

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

April 4, 2017

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 April 4, 2017 at 6:00 p.m., there being present upon roll call the following members:

Steve Widmyer, Mayor

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

CALL TO ORDER: Mayor Widmyer called the meeting to order.

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

PROCLAMATION OF APRIL 2-8, 2017 AS CRIME VICTIMS' RIGHTS WEEK – Mayor Widmyer proclaimed April 2-8, 2017 as Crime Victims' Rights Week.

PROCLAMATION OF THE MONTH OF APRIL 2017 AS FAIR HOUSING MONTH– Mayor Widmyer proclaimed the month of April 2017 as Fair Housing Month. Ali Taylor, Executive Officer of the Coeur d'Alene Association of Realtors accepted the proclamation and stated that their members adhere to a strict code of ethics that includes support of Fair Housing and they conduct training bi-annually. She thanked the Council for their support.

CONSENT CALENDAR: Motion by McEvers, second by Evans to approve the consent calendar.

1. Approval of Council Minutes for the March 21, 2017 Council Meeting.
2. Approval of Bills as Submitted.
3. Approval of the General Service Meeting Minutes from the meeting held on March 27, 2017.
4. Setting of General Services and Public Works Committees meetings for April 10, 2017 at 12:00 noon and 4:00 p.m. respectively.
5. Setting of a Public Hearing on April 18, 2017 for V-17-4 - Vacation of alley right-of-way within a portion of Block 3, Kootenai Addition in the City of Coeur d'Alene and Vacation of right-of-way of a portion of Melrose Street
6. Approval of an Outdoor Eating Permit for "Crafted and Victory" located at 519 and 523 Sherman Avenue.
7. Approval of Final Plat for SS-8-16 – Zanetti First Addition

8. Resolution No. 17-020 - 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 AMENDMENTS TO PERSONNEL RULE XXI ENTITLED "DRUG/ALCOHOL POLICY," APPROVING A MEMORANDUM OF UNDERSTANDING WITH THE STATE OF IDAHO FIRE SERVICE TECHNOLOGY TO HOUSE A STATE-FUNDED EXTRICATION TRAINING TRAILER WITH THE COEUR D'ALENE FIRE DEPARTMENT, AND APPROVING A MEMORANDUM OF UNDERSTANDING WITH KOOTENAI FIRE AND RESCUE FOR RESPONSE AND STAND-BY ACTIVITIES ASSOCIATED WITH THE CITY'S FIRE BOAT.

ROLL CALL: Edinger Aye; Miller Aye; McEvers Aye; Gookin Aye; English Aye. **Motion Carried.**

ANNOUNCEMENTS:

Councilmember Miller noted that it is her 20th year wedding anniversary and read a poem to her husband and announced she will be running for another term of Council.

APPOINTMENTS: Mayor Widmyer asked for the appointment of Phil Ward to the Design Review Commission and Tom Messina and Lynn Fleming to the Planning Commission.

MOTION: Motion by Evans, seconded by English to approve the appointment of Phil Ward to the Design Review Commission and Tom Messina and Lynn Fleming to the Planning Commission. **Motion carried.**

CITY PARK WORKERS MEMORIAL

STAFF REPORT: Parks and Recreation Director Bill Greenwood explained that the request for a memorial at Riverstone Park was brought forward to the Parks Commission in 2010. At that time, staff could not find a suitable location so their request was not approved. Since that time, the Commission expressed support of the memorial and asked staff to seek an alternative location. The memorial would be dedicated to any employed person that has died while working or in the line of duty in Idaho. This applies to any trade or profession and the employee will not have to belong to any association, union, or organization. Mr. Greenwood noted that the City does have other types of memorials within the parks. He noted that the estimate of probable cost for the memorial is \$80,000 and that number could go down with in-kind donations. The City would not be obligated for any costs associated with the project. All costs would be the responsibility of the North Idaho Central Labor Council. They would also be responsible for any vandalism and other capital repairs and/or replacements of the memorial including the costs of adding individual names to the memorial. The Parks Department would be responsible for the normal day-to-day maintenance of the memorial. The proposed location for this memorial does not have many park patrons using the area. Mr. Greenwood outlined a location at the corner of Park Drive and Mullan Avenue that is underutilized and would be a good location for the memorial. He has reviewed this concept with the state Land and Water Conservation group and they would support this use. He also noted that he brought this proposal forward to the Fort

Ground Homeowner's Association, who also shared support. The footprint of the project would not exceed 2,000 square feet and the placement of the memorial will not cause damage to the existing trees or their root systems.

DISCUSSION: Councilmember Gookin asked what the proposed timeline of the project would be. Mr. Greenwood stated that they thought they could complete it by this fall. Mr. Brad Cedarbloom, president of the North Idaho Central Labor Council, expressed his desire to have the memorial completed before Workers Memorial Day (April 28) next year.

MOTION: Motion by Edinger, seconded by Miller to allow the construction of a workers memorial at City Park at a specified area located in the northwest corner of the park. **Motion Carried.**

COEUR D' ALENE LAKE DRIVE JURISDICTIONAL TRANSFER

Mayor Widmyer recused himself from this discussion, as he owns land along Coeur d' Alene Lake Drive, and turned the meeting over to Councilmember McEvers.

STAFF REPORT: Damon Allen, ITD District 1 Engineer, explained that ITD hired Welch Comer to perform a corridor master plan. He noted that they have presented the findings to the Eastside Highway District. Phil Boyd, Welch Comer President, reviewed the geographical area of Coeur d' Alene Lake Drive, noting the area within the city limits from Sherman Avenue to Silver Beach. He noted reasons to transfer the road jurisdiction to the City include funding for improvements and maintenance. He felt that the public would benefit from local control, as it would provide quicker attention to maintenance and/or complaints. Mr. Boyd noted that Coeur d' Alene Lake Drive is not a ITD high priority because it is a non-commerce road and that it is not in ITD's Transportation Asset Management System (TAMS); therefore, it receives low priority winter response. There are some current agreements with the Idaho Department of Parks and Recreation for the Centennial Trail, and some easements for a transportation facility so there are limited land disposal opportunities. The Master Plan objectives included an evaluation of the roadway conditions and a determination as to what will make it maintainable over time. Welch Comer facilitated stakeholder involvement through mailings. The Master Plan took an objective review of the conditions of the pavement, the bridge and the Sherman Avenue signal. Mr. Boyd clarified that the bridge would continue to be maintained by ITD. The roadway is five lanes that are likely not needed in the future and can be reduced to a three-lane section with a buffer strip. There is room to add bike lanes on each side of the roadway. The proposal is for ITD to provide the City with \$840,000 which is the estimated funds for roadway maintenance over 30-years. The proposed maintenance includes estimates for chip seal and crack seal.

DISCUSSION: Councilmember Gookin asked for clarity regarding the Potlach Bridge and its future replacement. Mr. Boyd said he believes that ITD would maintain the bridge including its replacement. Additionally, he noted that they have looked at alternates to change from bridge to a roadway in the future with roadway realignment. Councilmember Edinger wanted to know if more meetings were planned with the property owners. Mr. Boyd felt that it would be dependent upon discussions with the City and Eastside. He would propose one more public meeting. Councilmember Edinger noted that he would like to speak directly to Street Superintendent Tim

Martin, as this would directly affect his Department. Mr. Boyd clarified that they have been working with Mr. Martin and staff to ensure items were included; specifically, Mr. Martin established the cost of the Sherman Avenue signal that is included in this proposal. Councilmember Edinger asked what the proposed timeline is for responding to ITD. Mr. Boyd felt that they would like to complete negotiations within the next six months to a year. The intent of the presentation this evening was to see if the City is interested in having them proceed, and if so they will bring back something more formal with a staff report. Councilmember Miller asked if the City's acceptance and Eastside Highway District's acceptance are contingent upon each other. Mr. Boyd reiterated that ITD is trying to get jurisdiction into local control, so they are incentivized to get this done on a limited budget. If Eastside decides not to move forward, ITD may bring more options to the City. Councilmember English said that this appears to be an opportunity for the maintenance fund and supports the next step. Councilmember McEvers asked for clarification regarding the design of the grassy swales. Mr. Boyd stated that the City's stormwater standards require grassy swales, but he felt they could leave the area as gravel. Councilmember Gookin asked if the City gets right-of-way ownership. Mr. Boyd clarified that there are various types of easements that exist that are non-transferable. ITD would maintain ownership, so the City would have jurisdictional control, not ownership. Councilmember Gookin requested that staff provide information regarding the rights-of-way in their staff report. City Administrator Jim Hammond confirmed that Mr. Martin has been included in all the discussions and he has been on board and supports all these efforts.

MOTION: Motion by Edinger to talk to staff member Tim Martin then determine the next course of action. Motion died for lack of second.

MOTION: Motion by Gookin, seconded by English to direct staff to negotiate an agreement for the jurisdictional transfer of Coeur d'Alene Lake Drive. **Motion carried, with Edinger voting no.**

DECLARATION OF ZERO VALUE AND INTENT TO CONVEY PROPERTY TO LAKES HIGHWAY DISTRICT, THE CITY OF HAYDEN AND THE CITY OF DALTON GARDENS PROPERTY LOCATED ALONG GOVERNMENT WAY AND SETTING OF A PUBLIC HEARING FOR MAY 2, 2017.

STAFF REPORT: City Attorney Mike Gridley noted that this subject came forward a couple of meetings ago. Thereafter, he determined that there were additional parcels that should be included in this transfer request. The right-of-way was acquired with federal funds and/or adjoining jurisdiction funds. The setting of the public hearing would allow movement forward on conveying those properties.

DISCUSSION: Councilmember McEvers noted that the map presented showed pockets of missing right-of-way across from the cemetery. Mr. Gridley explained that there were some properties wherein right-of-way was not acquired.

MOTION: Motion by English, seconded by Edinger to authorize the conveyance of City-owned real Property located along Government Way to Lakes Highway District, the City of Hayden and

the City of Dalton Gardens, declaring zero value and setting of a public hearing on May 2, 2017.
Motion carried.

A-5-16 - KOBOLD ANNEXATION – 1820 W. PRAIRIE AVENUE - Pursuant to Council Action on December 20, 2016

RESOLUTION NO. 17-021

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING AN ANNEXATION AGREEMENT WITH MICHAEL H. KOBOLD, TRUSTEE OF THE MICHAEL H. KOBOLD LIVING TRUST.

MOTION: Motion by Edinger, seconded by McEvers to approve Resolution No. 17-021, approving an Annexation Agreement with Michael H. Kobold, Trustee of the Michael H. Kobold Living Trust for 1820 W. Prairie Avenue.

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

COUNCIL BILL 17-1001

AN ORDINANCE ANNEXING TO AND DECLARING TO BE A PART OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, SPECIFICALLY DESCRIBED PORTIONS OF THE NORTHEAST QUARTER SECTION 27, TOWNSHIP 51, NORTH, RANGE 4 WEST, BOISE MERIDIAN; ZONING SUCH SPECIFICALLY DESCRIBED PROPERTY HEREBY ANNEXED; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

MOTION: Motion by McEvers, seconded by Evans, to dispense with the rule and read **Council Bill No. 17-1001** once by title only.

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

MOTION: Motion by McEvers, seconded by Evans, to adopt **Council Bill 17-1001**.

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

MOTION: Motion by McEvers, seconded by Evans to enter into Executive Session pursuant to Idaho Code 74-206 (c) To acquire an interest in real property which is not owned by a public

agency; (d) to consider records that are exempt from disclosure as provided in Chapter 1, Title 74, Idaho Code.

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

The City Council entered into Executive Session at 6:53 p.m. Those present were the Mayor, City Council, City Administrator, Deputy City Administrator, IT Network Administrator, IT Database Application Developer, and City Attorney. Council returned to regular session at 7:16 p.m.

ADJOURNMENT: Motion by Gookin, seconded by Evans to recess to April 6, 2017 for a workshop with staff regarding the City Hall ADA remodel project, to be held in the Old Council Chambers, within City Hall, at noon, 710 E. Mullan Avenue. **Motion carried.**

The meeting adjourned at 7:16 p.m.

ATTEST:

Steve Widmyer, Mayor

Renata McLeod, CMC, City Clerk