

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

November 18, 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 November 18, 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.

INVOCATION: Administrative Pastor Dave Hoit from the Prairie Avenue Christian Center provided the invocation.

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

AMENDMENT TO THE AGENDA

MOTION: Motion by Gookin seconded by McEvers to add Idaho Code 67-2345 (c) To conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency to the Executive Session item of the agenda. **Motion Carried.**

PUBLIC COMMENTS:

Gregg Johnson, Coeur d'Alene, wanted to bring awareness to the City Council regarding the mid-town proposed housing development by the Housing Company and LCDC. He stated that the development should be similar to some of the Spokane and/or Sandpoint neighborhoods and he would like guidance/help from the Council. Mr. Johnson stated that the neighborhood group has collected 150 signatures on a petition against the project and that concepts outlined in the 2030 Vision are not being met with regard to community input. He stated that they have scheduled a neighbor walkabout with LCDC on Thursday. Councilmember Gookin thanked Mr. Johnson for his presentations and the information he has provided LCDC. Mr. Johnson reiterated that the neighborhood group has collected over 150 signatures, which asked yes or no if they were in favor of a 38 unit housing project with retail below. The 150 that signed the

document stated “No.” Mr. Johnson said that he believes mid-town just needs a little polish, not a large development.

Chip Delvini, Coeur d’Alene, stated that he has owned a business in mid-town for 13 years. He feels they are at a cross-road and that they have hit a brick wall with LCDC and are not sure how to move forward. He believes 98% of the neighbors are against the project as it is currently proposed and requested the City Council help move mid-town forward without this proposed development.

Amy Lyons, Coeur d’Alene, stated that she is representing 2nd Street Homeowners Inc. and that she has been in the area for 20 years. She feels that this is a good time to step back and let the creative people in the area develop it over time. She said that the thrift stores are very popular on Saturdays and echoed that the area just needs a little polish.

Wendy Gallegos, Coeur d’Alene, stated that she has been a homeowner in mid-town for 18 years. She feels the project is not the right fit and that they have expressed their concern and have come up with their own vision for the area without any feedback from LCDC. She requested the Council urge LCDC to not support the Housing Company project.

Wayne Pivarunas, Coeur d’Alene, expressed that the workforce housing project in mid-town would be devastating to the environment of an older, established neighborhood. He asked the Council to assist in preventing this project from moving forward.

CONSENT CALENDAR: Motion by Miller, seconded by Adams to approve the consent calendar.

1. Approval of Council Minutes for October 30 and November 4, 2014.
2. Approval of Bills as Submitted.
3. Setting of General Services and Public Works Committees meetings for November 24, 2014 at 12:00 noon and 4:00 p.m. respectively.
4. Setting of a public hearing for item ZC-4-14 – Zone change from C-17 to R-3 at 3201 Huetter Road for December 16, 2014.
5. Approval of a Cemetery lot transfer of Lot 418, Block C, Section Riverview, in the Forest Cemetery Annex, from Lucille Owen-Huston to Rande Curtis Owen.
6. Approval of **Resolution No. 14-048** 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 S-2-14, CIRCUIT AT SELTICE, ACCEPTANCE OF INSTALLED IMPROVEMENTS, MAINTENANCE /WARRANTY AGREEMENT AND MAINTENANCE SECURITY; APPROVAL OF S-4-14, RIVIERA WALK, FINAL PLAT, ACCEPTANCE OF INSTALLED IMPROVEMENTS, MAINTENANCE / WARRANTY AGREEMENT AND MAINTENANCE SECURITY; APPROVAL OF AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES WITH J-U-B ENGINEERS, INC. FOR THE 2014 / 2015 WASTEWATER COLLECTION SYSTEM CAPITAL IMPROVEMENT PROJECT; APPROVAL OF AN AGREEMENT FOR

PROFESSIONAL SERVICES FOR THE 2015 TECHNICAL SUPPORT FOR TOXICS
MANAGEMENT PLAN WITH HDR ENGINEERING; APPROVAL OF THE
PURCHASE OF SIX (6) REPLACEMENT VEHICLES FOR THE PATROL
DIVISION.

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

COUNCIL ANNOUNCEMENTS:

Councilmember Edinger stated that the mid-town neighbors got a petition and wondered what the Council should do about it, as he felt that the City Council should express their views to LCDC. Mayor Widmyer stated that the City Council could give a message to LCDC; however, the zoning does not require any additional approval from the city. Therefore, the developer could pull a building permit at any point without any further approvals from the City. He clarified that individual councilmembers could express their concern to the LCDC Board.

MOTION: Motion by Gookin, seconded by Edinger to direct staff to schedule a workshop with LCDC and the stakeholders.

DISCUSSION: Councilmember McEvers expressed concern of what could be discussed and/or achieved at a workshop. Councilmember Gookin stated that the Council could not make a decision tonight as it was not on the agenda; however, he would like to see if the Council would commit to sending a letter as a whole expressing one opinion. Councilmember McEvers stated that he felt it was appropriate to invite LCDC and the Housing Company to hear the whole story. Councilmember Gookin thought that was a great idea. Mayor Widmyer stated that the mid-town group has a lot of ideas and he would like a singular spokesperson at the workshop. He reiterated that the City does not have any jurisdiction over LCDC and the zoning is allowable for the proposed use. Mr. Johnson stated that he would be willing to be the contact person for the neighborhood.

Motion carried.

MAYOR ANNOUNCEMENTS:

Mayor Widmyer asked for the appointment of Sarah Janzen to the Childcare Commission as a student representative.

MOTION: Motion by Edinger, seconded by McEvers to appoint Sarah Janzen to the Childcare Commission as a student representative. **Motion carried.**

ADMINISTRATOR'S REPORT: City Administrator Jim Hammond stated that as of Monday afternoon, city street crews had filled 345 dump truck loads of leaves weighing 691 tons, nearly 1.4 million pounds. Leaf pickup has been completed on Sherman Avenue to Harrison Avenue east of Government Way and in the area south of Forest Cemetery. Please check the City website www.cdaid.org for daily leaf pickup updates, or call the Leaf pickup hotline at 769-2233 for a recorded message. The City of Coeur d'Alene Arts Commission is seeking artists for an art

piece to be installed along the Centennial Trail in the Education Corridor. The goal for this art placement is to significantly recognize the culture and history of the Coeur d'Alene Tribe, reflect the history and formation of our community, and portray the diverse groups that created our city. Public art creates and establishes neighborhood and community identity and also enhances the visual landscape and character of the city and turns ordinary spaces into community landmarks and promotes community dialogue and, most important, it's accessible to everyone. Information packets are available at City Hall, 710 E. Mullan Avenue, or online at www.cdavid.org. Artist proposals are due by 5:00 p.m., January 9, 2015. Artists with questions are encouraged to contact Steve Anthony, Arts Commission Liaison, at stevea@cdavid.org. A frigid autumn day did not keep more than 200 people from coming out to honor the men and women who have served in the U.S. Armed Forces on Veterans Day last Tuesday. During a tribute at the Veterans Memorial Plaza at McEuen Park on Tuesday, service members from all branches of the military were represented. It was the official dedication of the plaza and new Freedom Tree at McEuen Park. Those in attendance included Vietnam Prisoner of War Fred McMurray of Coeur d'Alene, whom the city's Freedom Tree was originally dedicated. Mr. McMurray told the gathering he is pleased with the new Freedom Tree and said the new Veterans Plaza is "absolutely great." Approximately 70 curious third graders from Sorenson Elementary learned about city government and the roles of the police and fire departments during a meet and greet recently with Mayor Steve Widmyer, Fire Chief Gabriel and Police Chief White. The students had plenty of questions for the trio, who have previously met with other local elementary students to share their respective roles at the city. The latest piece of public art at McEuen Park was recently installed on Sixth Street and Front Avenue along the promenade adjacent to the park. "American Worker," created by local artist Terry Lee, was donated to the city by Dean Haagenson, owner of Contractors Northwest, Inc., general contractor for the McEuen Park project. Haagenson donated \$50,000 for the bronze sculpture, which stands 6-foot-7 and weighs 300 pounds. The next piece of public art, The Explorers, is expected to be installed next month. It depicts three children playing on a log and will be located near the base of Tubbs Hill at the trail confluence. The library's Pageturners Library Book Club is reading "Animals in Translation: Using the Mysteries of Autism to Decode Animal Behavior," by Temple Grandin and Catherine Johnson. The discussion will be led by Denise Clark on Wednesday, November 26th, at 10:15 a.m. in the Community Room. Book club discussions are open to any adult reader. Copies of the book are available to check out at the Research and Information Desk. Regular programming for children and teens is ongoing through early December and encouraged community members to view the library's event calendar at www.cdalibrary.org or call 769-2315 for further information. Officials representing several departments in the city, the Panhandle Health District, Kroc Community Center, Heritage Health, School District 271, University of Idaho, Vision 2030, and other wellness organizations met recently to discuss strategies to promote "Let's Move!" a campaign to end childhood obesity. The program seeks to combat the epidemic of childhood obesity and encourage a healthy lifestyle through "a comprehensive, collaborative, and community-oriented initiative that addresses all of the various factors that lead to childhood obesity engaging every sector of society that impacts the health of children to provide schools, families and communities the simple tools they need to help kids be more active, eat better, and get healthy." The holiday season is approaching bringing wonderful events and memories for our community members. Although many of us will be celebrating with our families, others are not as fortunate. Sadly, some in our community do not have the basic necessities, let alone the opportunity to feel the joy of Christmas. This year, as in year's past, officers from the Coeur

d'Alene Police Department, Post Falls Police Department, Kootenai County Sheriff's office, Coeur d'Alene Tribal Police, Kootenai County fire & Rescue, Rathdrum Police Department, Spirit Lake Police Department, Idaho State Police, Spokane County Sheriff's Department, Spokane Valley Police, and numerous employee volunteers are proud to join together and participate in the "Holidays and Heroes" program. Police officers and firefighters volunteer their time to make this event special and are happy to work in partnership with businesses, civic groups, and citizens in the surrounding area to make a disadvantaged child's Christmas a little bit brighter. Holidays and Heroes is now accepting cash donations and food items that can be dropped off at the locations on the screen. There is a new question on CityPoll: "Do you watch CDA TV Channel 19?" Each month, a CityPoll question is posed on the city's website so the city can learn how the community feels about a particular issue. Responses will be reviewed by city staff and changes will be used in leadership strategic planning as guidance to assure we are offering the best possible services to our citizens. Additionally, Coeur d'Alene Mayor Steve Widmyer has established a direct telephone line for callers to leave a comment, idea or concern. To leave a message 24/7 with the mayor, call 769-2220, extension 503, or visit the city's website and click on the icon shown on the screen.

2014 SNOW PLAN

STAFF REPORT: Street Superintendent Tim Martin presented the 2014 Snow Plan. He clarified that with Front Avenue being open after the park completion it will be plowed as in the past with snow to the south side. He stated that there are two sledding hills on city streets - 9th Street and Boyd with the other located at Lost and Dollar. The plan continues to include use of snow gates and that the Street Department will respond when there is 4"-5" of snow on the road or 2" of snow with more expected. Priority continues to include hospital access and major arterials, steep hills and the 911 center. Thereafter, they will plow major collectors and bus routes, followed by residential areas. Mr. Martin clarified that the goal is not bare pavement and that alleys will not be plowed. They will continue to promote communication through Facebook, Time Warner Channel 19, pamphlets throughout the community, and will keep the snow line current. They continue to seek self-improvement opportunities and that the right equipment is allowing them to keep snow removal times consistent and acceptable to the community. He reminded community members to take more time for their commute and remove vehicles from the street when plowing needs to occur, and encouraged them to help their neighbors. He stated that with the prediction of an El Nino winter he researched past examples and found extremes of more snow to less snow. Experts are expecting this winter to be warmer and dryer. The Street Department continues to work with the middle school students regarding naming the storms, and this year's theme is sports.

DISCUSSION: Councilmember McEvers thanked Mr. Martin for all the memories of videotaping snow removal. Mayor Widmyer stated that he recently met with five mayors throughout the west and none have leaf pickup in their communities. He expressed appreciation for the program and service of the Street Department. Mr. Martin reiterated the nutrients kept out of the storm drain system from the leaf pick-up program outweigh the cost of the program.

MOTION: Motion by Edinger, seconded by Evans to approve the 2014 Snow Plan as presented. **Motion carried.**

RESOLUTION NO. 14-049

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO DIRECTING STAFF MEMBERS TO CONSIDER MAXIMIZING PUBLIC RIVERFRONT PROPERTY, PROTECTION OF THE RIVERFRONT AND PROVIDING COMPREHENSIVE PLANNING OF THE SPOKANE RIVER CORRIDOR FROM RIVERSTONE TO HUETTER ROAD.

DISCUSSION: Councilmember Gookin stated that the Spokane River Ad Hoc Committee requested the Council approve the Resolution outlining the support of maximizing the public benefit in the Spokane River corridor.

MOTION: Motion by Gookin, seconded by Miller to approve Resolution No. 14-049, maximizing the public riverfront property within the Spokane River Corridor.

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

RESOLUTION NO. 14-050

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A BNSF RAILWAY COMPANY REAL ESTATE PURCHASE AND SALE AGREEMENT.

STAFF REPORT: City Attorney Mike Gridley stated that staff was previously directed to negotiate a purchase agreement for the BNSF railroad property. The property was appraised at \$4.5 million and they reached an agreement for a purchase price of \$2.5 million. There are existing railroad tracks on the west end of the property that BNSF wants to remain in place. With the railroad tracks in place there is still enough room to fit an 18 foot trail. It is unknown how long BNSF will want to retain a 42 foot easement. The Lake City Development Corporation is a partner in this purchase. There have been discussions regarding a potential land trade with a developer for some riverfront property in exchange for some of the newly purchased railroad property. Mr. Gridley clarified that this is the earnest money commitment phase of the purchase with closing expected in late January, 2015. He explained that BNSF is doing some environmental testing; however, he is not anticipating any issues.

DISCUSSION: Councilmember Miller asked if the easement is only transferable to the City. Mr. Gridley clarified that the City will own property and that the City is supplying the easement to BNSF, which will require them to remove the tracks and ties when they are no longer needed.

MOTION: Motion by McEvers, seconded by Gookin to approve Resolution No. 14-050, a Real Estate Purchase and Sale Agreement with BNSF Railway Company.

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

EXECUTIVE SESSION: Motion by Gookin, seconded by McEvers to enter into Executive Session as provided by Idaho Code 67-2345 § (c) to conduct deliberations concerning labor negotiations or to acquire an interest in real property which is not owned by a public agency and § (f) To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated.

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

The City Council entered into Executive Session at 7:05 p.m. Those present were the Mayor, City Council, City Administrator, Finance Director, and City Attorney. Council returned to regular session at 8:22 p.m.

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

The meeting adjourned at 8:11 p.m.

Steve Widmyer, Mayor

ATTEST:

Renata McLeod, City Clerk