

**AGENDA  
MOSCOW CITY COUNCIL  
REGULAR MEETING**

**Tuesday, September 7, 2010**

**7:00 p.m.**

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

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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.

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 Minutes for August 16, 2010 - Stephanie Kalasz**

B. **Idaho Humanities Council Grant Request - Alisa Stone/Kathleen Burns**

The Idaho Humanities Council (IHC) offers a grant program that would enable the City to apply for funding to commemorate the 100th year anniversary of Moscow City Hall. Staff is requesting approval to submit a request to IHC for funding to prepare historical exhibits, host a lecturer series, and celebratory gatherings that would be held in May and June of 2011. The maximum request is \$10,000 and requires a 100% match which will be met through in-kind contributions, donations and funding approved in the Arts Department and Commission budgets. The grant application is due January 15, 2011, however; draft applications can be submitted 30 days prior to the due date for a pre-review and input from IHC staff. Information regarding the IHC program and the grant requirements are attached. This was reviewed by the Administrative Committee on August 30, 2010.

**ACTION:**

Approval to submit a grant request to Idaho Humanities Council, not to exceed \$10,000, for activities in commemoration of the 100th year anniversary of City Hall or take other such action as deemed appropriate.

2. **Mayor's Appointments – Mayor Chaney**

3. **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 and not currently pending before the Planning and Zoning Commission or Board of Adjustment, please state your name and address for the record and limit remarks to three minutes. Mayor will respond to comments from previous meeting.

4. **Report from Latah County Assessor Patrick Vaughan**

5. **Public Hearing - Rezoning of Property Generally Located East of Mountain View Road, North of Palouse River Drive and South of Troy Road, Case # RZ2010-02 - Mike Ray**

The rezone proposal includes the rezoning of a 38.7 acre parcel of land generally located east of Mountain View Road, north of Palouse River Drive and south of Troy Road from an Agriculture/Forestry (AF) designation to a Motor Business (MB) designation. The subject property is currently and has historically been utilized for agricultural purposes and is currently undeveloped. The Planning and Zoning Commission conducted a public hearing on July 28, 2010 and forwarded a recommendation of approval to City Council with one condition.

**ACTION:**

Approve the Rezone Ordinance under suspension of the rules requiring three complete and separate readings and that it be read and published by title only; or consider the Ordinance on first reading; or reject the Ordinance; or take such other action deemed appropriate.

6. **Columbia Grain Property Purchase Agreement - Bill Belknap/Dwight Curtis**

As requested by the Council, Staff contacted Columbia Grain regarding the potential acquisition of two parcels of land located between Lilly and Asbury Streets just south of 'A' Street that were previously occupied by the historic northern Burlington Northern rail line and more recently served as a private spur to serve the Dumas seed warehouse. Parcel 1 is approximately 7,499 square feet in size and Parcel 2 is approximately 15,599 square feet in size. The City's interest in the properties primarily relate to the preservation of the storm water conveyance of Hogg Creek and development of a potential pedestrian pathway/pocket park for the surrounding area. This corridor has been heavily used by pedestrians from north of the subject properties to reach the University of Idaho campus and commercial services along the Pullman Road corridor. The subject properties also contain a section of Hogg Creek that serves as an important component of the City's storm water conveyance system. The pocket park that would include an improved riparian area on Hogg Creek, an improved pedestrian pathway and tot-lot play set. Staff has negotiated a purchase price of \$68,265 for the two parcels with five contingencies identified in the attached purchase agreement, one of which is the City's ability to complete a Phase I environmental assessment of the property to identify any potential environmental contamination on the subject properties. The agreement also provides that the City would cover up to \$1,500 in closing costs and prepare the purchase agreement and deed. Total acquisition costs would include the property purchase price of \$68,265, \$3,423 for the Phase I assessment, and \$1,500 in potential closing costs for a total of \$73,188. This was reviewed by the Administrative Committee on August 30, 2010.

**ACTION:**

Approve the agreement to purchase real property; or take such other action deemed appropriate.

7. **Redraft of Weed Control Ordinance - Randy Fife**

Staff recently suggested changes to the Weeds Chapter of the City Code because of an increased number of requests for high grass and weed waivers. The City currently allows a person with a deliberate plan to maintain landscape with non-traditional grasses and growths to receive a waiver as long as such growths and grasses are not prohibited by the noxious weed title of the State Code. On August 16, 2010, City Council, after considering staff's recommended changes, directed staff to redraft the ordinance. The redrafted ordinance eliminates references to grasses and growths, eliminates the waiver for noxious weeds, re-titles the Chapter to Noxious Weeds, and creates the responsibility for those in charge of real property within City limits to eliminate all noxious weeds (as those are determined by the State and Latah County) during the entire year. The changes, as proposed, also eliminate the necessity of submitting a plan for non-traditional landscaping and eliminates a waiver and appeal process for such a plan (because nuisances will be handled elsewhere in the Code, as already established). Police, Fire, Parks, and Legal staff support the proposed changes. Considered at Administrative Committee on July 26 and August 9 and 30, 2010 and City Council on August 16, 2010.

**ACTION:**

Approve the Ordinance language and pass 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 consider the Ordinance on first reading and that it be read by title; or reject the draft ordinance; or take such other action deemed appropriate.

**REPORTS:**

- 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.**