



Lewiston City Council
REGULAR MEETING AGENDA
November 13, 2023 - 6:00 PM
Lewiston City Library – Second Floor Event Space – 411 D Street
Lewiston, Idaho 83501

Seating will be available on a first-come, first-served basis. All others who wish to observe this meeting may watch and listen to the livestream on their own device(s) by visiting the City of Lewiston's website at cityoflewiston.org.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. CITIZENS COMMENTS

This is an opportunity for citizens to address the Council on agenda items or other items they wish to bring to the attention of the Council. Citizens are encouraged to discuss operational issues in advance with the Mayor. In consideration of others wishing to speak, please limit your remarks to three minutes.

IV. PUBLIC HEARINGS AND RELATED ACTION ITEMS

- A. PUBLIC HEARING: ANX23-3, CPA23-4, AND ZNC23-6:** Accepting testimony on a request from DK Holdings, LLC to annex approximately 39.62 acres, known as parcel RP000940010000 or Lots 1, 2, 3, 4, 5, 6, and 7 of Block 94, Lewiston Orchards Tract No. 12, assign it a comprehensive Plan Land Use Designation of Low Density Residential, and rezoning the property subject to annexation identified above from Area of City Impact (Nez Perce County) Farm (F-1) Zone as well as an adjacent undeveloped parcel to the south within City limits, known as RPL00950010000 or Lots 1, 2, and 3 of Block 95, Lewiston Orchards Tract 12 to Low Density Residential (R-2) Zone and amend the Lewiston Area of City Impact accordingly (Assistant Planner Hollingshead)
- B. ORDINANCE 4901 - FIRST READING:** Considering implementing the City Council's decision in ANX23-3 to annex land into the Lewiston City limits - Action Item (Assistant Planner Hollingshead)
- C. ORDINANCE 4902 - FIRST READING:** Considering implementing the City Council's decision in ZNC23-6, declaring that certain newly-annexed real property be included in the City of Lewiston Low Density Residential (R-2) Zone; declaring that certain real property be removed from the Suburban Residential (R-1) Zone to the Low Density Residential (R-2) Zone and amending the official zoning map of the City of Lewiston - Action Item (Assistant Planner Hollingshead)
- D. ORDINANCE 4903 - FIRST READING:** Considering amending Section 39-1 of the Lewiston City Code to update the City of Lewiston Area of City Impact Boundary Map - Action Item (Assistant Planner Hollingshead)

- E. PUBLIC HEARING: ZA-01-23:** Accepting testimony on a proposal to amend Section 37-183 of the Lewiston City Code related to the duties of the Planning and Zoning Commission; Section 37-184 regarding the conduct of public hearings; repealing and replacing Section 37-185 regarding actions after final decisions of the Planning and Zoning Commission and/or the City Council; and Section 37-192 amending the deadline to file an appeal (Assistant Planner Hollingshead)
- F. ORDINANCE 4891 - FIRST READING:** Considering amending Section 37-183 of the Lewiston City Code related to the duties of the Planning and Zoning Commission; amending Section 37-184 regarding the conduct of public hearings; repealing and replacing Section 37-185 regarding actions after final decisions of the Planning and Zoning Commission and/or the City Council; and amending the deadline to file an appeal in Section 37-192 - Action Item (Assistant Planner Hollingshead)
- G. PUBLIC HEARING: 2022 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT:** Accepting testimony on the Consolidated Annual Performance and Evaluation Report for the City of Lewiston's Community Development Block Grant 2022 Program Year (Community Development Office Supervisor Ortiz)
- H. 2022 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT:** Considering approval of the 2022 Consolidated Annual Performance and Evaluation Report for the City of Lewiston's Community Development Block Grant Program - Action Item (Community Development Office Supervisor Ortiz)
- I. PUBLIC HEARING: ESTABLISHING CERTAIN PUBLIC WORKS FEES:** Accepting testimony to consider establishing fees for issuing notice of public hearings on vacation applications (Public Works Director Johnson)
- J. RESOLUTION 2023-59:** Considering restating fees for vacations of public rights-of-way, easements, and plats; encroachment permits; right-of-way permits; subdivision filings; applications for wireless communication facilities located in public rights-of-way; appeals of written orders or decisions of the Public Works Department or Public Works Director; parade and public assembly applications; and establishing fees for issuing notice of public hearings on vacation applications - Action Item (Public Works Director Johnson)

V. CONSENT AGENDA

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".

- A. CITY COUNCIL MINUTES:** 10/23/2023 Regular - Action Item
- B. ADVISORY BOARD/COMMISSION MINUTES:** 9/9/2023 Library Board of Trustees; 9/7/2023 Historic Preservation Commission - Action Item
- C. VOUCHER'S PAYABLE:** Considering approval of the Voucher's Payable dated 10/06/2023 - 10/19/2023 in the amount of \$2,710,783.27 and Voucher's Payable dated 10/20/2023 - 11/02/2023 in the amount of \$2,035,954.23 - Action Item

- D. **FISCAL YEAR 2024 CERTIFICATE OF COMPLIANCE FOR EMERGENCY AND NON-EMERGENCY AMBULANCE SERVICE**: Considering approval of the Certificate of Compliance for Emergency Ambulance Service and Nonemergency Ambulance Service for Fiscal Year 2024 - Action Item

VI. ACTIVE AGENDA

- A. **PRELIMINARY PLAT - CANYON CREST SOUTH ADDITION**: Considering the subdivision of approximately 9.4 acres of undeveloped property located on the east side of 18th Street, and north of Airway Avenue, into 56 lots, conditioned upon approval of VA-02-2023, and approving the related reasoned statement - Action Item (City Surveyor Weigand)
- B. **BUSINESS IMPROVEMENT DISTRICT 2024 WORK PLAN**: Considering approval of the proposed 2024 Business Improvement District Work Plan - Action Item (Assistant Planner Hollingshead)
- C. **RESOLUTION 2023-56**: Considering the approval of Resolution 2023-56 expressing support for and acknowledging the gift of 19.5 acres of land to be added to the Ruth Rowell Modie Wildlife Park by Kent Randall and Sara Ghisletta, which will be held in trust by the Modie Park Conservancy, Inc. - Action Item (Mayor Johnson)
- D. **CHANGE ORDER NO. 3 FOR DOWNTOWN TRANSMISSION MAIN REPLACEMENT ALN.21.027 (IFB-23-004)**: Considering approval of Change Order No. 3 for the Downtown Transmission Main Replacement ALN.21.027 (IFB-23-004) for \$14,000 and authorizing the Mayor to execute the change order - Action Item (Public Works Director Johnson)
- E. **THE INTERLOCAL PURCHASING SYSTEM (TIPS) PURCHASING COOPERATIVE MEMBERSHIP**: Considering approval of a membership with The Interlocal Purchasing System (TIPS) and authorizing the Mayor to execute the agreement between Region 8 Education Service Center, which provides cooperative purchasing services through TIPS, and the City of Lewiston - Action Item (Finance Director Gordon)
- F. **ORDINANCES**
1. **FIRST READING**
- a. **ORDINANCE 4908**: Considering amending Chapter 35 of the Lewiston City Code to allow the Community Development Department to issue parking tickets - Action Item (Assistant City Attorney Drury)
2. **SECOND/THIRD READINGS**
- a. **ORDINANCE 4896**: Considering repealing Section 37-159.1 of the Lewiston City Code titled "Setback from Overhead Electrical Transmission Lines" and reserving such section - Action Item (Assistant Planner Hollingshead)
3. **ADOPTION**
- a. **ORDINANCE 4896**: - 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.
- B. **CITY BOARDS AND COMMISSIONS LIAISON UPDATES**
- C. **MAYOR COMMENTS**
- D. **ADVISORY BOARD AND COMMISSION APPOINTMENTS:** - Action Item
 - 1. **CEMETERY AND URBAN FORESTRY COMMISSION:** Considering the appointment of Richard (Brian) Hensley to a three-year term - Action Item
 - 2. **PLANNING AND ZONING COMMISSION:** Considering the recommendation of the Planning and Zoning Commission to remove Justin Merwin from the Commission for absenteeism in accordance with Sections 2-42 (b) and 2-45 of the Lewiston City Code - Action Item
- E. **AGENDA TOPICS:** - Action Item

IX. ADJOURNMENT - Action Item

The City of Lewiston is committed to providing access and reasonable accommodation in its services, programs, and activities and encourages qualified persons with disabilities to participate. If you anticipate needing any type of accommodation or have questions about the physical access provided at this meeting, please contact the City Clerk's Office at least forty-eight (48) hours in advance of the meeting at 208-746-3671, ext. 6202.