification announces a public meeting to be held prior to submittal of the application in order to give the community an opportunity to comment on the draft proposal. This public comment period is being provided as a regular agenda item at the February 6, 2012, City Council meeting where project managers will be available to accept comments and address questions regarding the proposed project. This item was reviewed and recommended for approval by the Public Works/Finance Committee on January 23, 2012.

ACTION: After considering public input, approve submittal of a grant application to EPA for the FY12 Brownfield Multi-Purpose Pilot Grant program for the assessment and clean-up of the Lilly and Asbury property or take other such action deemed appropriate.

8. Draft Ordinance Regulating Trapping Within City Limits - Kristin Graham/Randy Fife

A recent discovery of a trap that appears to have inadvertently resulted in the death of an animal along the Paradise Creek within City limits has prompted a review of the City's trapping ordinance. Draft language includes a definition of "trap" and requires specific permission of the City Council or the Chief of Police or the Chief's designee prior to allowing trapping within City limits. The Humane Society of the Palouse and the Police Department (including Animal Control Officer Kristin Graham) have reviewed this draft and approve of it.

ACTION: Approve the Ordinance under suspension of the rules requiring three (3) complete and separate readings and that it be read by title and published by summary; or direct staff to amend the proposed language; or reject the draft ordinance; or take other action as deemed appropriate.

9. Draft Artist Agreement: Robert Horner (Wren Welcome Garden) - Kathleen Burns/Randy Fife

On January 2, 2012, the Council awarded the City's recent RFP for the Wren Welcome Garden art installation to Robert M. Horner of Port Townsend, Washington. The draft Agreement between City and Artist is intended to govern the purchase, fabrication, installation, and acceptance of the art piece (Helio-terra) at Wren Welcome Garden on or before September 8, 2012.

ACTION: Approve the language of the Agreement and authorize the Mayor's signature, or suggest changes/amendments to Agreement, and approve Mayor's signature with such changes; reject Agreement; or otherwise direct staff.

10. Beer and Wine License for Blues, Brews and BBQ at 112 6th Street - Gary J. Riedner

The City has received a beer and wine license application from Blues, Brews and BBQ located at 112 6th Street. They have passed City inspection and have obtained their state and county beer and wine licenses. Staff would like to issue a temporary permit until the results from the background check are deemed satisfactory. A fingerprint background check has already been completed by the state of Idaho. If the City background check is not deemed satisfactory, no permanent license will be issued and the temporary revoked.

ACTION: Approve City beer and wine license for Blues, Brews and BBQ contingent on approval of background check or take such other action deemed appropriate.

REPORTS:

- Legislative Updates
- Administrative Committee
- Public Works/Finance Committee
- Other Boards & Commissions
- Mayor

NOTICE: Individuals attending the meeting who require special assistance to accommodate physical, hearing, or other impairments, please contact the City Clerk, at (208) 883-7015 or TDD 883-7019, as soon as possible so that arrangements may be made.