

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

December 2, 2014

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 December 2, 2014 at 6:00 p.m., there being present upon roll call the following members:

Steve Widmyer, Mayor

Woody McEvers)	Members of Council Present
Steve Adams)	
Dan Gookin)	
Amy Evans)	
Loren Ron Edinger)	
Kiki Miller)	

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

PLEDGE OF ALLEGIANCE: The pledge of allegiance was led by Councilmember Adams.

CITY LOGO ACKNOWLEDGEMENT PRESENTATION: City Public Information Coordinator Keith Erickson stated that the NIC design students worked on the new city logo over the past year. He announced the City has adopted the logo and he thanked Darcy Gross and Philippe Valle for their work toward the new city logo and presented them with an appreciation plaque. Student Darcy Gross stated that it was an honor to design the logo. The Mayor and City Council thanked Darcy for her work.

PUBLIC COMMENTS:

Gregg Johnson, Coeur d'Alene, thanked the Council for the roundtable discussion held with the mid-town neighborhood and LCDC. He stated that the use of the term compromise was a positive note.

Susan Snedaker, Coeur d'Alene, stated that the LCDC Minutes from the October 27, 2014 included a request for \$15,000 in funding toward North Idaho Family Group, which was taken under advisement. At the November meeting Councilmember Miller made a presentation in favor of the request and it was approved. Ms. Snedaker expressed concern that Councilmember Miller has a conflict of interest on future issues involving LCDC that come before the Council. Mr. Gridley stated that it would not be a conflict of interest. Councilmember Miller thanked Ms. Snedaker for her questions and stated that she had checked with legal prior to making the request and that she is a board member of the nonprofit group. She is supportive of the education information center project and believes it will be a great benefit to the community.

CONSENT CALENDAR: Motion by Evans, seconded by Edinger to approve the consent calendar.

1. Approval of Council Minutes for November 18, 2014.
2. Approval of Bills as Submitted.
3. Setting of General Services and Public Works Committees meetings for December 8, 2014 at 12:00 noon and 4:00 p.m. respectively.
4. Setting of Public Hearings
5. V-14-7 Vacation of the undeveloped alley adjoining lots 1-8, Secaur's Subdivision of Tract 6, Costello's Acre Tracts for January 6, 2015,
6. V-14-6; Vacation of the stormwater easement in the Bellerive replat for January 6, 2015,
7. Administrative Appeal – Interpretation of Municipal Code Section 17.07.1020(B) (1) – Pocket Housing access from alleyway by Miller Stauffer Properties, Inc. for December 16, 2014.
8. Approval of a Beer and Wine License to Northwest Technology Concepts; W. 200 Hanley Avenue #1319, Roger and Dale Scarlett (new).
9. Approval of Resolution No. 14-051- 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 AUTHORIZING THE PURCHASE OF A 1-TON SERVICE TRUCK CAB AND CHASSIS FROM ROBIDEAUX MOTORS.

ROLL CALL: Gookin Aye; Miller Aye; Edinger Aye; Evans Aye; Adams Aye; McEvers Aye.
Motion carried.

COUNCIL ANNOUNCEMENTS:

Councilmember Gookin wanted to express appreciation to Downtown Association and the Hagadone Corporation as the downtown looks pretty and festive. Additionally, he stated that he would not like the Chamber to drop the Ironman event. The contract for the event puts a lot of responsibility on the Chamber for a for profit corporation. He encouraged those citizens that rent rooms and houses out for the Ironman to make a contribution to the Chamber to help fund the contract, as they do not pay into the hotel tax.

RESOLUTION NO. 14-052

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A LEASE AGREEMENT WITH RANDY AND AKIKO FOLK, D/B/A TIKI HUT FOR FOOD CONCESSION AT INDEPENDENCE POINT FOR A THREE (3) YEAR TERM.

STAFF REPORT: Councilmember McEvers stated that this agreement came before the Public Works Committee and stated it would have regularly gone before General Services. The Committee changed items within the agreement as presented by staff which is why it is coming back to the full Council. Finance Director Troy Tymesen explained that the lease agreement for the Tiki Hut at Independence Point is desirable and the owners have been an ambassador for the community. The "Let's Move Program" was adopted by the Council in July and was

incorporated into the agreement by the inclusion of healthy food alternatives as amenable to the Folks. Additional discussion ensued regarding the cost of living increases within the contract and past practices. Mayor Widmyer stated that the issue was the consistency within city leases including a 3% annual increase versus a CPI increase. He stated that the city should bring forward some consistency. Councilmember Gookin stated that previously the Council has not provided any guidance.

MOTION: Motion by Gookin, seconded by McEvers to direct staff to research and make recommendations for a policy pertaining to concession stand lease increases based on the CPI.

DISCUSSION: Councilmember McEvers asked if the motion was for just vendors or other types of city lease, as everything is different based on the negotiated deal. He felt that the City would want to encourage good people and want to make it fair. Councilmember Gookin clarified that his motion was related to vendors only. Mayor Widmyer suggested that staff review and make suggestions related to all property leases. Mr. Tymesen stated that staff could bring back options and staff is willing to negotiate and bring the best vendors forward. He clarified that the Lease Agreement for the Tiki Hut included a 3% increase but the motion from Public Works did not include an increase. Mayor Widmyer suggested that they move forward with a 3% increase as it is acceptable to the Folks. Councilmember Adams stated that he felt all food vendor lease fees should be waived; however if fees are going to be charged there should be a policy to cover inflation costs.

Motion Carried.

MOTION: Motion by McEvers, seconded by Adams to approve **Resolution No. 14-052**, authorizing a lease agreement with Randy and Akiko folk, d/b/a Tiki Hut for food concession at Independence Point for a three (3) year term.

DISCUSSION: Councilmember Gookin asked if they could include CPI as the increase rather than 3%. Mr. Tymesen clarified the lease Agreement includes a 3% increase as presented.

ROLL CALL: Evans Aye; Adams Aye; Miller Aye; McEvers Aye; Edinger Aye; Gookin Aye.
Motion carried.

PUBLIC HEARING V-14-5 - VACATION OF A PORTION OF MILL AVENUE AND GOVERNMENT ROAD RIGHTS-OF-WAY SITUATED WEST OF NORTHWEST BOULEVARD.

STAFF REPORT: City Engineer Gordon Dobler explained that a request was made to vacate the westerly 250 feet of Mill Avenue, one owner purchased adjacent properties and there is no further need for the property for the roadway. There is a water line that will require an easement, with the remaining property unimproved. There were 21 mailings sent out and 4 responses received; one for, one against, and two neutral. One comment was received in opposition regarding displeasure with the restricting of access to the Mill River Office Park. Mr. Dobler has discussed the extension of Davidson with office park owners.

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

MOTION: Motion by Gookin, seconded by McEvers to approve the Vacation of a portion of Mill Avenue and Government Road rights-of-way situated west of Northwest Boulevard.

ROLL CALL: Adams Aye; Miller Aye; McEvers Aye; Edinger Aye; Gookin Aye; Evans Aye.
Motion carried.

PUBLIC HEARING - Adoption of the 2012 International Residential Code, 2012 International Energy Code, 2012 International Mechanical Code, and 2012 International Fuel Gas Code.

**ORDINANCE NO. 3497
COUNCIL BILL NO. 14-1021**

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTIONS 2.96.020, 2.96.050 AND 15.08.005 TO ADOPT THE 2012 INTERNATIONAL RESIDENTIAL, ENERGY CONSERVATION, FUEL GAS AND MECHANICAL CODES AND CLARIFYING THE DUTIES OF THE INTERNATIONAL BOARD OF APPEALS; PROVIDING REPEAL OF CONFLICTING ORDINANCES; PROVIDING SEVERABILITY; PROVIDING THE PUBLICATION OF A SUMMARY AND PROVIDING AN EFFECTIVE DATE.

STAFF REPORT: Building Services Director Ed Wagner stated that the codes are reviewed and amended by the Idaho State Building Code Board including recommendations from sub-committees. The proposed codes were adopted by the Board last year. Mr. Wagner is recommending amendments to the Municipal Code to include residential code, fuel gas code, mechanical, and energy code changes. Several of the codes have references to appointments of the code official, which does not occur in the state, so they should not be included. Additionally, there are various references to the installation of gas wall-mounted room heaters which will not be adopted. Specifically within the Residential Code changes amendments include a definition for buildings to be classified as "R-3" occupancy and "U" occupancy for garages and accessory structures. He is not recommending adoption of codes relating to flood hazards as they are enforced by the engineering divisions of municipalities. Additionally, there are clarifications regarding design professionals preparation of construction plans, snow load determinations, and firewall ratings.

PUBLIC COMMENTS: Mayor Widmyer called for public comments, with none being received, public comment was closed.

MOTION: Motion by Gookin, seconded by Edinger, to pass the first reading of **Council Bill No. 14-1021** as it is reasonable and necessary for the safety of the city residents.

ROLL CALL: Miller Aye; McEvers Aye; Edinger Aye; Gookin Aye; Evans Aye; Adams Aye.
Motion carried.

MOTION: Motion by Gookin, seconded by Adams, to suspend the rules and to adopt Council Bill 14-1021 by its having had one reading by title only.

ROLL CALL: Miller Aye; McEvers Aye; Edinger Aye; Gookin Aye; Evans Aye; Adams Aye.
Motion carried.

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

The meeting adjourned at 6:46 p.m.

Steve Widmyer, Mayor

ATTEST:

Renata McLeod, City Clerk