

October 2, 2023

THE CITY COUNCIL OF THE CITY OF LEWISTON, IDAHO, met in a Work Session at the Bell Building Second Floor Conference Room at 215 D Street. Mayor Johnson called the meeting to order at 3:00 p.m.

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

Mayor Johnson led the Pledge of Allegiance.

III. CITIZENS COMMENTS

None.

IV. PRESENTATIONS

A. PROCLAMATION - FIRE PREVENTION WEEK:

Mayor Johnson read a proclamation recognizing October 8-14, 2023 as Fire Prevention Week and presented it to Fire Marshal Sorrell.

V. DISCUSSION ITEMS

Please note that identifying an item as an "Action Item" does not require the City Council to vote on that item.

A. MODIE PARK CONSERVANCY SUPPORT REQUEST: A request for support from the City Council to proceed with accepting a land donation of approximately 19 acres from the Randall family who own property adjacent to the current Modie Park - Action Item

Phillip Shinn and Don Brigham informed the Council that they were approached by Kent Randall several years ago regarding donating a parcel of land to Modie Park. Resolutions of support were received from the Modie Park Conservancy Board and the Parks and Recreation Commission, so they are now requesting support from the City Council.

Terry Wagner, attorney for the Randall's, said the Randall's were excited about the prospect of donating land to Modie Park and wanted the Council to know they are supportive of the project.

Councilors Schroeder and Kleeburg moved and seconded, respectively, to direct staff to prepare a resolution in support of the Modie Park Conservancy accepting a land donation of approximately 19 acres from the Randall family. The motion passed 6-0.

B. REQUEST FOR NO-BUILD EASEMENT: Considering whether to review a request for a no-build easement from K & G Construction, LLC on City property - Action Item

Assistant City Attorney Tengono informed the Council that the decision is whether or not to review the request for a no-build easement. Since the request is from a private corporation/individual, the Council would need to determine if there is a public purpose and if not, it would be recommended that Council not review or accept the no-build easement.

Kevin Messick, owner of K&G Construction, informed the Council that the no-build easement request would alleviate the requirement for fire rated wall construction and fire rated window openings in the wall of the new office addition at 625 D Street.

Councilors Tousley and Spickelmire moved and seconded, respectively, to direct staff to further investigate other possible public purposes and to report back on the November 13, 2023 City Council meeting. The motion passed 6-0.

C. NORMAL HILL CEMETERY PRESENTATION: Review and discussion of the finance and operations of the Normal Hill Cemetery - Action Item

Mayor Johnson reviewed the 2015 Normal Hill Cemetery Master Plan with Councilors and explained the importance of understanding the plan and contributing towards the goals to help extend the life of the cemetery and move it to long-term sustainability. He highlighted findings from the plan and noted many of the recommendations were not implemented, so it would be good to ask the Urban Forestry and Cemetery Commission to review the Cemetery Plan and provide feedback.

After discussion, Councilors Schroeder and Forsmann moved and seconded, respectively, to ask the Urban Forestry and Cemetery Commission to review and update the recommendation in the Cemetery Master Plan for council to review by January. The motion passed 6-0.

D. PERSONNEL POLICY : Review and discussion of the City of Lewiston's Personnel Policy - Action Item

Council President Liedkie explained that there were several items in the personnel policy that would be good to review prior to the next update, such as OSHA's new opinions on workplace safety and violence prevention. She also noted that tightening up the language from "may" to "shall" would protect everyone involved and would help guide staff and support leadership in adhering to a policy.

Mayor Johnson suggested that Councilors submit any concerns or items from the personnel policy they would like to review to him or Human Resources for discussion at the December work session.

E. SANITATION/RECYCLING DISCUSSION: Overview and discussion on the City of Lewiston's sanitation and recycling services - Action Item

Public Works Director Johnson informed Councilors that the goal of the discussion was to provide background information about the city's sanitation and recycling services contracts, which will terminate in December 2024. If the Council wants to extend the contract an additional five (5) years, written notice must be provided to the contractor on or before December 31, 2023.

After discussion, Councilors directed Public Works Director Johnson to move ahead to negotiate the sanitation contract and bring it back to council for review.

F. TRANSPORTATION PROJECT UPDATE: Update on the 5th and Bryden Avenue and 21st Street transportation projects - Action Item

Public Works Director Johnson noted the 21st Street Fiberseal Project began September 18th and is currently in Phase I. Phase I is expected to be completed by November and consists of pedestrian ramp reconstruction, sidewalk infill, stormwater manholes and pavement patching. Phase II will consist of pavement milling, fiberseal, permanent marking and permanent striping and is expected to be completed in June 2024.

Continuing, Public Works Director Johnson informed Council that the 5th Street and Bryden Avenue Intersection project will begin Monday, October 9th and is anticipated to be completed in one (1) to two (2) days. In order to complete the mill and overlay, the intersection will need to be closed with access to all properties remaining open and detours set up to guide traffic around the intersection. Notice of the closure was sent out via letters and postcards to property owners and residents, along with the city's website and social media.

- G. **HISTORIC PRESERVATION PLAN:** Introduction to the Historic Preservation Plan for the City of Lewiston which will provide guidance in decisions regarding historic properties and future preservation priorities - Action Item

Engineering Project Supervisor Bailey informed Councilors that the Idaho Department of Environmental Quality funded several of the City Drinking Water Improvement projects and during the State Environmental Review Process it was determined that there were adverse effects. To mitigate the adverse effects, the City of Lewiston was required to develop a Historic Preservation Plan for the City of Lewiston that would provide guidance in decisions regarding historic properties and future preservation priorities.

City Planner Plaskon reviewed the plan, outlined the Historic Preservation goals and objections, and noted approval of the plan is scheduled for the October 23, 2023 City Council meeting.

- H. **COMMUNITY DRIVE RESERVOIR TANK LOGO:** Considering approval of the logo design for the Community Drive Reservoir tank - Action Item

Public Information Officer Maurer explained the two items on the agenda were related to the Community Drive Reservoir tank branding project. She reviewed the history and goals behind the project, which is to display logos on the tank as an educational landmark and collaboration between the City of Lewiston, Lewis-Clark State College, and Independent School District No. 1 of Lewiston. The final logo design was provided and must be approved by the Lewiston City Council.

Councilors Liedkie and Tousley moved and seconded, respectively, to approve the Community Drive Reservoir Tank logo design. The motion passed 6-0.

- I. **COMMUNITY DRIVE RESERVOIR TANK MEMORANDUM OF UNDERSTANDING:** Considering approval of the Community Drive Reservoir Tank Memorandum of Understanding between the City of Lewiston, Lewis-Clark State College and Independent School District No. 1 of Lewiston - Action Item

Councilors Tousley and Forsmann moved and seconded, respectively, to approve the Community Drive Reservoir Tank Memorandum of Understanding between the City of Lewiston, Lewis Clark State College and Independent School District #1 of Lewiston, Idaho. *ROLL CALL VOTE: VOTING AYE: Liedkie; Forsmann; Spickelmire; Tousley; Schroeder; Kleeburg.*

- J. **REQUEST TO RE-OPEN PUBLIC HEARING FOR VA-02-2023:** Considering the applicant's request to re-open the public hearing to introduce additional testimony in VA-02-2023, regarding the proposed partial vacation of Bryden Avenue - Action Item

Mayor Johnson invited Dan Yonge of DK Holdings to explain his request.

Dan Yonge, resident of Lewiston and owner of DK Holdings, informed Council that, due to a miscommunication and circumstances out of his control, he was unable to attend the September 25, 2023 public hearing. Since he was not at the meeting, he was unable to share information that may have changed the outcome of the decision and asked the Council to re-open the public hearing so that he could provide additional testimony.

Assistant City Attorney Tengono explained that the request to re-open the public hearing was a result of the applicant not receiving the notice, due to circumstances beyond both the city and the applicant's control. The post office attempted to deliver the notice but was unsuccessful and did not reattempt delivery, which resulted in the notice being left at the post office per the tracking status. Ms. Tengono confirmed that the city met the Idaho Code and City Code requirements related to notices, so it is up to the Council to decide if they want to consider re-opening the public hearing to hear the applicant's testimony.

Councilors Forsmann and Schroeder moved and seconded, respectively, to reopen the public hearing for VA-02-2023. The motion passed 6-0.

VI. 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 reminded the public they could get involved with the city by joining a committee or running for council and noted there are several boards and commissions with vacancies.

Councilor Tousley reminded everyone that the League of Women Voters and Lewis Clark Valley Chamber of Commerce were hosting a Council Candidate forum on October 3, 2023 at 6 p.m. in the Library.

B. CITY BOARDS AND COMMISSIONS LIAISON UPDATES

Councilor Schroeder noted that Envision Lewiston 2044 is planning to have a public outreach on October 18th at the Library from 11 a.m. to 2 p.m. and 4 p.m. to 7 p.m., which will have displays of the maps and other information.

Council President Liedkie congratulated and thanked the Airport Authority Board for bringing back flights from Lewiston to Seattle, which will start October 9th.

C. MAYOR COMMENTS

None.

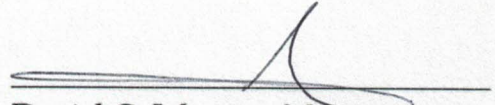
D. AGENDA TOPICS: - Action Item

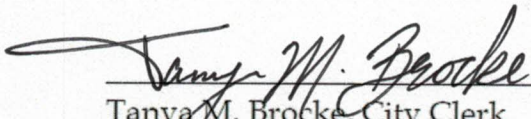
None.

VII. ADJOURNMENT - Action Item

There being no further business to come before the Lewiston City Council, Councilors Kleeburg and Schroeder moved and seconded, respectively, to adjourn the October 2, 2023 Work Session. The motion carried 6-0 and the meeting adjourned at approximately 5:35 p.m.




Daniel G. Johnson, Mayor


Tanya M. Brocke, City Clerk