

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT THE LIBRARY COMMUNITY ROOM
May 15, 2012, 2012**

The Mayor and Council of the City of Coeur d'Alene met in a regular session of said Council at the Coeur d'Alene City Library Community Room May 15, 2012 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Loren Ron Edinger) Members of Council Present
Woody McEvers)
Deanna Goodlander)
Mike Kennedy)
Steve Adams)
Dan Gookin)

CALL TO ORDER: The meeting was called to order by Mayor Bloem.

INVOCATION: The Invocation was led Jonathan Owens, Heart of the City Church.

PLEDGE OF ALLEGIANCE: The pledge of allegiance was led by Councilman Gookin.

PROCLAMATION – SAFE BOATING MONTH Mayor Bloem declared the month of May as Safe Boating Month in the City of Coeur d'Alene and noted that Saturday, May 19th begins Safe Boating Week. Kathy Goodwin, Coast Guard Auxiliary accepted the proclamation.

PRESENTATION – IDAHO'S HALL OF FAME: Freeman Duncan from the Hall of Fame organization presented Major Chamness with the Salvation Army's Ray and Joan Kroc Community Center's induction into the Idaho Hall of Fame. Mr. Duncan noted that there is a display in the State Capitol of all the inductees.

PUBLIC COMMENTS:

CENTENNIAL TRAIL SEAL COATING: Nick Snyder, representing the Kootenai County Commissioners, asked that the Council remove the contract for the seal coating of the Centennial Trail. He noted the reason is that the County has a new grants writer and he has not had the opportunity to review the grant requirements.

EAST SHERMAN: Stacy Armstrong, 2009 S. Riverwood Drive, asked what the city is going to do with the east Sherman beautification project in light of the City spending \$14.2 million on the park which she believes is a vote for the have's vs. the have not's. She also commented that the City directs where LCDCs spends their money. Mayor Bloem responded that the development of East Sherman is not currently in the Urban Renewal District although it could be an urban renewal district in the future. Ms. Armstrong asked why the downtown core received improvements and not East Sherman. Mayor Bloem noted that the Downtown project was completed by grant funds, city funds and the largest portion of the cost coming from an LID by the property owners. Councilman Gookin commented that he believes that building heights in that area is an issue that has not yet been resolved, and that is one of the reasons why the project

was put on hold.

LIBRARY PARKING: Lorna Carpenter, 902 E. Hastings, opposes charging for parking in the Library Parking lot.

MAYOR/COUNCIL COMPLIMENTED: Gary Johnson, 601 E. Front Avenue expressed his appreciation for Mayor Bloem and Councilmen Goodlander, McEvers, and Kennedy for their vision and work towards helping make our community the envy of the entire area and their leadership has created many beautiful features for our community including the Kroc Center, Education Corridor, Cherry Hill Park, Riverstone Park and the Library to name a few. He stated that he will be here to support the council through this recall process.

RECALL: Frank Orzell, 310 E. Garden Avenue, commented that he had received complaints of intimidation. John Montandon, 6269 E. French Gulch Rd., commented that he allowed the recall group to use his parking lot and as a result he received calls from clients stating that they were going to stop doing business at his store and believes that this is a form of intimidation. Mayor Bloem noted that this is a very personal time for her and the Council being recalled and their families. She respects the right of citizens to shop where they want, but she does not condone any threatening or intimidation.

LIBRARY PARKING: John Williams, 6222 Parkwood Drive, Coeur d'Alene, noted that he is on the city's Parking Commission and reported the history of why the Library is requesting the 2-hour parking enforcement. He noted that employees of downtown businesses and downtown patrons are using the Library parking lot instead of the City parking lot which then does not allow enough parking for Library patrons. He noted that the Parking Commission has sent letters to the area employers asking them to have their employees park elsewhere, to no avail. He also noted that the city's parking ticket fees are the lowest in the region. He also noted that anyone who is a patron of the Library and receives a ticket can appeal their parking ticket.

Susan Snedaker, 821 Hastings, had attended a meeting at the Library that lasted over 3 hours and commented that the Council would be eliminating a large number of people from using the Library. She believes that the Council is being shortsighted in requiring a 2 hour parking limit. Mayor Bloem asked for clarification. Troy Tymesen noted that if there is an event being held in the Library for more than 3 hours the Library will issue a pass to the event participants and noted that research has revealed that most meetings do not go longer than 2 hours.

MC EUEN PARK: Chris Meyer, 1034 E. Pine, looks forward to the redesign of McEuen Park. He congratulated the City for their role in the Bike to Work Week.

BIKE TO WORK: Tina Johnson 601 E. Front, commented on the Bike to Work Week and encouraged Council to keep making Coeur d'Alene a bicycle friendly community. She noted that bicycling is becoming more of a means of transportation to and from to work than just entertainment.

RECALL: Jennifer Drake, 1418 E. Skyway Drive, spoke on behalf of the Stop the Recall process. She has dealt with personal attacks, and believes that the Council and Mayor being recalled have done their job as duly elected officials. She believes that the Recall group that is calling for recall of half the Council and the Mayor because of a difference of opinion and

believes that this is an abuse of the recall laws. She has witnessed outright lies, falsehoods and degrading comments made by the Recall group in an attempt to get signatures and believes it is despicable this group feels that such negativity is best for this town. She also went on record as saying the Mayor and Council did not have anything to do with the calls to Mr. Montandon's business.

Linda Wolovich, 1018 B Street, commented that she has carried the petition to recall the Mayor and three Councilmen. She asked the Council if they had any ideas on how they could stop this recall effort. She would like to keep McEuen Park natural.

Rita Sims Snyder 808 Front Avenue, spoke in support of the recall.

Sarah Meyer, 1034 E. Pine Avenue, expressed her hope that the recall organizers would stop their negativity, their personal attacks, and their intimidation, which is not being done by the Mayor and Council, and focus on the facts.

BUS STOP: Russell McLain, Kootenai County, thanked the Fire Department for cleaning up the gas station where the bus stop was located on East Sherman.

RECESS: Mayor Bloem called for a recess at 7:25 p.m. The meeting reconvened at 7:35 p.m.

CONSENT CALENDAR: Motion by Edinger seconded by Goodlander to remove Item 3a from the Consent Resolution. Motion carried. Motion by Goodlander, seconded by Edinger to approve the Consent Calendar as presented.

1. Approval of minutes for April 30, May 1, 2, 9, 2012.
2. Setting of General Services Committee and the Public Works Committee meetings for May 21, 2012 at 12:00 noon and 4:00 p.m. respectively.
3. RESOLUTION 12-016: A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING THE BELOW MENTIONED CONTRACTS AND OTHER ACTIONS OF THE CITY OF COEUR D'ALENE INCLUDING APPROVING A BID AWARD AND CONTRACT WITH POE ASPHALT FOR THE CENTENNIAL TRAIL AND PRAIRIE TRAIL SEAL COATING AND APPROVING A CONTRACT WITH COEUR D'ALENE PAVING, INC. FOR ASPHALT PATCHING FOR THE WATER DEPARTMENT.
4. Approval of declaring a city vehicle (Buick Century) as surplus
5. Approval of Bills as submitted and on file in the Office of the City Clerk.
6. Setting of public hearing for ZC-3-12 (2022 N. Gov't Way) for June 19, 2012

ROLL CALL: McEvers, Aye; Goodlander, Aye; Gookin, Aye; Kennedy, Aye; Edinger, Aye; Adams, Aye. Motion carried.

COUNCIL ANNOUNCEMENTS:

COUNCILMAN GOOKIN: Councilman Gookin expressed his thanks to the IT Team for streaming Council meetings so that anyone can now click on the video with their computer mouse at any point in the meeting. He asked about the Treasurers Cash and Transactions report and if that was in compliance with the Idaho Code for the required quarterly reporting. He would like to have this as an agenda item so he can ask questions regarding the report.

ADMINISTRATOR'S REPORT: City Administrator Wendy Gabriel responded to comments made about the decrease in parking spaces at the City parking lot and that the proposed parking facility will net an increase in parking spaces and by constructing the facility the park will also gain approximately 5 acres of park land. She announced that President Obama has proclaimed today, May 15, 2012, as Peace Officers Memorial Day, and has directed that all units of government fly their flags at half-staff today. In addition, President Obama has proclaimed May 13th through May 19th as Police Week. The Mullan Road Storm Drain Construction project is in full swing! Traffic on Mullan Road and Park Drive will be impacted during the twenty (20) day construction period, with slight disruptions and delays, but no road closures are anticipated. Recently, the Memorial Field grandstand received some much needed refurbishment including a new coat of paint thanks to some volunteer labor and donated paint. The City of Coeur d'Alene would like to publically thank the volunteer efforts of the AmeriCorps lead by Sheri Williams, volunteers from NIC, and volunteers from our Senior Softball league lead by Doug Wood. We would like to also thank Bob Legasa from RML Painting for their excellent work and Sherwin Williams who donated the majority of the paint. We would also like to recognize the Idaho Panhandle Kiwanis for their fine efforts to cook up hamburgers and hot dogs for the volunteers. Bike to Work is this week. Cyclists are encouraged to ride their bikes to work or school every day this week. Events for the remainder of the week includes: Wednesday – Scottish Beer Tasting at 5:30 p.m. at Pilgrim's market, followed by the movie "The Flying Scotsman" at 6:00 p.m.; Friday – Moonlight Ride. Participants will meet at the Vertical Earth bike shop located in Riverstone Square at 9:00 p.m. and ride down the Centennial Trail to Higgins Point and back. Headlights are required. An open house has been scheduled for viewing and commenting on the Natural Open Space Master Plan on Thursday, May 17th, at 6:00 p.m., in the Library Community Room. The open house is an invaluable forum for questions to be answered by the Natural Open Space Committee and staff, and for making comments on the plan. Comment sheets will be provided for written input. The purpose of the Natural Open Space Management Plan is to set forth guidelines to acquire, protect, maintain, and manage significant natural landscapes for present and future generations. The Natural Open Space Management Plan for the Coeur d'Alene Parks Department is also available online for review and comment at www.cdaidparks.org. For more information, please call 769-2252. Recently, Coeur d'Alene Police Officers, Kelly, Tenney and Tufford assisted Lakes Middle School complete a Bike Safety video project at Lakes Middle School to help promote safety. Patrons using the computer catalog at any of the member libraries for the Cooperative Information Network beginning April 30th will use the Koha computer catalog system that will replace the current system. The city will start Spring Street striping this week as weather permits. This work will take about 12 days of good weather to get accomplished. Striping is done only in the daytime when the weather is warm enough for the paint to dry quickly. Citizens are urged to be watchful for painting operations throughout the city over the next few weeks and yield to painting operations to avoid wet paint. For more information, please call 769-2233. A new site called "McEuen Park Currents" has been created and it is located at www.cdaidparks.org. Just scroll down the Parks Department home webpage and you will find the "McEuen Park Currents" link. The former McEuen website has been removed. The information on the web site at this time is the power point presentation that was given at the City Council meeting on March 6th.

ORDINANCE NO. 3441
COUNCIL BILL NO. 12-1008

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTION 2.66.010 TO REMOVE THE REQUIREMENT THAT ONE MEMBER OF THE PARKING COMMISSION BE FROM THE "COMMITTEE OF 9" AND INSTEAD REQUIRE THAT POSITION BE FROM THE COMMUNITY AT LARGE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDE FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

Councilman Gookin asked that instead of having a member at large that we have someone selected from the East Mullan Historical Homeowners Association. Mr. Tymesen responded that the Parking Commission had discussed that but feels that by naming a specific group it could create a quorum issue if no one from that group wants to volunteer to serve on the Committee.

Motion by Kennedy, seconded by Goodlander to pass the first reading of Council Bill No. 12-1008.

ROLL CALL: Kennedy, Aye; McEvers, Aye; Adams, Aye; Edinger, Aye; Gookin, Aye; Goodlander, Aye. Motion carried.

Motion by Edinger, seconded by McEvers to suspend the rules and to adopt Council Bill No. 12-1008.

ROLL CALL: Kennedy, Aye; McEvers, Aye; Adams, Aye; Edinger, Aye; Gookin, Aye; Goodlander, Aye. Motion carried.

ON-STREET PARKING ENFORCEMENT ALONG PARK DRIVE: Councilman Kennedy explained the justifications of having Diamond Parking enforce the no parking zone versus having our Police Department spend time doing the enforcement. Mr. Tymesen also noted that the Parking Commission has been discussing various ways to enforce this no parking zone and have concluded that this is the best option at this time. Councilman Gookin asked about increasing the fine for parking in a no parking zone which currently is \$15.00. Mr. Tymesen responded that the Council may increase any fees. Motion by Kennedy, seconded by Edinger to direct staff to prepare an amendment to the Diamond on-street parking enforcement agreement to include enforcement of No Parking on Park Drive. Motion carried.

RESOLUTION NO. 12-017

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A PARKING LOT USE AGREEMENT WITH THE COEUR D'ALENE URBAN RENEWAL AGENCY d/b/a LAKE CITY DEVELOPMENT CORPORATION FOR USE OF THE COEUR D'ALENE LIBRARY PARKING LOT.

Mr. Tymesen explained the lease agreement with LCDC is needed because the City is not the vested owner of that property and in order for the City to place regulations on the parking lot that property needs to be placed under the City's jurisdiction.

Motion by Kennedy, seconded by Goodlander to adopt Resolution 12-017.

ROLL CALL: Adams, Aye; Edinger, Aye; Goodlander, Aye; Gookin, Aye; Kennedy, Aye; McEvers, Aye. Motion carried.

ORDINANCE NO. 3442
COUNCIL BILL NO. 12-1015

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTION 4.15.030 REGARDING SUSPENDING FEES AND ADOPTING A NEW SECTION 4.15.115 TO ESTABLISH ADDITIONAL PARKING REGULATIONS FOR THE LIBRARY PARKING LOT; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SEVERABILITY CLAUSE; PROVIDE FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

Mr. Tymesen noted that the Parking Commission has worked with the Library Board for a long period of time and that the parking lot was designed to be used for the Library patrons. Councilman Adams noted that the Parking Commission has been discussing this issue for over two years and the parking lot usage will continue to be monitored.

Motion by Kennedy, seconded by Adams to pass the first reading of Council Bill No. 12-1015.

DISCUSSION: Councilman Goodlander noted that the Library Board has been discussing this issue for several years as well. She noted that one of the biggest complaints that they receive from the Library patrons is there is no place to park. Mr. Tymesen noted that the enforcement of the 2-hour parking would end at 5:00 p.m. each day. He also added that enforcement would begin at 9:00 a.m. each morning. Councilman Gookin asked why we don't do parking meters. Mr. Tymesen noted that parking meters are expensive to buy and enforcement is more costly.

ROLL CALL: McEvers, Aye; Adams, Aye; Edinger, Aye; Gookin, No; Goodlander, Aye; Kennedy, Aye. Motion carried.

Motion by Edinger, seconded by Goodlander to suspend the rules and to adopt Council Bill No. 12-1015 by its having had one reading by title only.

ROLL CALL: McEvers, Aye; Adams, Aye; Edinger, Aye; Gookin Aye; Goodlander, Aye; Kennedy, Aye. Motion carried.

AMENDING PARKING LOT ENFORCEMENT AGREEMENT WITH DIAMOND

PARKING: Motion by Kennedy, seconded by Goodlander to direct staff to prepare an amendment to the Diamond Parking off-street parking enforcement agreement to include the Library parking lot. Motion carried.

2011 PLAN YEAR CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT: Mayor Bloem read the rules of order for this public hearing. Renata McLeod, Project Coordinator, gave the staff report.

Mrs. McLeod reported that the City is required to submit an annual performance report with a thirty-day public comment period. The notice of the public comment period was published on April 4, 2012, and the public hearing notice was published on May 8, 2012, with the public comment period ending May 4, 2012. No comments were received. She also noted that the report was sent to approximately 100 stakeholders and the City received no comments.

Stephanie Sherman, from Panhandle Area Council and the City's grant administrator, reviewed the activities of the HUD program for the past year. She reported that by having Council authorize this report it will allow staff to submit the report timely, and stay in compliance with the HUD regulations.

DISCUSSION: Councilman Kennedy asked if EMRAP is available for mobile home housing. Stephanie responded that mobile/manufactured homes now can apply for this funding.

PUBLIC COMMENTS: Mayor Bloem called for public comments with none being received.

MOTION: Motion by Edinger, seconded by Kennedy to approve the CDBG 2011 Plan Year Consolidated Performance and Evaluation Report and authorize staff to submit the report in compliance with HUD regulations. Motion carried with Adams voting no.

EXECUTIVE SESSION: Motion by Goodlander, seconded by Kennedy to enter into Executive Session as provided by I.C. 67-2345 §A: To consider hiring a public officer, employee, staff member or individual agent.

ROLL CALL: McEvers, Aye; Goodlander, Aye; Gookin, Aye; Kennedy, Aye; Edinger, Aye; Adams, Aye. Motion carried.

The Council entered into Executive Session at 8:30 p.m. Members present were the Mayor, City Administrator, City Council, City Attorney and Deputy City Administrator.

Matters discussed were those of hiring a City Clerk. No action was taken and the Council returned to its regular session at 8:40 p.m.

ADJOURNMENT: Motion by Edinger, seconded by McEvers that, there being no further business, this meeting is adjourned. Motion carried.

The meeting adjourned at 8:40 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan Weathers, CMC
City Clerk