

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT COEUR D'ALENE CITY HALL
March 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 Hall March 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
Loren Ron Edinger)	
Dan Gookin)	
Steve Adams)	
Kiki Miller)	via telephone conference call
Amy Evans)	

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

INVOCATION was led by Pastor Barbara Kingen, Church of the Nazarene

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

PROCLAMATION: Mayor Widmyer proclaimed March 2014 as the month beginning the yearlong celebration of Avista's 125th Anniversary. Patty Shea, Avista Regional Business Manager, accepted the proclamation. Ms. Shea thanked the mayor and citizens of Coeur d'Alene for allowing Avista to be a partner for the last 125 years.

PRESENTATION: CDA 2030 Visioning Project Update. Nicole Kahler, Project Manager, presented an update of the CDA 2030 Visioning Project. She noted that the official start of the project was last July and shared some of the data collection methodology, the development of the vision and strategy, project timeline, and Implementation Planning Committee functions. Ms. Kahler also thanked the project sponsors who have donated \$1,000 or more, including donating volunteer hours and resources to the project.

Ms. Kahler said that CDA 2030 is a community owned and supported project. Over 1,900 community members have participated in sharing their opinions. Data was collected through various methods, including meeting people on the street, extended questionnaires at events, and online survey. They also did a scientific perception survey using a pool of 2,000 people, with 425 completed calls throughout Kootenai County. She encouraged everyone to log on to cda2030.org and look at the data.

There were also seven workshops presented. Four of the seven workshops were held at

the local high schools which presented a great opportunity to get the youth engaged. They also had a community vision summit event where they took compiled data and presented it. Over 125 participants worked for about 4 hours on a Saturday to develop, re-create, and rank the community's vision elements. For citizens unable to attend, they were given a similar opportunity to participate in an online survey.

The vision drafting committee consisted of six persons comprised of community members. Each member represented a focus area and worked for two and a half months in crafting a final vision and vision strategies. The results were an overarching vision, with six different focus areas, vision strategies, and the foundation of the implementation planning process.

CDA 2030 is now working on creating their implementation plan and identifying some key projects that they want to do in the community. In April they will conduct a second scientific survey and during the survey will ask the community how they feel about certain action items. In May they will wrap up the implementation planning process and present it to the community, and in June they will host a "Hand Off" celebration.

Ms. Kahler explained that an implementation plan is a community road map for our vision which incorporates strategic actions and implementation logistics for how to get there. The Implementation Planning Committee is a 34 member committee who acts as advisors in the development of the action plan. She encouraged the community to get involved.

Councilmember Evans commended Ms. Kahler on the job that she is doing. She noted that she is a part of the Implementation Planning Team as well as the Community Action team and it is a delight to be a part of the process. Councilmember Evans encouraged anyone who is interested to contact Ms. Kahler and visit the website because it is a really valuable process to be a part of the planning of the future of Coeur d'Alene.

PRESENTATION: US 95 Corridor Study. Mayor Widmyer noted that this presentation will be rescheduled in April.

PUBLIC COMMENTS: There were none.

CONSENT CALENDAR: Motion by McEvers, seconded by Evans, to approve the Consent Calendar as presented, including Resolution No. 14-011.

1. Approval of minutes for February 27, 2014 and March 4, 2014
2. Approval of Bills as Submitted.
3. Setting the Public Works Committee and General Services Committee meetings for March 24, 2014 at 12:00 Noon and 4:00 p.m., respectively.
4. Setting of Public Hearing for A-2-14 – Proposed Annexation from County C to City C-17, U.S. Forest Service, 3600 W. Nursery Road for April 15, 2014
5. Setting of Public Hearing for V-14-3 – Vacation of Utility Easement in the

Neider Conference Center Addition for April 15, 2014.

6. 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 A UTILITY EASEMENT WITH NATIONAL RETAIL PROPERTIES, LP FOR WATER AND SEWER LINES IN LOT 12, NEIDER CONFERENCE CENTER ADDITION; APPROVING A LEASE AGREEMENT WITH GARY STINNETT D/B/A PORKY G'S FOR MEMORIAL FILED CONCESSIONS; APPROVING AN AMENDMENT TO THE CONTRACT ADOPTED BY RESOLUTION NO. 13-027 ON MAY 7, 2013 WITH PANHANDLE AREA COUNCIL TO PROVIDE FOR MONTHLY PAYMENTS; APPROVING REVISIONS TO THE APPROVED STREET TREE LIST; APPROVING THE DECLARATION OF SURPLUS I.T. EQUIPMENT; AND AWARD OF BID TO LAKE CITY FORD FOR A FORD F650 CREW CAB/CHASSIS FOR THE WATER DEPARTMENT.

7. Setting of Public Hearing of O-3-13 – Proposed Subdivision Ordinance Revisions for April 15, 2014

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

Motion carried.

COUNCIL ANNOUNCEMENTS:

Councilmember Adams said that he and Mayor Widmyer recently attended the State Basketball Tournament in Boise, where his son wrapped up his high school basketball career and Mayor Widmyer's daughters were the stats keepers who diligently traveled with the team. The Lake City boys basketball team came home with the third place title. He thanked Mayor Widmyer and his daughters for their support.

Mayor Widmyer congratulated Lake City for their win and noted that it was a great finish to the season.

APPOINTMENTS – DESIGN REVIEW COMMISSION AND URBAN

FORESTRY COMMITTEE: Motion by Edinger, seconded by McEvers, to approve the appointment of George Ives, Mike Patano, and Heather Bowlby to the Design Review Commission and Pete Stayton to the Urban Forestry Committee.

Motion carried.

ADMINISTRATOR'S REPORT:

The Recreation Department recently sponsored a very successful Lake City Girl's Shootout AAU Tournament March 7th, 8th & 9th. Teams were from Eastern Oregon, Eastern Washington and North Idaho. This was the 3rd Tournament of the basketball season attracting players and families to Coeur d'Alene during the winter months.

“Why Can’t We Get Along?” – a discussion about the current state of political discourse in America will be presented on Wednesday, March 19th, at 7:00 p.m., at the Library Community Room. The speaker is Cornell W. Clayton, Professor of Political Science and director of the Thomas Foley Institute for Public Policy at Washington State University.

Want to grow up to be a millionaire? Teens grades 6 through 8, ages 11 to 14, are invited to attend the Spokane Teachers Credit Union’s “My Life, My Money Camp,” hosted by the Library on Thursday, March 27th. This free program will be from 9:00 a.m. to Noon in the Library Community Room. Visit the library’s website at cdalibrary.org to find out more.

Starting yesterday street crews began repairing sidewalks in the downtown core. For the next several weeks crews will be concentrating on trip hazards. The replacing of sidewalk panels will be ongoing throughout the summer. For information on the project please call 769-2233 or visit the department’s website for updates.

Work has also begun on the signal at Third & Harrison. The re-alignment and signal work should be complete the week of March 24th. Currently that is a four way stop.

The next “Novel Destinations” program at the Coeur d’Alene Public Library will be this Friday, March 21st, at 7:00 p.m. and will focus on a country that is undergoing rapid changes. “Myanmar: Golden Temples, Floating Gardens,” a slideshow by Brenda Garcia, from Coeur d’Alene, will be presented on the big screen in the Library Community Room.

The Coeur d’Alene Police Department is actively seeking citizens who are looking for a challenging and rewarding way to serve their community as a Police Reserve Officer. This is also a great opportunity for people who might be interested in a career in law enforcement to learn the aspects of being a police officer. If you are interested you can contact Sgt. Turrell at 769-2320 or you can pick up an application at the front desk of the Police Department at 3818 Schreiber Way.

The Recreation Department will be coordinating the “Unplug and Be Outside” program during spring break. The programs encourage youth and their families to get off the couch and enjoy the outdoors. Activities will include Golf, Tennis, Fly Fishing, Disc Golf, and Archery lessons, Tubbs Hill and historical walking tours, Mudgy & Millie walk, and Skyhawk’s Play Day Camps. Please contact the Recreation Department at 769-2250 for more information and a schedule of events.

The Coeur d’Alene Police Department is still looking for volunteers. In 2013, the CDA PD had 19 volunteers, who volunteered over 4,000 hours. The volunteer program has become an essential part of the police department in order to provide the best service to the community. Please contact Rob Clifford at rclifford@cdaid.org or call him at 769-2320 if you are interested.

The third workshop in a series offered at the Coeur d'Alene Public Library will focus on "Budgeting 101" Thursday, March 20th, from Noon to 1:00 p.m. The free workshops are sponsored by the Spokane Teachers Credit Union. For more information, call the Library at 769-2315

Weekly McEuen Park updates will continue to be posted on the city's website, cdaid.org, and blog, cdacity.blogspot.com. A link to the live webcam has been posted to the front page of the city's website. Updates will also be provided to the local media. The Front Avenue promenade railings are being installed this week.

An attractive Donor Wall planned for McEuen Park in downtown Coeur d'Alene provides the opportunity for citizens to make a permanent impression, while supporting citywide parks. For a donation of \$500 per line you can have your family name, business or a loved one's name engraved in one of six granite plaques. There are about 380 lines available and many have already been sold. For information on how to be a part of this exciting project contact Kim Stearns, Panhandle Parks Executive Director, at 818-6922, or email her at kim@panhandleparksfoundation.org.

If you are interested in serving as a student representative on the Childcare Commission, CDA TV Committee, Natural Open Space Committee, Parking Commission, Parks & Recreation Commission, Planning Commission, Ped/Bike Committee, Library Board, Urban Forestry Committee, or Arts Commission, visit www.cdaid.org, click on "Volunteer Opportunities" in the left menu, and print out an informational letter and application form. APPLICATIONS are due by June 15th. On most committees you will be able to have a vote.

The City of Coeur d'Alene has announced the availability of street trees to be planted in public right-of-way areas within the city limits through the CDA Re-Leaf program. Funding for the trees has come from a street tree fee collected on residential building permits. Young trees are available to homeowners and residents who are willing to provide care. More information and a response form are available online at cdaidparks.org, or call 769-2366.

You can get more information on these updates and other current city news by visiting our website at cdaid.org. We also include frequent updates on our Facebook page and the Cd'A Blog, which can be accessed from the city website.

Councilmember Edinger asked Ms. Gabriel about repair to the potholes on Third and Front, where the crosswalk is. Ms. Gabriel said that the potholes would probably be repaired when most of the work in that area is done in order to avoid having to repair them again after the construction work is completed.

APPROVAL OF ART DONATION FROM DEAN & CINDY HAAGENSON:

Steve Anthony, Recreation Director/Arts Commission Liaison, presented a request for council approval of the Art Donation from Dean & Cindy Haagenson entitled “The Working Man.” He noted that he was unable to bring the maquette to the meeting tonight as Terry Lee, the artist, was called out of town.

Mr. Anthony said that he hopes that this is the first of many donations as they have about 21 potential art locations identified in the park.

Councilmember McEvers said that this could be the only art piece that he will understand and “get.” Mr. Haagenson explained that the title of the piece will be “The American Worker,” and that there are working people that create and fix things with their hands that aren’t men. He noted that being in the business that he is, he doesn’t think people who work with their hands in our society are adequately appreciated and this is just one small way to honor the working people.

Councilperson Gookin said that he thinks it is an awesome piece of art that tells a story and he appreciates the donation. Mayor Widmyer also expressed appreciation for the donation.

MOTION by Gookin, seconded by Adams to approve the Art Donation from Dean & Cindy Haagenson.

Motion carried.

**COUNCIL BILL NO. 14-1000
ORDINANCE NO. 3477**

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, VACATING A PORTION OF FOSTER AVENUE RIGHT-OF-WAY IN THE FOREST HEIGHTS SUBDIVISION, RECORDED IN BOOK "B" OF PLATS, RECORDS OF KOOTENAI COUNTY, IDAHO, GENERALLY DESCRIBED AS THE LANDSCAPE AREA BETWEEN THE EXISTING SIDEWALK AND THE EXISTING COUNTY PARKING LOT; 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 by Edinger, seconded by McEvers to pass the first reading of Council Bill No. 14-1000.

ROLL CALL Adams, Aye; McEvers, Aye; Miller, Aye, Gookin, Aye; Evans, Aye; Edinger, Aye.

Motion carried.

Motion by McEvers, seconded by Edinger to suspend the rules and to adopt Council Bill No. 14-1000 by its having had one reading by title only.

ROLL CALL Adams, Aye; McEvers, Aye; Miller, Aye; Gookin, Aye; Evans, Aye; Edinger, Aye.

Motion carried.

COUNCIL BILL NO. 14-1001
ORDINANCE NO. 3478

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, VACATING INGRESS/EGRESS, UTILITY AND TRAIL EASEMENTS IN THE RIVERSTONE WEST 1ST ADDITION SUBDIVISION, RECORDED IN BOOK "J" OF PLATS, PAGES 488/A, RECORDS OF KOOTENAI COUNTY, COEUR D'ALENE, KOOTENAI COUNTY, IDAHO; GENERALLY DESCRIBED AS THOSE EASEMENTS SITUATED IN TRACT "C" OF SAID PLAT; 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 by McEvers, seconded by Adams to pass the first reading of Council Bill No. 14-1001.

ROLL CALL McEvers, Aye; Miller, Aye, Gookin, Aye; Evans, Aye; Edinger, Aye; Adams, Aye.

Motion carried.

Motion by Edinger, seconded by McEvers to suspend the rules and to adopt Council Bill No. 14-1001 by its having had one reading by title only.

ROLL CALL McEvers, Aye; Miller, Aye, Gookin, Aye; Evans, Aye; Edinger, Aye; Adams; Aye.

Motion carried.

**PUBLIC HEARING: A-1-14 – PROPOSED ANNEXATION FROM COUNTY;
1555 W. HANLEY AVENUE: AS & C to City R-8 and C-17, Lake Forest, LLC.**

Mayor Widmyer read the rules of order for this legislative public hearing. Tami Stroud, Planner, gave the staff report. The annexation is for 54.9 acres and the applicant is Lake Forest LLC, represented by Lake City Engineering. The property is currently zoned agriculture suburban and a small portion is currently zoned commercial in the county. Ms. Stroud reviewed the zoning of properties in the area and noted that the property is in a transitional area as designated in the Comprehensive Plan. She reviewed the Comprehensive Plan characteristics for a transitional area and staff recommendations and noted that there is sufficient water and infrastructure in the area. Stormwater management will be required. She also reviewed the traffic findings and noted that the Fire Department did not have any issues with the proposed annexation.

Councilmember Gookin asked if the property included the little cemetery and Ms. Stroud said that it does not as the cemetery is located north of the subject property.

Councilmember Edinger asked if the trees on the east side of Ramsey Road were going to be cut down. Ms. Stroud said that it is her understanding that they are doing some thinning, but they want to retain some of the trees.

PUBLIC COMMENTS:

Drew Dittman, Lake City Engineering, representing the applicant, Lake Forest LLC, said that the property is designated as a transition area but it is almost entirely surrounded by a stable established area. They believe that the plat they have submitted represents all of the characteristics of the Ramsey Woodland land use area. The majority of the property would be zoned R-8, reserving the corner of Ramsey and Hanley as C-17. In regard to the trees, it is his understanding that applicant is just doing some selective logging right now and that they are intending to leave the trees along Ramsey Road to the extent possible. He also noted that the Canfield extension mentioned in the staff report is in the Transportation Master Plan and they are working with the Engineering Department to install some traffic calming devices to help alleviate some of the traffic concerns.

Councilmember McEvers asked if Canfield Road would be the major ingress/egress to the subdivision. Mr. Dittman said that there would be two entrances – on Canfield and Hanley.

Councilmember Adams asked if the eastern border of the subdivision would be tree lined. Mr. Dittman said that the trees along the border will remain.

Tony Prka, 7069 Windy Pines, Coeur d'Alene, said that he is an educator and noted that on the east side of the Lake Forest area they aren't any parks. Children would either have to cross Ramsey, Wilbur, or Hanley Avenue, which are pretty busy thoroughfares. He asked the city to take a look at some green space park area for the Lake Forest development. He is also concerned about through traffic on Canfield in that it would cut

right through the middle of the residential area and he would have some strong concerns with the safety of children in the area.

Mr. Dittman said that he would try to work with the Engineering Department in regard to Canfield to alleviate traffic concerns. He confirmed that they don't have any parks planned with this project; however, one of the requirements from the planning commission is that with the first phase of the project on Canfield Avenue, they will construct the sidewalk all the way down to the intersection to help students get to school and help people get access to the parks in Coeur d'Alene Place and the high school playing fields.

Councilmember McEvers asked why the developer was not going to put in a park. Mr. Dittman said that in lieu of a park, they are going to pay the park development fees.

PUBLIC TESTIMONY WAS CLOSED.

Councilmember Edinger asked about the reference in the staff report about a letter received. Mr. Wilson said that when they advertised for the subdivision, they did receive a letter from the school district late in the process raising concerns regarding density. Part of the difficulty is when you engage at the last second they don't have time to plan for their concerns. Mr. Wilson said that staff has offered to sit down with the school district and help them engage earlier in the process. There is very little they can do at this point to help them solve their problem. The school district's long range planning committee needs to anticipate and plan for that growth.

Councilmember Gookin asked at what point would council need to bring up their concerns about parks, green space, and open space. Mr. Wilson said council can bring up their concerns at any time. Tonight the council is being asked for two decisions - what is the appropriate zoning, and is this an appropriate time to bring this piece of property into the city for development. If the council approves the annexation, staff would negotiate an annexation agreement and can potentially ask for green space or open space. Mr. Wilson noted that the subdivision for the property is already approved, so it would force the developer to go back and re-plat. Mr. Wilson said that is a small park immediately to the north in Legacy Place that is only partially developed.

Councilmember Gookin asked how the subdivision could be already approved before it is annexed into the city. Mr. Wilson explained that since a subdivision is a Planning Commission action, they make the determination. For an annexation, they make a recommendation to the council regarding the zoning. If the council doesn't approve the annexation, then the subdivision goes away. If the annexation is approved by the council, the subdivision moves forward. It is an issue that has been legislated and it is an appropriate process. Mr. Wilson said that development impact fees of \$750 per lot would go into a fund for the acquisition and development of park land. Some of that money could be used to finish the park in Legacy Place. At this time, it is largely a grassy area with some benches.

Councilmember McEvers asked if there is a formula that the schools use for figuring out how many children to plan for. Mr. Wilson said there is and they can project by looking at comparably zoned areas. He also noted that the city's Comprehensive Plan has been in place since 2007, so in their planning projects the school district's long range planning committee should be anticipating areas within the ACI boundaries growing at 3 to 4 units per acre.

Mayor Widmyer asked about the development impact fee for parks of \$750.00 per lot. Mr. Wilson said that number of lots is 175. It is his understanding that they were anticipating finishing up the development of the park as soon as they acquired the ultimate footprint of the park. It would be a good conversation to have with the Parks Director.

Councilmember Evans said that on February 27th she and the Mayor attended an Urban Land Institute meeting and learned about the importance of green spaces. She said she would be more comfortable if there was a park involved but it sounds like, hopefully, some dollars could be earmarked for Legacy Park.

Motion by McEvers, seconded by Edinger to approve/deny the requested annexation and zoning for the annexation from County; 1555 W. Hanley: AS & C to City R-8 & C-17, Lake Forest, LLC.,

DISCUSSION: Councilmember McEvers said he understands the importance of green space but wonders if every subdivision has to have a park because the city has to maintain them. He thinks that maybe in the future if it becomes more important than other things, then they need to come to a consensus that the planning commission needs to look at every subdivision for park space. He will vote to approve the annexation because council has not established that priority yet.

Councilmember Gookin said that he thinks there is a lot of value when you build a neighborhood and create a neighborhood park. However, he can't argue against the annexation based upon that because council doesn't have a rule that requires green space. In this case it would basically destroy all of the planning that has been put into the subdivision project. He would like move forward with discussions regarding parks and subdivisions.

Councilmember Miller wondered about the traffic flow and accessibility on the sidewalk going to Legacy Place. She would like council to take a look at projects that are calling for connectivity to another park and noted that the sidewalks and secondary trails are much wider in Coeur d'Alene Place. She would be in favor of the annexation at this point, but she thinks there is a different way to look at the traffic issue when you've got this kind of density against a busy street to trying to get to another park.

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

Motion carried.

Motion by McEvers, seconded by Edinger, to direct staff to negotiate an annexation agreement, and to develop the necessary Findings and Order.

ROLL CALL: Miller, Aye; Gookin, Aye; Evans, Aye; Edinger, Aye; Adams, Aye; McEvers, 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; § (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: Miller, Aye; Gookin, Aye; Evans, Aye; Edinger, Aye; Adams, Aye; McEvers, Aye.

Motion carried.

The Council entered into Executive Session at 7:20 p.m. Those present were the Mayor, City Council, City Administrator, and City Attorney. Matters discussed were those of potential litigation and property acquisition.

No action was taken and the Council returned to regular session at 8:05 p.m.

RECESS: Motion by Edinger, seconded by McEvers, to recess to March 20, 2014 at 6:00 p.m. in the Library Community Room located at 702 Front Avenue for a joint meeting with the North Idaho College Board of Trustees.

Motion carried.

The meeting adjourned at 8:06 p.m.

Steve Widmyer, Mayor

ATTEST:

Amy C. Ferguson, Deputy City Clerk