March 25, 2024

THE CITY COUNCIL OF THE CITY OF LEWISTON, IDAHO, met in a Regular Meeting at the Lewiston Library Second Floor Activity Room at 411 D Street. Mayor Johnson called the meeting to order at 6:00 p.m.

I. CALL TO ORDER

COUNCILORS PRESENT: Mayor Johnson; Council President Kleeburg; Councilor Forsmann; Councilor Klein; Councilor Liedkie; Councilor Schroeder; Councilor Spickelmire.

II. PLEDGE OF ALLEGIANCE

Councilor Forsmann's son led the Pledge of Allegiance.

III. CITIZENS COMMENTS

Martin Hunter, a resident of Lewiston, voiced concern that the City Code related to shipping/storage containers in a residential area was not being enforced.

IV. PRESENTATIONS

A. **PROCLAMATION: VIETNAM VETERANS RECOGNITION DAY:** Proclaiming March 29, 2024 as Vietnam Veterans Recognition Day and presenting the proclamation to Mary Krempasky, Service for Veterans Chair, Alice Whitman Chapter, NSDAR (Mayor Johnson)

Mayor Johnson read the Vietnam Veterans Recognition Day proclamation and presented it to Mary Krempasky and Judy Higgins with the National Society Daughters of the American Revolution.

B. **PROCLAMATION: WORLD WISH MONTH:** Proclaiming the month of April as World Wish Month and presenting the proclamation to Michelle John, North Idaho Regional Manager for Make-A-Wish® Idaho (Mayor Johnson)

Mayor Johnson proclaimed April as World Wish Month and presented it to Michelle John from Make-A-Wish Idaho.

C. **FINANCIAL REPORT:** Financial report for February, in accordance with Idaho Code 50-208 (City Treasurer Gordon)

No oral report.

V. CONSENT AGENDA

Mayor Johnson explained that all items on the Consent Agenda are considered routine by the Council and will be enacted by one motion. There will be no separate discussion on these issues unless a Councilor so requests, in which case the item will be removed from the Consent Agenda and considered on the Active Agenda under "Items Moved from the Consent Agenda".

Councilor Liedkie moved, and Councilor Schroeder seconded, respectively, adoption of the Consent Agenda. ***ROLL CALL VOTE: VOTING AYE: Kleeburg; Schroeder; Forsmann; Liedkie; Klein; Spickelmire.***

A. **CITY COUNCIL MINUTES:** Considering approval of the following City Council meeting minutes: 3/4/2024 Work Session; 3/11/2024 Executive Session; 3/11/2024 Regular; and 3/18/2024 Special - Action Item

B. **ADVISORY BOARD AND COMMISSION MINUTES:** Considering approval of the 2/1/2024 Historic Preservation Commission; 2/13/2024 Urban Renewal Agency; and 2/28/2024 Planning and Zoning Commission minutes - Action Item

C. **VOUCHER'S PAYABLE:** Considering approval of the Voucher's Payable dated 2/23/2024 - 3/7/2024 in the amount of $1,379,307.02 - Action Item

VI. ACTIVE AGENDA

A. **BID AWARD: IFB-24-001 WASTEWATER IMPROVEMENT PROJECT (WW060) :** Considering approving the bid award for the Wastewater Improvement Project to Titan Technologies, Inc., for a total of $3,368,576.50 and authorizing the Mayor to execute the contract - Action Item (Public Works Director Johnson)

Councilors Schroeder and Forsmann moved and seconded, respectively, to award IFB-24-001 to Titan Technologies, Inc. and authorize the Mayor to execute the agreement between the City of Lewiston and Titan Technologies, Inc. ***ROLL CALL: VOTING AYE: Kleeburg; Schroeder; Forsmann; Liedkie; Klein; Spickelmire.***

B. **RESOLUTION 2024-8:** Considering encouraging equal opportunity in housing - Action Item (Grant Manager Rose)

Councilors Schroeder and Liedkie moved and seconded, respectively, to approve Resolution 2024-8. ***ROLL CALL: VOTING AYE: Kleeburg; Schroeder; Forsmann; Liedkie: Klein; Spickelmire.***

C. **BID AWARD: IFB-24-004 LEWISTON POLICE DEPARTMENT GENERATOR:** Considering approving the bid award for the Lewiston Police Department Generator to Collier Electric, LLC in the amount of $210,952 and authorizing the Mayor to execute the contract - Action Item (Parks & Recreation Facilities Maintenance Supervisor Warren)

Councilor Schroeder and Council President Kleeburg moved and seconded, respectively, to award IFB-24-004 to Collier Electric, LLC and authorize the Mayor to execute the agreement between the City of Lewiston and Collier Electric, LLC. ***ROLL CALL: VOTING AYE: Kleeburg; Schroeder; Forsmann; Liedkie; Klein; Spickelmire.***

D. **RESOLUTION 2024-9:** Considering approving the Federal Transit Administration Fiscal Year 2024 Certifications and Assurances - Action Item (Transit Manager Seigneur)

Councilors Liedkie and Forsmann moved and seconded, respectively, to approve Resolution 2024-9. ***ROLL CALL: VOTING AYE: Kleeburg; Schroeder; Forsmann; Liedkie; Klein; Spickelmire.***

E. **TRANSIT ITD 5339 GRANT AGREEMENT #C2479LT:** Considering approving the Transit ITD 5339 Grant Agreement #C2479LT for Intelligent Transit Software - Action Item (Transit Manager Seigneur)

Councilors Liedkie and Spickelmire moved and seconded, respectively, to approve the FTA 5339 Statewide Funding Agreement #C2479LT between the City of Lewiston and Idaho Transportation Department. ***ROLL CALL: VOTING AYE: Kleeburg; Schroeder; Forsmann; Liedkie; Klein; Spickelmire.***

F. **ORDINANCES**

1. **FIRST READING**

a. **ORDINANCE 4910:** Considering amending Section 36-152 of the Lewiston City Code to amend existing definitions; amending Section 36-153(b)(16) relating to specific prohibition of wastewater temperature; amending Section 36-159 relating to wastewater discharge permit requirements; amending Section 36-160 relating to reporting requirements for dischargers; amending Section 36-166 relating to notification of violation and administrative adjustment; amending Section 36-167 relating to show cause hearings; amending Section 36-171 relating to upsets; amending Section 36-174 relating to nonexclusive remedies; enacting Section 36-176 relating to affirmative defenses to violations; and providing an effective date - Action Item (Public Works Director Johnson)

Councilors Liedkie and Schroeder moved and seconded, respectively, to approve the first reading of Ordinance 4910. The motion passed 6-0.

ORDINANCE 4910: AN ORDINANCE OF THE CITY OF LEWISTON AMENDING SECTION 36-152 OF THE LEWISTON CITY CODE TO AMEND EXISTING DEFINITIONS; AMENDING SECTION 36-153(b)(16) RELATING TO SPECIFIC PROHIBITION OF WASTEWATER TEMPERATURE; AMENDING SECTION 36-159 RELATING TO WASTEWATER DISCHARGE PERMIT REQUIREMENTS; AMENDING SECTION 36-160 RELATING TO REPORTING REQUIREMENTS FOR DISCHARGER; AMENDING SECTION 36-166 RELATING TO NOTIFICATION OF VIOLATION AND ADMINISTRATIVE ADJUSTMENT; AMENDING SECTION 36-167 RELATING TO SHOW CAUSE HEARINGS; AMENDING SECTION 36-171 RELATING TO UPSETS; AMENDING SECTION 36-174 RELATING TO NONEXCLUSIVE REMEDIES; ENACTING SECTION 36-176 RELATING TO AFFIRMATIVE DEFENSES TO VIOLATIONS; AND PROVIDING AN EFFECTIVE DATE.

2. SECOND/THIRD READINGS

a. ORDINANCE 4907: Considering amending Section 37-193 of the Lewiston City Code related to penalties under Chapter 37 - Action Item (Assistant Planner Hollingshead)

Councilor Schroeder and Council President Kleeburg moved and seconded, respectively, to combine the second and third readings and waive the third reading in full of Ordinance 4907. The motion passed 6-0.

Councilors Schroeder and Forsmann moved and seconded, respectively, to approve the second and third readings of Ordinance 4907. The motion passed 6-0.

ORDINANCE 4907: AN ORDINANCE OF THE CITY OF LEWISTON AMENDING SECTION 37-193 OF THE LEWISTON CITY CODE RELATED TO PENALTIES UNDER CHAPTER 37, AND PROVIDING AN EFFECTIVE DATE.

b. ORDINANCE 4906: Considering amending various sections in Lewiston City Code Chapter 30 related to signage regulations and amending Section 37-140.1(a) to refer to the provisions in Chapter 30 - Action Item (Assistant Planner Hollingshead)

Councilors Spickelmire and Forsmann moved and seconded, respectively, to combine the second and third readings and waive the third reading in full

of Ordinance 4906. The motion passed 6-0.

Councilors Spickelmire and Forsmann moved and seconded, respectively, to approve the second and third readings of Ordinance 4906. The motion passed 6-0.

ORDINANCE 4906: AN ORDINANCE OF THE CITY OF LEWISTON AMENDING SECTIONS 30-2 AND 30-8 OF THE LEWISTON CITY CODE TO REMOVE REFERENCES TO GOVERNMENT SIGNS; AMENDING SECTION 30-5 TO ADD AND AMEND DEFINITIONS RELATED TO SIGNS; AMENDING SECTION 30-6 TO CLARIFY THAT PERMITS ARE REQUIRED UNLESS OTHERWISE EXEMPTED BY THIS CHAPTER; AMENDING SECTION 30-11 TO REMOVE TYPE IV SIGNS; AMENDING SECTION 30-12(c) TO AMEND THE REGULATIONS FOR SIGNS IN RESIDENTIAL ZONES; AMENDING SECTIONS 30-13 AND 30-14 TO LIMIT THE NUMBER OF FREESTANDING AND/OR GROUND MONUMENT SIGNS IN COMMERCIAL ZONES; AMENDING SECTION 30-22 TO ALTER RELEVANT TIMEFRAMES IN THE APPEAL PROCESS, AND SPECIFYING REQUIREMENTS IN FILING A NOTICE OF APPEAL; AMENDING SECTION 30-23 TO CHANGE "VARIANCE" TO "WAIVER;" AMENDING SECTION 30-24 TO CLARIFY THE PROCESS FOR RELOCATING OR REPLACING SIGNS INSTALLED BEFORE OCTOBER 16, 2017; AMENDING SECTION 37-140.1(a) TO REFER TO THE PROVISIONS IN CHAPTER 30; AND PROVIDING AN EFFECTIVE DATE.

3. **ADOPTION AND APPROVAL OF ORDINANCE SUMMARIES**

Councilors Forsmann and Schroeder moved and seconded, respectively, to adopt Ordinances 4907 and 4906 and approve the related ordinance summaries. ***ROLL CALL: VOTING AYE: Kleeburg; Schroeder; Forsmann; Liedkie; Klein; Spickelmire.***

a. **ORDINANCE 4907:** - Action Item

b. **ORDINANCE 4906:** - Action Item

VII. ITEMS MOVED FROM THE CONSENT AGENDA - Action Item

VIII. UNFINISHED AND NEW BUSINESS

A. **CITY COUNCILOR COMMENTS:** Comments shall not be related to an item currently before the City Council or an item that may come before the City Council

in the foreseeable future, and shall be limited to comments, not discussion.

Councilor Forsmann said she had an opportunity to walk in the Firefighter's shoes, and it was a great experience. She also noted she is looking forward to attending the Citizen Police Academy.

Councilor Liedkie thanked the city for recognizing Vietnam Veterans.

B. CITY BOARDS AND COMMISSIONS LIAISON UPDATES

Councilors provided updates on their respective advisory boards and commissions.

C. MAYOR COMMENTS

Mayor Johnson shared a map of the City of Lewiston in 1874.

D. ADVISORY BOARD AND COMMISSION APPOINTMENTS: - Action Item

1. **DEVELOPMENT IMPACT FEE ADVISORY COMMITTEE:** Considering the appointment of Steve Carlton to a three (3) year term - Action Item

   Mayor Johnson moved to approve the appointment of Steve Carlton to a three-year term on the Development Impact Fee Advisory Committee. Councilor Liedkie seconded and the motion passed 6-0.

2. **LIBRARY BOARD OF TRUSTEES:** Considering the reappointment of Diana Ames to a five (5) year term - Action Item

   Mayor Johnson moved to approve the reappointment of Diana Ames to a five-year term on the Library Board of Trustees. Councilor Forsmann seconded, and the motion passed 6-0.

3. **HISTORIC PRESERVATION COMMISSION:** Considering the reappointment of Ed King to a three (3) year term - Action Item

   Mayor Johnson moved to approve the reappointment of Ed King to a three-year term on the Historic Preservation Commission. Councilor Schroeder seconded, and the motion passed 6-0.

E. AGENDA TOPICS: - Action Item

Councilor Liedkie moved to have an update on the golf course at the May work session. Councilor Forsmann seconded, and the motion passed 6-0.

Councilor Schroeder moved to add a discussion on the purchase of the Twin City Foods property to a future work session. Councilor Liedkie seconded, and the motion passed 6-0.

IX. ADJOURNMENT - Action Item

There being no further business to come before the Lewiston City Council, Councilors Forsmann and Liedkie moved and seconded, respectively, to adjourn the March 25, 2024 Regular Meeting. The motion carried 6-0 and the meeting adjourned at 6:51 p.m.

CITY OF LEWISTON SEAL STATE OF IDAHO

Daniel G. Johnson, Mayor

Tanya M. Brocke

Tanya M. Brocke, City Clerk