

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

January 17, 2023

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 on January 17, 2023, at 4:00 p.m., there being present the following members:

James Hammond, Mayor

Dan Gookin	) Members of Council Present
Dan English	)
Woody McEvers	)
Amy Evans	) Arrived at 4:11 p.m.
Christie Wood	)
Kiki Miller	) Arrived at 4:17 p.m.

**CALL TO ORDER:** Mayor Hammond called the meeting to order noting Councilmembers Evans and Miller absent.

**MOTION:** Motion by McEvers, Seconded by Gookin, to Enter into Executive Session Pursuant to Idaho Code 74-206(1)(B), to Consider the Evaluation, Dismissal or Disciplining of, or to Hear Complaints or Charges Brought Against, a Public Officer, Employee, Staff Member or Individual Agent.

**ROLL CALL:** McEvers Aye; Gookin Aye; English Aye; Wood Aye. **Motion carried.**

The City Council, Mayor, and City Attorney entered Executive Session at 4:00 p.m. Council returned to regular session at 6:00 p.m.

**INVOCATION:** Pastor McLane Stone with First Presbyterian Church led the invocation.

**PLEDGE OF ALLEGIANCE:** Councilmember McEvers led the pledge of allegiance.

**PRESENTATION:** Fire Chief Thomas Greif noted that Coeur d'Alene School District 271 Safety and Security Coordinator Dean Keck was in attendance as the presentation of a Lifesaving Award was for a student of the District. Chief Greif presented the award to Joree Jimenez, a 14-year-old student, for his actions related to an incident on December 4, 2022, during which time the City was experiencing extremely cold temperatures. Joree was walking to a friend's house when he heard calls for help and located an elderly neighbor who had fallen outside of her home. He called 911, covered her with his coat, and stayed with her while they waited for emergency services to arrive. If he had not found her and provided aide, she may not have survived. Mayor Hammond

congratulated Joree on his award, thanked him for his quick actions, and said the community was lucky to have him.

### **ANNOUNCEMENTS:**

Councilmember Miller mentioned representatives from Bonner County had attended the North Idaho Building Contractors Association (NIBCA) joint government meeting and mentioned what was being done in Coeur d'Alene as great examples of development.

Mayor Hammond requested the appointment of Brandt Souvenir to the Pedestrian and Bicycle Advisory Committee.

**MOTION:** Motion by Evans, seconded by McEvers, to appoint Brandt Souvenir to the Pedestrian and Bicycle Advisory Committee. **Motion carried.**

**CONSENT CALENDAR:** Being considered routine by the City Council, these items will be enacted by one motion unless requested by a Councilmember that one or more items be removed for later discussion.

1. Approval of Council Minutes for the January 3, 2023, Council Meeting.
2. Approval of Bills as Submitted.
3. Approval of Financial Report.
4. Setting of General Services/Public Works Committee Meeting for Monday, January 23, 2023, at 12:00 noon.
5. Setting of a Public Hearing for February 7, 2023; 4:00 P.M.: A-4-22- Annexation of +/- 440 Acres from County AG Suburban to City R-8, R-17, C-17L, & C-17 (Commonly Known as Coeur Terre) and Approval of an Annexation and Development Agreement. Location: N. of I-90, S. of W. Hanley Ave, E. of Huetter Rd.; Applicant: Kootenai County Land Company, LLC
6. **Resolution No. 23-005-** APPROVAL OF DECLARATION OF SOLE SOURCE PURCHASE OF SEVEN (7) LPR CAMERAS, COMMUNICATION BOXES, MOUNTING HARDWARE, WARRANTY, LICENSING AND TECHNICAL SERVICES ASSOCIATED WITH INSTALLATION FROM MOTOROLA SOLUTIONS (DBA VIGILANT) FOR TWO DIFFERENT LOCATIONS.

**MOTION:** Motion by McEvers, seconded by Evans, to approve the Consent Calendar as presented, including **Resolution No. 23-005.**

**ROLL CALL:** Gookin Aye; English Aye; Wood Aye; Evans Aye; Miller Aye; McEvers Aye.  
**Motion carried.**

### **PUBLIC COMMENTS:**

Ron McGhie, Kootenai County, stated he lived west of Huetter Road within Kootenai County, and had concerns with the Coeur Terre development and asked for the collectors (streets) to be evaluated before the annexation was approved. He was concerned there would be undue concentration of population within the 20–30-year buildout. He asked Council to take more time

reviewing the annexation in order to ensure the project was reasonable, orderly, and safer for the community.

Suzanne Knutson, Coeur d'Alene, stated she lives in Indian Meadows and was hopeful her issues would be addressed in the proposed project. She had concerns with the number of homes, needing a traffic study, county transportation was not available, dry wells that may damage the aquifer, and asked Council to consider tabling their decision until issues were looked into further.

Rob Knutson, Coeur d'Alene, stated he lives in Indian Meadows and asked for consideration of those in his neighborhood. He was concerned with streets being opened up and the additional traffic that it would bring. He noted the City's recently adopted Comprehensive Plan objectives stated the following: protect existing neighborhoods, preserve old neighborhood aspects, and provide a safe and appropriate street system. He said the proposed development would affect many people and asked that Council think of his neighborhood and those around the proposed development when making their decision on the annexation.

#### **RESOLUTION NO. 23-006**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, APPROVING THE PURCHASE OF HEWLETT PACKARD ENTERPRISE (HPE) NETWORKING EQUIPMENT FROM STRUCTURED COMMUNICATION SYSTEMS, INC., THROUGH A COOPERATIVE PURCHASING AGREEMENT WITH THE STATE OF IDAHO, IN THE AMOUNT OF \$414,095.88.

**STAFF REPORT:** Brandon Jank, IT Network Systems Administrator requested Council approve the purchase of Hewlett Packard Enterprise (HPE) networking equipment from Structured Communication Systems, Inc., through a cooperative purchasing agreement with the State of Idaho, in the amount of \$414,095.88. He explained the Municipal Services Department identified the need to replace aging networking equipment in the FY 2022-2023 budget and ARPA funding had been allocated toward the purchase. He said it was recommended to purchase the equipment through cooperative purchasing pursuant to Idaho Code § 67-2807, the State had obtained a price for the needed equipment through the competitive bidding process, and was authorized by the City's Purchasing Policy adopted via Resolution No. 17-061. He noted funding for the purchase was available within the City-Wide Automation Plan section of the Department's approved 2022-2023 fiscal year budget. He said the equipment was essential to connecting vital endpoint, server, storage, phone, internet, and email systems to each other.

**DISCUSSION:** Councilmember Wood asked if the information had been presented previously, would the price be locked-in at purchase time, and how long until the equipment would arrive. Mr. Jank explained the price would be locked-in at purchase and it would take 6-8 months to receive the equipment due to supply and demand within the industry. Councilmember McEvers asked if it was for a new system, with Mr. Jank responding it would be a new system that would provide a more secure platform and the current network core system was approximately 15-18 years old. Councilmember Gookin asked what the upgrade was, with Mr. Jank responding it would update the old switches as there were no security patches available for some of the older existing equipment and it was no longer being supported by the manufacturer. The upgrade included new

switches, SFP transceivers, power supplies, and cables. Councilmember Gookin asked what the 3 and 5-year subscriptions were for, with Mr. Jank responding the 3-year subscription provided support services which allowed IT to configure and deploy the new system before shutting down the existing one. He noted if support was no longer needed at the end of the subscription, they would not be required to renew it to maintain the network. The 5-year subscription was for a replacement plan and would be purchased to support one (1) of each switch model. Mayor Hammond asked about the MSRP being significantly higher than the quoted prices, with Mr. Jank explaining HP was willing to work with the City and had negotiated the discounted pricing in order to retain the City's business.

**MOTION:** Motion by McEvers, seconded by English, to approve **Resolution No. 23-006** – Approval of a purchase agreement with Structured Communication Systems, Inc. (pursuant to the purchase policy adopted by Resolution No. 17-061) for HP Network switches as a City ARPA funded project.

**ROLL CALL:** English Aye; Wood Aye; Evans Aye; Miller Aye; McEvers Aye; Gookin Aye.  
Motion carried.

#### **RESOLUTION NO. 23-007**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING THE POLICE DEPARTMENT TO APPLY FOR AND, IF AWARDED, ACCEPT A 2023 JAG GRANT (EDWARD BRYNE MEMORIAL JUSTICE GRANT) FOR THE PURCHASE OF FARO 3D SCANNERS AND ASSOCIATED EQUIPMENT FOR CRIME SCENE MEASURING, PRESERVATION, AND FORENSIC ANALYSIS, FOR A TOTAL AWARD REQUEST OF \$90,000.00.

**STAFF REPORT:** Police Chief White requested Council allow the Police Department (Department) to apply for, and if awarded, accept the CY 2023 Edward Byrne Memorial Justice Grant (JAG) in the amount of \$90,000. The JAG grant would be used to acquire FARO 3D scanners and associated equipment for crime scene measuring, preservation, and forensic analysis and aid in the furtherance of criminal investigations and/or prosecutions. He said 3D laser technology was used to investigate/reconstruct crime and vehicle crash scenes for a host of reasons with a focus on criminal prosecution. He noted the Department had used this form of technology since 2015, when they were awarded a similar grant. The hardware was still in use but was nearing its end of life. The Department had used the equipment for suspicious deaths, and incidents involving the regional Critical Incident Task Force as well as in assistance to their regional partners. He noted the equipment and software allowed for a more complete representation of those types of crime scenes and had been used in criminal prosecution of violent felons. He said the estimated cost of equipment, calibration, and training was roughly \$90,000, and did not require any matching funds. He noted in year four, there would be calibration and maintenance costs that would be budgeted for by the Department. He said the grant would allow for modernizing the obsolete equipment while also ensuring the forensic capabilities for years to come. Continual training and use would be expected by Investigations supervisors and would be of paramount performance for use in high profile criminal investigations. He noted that additionally, the data

collected would be used in the judicial system for criminal prosecution, and the ability to recreate crime scenes for court purposes had a dramatic impact using accurate and objective data.

**DISCUSSION:** Councilmember English asked if the old 3D scanner would be kept as a backup, with Chief White responding it would.

**MOTION:** Motion by English, seconded by Miller, to approve **Resolution No. 23-007** – Approval for the Police Department to apply for and, if awarded, accept the CY 2023 Edward Byrne Memorial Justice Grant (JAG) to acquire FARO 3D scanners and associated equipment for crime scene measuring, preservation, and forensic analysis.

**ROLL CALL:** Wood Aye; Evans Aye; Miller Aye; McEvers Aye; Gookin Aye; English Aye.  
**Motion carried.**

### **RESOLUTION NO. 23-008**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH KOOTENAI COUNTY FOR USE OF THE JOINTLY OPERATED MOTOROLA CAD/RMS SYSTEM (“SPILLMAN”) FOR A FIVE (5) YEAR TERM.

**STAFF REPORT:** Police Chief Lee White said the Police Department (Department) had partnered with Kootenai County Sheriff's Office since the 1990's on a regional CAD (computer aided dispatch)/RMS (Records Management System) known as Spillman which handled most of the daily workings of the Department along with the Fire Department. He said funds were budgeted to pay Kootenai County for hardware/maintenance needs and Spillman required yearly maintenance costs. The Department has worked with Kootenai County and Motorola – Spillman to determine which maintenance costs were the responsibility of the Department, of the County, or no longer applicable. He mentioned the process had taken about 1-year to clarify and resulted in Motorola creating a set fee of \$21,662 per year for a total 5-year maintenance and subscription fee. In addition, due to the Department handling a large portion of its own administrative needs, Kootenai County would require only \$123 per system user instead of \$246, which represented a savings from previous budgets. He said that overall, there would be a savings of roughly \$24,000 within the existing budget due to the agreed upon lower costs with the County and noted other CAD/RMS companies were currently having annual maintenance increases of 5-15% (or more). He noted the MOU locked in maintenance fees for the next five (5) years and allowed the Department to continue to work in harmony with Central dispatch/9-1-1, other agencies on the system, and did not change or alter business operations for the Police or Fire Department. He mentioned there was no alternative at this stage, and leaving the current CAD/RMS system and starting a new one could cost millions of dollars, they may lose data and daily capabilities, and the inability to share CAD data/other digital data with agencies in the region. Under the proposed 5-year plan, if changes were requested by agencies, it would allow the transition to occur easier, and if there were updates to the existing system, the costs were already included within the fee schedule.

**DISCUSSION:** Councilmember Wood asked if they no longer had to rely on the County for repairs, with Chief White explaining that some repairs would continue to be done by the County. Councilmember Miller asked if it had been new hires or existing staff who had been trained on the

Spillman System, with Chief White responding existing staff had been trained through hands-on operation.

**MOTION:** Motion by Wood, seconded by Gookin, to approve **Resolution No. 23-008** – Approval of a Memorandum of Understanding with Kootenai County and Motorola’s Spillman Public Safety System, and to enter into a five-year fixed fee structure for the Police Department’s use of the joint-operated Motorola-Spillman CAD / RMS system.

**ROLL CALL:** Evans Aye; Miller Aye; McEvers Aye; Gookin Aye; English Aye; Wood Aye. Motion carried.

### **COUNCIL BILL 23-1001**

AN ORDINANCE AMENDING THE ZONING ACT OF THE CITY OF COEUR D’ALENE, KOOTENAI COUNTY, IDAHO, KNOWN AS ORDINANCE NO. 1691, ORDINANCES OF THE CITY OF COEUR D’ALENE, BY CHANGING THE FOLLOWING DESCRIBED PROPERTY FROM R-3 TO R-8, SAID PROPERTY BEING DESCRIBED AS FOLLOWS, TO WIT: +/- 0.91 ACRE PARCEL IN THE GARDENDALE ACRE TRACTS ON E. TIMBER LANE, EAST OF HONEYSUCKLE DRIVE AND WEST OF E. SHOREWOOD COURT, COMMONLY KNOWN AS 1095 E. TIMBER LANE; 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.

**STAFF REPORT:** Senior Planner Sean Holm said Richard & Susan Bennett had requested a zone change from R-3 (Residential at 3 units/acre) to R-8 (Residential at 8 units/acre). He noted the Planning Commission had heard and approved the zone change request at their regularly scheduled meeting on November 8, 2022, and had proposed a Development Agreement (DA) to limit future development to a single-family residence including accessory use(s) on one parcel, and a duplex and accessory use(s) on the other if subdivided through the short plat process. He said it should be noted that all allowable uses would be permitted in the R-8 Zoning District if the zone change was approved without a DA. He noted the subject property was one of seven (7) areas the City originated annexation into City limits in October of 1982. He said approximately two-months later a zone change application was received from sixteen neighbors totalling approximately 14.5 acres, and at the time, the justification was that they wished to keep the area as one-family units and noted Forrest Park & Hoffman Estates were already zoned R-3. The request was approved for a down-zone from R-8 to R-3 (hearing: ZC-14-82), and the subject property was one of the down-zoned parcels. Mr. Holm noted that there were four (4) findings required for the zone change and were as follows: Finding #B8 - The request is or is not in conformance with the Comprehensive Plan policies; Finding #B9 - Public facilities and utilities are or are not available and adequate for the proposed use. Mr. Holm noted there was a gas line that traversed the property at an angle which limited the building locations; Finding #B10 - The physical characteristics of the site do or do not make it an acceptable request at this time; Finding #B11 - The proposal would or would not adversely affect the surrounding neighborhood with regard to traffic, neighborhood character and/or existing land uses. He presented the surrounding zoning, land uses, and applicable Comprehensive Plan objectives and provided staff input

regarding the finding categories including traffic. The Planning Commission recommended that a DA be included as a condition of approval if the applicant applied for short plat subdivision to split the property into two (2) parcels. He noted if Council conditioned approval of the zone change subject to a DA, they must include that in their findings and direct staff on which elements to include. He said the DA would then have to be brought back to Council for review and approval at a future public hearing.

Mayor Hammond opened the public testimony portion of the hearing.

**APPLICANT:** Richard Bennett stated he had bought the property 22 years ago, loved the large lot, had raised his family on the property but they had outgrown the existing mobile home. He said he would like to build a new home for he and his wife, and include another residence/duplex to supply them with retirement income. He said the zone change would allow four (4) residences, yet he would only build a house for himself and the one (1) duplex to use as a rental.

Mayor Hammond closed the public testimony portion of the hearing.

**MOTION:** Motion by Gookin, seconded by McEvers, to dispense with the rule and read **Council Bill No. 23-1001** once by title only.

**DISCUSSION:** Councilmember McEvers asked if Violet Avenue was a dedicated street and would it provide the double frontage required, with Mr. Adams responding it was a private street, and Mr. Holm responding it would provide access to the proposed project. Councilmember McEvers asked if there a big difference of time in managing DAs, with Mr. Holm responding it was the first one to be brought before Council. Mayor Hammond asked if any of the surrounding properties were in the county, with Mr. Holm responding there were. Councilmember Miller asked how they could approve the zone change without the DA, with Mr. Holm responding it would be in limbo until the DA was approved. Councilmember Miller asked if the DA stayed with the property. Mr. Holm explained the DA ran with the property, must be managed over a long period of time, and usually were attached to larger projects. Councilmember Miller asked if there was a deed restriction in the DA, with Mr. Adams responding DAs were recorded and a stronger way of keeping property in the condition and within the parameters the parties had agreed to. Councilmember English stated he viewed the zone change and DA as separate items and didn't feel the DA was needed for the current zone change request.

**ROLL CALL:** Miller Aye; McEvers Aye ; Gookin Aye; English Aye; Wood Aye; Evans Aye.  
**Motion carried.**

**MOTION:** Motion by Gookin, seconded by McEvers, to adopt **Council Bill No. 23-1001**, subject to approval of a Development Agreement.

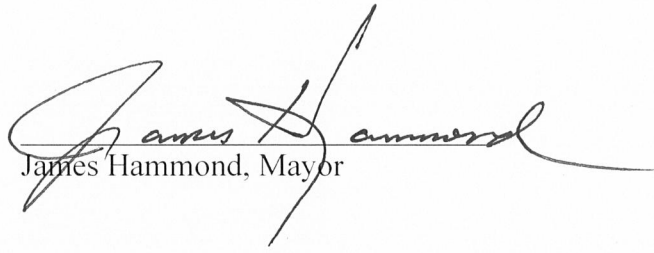
**ROLL CALL:** Miller Aye; McEvers Aye; Gookin Aye; English Aye; Wood Aye; Evans Aye.  
**Motion carried.**

**ADJOURNMENT:** Motion by McEvers, seconded by Miller, that there being no other business this meeting be adjourned. **Motion carried.**

The meeting adjourned at 7:09 p.m.

ATTEST:

  
Sherrie L. Badertscher  
Executive Assistant

  
James Hammond, Mayor