

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

May 2, 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 May 2, 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.

**INVOCATION:** Pastor Pace Hartfield with One Place Church provided the invocation.

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

**AMENDMENT TO AGENDA:** Motion by McEvers, seconded by Evans to amend the agenda to add the approval of a lease agreement with NIC for the armory building, by adding it to the Consent Calendar Resolution No. 17-026. This was not included on the original agenda as it was not provided to the city until after the agenda was completed.

**DISCUSSION:** Councilmember Gookin noted he would not vote to add this item as he felt it could be brought forward later after additional vetting. Councilmember Miller noted she would not vote for the addition of the item as she had additional questions.

**Motion carried with Councilmembers Gookin and Miller voting No.**

**PLANNING COMMISSION ACKNOWLEDGEMENT OF BRAD JORDON'S 30 YEARS OF SERVICE** – Mayor Widmyer presented Mr. Jordon with a plaque in honor of his 30-years of service on the Planning Commission. Mr. Jordon expressed how fast 30 years went by and that he has been lucky enough to live here all his life and loves the city. The changes to the city have been positive and he appreciated his opportunity to serve the City over the past 30 years. Councilmember Evans thanked him for his service and noted that he was a great mentor to her during her term on the Planning Commission.

**CONSENT CALENDAR: Motion** by McEvers, second by Evans to approve the consent calendar, moving Res. 17-026 item “d” approving the lease agreement with North Idaho College, for separate discussion.

1. Approval of Council Minutes for the April 18, 2017 Council Meeting.
2. Approval of Bills as Submitted.
3. Approval of the General Services and Public Works Committee Meeting Minutes from the meetings held on April 24, 2017.
4. Setting of General Services and Public Works Committees meetings for May 8, 2017 at 12:00 noon and 4:00 p.m. respectively.
5. Setting of a Public Hearing on May 16, 2017 for V-17-3: Vacation of a Portion of S. 23rd Street and all of E. Ashton Road right-of-way located in Government Lot 1, Section 19, Township 50 North, Range 3 West, B.M., City of Coeur d’Alene.
6. Approval of a Banner sign permit for the Downtown Association along Sherman Avenue between May and October 2017.
7. **Resolution No. 17-026** – 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 DECLARATION OF ONE (1) KOHLER 45 KW PORTABLE GENERATOR AND TRAILER AS SURPLUS PROPERTY FROM THE WATER DEPARTMENT; DECLARATION OF USED LINDEN WELL PUMP ASSEMBLY AS SURPLUS PROPERTY FROM THE WATER DEPARTMENT; AND APPROVAL OF AN AGREEMENT FOR DEVELOPMENT WITH HAGADONE HOSPITALITY FOR DEDICATION AND CONSTRUCTION OF A ROAD ALONG E. COEUR D’ALENE LAKE DRIVE, AND CONSTRUCTION OF A SHARED USE PATH ALONG S. 23RD STREET, LEASE AGREEMENT WITH NORTH IDAHO COLLEGE FOR THE ARMORY PROPERTY FOR A ONE YEAR TERM, AND ~~APPROVAL OF A ONE-YEAR LEASE AGREEMENT WITH NORTH IDAHO COLLEGE FOR THE ARMORY PROPERTY.~~

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

#### **RESOLUTION NO. 17-026**

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 APPROVAL OF A ONE-YEAR LEASE AGREEMENT WITH NORTH IDAHO COLLEGE FOR THE ARMORY PROPERTY.

**DISCUSSION:** City Attorney Mike Gridley explained that the Armory Lease came into ownership of NIC in such a way that they cannot sell or gift it away. The only way they could provide the space to the City is through a lease agreement. He thought that the Parks, Streets and Water Departments could utilize storage space at that location. The cost of the lease is \$1.00 per year. Councilmember Gookin asked for clarification as to why NIC cannot give the property to the City. Mr. Gridley explained that they acquired the property from the State Land Board that stipulated that they are not allowed to sell or give the property away. NIC does not have a need

for it any longer and wanted to offer the opportunity for use to the City. Councilmember Miller asked if the Lease would automatically renew. Mr. Gridley noted that the lease only terminates when one party gives notice. City Administrator Jim Hammond explained that if NIC no longer wishes to use the building they have to give back to the state, as they cannot sell the property. They would rather provide the option to lease to the City than to give it back to the state. Councilmember English asked if this building would eliminate the need to construct a new building that was proposed in the budget discussions last week. Mr. Hammond clarified that the Water Department still needs a new building and that the armory would not work for the Administrative function.

**MOTION:** Motion by Edinger, seconded by Miller to approve **Resolution No. 17-026, item D**, approving of a one-year lease agreement with North Idaho College for the armory property.

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

#### **PUBLIC COMMENTS:**

##### **Atlas Mill Acquisition**

Ray Moser, Coeur d'Alene, said he lives in Mill River and presented the Council with a petition from 12 neighbors who oppose the acquisition of the Atlas Mill site. The homeowners along Mill River pay over \$192,000 in property taxes; therefore, he estimates that the 1,900 feet the city is acquiring could have 250 homes netting \$5 Million in property tax revenues. He questioned where the money is coming from for the purchase and felt that the City should not be in the real estate business.

Chet Gaede, Coeur d'Alene, noted that he is the president of the Mill River Property Association, and also a founding member of the Friends of the Spokane River Corridor. Specifically, he is asking for zoning of the property and applauds the Council for making the decision to purchase the property. He offered the Friends of the Spokane River Corridor help in engaging the community for this property planning.

##### **Art Code Amendments**

Chris Guggemos, Coeur d'Alene, said that he supports performing arts being involved more in public art. He owns Handshake Productions and has been in a contract with the City for the Concerts in the Park for many years. The original art ordinance includes a clause to stimulate and encourage the study and presentation of performing and fine arts, which should have included music. Over the years, the Arts Commission has been reluctant to contribute to the performing arts. He encouraged the Council to vote in favor of the performing arts amendments and allow it to be considered in future grants. It would help to have members on the Arts Commission representing the performing arts. Councilmember Evans noted that she is the liaison to the Arts Commission and knows the members of the Commission are very excited to expand opportunities to the community, especially in regard to performing arts.

## **ANNOUNCEMENTS**

Councilmember Gookin noted that the County is holding Citilink meeting this evening. He serves on the KMPO Board and knows that Citilink is talking about changing routes, and stopping Saturday and Sunday services. He sent a note to the County asking them to maintain Saturday and Sunday service, as people are using the service on those days.

Councilmember Miller noted that this Saturday is the Summer Theater fundraiser “Dancing with the Celebrities at the Coeur d’Alene Casino. Next week is National Women Build week, and on the 18<sup>th</sup>, she will be working for the domestic violence awareness at the Safe Passages breakfast.

**APPOINTMENTS:** Mayor Widmyer asked for the appointment of Kathleen Shriner to the Childcare Commission.

**MOTION:** Motion by Edinger, seconded by Evans to approve the appointment of Kathleen Shriner to the Childcare Commission. **Motion carried.**

## **RESOLUTION NO. 17-027**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, ADOPTING THE REVISED PUBLIC ART POLICY.

**STAFF REPORT:** Deputy City Administrator Sam Taylor explained that the staff report covers the amendments to the Art Policy and an amendment to the Municipal Code. The amendments give the ability for funding to be spent on other art-type projects. The City first created the City of Coeur d’Alene Arts Commission in 1982 to encourage the development of our artistic and cultural life and to join with all persons and institutions concerned with the arts to ensure that the role of the arts in our community will grow and play a significant part in the welfare and educational experience of the citizens of Coeur d’Alene. The Arts Commission, among its duties and responsibilities, is tasked with stimulating and encouraging the study and presentation of the performing and fine arts. This code language substantially restricts use of this public art funding, and inhibits the Arts Commission from supporting and encouraging other forms of art, pursuant to the purpose and responsibilities adopted for it by the City Council.

In recent years, the City Council has suggested the “Percent for the Arts” Program be modified to support additional forms of art in Coeur d’Alene. Numerous arts organizations throughout the community have been very supportive of this change. The Arts Commission has unanimously recommended changes to Chapter 1.40 to expand use of arts funding, as well as to the Public Art Policy that would expand use of the funding to further support all arts within the community and to better fulfill the commission’s purpose. Several changes within the Art Policy also seek to address how certain processes are undertaken now or for general language cleanup. Each year the Arts Commission would determine how funding would be divided between the programs and public grants funding availability.

**DISCUSSION:** Councilmember Miller mentioned that the Arts Commission Chair Jennifer Drake explained to the General Services Committee that the Commission worked through

language and is very enthusiastic for the changes to be approved. Mr. Taylor noted that there have been many opportunities for funding performing arts that could not be funded previously. These changes would give a method for funding such programs. He also noted several new members represent performing arts. Councilmember McEvers asked how much funding comes from the urban renewal agency. Mr. Taylor clarified that 2% of the annual budget from each district is provided by urban renewal. Councilmember McEvers asked what happens when the districts close. Mr. Taylor noted that the Arts Commission hopes the Council would continue to fund art at that level. Councilmember Gookin asked for more clarity within the budget regarding categories, cumulative amount, and funding sources, so future Council could look at a funding rate over a 5-year average. He also noted that he is in favor of continued funding when the urban renewal districts close. Councilmember English asked if these changes will be included within the Fiscal Year 2017-2018 budget. Mr. Taylor confirmed that the Commission voted to provide an initial \$20,000 in funding for grants. The Mayor noted that they would like to see historical preservation involved in the arts program in the future. Mr. Taylor felt that would be included in their current mission.

**MOTION:** Motion by Evans, seconded by Gookin to approve **Resolution No. 17-027**, approving amendments to the Public Art Policy.

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

#### **COUNCIL BILL 17-1014**

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING SECTIONS 1.40.020, 1.40.040, AND 1.40.050, COEUR D'ALENE MUNICIPAL CODE; REPEALING SECTION 1.40.030, COEUR D'ALENE MUNICIPAL CODE, RELATING TO PUBLIC ART; PROVIDING REPEAL OF CONFLICTING ORDINANCES; PROVIDING SEVERABILITY; PROVIDING THE PUBLICATION OF A SUMMARY AND PROVIDING AN EFFECTIVE DATE.

**MOTION:** Motion by Gookin seconded by Evans, to dispense with the rule and read **Council Bill No. 17-1014** once by title only.

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

**MOTION:** Motion by Evans, seconded by Gookin, to adopt **Council Bill 17-1014**.

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

## COUNCIL BILL 17-1015

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, REPEALING MUNICIPAL CODE SECTION 13.16.010(D), ENTITLED "DESIGNATED," WITHIN THE SEWER CAPITALIZATION FEES CHAPTER; PROVIDING REPEAL OF CONFLICTING ORDINANCES; PROVIDING SEVERABILITY; PROVIDING THE PUBLICATION OF A SUMMARY AND PROVIDING AN EFFECTIVE DATE.

**STAFF REPORT:** Assistant Wastewater Superintendent Don Keil presented a request for Council approval of the removal of a portion of the Sewer Capitalization Fee ordinance. The municipal code was re-worded in the last Comprehensive Rate Study of 2012, in an attempt to clarify some of the misread points. Even with the wording change, this section of code continues to lead to many hours of debate with city staff and with the development community. If Council elects to repeal subsection "D" from Section 13.16.010, it should not impact the City or Wastewater financially, and would prevent misinterpretation of its use by all parties. The remaining language of the ordinance is sufficient to meet the needs of a user that is mis-categorized. Mr. Keil noted that this section has been amended three times. He commented that a CAP fee is for capacity, not what it is currently being used, and clarified it is a one-time fee to buy in to the Wastewater Plant. He did not feel this would diminish opportunities for developers.

**DISCUSSION:** Councilmember McEvers asked Mr. Keil to give his apartment analogy. Mr. Keil used the example of someone deciding to build an apartment that catered to a particular set of individuals, such as over 55 years of age, assuming low flow. A snapshot of low water use could show up early in an apartment life; however, later in the life of the apartment the low flow fixtures are not as functional and would show a higher flow. Therefore, a snapshot in time does not capture the entire life of the apartment use. As a result, the CAP fee is good for the life of the property, not as a snapshot. Councilmember Gookin noted that there are two fees charged by wastewater -- a CAP fee based on a use, and monthly rate fee based on water usage. If someone changes the purpose of a building and their usage is less than the original use they can appeal to Wastewater to lower the monthly rate. Mr. Keil reiterated that the CAP fee is a one-time fee. Councilmember English noted that just this week some of the councilmembers went to training provided by the Association of Idaho Cities that made it clear that the cities should keep investing in infrastructure and he trusts that staff's recommendation that it will make it less confusing.

**MOTION:** Motion by McEvers seconded by Gookin, to dispense with the rule and read **Council Bill No. 17-1015** once by title only.

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

**MOTION:** Motion by McEvers, seconded by Gookin, to adopt **Council Bill 17-1015**.

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

## RESOLUTION NO. 17-028

### **A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING A PURCHASE AND SALE AGREEMENT WITH BAD AXE, LLC, FOR THE ATLAS MILL SITE.**

**STAFF REPORT:** City Administrator Jim Hammond explained that the option to purchase approximately 47 acres known as the former Atlas Mill site from the current owner, Bad Axe, LLC, has been made available to the City. The property has been vacant since the Stimson Lumber company closed the mill approximately 10 years ago. The property is considered a brownfield site, has failed to be redeveloped following the mill closure, and continues to sit vacant with no active purchasers. The property contains approximately 3,700 feet of waterfront on the Spokane River. The City's purpose in buying the site is to obtain waterfront access and recreational trails through the property for the community and to help facilitate the remediation of the land for redevelopment. The City owns the former BNSF railroad right-of-way that bisects the property. By purchasing this site, the City will have access to the Spokane River and more land for public use. In addition, the City sees an opportunity to work with ignite cda to remediate the site for redevelopment and ultimately job creation. The purchase price is \$7,850,000 if completed by October 25, 2017, or \$8,000,000 if not completed until December 1, 2017. The funding source for the purchase will be determined during the due diligence period that expires on September 15, 2017. The City will ultimately sell or otherwise dispose of the property not needed for public use to make it available for redevelopment. Approval of the agreement requires a \$100,000 refundable escrow deposit. Over the next 4 months staff will look for public input, property economic development, assess the topography, and identify any obstacles to development. He noted that the city should lead the effort, as it may be the last opportunity to develop a water front park and acquire waterfront access. This would also allow the annexation and zoning process to move forward. Once annexed ignite cda would expand the district and aid in the remediation of the property. Funds for public amenities could be generated as some of the property is sold off. They hope to work with ignite cda as the funding source once it is annexed into the City.

**DISCUSSION:** Councilmember Gookin noted that there are a lot of moving parts, and questioned how much the due diligence will cost. Mr. Hammond explained that most of the due diligence would occur in house. Councilmember Gookin asked why ignite cda cannot buy the property. Mr. Hammond clarified that ignite cannot make the purchase if the property is out of the city limits. He noted that it is the desire of the city to retain some property for a park, approximately 10 and 15 acres, and sell the remaining land. Councilmember Gookin asked if it was the intent to hand the land over to ignite cda to deal with development. Mr. Hammond confirmed that it is the intent to work with ignite cda to bring in some advisors to best develop the property, as there are some challenges to the topography. Councilmember Gookin asked for clarity regarding debt over time. Mr. Hammond explained that if the Council decides to buy, the City would ask ignite cda to purchase the property if the city completes the annexation. Mayor Widmyer noted it is a tight timeframe to expand the River District, and if there is any hiccup in their expansion of the district, then the cost of the land would go up or the city would step in for a short period of time until ignite cda pays the city back. Councilmember McEvers asked for more information as to why the property sat vacant for so long without being purchased. Mr.

Hammond explained that the railroad right-of-way splits the property with city ownership, which complicates the development. Councilmember Miller questioned the potential to meet the timeline of events to include annexation/zoning, due diligence, and planning done within five months. Mr. Hammond confirmed that he thinks it is possible. Councilmember Miller noted that an option for developing the property was presented and asked if public input was given on that design. Mr. Hammond noted that they have not sought public input yet; however, that will be a part of the due diligence phase. Mayor Widmyer noted that one reason why the city should step forward is that the private sector has not been able to complete a purchase. As developers inquired about the purchase they noted a high risk, due to several unanswered questions that were prohibitive in the purchase, such as the city owned right-of-way through the property and how to accomplish land trades to create developable sites. The site is fairly environmentally safe, but developers would not pull the trigger, and this property currently returns zero tax dollars to the city. The 2030 study demonstrated importance of public access to the water from the community so if the city can create a public/private partnership for this development it could meet that goal. He believes that the public can get access to the waterfront and development of the other property can create \$100 Million or more in taxable property to the city. In a growing city, the tax burden needs to be leveled and the Mayor believes this development could do that if the City takes the lead. Councilmember English feels that this is a unique opportunity for the city and is supportive of it. He hopes it will go all the way. He believes that the citizens have asked for more public water access for years and has confidence that this is in line with what the citizens would want.

**MOTION:** Motion by Gookin, seconded by Miller to approve **Resolution No. 17-028**, approving a Real Estate Purchase and Sale agreement with Bad Axe, LLC for the Atlas Mill site acquisition.

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

**(LEGISLATIVE HEARING) APPROVAL OF CONVEYANCE OF GOVERNMENT WAY RIGHT-OF-WAY PROPERTY TO LAKES HIGHWAY DISTRICT, THE CITY OF HAYDEN AND THE CITY OF DALTON GARDENS.**

**STAFF REPORT:** City Attorney Mike Gridley noted that the city of Coeur d'Alene is the Project Sponsor of the Government Way Improvement Project. As the Project Sponsor, the City acquired property on the east and west side of Government Way that lies in Lakes Highway District and the cities of Hayden and Dalton Gardens. The City now needs to convey the property to the respective entities where the property lies. The properties were acquired with funding from the federal government grant for the project. The property is right-of-way and has no value to the City. State law allows cities to convey property to other taxing entities for no consideration.

**DISCUSSION:** Councilmember Gookin noted that the property was purchased with federal grant money from private property owners and as the lead, the City can now turn property owner to the property jurisdiction. Mr. Gridley noted that this is the formal process of the City leading the project for the smaller entities.



**PUBLIC COMMENTS:** The Mayor called for public comments. With no comments received, public comment was closed.

**RESOLUTION NO. 17-029**

A RESOLUTION OF THE CITY OF COEUR D’ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING CONVEYANCE OF RIGHT-OF-WAY TITLE AND JURISDICTIONAL AUTHORITY TO THE CITY OF DALTON GARDENS.

**RESOLUTION NO. 17-030**

A RESOLUTION OF THE CITY OF COEUR D’ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING CONVEYANCE OF RIGHT-OF-WAY TITLE AND JURISDICTIONAL AUTHORITY TO THE CITY OF HAYDEN.

**RESOLUTION NO. 17-031**

A RESOLUTION OF THE CITY OF COEUR D’ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING CONVEYANCE OF RIGHT-OF-WAY TITLE AND JURISDICTIONAL AUTHORITY TO LAKES HIGHWAY DISTRICT.

**MOTION:** Motion by McEvers, seconded by Edinger to approve the **Resolution No. 17-029, 17-030, and 17-031**, approving agreements for land conveyance with Lakes Highway District, the City of Hayden and the City of Dalton Gardens property located along Government Way.

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

**COUNCIL BILL NO. 17-1016**

AN ORDINANCE OF THE CITY OF COEUR D’ALENE, CONVEYING RIGHT-OF-WAY TITLE TO CERTAIN REAL PROPERTY LOCATED IN THE CITY OF DALTON GARDENS, KOOTENAI COUNTY, IDAHO; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

**MOTION:** Motion by McEvers, seconded by Gookin, to dispense with the rule and read **Council Bill No. 17-1016** once by title only.

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

**MOTION:** Motion by Gookin, seconded by McEvers, to adopt **Council Bill 17-1016**.

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

#### **COUNCIL BILL NO. 17-1017**

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, CONVEYING RIGHT-OF-WAY TITLE TO CERTAIN REAL PROPERTY LOCATED IN THE CITY OF HAYDEN, KOOTENAI COUNTY, IDAHO; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

**MOTION:** Motion by McEvers, seconded by Edinger, to dispense with the rule and read **Council Bill No. 17-1017** once by title only.

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

**MOTION:** Motion by Gookin, seconded by McEvers, to adopt **Council Bill 17-1017**.

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

#### **COUNCIL BILL NO. 17-1018**

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, CONVEYING RIGHT-OF-WAY TITLE TO CERTAIN REAL PROPERTY LOCATED IN LAKES HIGHWAY DISTRICT, KOOTENAI COUNTY, IDAHO; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

**MOTION:** Motion by Evans, seconded by Edinger, to dispense with the rule and read **Council Bill No. 17-1018** once by title only.

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

**MOTION:** Motion by Evans, seconded by McEvers, to adopt **Council Bill 17-1018**.

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

**(LEGISLATIVE HEARING) AMENDMENTS TO CITY FEES INCLUDING PUBLIC PARKING VIOLATIONS, AND OTHER DEPARTMENT FEES.**

**STAFF REPORT:** Municipal Services Director Renata McLeod noted that staff is requesting an increase in fees and/or some clarification in fees. The Administration Department is requesting an increase in the parking violation from \$15.00 to \$25.00 as well as a tiered system for parking longer than the allowable limit. Additionally, they have clarified the violation for all other parking zones. The Municipal Services Department has worked with the Downtown Association, Chamber of Commerce and annual event sponsors and came to an agreement for a 20% increase in special event/street closure fees. Additionally, Staff is recommending the following clarity in violation fees, in agreement with the Police Department, to spell out each violation within that section heading of the fee structure so it is clearly defined. The Parks and Recreation Department has requested an increase in the trail user fee from .50 to \$1.00.

**DISCUSSION:** Councilmember Evans asked when the trail user fee is collected. Ms. McLeod noted that she thought it was collected when a group pulled a permit for trail use. Councilmember Gookin expressed support of the increase in the parking violation fees. Mayor Widmyer noted that he appreciates that the tiered system provides for one courtesy warning.

**PUBLIC COMMENTS:** The Mayor called for public comments. With no comments being received, public comment was closed.

**RESOLUTION NO. 17-032**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, ESTABLISHING AND AMENDING CERTAIN CITY FEES.

**MOTION:** Motion by Edinger, seconded by McEvers to approve the **Resolution No. 17-032**, approving fees for parking fee violation, special events/street closures, municipal code violations, and centennial trail user fees.

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

**MOTION:** Motion by Gookin, seconded by McEvers to enter into Executive Session pursuant to Idaho Code Idaho Code 74-206 (c) To acquire an interest in real property which is not owned by a public agency; Idaho Code 74-206A (a) - Considering a labor contract offer or to formulate a counteroffer; and (b) Receiving information about a specific employee, when the information has a direct bearing on the issues being negotiated and a reasonable person would conclude that the release of that information would violate that employee's right to privacy.

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

The City Council entered into Executive Session at 7:30 p.m. Those present were the Mayor, City Council, City Administrator, Deputy City Administrator, and City Attorney. Council returned to regular session at 8:06 p.m.

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

The meeting adjourned at 8:06 p.m.

ATTEST:

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Steve Widmyer, Mayor

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Renata McLeod, CMC, City Clerk