



being featured in a magazine article in American Bicyclists Magazine, a community profile at [www.bicyclefriendlycommunity.org](http://www.bicyclefriendlycommunity.org), an award, and two street signs. There will be an awards ceremony on July 12<sup>th</sup>, at 4:00 p.m. at Riverstone Park which will coincide with the Parks Day Celebration that day. On July 12<sup>th</sup> will also be the grand opening of the Prairie Trail. There will be free food and entertainment.

Councilman Goodlander stated that she has served on the ped/bike committee for several years and expressed appreciate to Mike Gridley, City Attorney, Will Button, Monte McCully, and the ped/bike committee members for their hard work and dedication to our community.

**PRESENTATION: “CITY PARK DAY CELEBRATION – JULY 12<sup>TH</sup>”:** Katie Sorenson, Assistant Urban Forester, announced a Parks Day Celebration on July 12<sup>th</sup>. She commented that a lot of people don’t know where the parks are. Coeur d’Alene has 24 parks and many trails. This event will be a way to feature specific locations. The celebration will be at Bluegrass Park from 9:00 a.m. to Noon, Ramsey Park from Noon to 3:00 p.m., and Riverstone Park from 3:00 p.m. to 7:00 p.m. Ms. Sorenson further commented that Prairie Trail connects all three parks and riding bikes or walking to the parks will be encouraged. There will be multiple events at all three parks, including food and entertainment. More information will be provided on CDA-TV Channel 19, as well as the local newspaper, library, and bulletin boards. For a full list of events, visit [www.cdavid.org](http://www.cdavid.org) (Parks calendar). Ms. Sorenson thanked the many sponsors, contributors, volunteers, and the Parks Day Committee.

#### **PUBLIC COMMENTS:**

DEPARTMENT OF PEACE: Shirley Thaggard, 3531 E. Tobler Road, A-1, Hayden, commented that there is a movement and legislation before congress for the creation of a Department of Peace at the federal government level. There are many cities across the country who have already signed resolutions in support of the creation of a Department of Peace. In February of 2000 Ms. Thaggard attended a Peace Alliance conference in Washington, D.C., with over 1,000 persons in attendance. Ms. Thaggard presented apple pies to the council with a tiny sliver cut out, representing the small sliver of the budget that they are asking for. The Department of Peace will research, articulate, and facilitate non violent solutions to conflict, teach violence prevention to America’s school children, support the military with approaches to peace builders, create a peace academy, etc. Ms. Thaggard stated that it is time that we address the issue in a more organized manner that would impact our government, cities, populations in this country, and encourage peace building around the world. She asked the council to review a proposed resolution and give consideration for the city supporting the creation of a Department of Peace.

DEPARTMENT OF PEACE: Bonnie Douglas, 214 Lakeview Drive, believes that the Department of Peace needs to be a cabinet level position because the State Department’s purpose is to promote national interest, and the Homeland Security Department and Department of Defense are protecting national interest. The third leg

of the stool is prevention. We need to invest our money where we want the result. She hopes the council will consider the resolution.

Stone Calf Warriorwoman, 1421 N. 9<sup>th</sup> Street, Apt. B-4, stated that she concurs with Senator Craig when he said we don't need another level of government. She asked that we consider decriminalizing a plant known as cannibus.

DEPARTMENT OF PEACE: Jack Purdy, representing Peace CDA, 520 N. 19<sup>th</sup> Avenue, stated that he supports the U.S. Department of Peace initiative. He discovered that there are some very specific benefits to city municipalities. One benefit that the City of Coeur d'Alene could consider is by reducing the federal spending on the military budget, the federal budget would redirect funds to the states and to the cities to assist in the balancing of the city budget.

SINGLE FAMILY DWELLINGS: Susie Snedaker, 821 Hastings, stated that a year and a half ago the city adopted M.C. 17.02.055(b)(1) which was a proposal to redefine the term "family" and the discussion involved to be used to determine who qualifies for the single family dwelling determination. She stated that she lives across the street from a rental house that has approximately 8 people living in it. She called Code Enforcement and was told by the officer that it isn't his responsibility and belongs to the Legal Department. The Legal Department was unaware of it. She also stated that she brought to the attention of the council a month ago a number of code violations regarding residences and has heard nothing back. Mayor Bloem stated that she would have Mike Gridley, City Attorney, contact Ms. Snedaker, to discuss her issues.

BICYCLE FRIEND COMMUNITY DESIGNATION: Phil Muthersbaugh, 2003 N. Harcourt Drive, Coeur d'Alene, stated that when he moved here about 8 ½ years ago, he was a runner. Since that time he has become an avid bicyclist. He thanked the council and the leadership of the city for increasing bicycle awareness and making Coeur d'Alene a bicycle friendly community. He also thanked the council for keeping the bike paths as clear as possible from debris. Mr. Muthersbaugh said that he is grateful to be a part of this community and grateful for the leadership of the council.

MC-13 GANG: Harold Hocker, 1413 E. Spokane Avenue, commented regarding a program he saw on National Geographic about the MC-13 gang. They are slowly taking over the world. The gang started in South America and there are now five countries that are control by them. They have 600 gang members in Los Angeles and control a four square mile area. Most people don't know anything about them. It is something that should be spoken about nationally because it is a very serious situation. Sooner or later it will come here.

OLD LIBRARY LEASE: Meredith Bryant, 1988 E. Gunther, commented on the proposed short term lease of the city's old library building. In reading through the agreement, Ms. Bryant said that the Salvation Army appears to be getting a great deal on the lease and she was wondering what other nonprofits were asked if they would

like to lease that space. She further stated that as a city government, we have an obligation to offer a good deal to some other nonprofits in town. She would like to think that staff would have contacted other nonprofits in town to see if they wanted to lease the space.

LOUISE SHADDUCK: Jim Brannon, 1310 Bearing, stated that the city truly lost a pioneer from this area in the death of Louise Shadduck. Louise was one of the first ladies he met when they moved to this town. He wondered what plans the city has to honor this great pioneer citizen of Coeur d'Alene.

**CONSENT CALENDAR**: Motion by Kennedy, seconded by McEvers, to approve the Consent Calendar as presented.

1. Approval of minutes for April 10, 14, 15, 17, 21, 2008.
2. Setting the General Services and Public Works Committee meetings for May 12, 2008 at 12:00 noon and 4:00 p.m., respectively.
3. RESOLUTION 08-022: 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 CONTRACT WITH GENERAL INDUSTRIES, INC. FOR WWTP AMMONIA REDUCTION EQUIPMENT; AUTHORIZING THE TRANSFER OF RECORDS TO THE STATE ARCHIVES - COMMERCIAL BUILDING PERMIT FILES FROM DECEMBER 2004 TO JULY 2007; RATIFICATION OF A FUNDING APPROVAL AGREEMENT WITH HUD; APPROVAL OF A PROPERTY LINE WALL OPENING AGREEMENT WITH HARLAN AND MAXINE DOUGLASS, GRIDLEY PROPERTIES AND THE CITY; APPROVAL OF A CITIZEN PARTICIPATION PLAN HUD / CDBG FUNDING; APPROVAL OF CHANGE ORDER NO. 1 WITH CONTRACTOR'S NORTHWEST FOR THE INSTALLATION OF THE WWTP DIGESTER #2 COVER; AWARD OF BID AND APPROVAL OF A CONTRACT WITH SAFCO INC. FOR THE OPEN TRENCH SEWER LINE REPLACEMENT; APPROVAL OF PUD-3-06 - AGREEMENT WITH ACTIVE WEST, LLC FOR MEADOW RANCH SUBDIVISION AND AWARD OF BID AND APPROVAL OF A CONTRACT WITH PLANNED AND ENGINEERED CONSTRUCTION FOR THE CIPP (CURED IN PLACE PIPE) SEWER LINE REHABILITATION PROJECT.
4. Approval of the Purchase of a Truck Mounted Sign Safety Board
5. Approval of the Removal of a Dying Ponderosa Pine Tree from the Forest Cemetery
6. Cemetery Lot Transfer from Marion Raymond to Patricia Randall
7. Approval of Cemetery Lot Repurchase from Patricia Randall
8. Approval of Beer/Wine Licenses for TimberRock Winery at 107 N. 4<sup>th</sup> and for Zip Trip #30 at 1427 Best Avenue
9. SS-23-07 - Final Plat Approval for Davis Avenue Condominiums
10. S-3-06 - Final Plat Approval for Hawk's Nest 2<sup>nd</sup> Addition
11. Authorizing Julia Eisentrout, Legal Intern, to represent the City in Court.

ROLL CALL: Hassell, Aye; Bruning, Aye; Edinger, Aye; Goodlander, Aye; Kennedy, Aye; McEvers, Aye. Motion carried.

### **COUNCIL ANNOUNCEMENTS:**

**MAYOR BLOEM:** Mayor commented that today the city mourns the passing of Louise Shadduck; however, she knows that Louise would want us to be celebrating. She lived an incredible life of 92 years and gave to us so many lessons. Louise deserves a celebration. She was the number one historian for our community. The Mayor never knew Louise to not have you as her friend. You always knew where Louise stood and yet you could never be angry at her. Louise also had a part in this incredible library building. There are very few places you can go in our community today and not feel Louise's presence. She encouraged citizens to pick one of Louise's best traits and emulate that in your life and she can't imagine how wealthy this community would be if we all did that. The mayor is celebrating the fact that she knew Louise and loved her.

**COUNCILMAN GOODLANDER:** Councilman Goodlander commented that Louise worked as Chairman of the Library Foundation to raise more than half of the funds needed to build the new library. At the entrance to the Community Room is a bust of Louise. Councilman Goodlander understands that there will be a second copy of the bust in the Statehouse. Louise Shadduck was a woman who never spoke negatively. That could be the finest thing we can take from Louise. She always looked forward. She was an amazing woman and we are all so fortunate that she was part of our community.

**APPOINTMENT:** Motion by Edinger, seconded by Goodlander, to appoint Aman Sterling to the Pedestrian & Bicycle Advisory Committee. Motion carried.

**ADMINISTRATOR'S REPORT:** Ms. Gabriel stated that at Lakes Middle School on Thursday, May 22<sup>nd</sup>, at 6:00 p.m., the community will have an opportunity to discuss the hottest topics to help you and your teen see eye to eye. Dinner will be served.

There is a lot of community support and volunteerism and Ms. Gabriel expressed appreciation to the citizens. She further stated that the Police Department has received a grant to help reduce number of the juvenile DUI's and MIP's. The focus this month is on underage parties.

The city council continues to explore a range of alternatives to make our sidewalks in compliance with ADA standards. Many city sidewalks pose hazards. Updates have been posted on [www.cdavid.org](http://www.cdavid.org). On May 12<sup>th</sup>, alternatives will be brought forward to General Services at noon, and Public Works at 4:00 p.m. for direction from the council.

Specialized Needs Recreation has been awarded a grant of \$1,725.00 from the North American Sports Community Fund (or Ironman Fund), for Camp Allstars. Camp Allstars provides school and afternoon programs, as well as spring, summer, and winter vacation

breaks for ages 4 through 21 with disabilities. Call Angie Goucher at 769-2317 for more information.

The City is accepting applications for a temporary ground maintenance worker, mower equipment operator, and Parks administrative assistant.

MOTION: Motion by Kennedy, seconded by Edinger, to bring the following item forward on the agenda. Motion carried.

**REQUEST TO CLAIM PROPERTY TAXES INADVERTENTLY LEFT OFF THE COUNTY TAX ROLLS:** Councilman Kennedy stated that at the next meeting on May 20<sup>th</sup>, the city will be talking about annual appropriations and an amendment to the Fiscal Year 07-08 budget. It makes sense to have the property taxes discussion at the same time.

MOTION: Motion by Kennedy, seconded by Edinger, to table this item to the May 20<sup>th</sup> city council meeting.

DISCUSSION: Councilman Hassell asked when the information needed to be provided to the county. Mr. Tymesen responded that they do not have a deadline until the public hearing the first meeting in September.

Motion carried.

**REPLACEMENT OF FAILED PICNIC SHELTER IN CITY PARK:** Councilman Hassell stated that the picnic shelter in the City Park succumbed to old age and a lot of snow and was taken down as a safety hazard. Mr. Eastwood commented that there were about 55 reservations for the shelter last year and it served over 5,000 people. He believes that it is a necessity to replace that facility. The funds for replacement will come from the Parks Capital Improvement Fund. Mr. Eastwood commented that the Finance Director is comfortable that the city will generate enough revenue through parks reservations and other mechanisms to take care of the picnic shelter replacement.

MOTION: Motion by Hassell, seconded by McEvers, to approve the replacement of the picnic shelter in City Park using Parks Capital Improvement funding.

DISCUSSION:

Mr. Eastwood confirmed that the replacement of the picnic shelter will not hinder funding the dog park or the Landings park.

Motion carried.

**ORDINANCE NO. 3331  
COUNCIL BILL NO. 08-1007**

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING SECTION 2.86.010 TO REDUCE THE REQUIRED NUMBER OF MEMBERS FROM FIVE (5) TO FOUR (4) AND REDEFINE THE MEMBER QUALIFICATIONS; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDE FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

STAFF REPORT: Karen Haskew, Urban Forester, stated that in the past the city has had many persons in the "green" industry who were available to serve on the Urban Forestry Committee. Right now, the committee is set up for eight members, five of which must have expertise in forest management and practice. At this time the committee has four "green" members but has had a fifth opening for the last two years that they have been unable to fill. The Urban Forestry Committee and the Parks & Recreation Commission are recommending that the number of "green" members be changed from five to four, and that the green qualifications be expanded to include tree care professionals and master gardeners.

MOTION: Motion by Hassell, seconded by Kennedy, to pass the first reading of Council Bill No. 08-1007.

ROLL CALL: Bruning, Aye; Edinger, Aye, Goodlander, Aye; Kennedy, Aye; McEvers, Aye; Hassell, Aye. Motion carried.

MOTION: Motion by Edinger, seconded by Goodlander, to suspend the rules and to adopt Council Bill No. 08-1007 by its having had one reading by title only.

ROLL CALL: Edinger, Aye; Goodlander, Aye, Kennedy, Aye; McEvers, Aye; Hassell, Aye; Bruning, Aye. Motion carried.

**RESOLUTION NO. 08-023**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN AGREEMENT FOR ANIMAL SHELTER SERVICES, WITH KOOTENAI HUMANE SOCIETY ITS PRINCIPAL PLACE OF BUSINESS AT 11650 N. RAMSEY ROAD, HAYDEN, IDAHO 83835.

STAFF REPORT: Wendy Gabriel, City Administrator, stated that the city's agreement with the City of Post Falls is expiring. As a result, they would like to enter into a relationship with the Kootenai Humane Society for dog sheltering. This agreement gives the city an opportunity to test the humane society's customer service delivery because the city is also starting to negotiate and develop site plans for a new facility. The savings

will be about \$2,600.00 a month. The humane society will insure that all animals that are accepted will not leave the facility until they have received a rabies vaccine and been licensed. Ms. Gabriel confirmed that the humane society is ready to take the dogs right away if the agreement is approved. Any animals that are picked up yesterday or the day before will stay in Post Falls for five days so there might be animals at both places. She encouraged citizens to check with the city first and they will be able to tell them which facility to go to in order to pick up their animal.

Councilman Hassell confirmed that the contract is for dogs only. He stated that he would hope that during the negotiations with the Humane Society that we will talk about cats. He thinks it is unconscionable that we can't take strays to the Humane Society. Ms. Gabriel stated that there will be a home for cats at the new facility.

Councilman Hassell asked what is the time period for the contract. Ms. Gabriel stated that it is renewable after one year. At that time the fees will be reviewed.

Mr. Phil Morgan, Director of the Kootenai Humane Society, stated that their cost to house a dog at their shelter is about \$130.00. The difference between the \$95.00 they are charging the city and their \$130.00 cost will be made up by the impound money that they receive from citizens who pick up their animals. He commented that it will be a test run and they are hoping to increase reclaims by putting animals on their website. It will be a test run. They are hoping to increase reclaims by putting animals on their website. Mr. Morgan commented that he feels comfortable that the humane society isn't going to lose and they can help the city.

MOTION: Motion by Hassell, seconded by McEvers, to adopt Resolution No. 08-023.

ROLL CALL: Goodlander, Aye; Kennedy, Aye, McEvers, Aye; Hassell, Aye; Bruning, Aye; Edinger, Aye. Motion carried.

#### **RESOLUTION NO. 08-024**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO ESTABLISHING A NOTICE OF TIME AND PLACE OF PUBLIC HEARING OF THE PROPOSED AMENDED BUDGET FOR FISCAL YEAR 2007-2008, AND INCLUDING PROPOSED EXPENDITURES BY FUND AND/OR DEPARTMENT, AND STATEMENT OF THE AMENDED ESTIMATED REVENUE FROM PROPERTY TAXES AND THE AMENDED TOTAL AMOUNT FROM SOURCES OTHER THAN PROPERTY TAXES OF THE CITY FOR THE ENSUING FISCAL YEAR AND PROVIDING FOR PUBLICATION OF THE SAME.

WHEREAS, it is necessary, pursuant to Idaho Code 50-1003, for the City Council of the City of Coeur d'Alene, prior to passing an Amended Annual Appropriation Ordinance, to prepare a proposed amended Budget, tentatively approve the same, and enter such proposed amended Budget at length in the journal of the proceedings; NOW, THEREFORE,

BE IT RESOLVED, by the Mayor and City Council of the City of Coeur d'Alene, that the following be and the same is hereby adopted as an Amended Estimate of Expenditures and Anticipated Revenue of the City of Coeur d'Alene for the fiscal year beginning October 1, 2007:

**GENERAL FUND EXPENDITURES:**

Mayor and Council-----	\$	<del>193,585</del>	196,349
Administration-----		787,352	
Finance Department-----		771,370	
Municipal Services-----		<del>1,251,108</del>	1,278,991
Human Resources-----		244,632	
Legal Department-----		1,211,519	
Planning Department-----		546,406	
Building Maintenance-----		<del>527,636</del>	541,636
Police Department-----		<del>8,675,965</del>	8,732,252
K.C.J.A. Task Force-----		<del>24,340</del>	149,340
C.O.P.S. Grant-----		58,061	
Byrne Grant-----		<del>45,730</del>	136,392
Fire Department-----		5,879,934	
General Government-----		<del>344,313</del>	1,649,340
Engineering Services-----		<del>1,310,081</del>	1,459,988
Streets/Garage-----		<del>2,351,755</del>	2,434,730
Parks Department-----		1,643,316	
Recreation Department-----		<del>800,110</del>	823,517
Building Inspection-----		<del>834,321</del>	

**TOTAL GENERAL FUND EXPENDITURES:**      ~~\$27,501,534~~    \$29,379,446

**SPECIAL REVENUE FUND EXPENDITURES:**

Library Fund-----	\$	<del>1,074,027</del>	1,085,112
Impact Fee Fund-----		585,000	
Parks Capital Improvements-----		<del>487,500</del>	737,500
Annexation Fee Fund-----		230,000	
Insurance / Risk Management-----		<del>310,500</del>	350,500
Cemetery Fund-----		293,738	

**TOTAL SPECIAL FUNDS:**      \$ 2,980,765    \$3,281,850

**ENTERPRISE FUND EXPENDITURES:**

Street Lighting Fund-----	\$	560,203	
Water Fund-----		<del>6,284,904</del>	6,300,904
Wastewater Fund-----		<del>13,001,464</del>	14,570,736
Water Cap Fee Fund-----		960,000	
WWTP Cap Fees Fund-----		2,482,683	

Sanitation Fund-----	3,025,984	
City Parking Fund-----	<del>167,132</del>	240,982
Stormwater Management-----	1,504,169	
<b>TOTAL ENTERPRISE EXPENDITURES:</b>	<b><u>\$27,986,539</u></b>	<b><u>\$29,645,661</u></b>
TRUST AND AGENCY FUNDS:-----	<del>2,647,708</del>	3,147,708
STREET CAPITAL PROJECTS FUNDS:-----	250,000	
2006 GO BOND CAPITAL PROJECT FUND:-	<del>2,940,015</del>	3,240,015
DEBT SERVICE FUNDS:-----	<u>2,372,479</u>	<u>                    </u>
<b>GRAND TOTAL OF ALL EXPENDITURES:</b>	<b><u>\$66,679,040</u></b>	<b><u>\$71,317,159</u></b>

BE IT FURTHER RESOLVED, that the same be spread upon the Minutes of this meeting and published in two (2) issues of the Coeur d'Alene Press, seven (7) days apart, to be published on May 12, 2008 and May 19, 2008.

BE IT FURTHER RESOLVED, that a Public Hearing on the Budget be held on the 20th day of May, 2008 at the hour of 6:00 o'clock p.m. on said day, at which time any interested person may appear and show cause, if any he has, why the proposed amended Budget should or should not be adopted.

STAFF REPORT: Troy Tymesen, Finance Director, invited public input at the public hearing on May 20<sup>th</sup>. Significant items on the budget amendment include improvements to the digesters at the Wastewater Treatment Plant in the amount of \$858,000.00. There are a number of moving pieces in the financial plan and, as a result, the city does a mid-year update amendment to balance the books.

MOTION: Motion by Hassell, seconded by Edinger, to adopt Resolution 08-024.

ROLL CALL: Kennedy, Aye; McEvers, Aye; Hassell, Aye; Bruning, Aye; Edinger, Aye; Goodlander, Aye. Motion carried.

**RESOLUTION NO. 08-025**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AMENDING THE RULES AND REGULATIONS OF THE COEUR D' ALENE WATER DEPARTMENT AS TO RATES, SCHEDULES AND CHARGES.

STAFF REPORT: Troy Tymesen, Finance Director, discussed the proposed water rates and stated that they will be block rates, based upon the number of gallons a customer uses on a monthly basis. There will also be a new commercial rate. The block rates monitor how we use water in the City of Coeur d'Alene. Eighty-Nine percent of residential customers use less than 30,000 of water per day in the summer months. The new water rate will allow the city to read meters every month and provide a monthly statement.

Information will be provided on the statement that will allow residents to view their water consumption and look at ways to reduce it. If a resident uses over 31,000 gallons per month, the rate will go up. Nonresidential customers may see a reduction in the price for 1,000 gallons of water. There will also be an irrigation account. The monthly rate will increase about 13 cents per month. The capitalization fee will increase based on the cost of new wells coming on line to serve new customers. Rates and fees will be put on the web site.

Councilman Goodlander stated that she received an email from a customer who lives on a corner lot and is concerned because of the swales that they have to maintain. Mr. Tymesen confirmed that the new rates take into account every residential customer. Properties that are one acre or over in size will probably go over 30,000 gallons per month. There are mechanisms available that can reduce the amount of water that you use. The city also has an incentive program. There will be a cost of \$.94 for every 1,000 gallons over the 30,000 limit. Mr. Tymesen explained that, as an incentive, if a customer purchases an approved water saving device, the city will reduce their water bill by \$75.00. He further explained that citizens can visit the extension office for information regarding the best and most efficient way to water. The city has also partnered with a couple of environmental organizations and can refer citizens to them. Councilman Goodlander stated that as part of the incentive program, the city should offer themselves as a resource for information on how to best to reduce water use.

Councilman Hassell stated that he thinks it would be appropriate for the Water Department to help coordinate with the extension office to put on a program for CDA-TV to help people learn to conserve.

**MOTION:** Motion by Goodlander, seconded by Edinger, that the Water Department be instructed to look at putting together a water conservation education program and bring it back to council for review.

**DISCUSSION:** Councilman Kennedy stated that a link to the Kootenai Environmental Alliance should be added to the city's web page. Mr. Tymesen confirmed that monthly reading of the meters will commence effective upon the approval of the rate increase.

**MOTION** by Kennedy, seconded by Hassell, to adopt Resolution 08-025.

**ROLL CALL:** McEvers, Aye; Hassell, Aye; Bruning, Aye; Edinger, Aye; Goodlander, Aye; Kennedy, Aye. Motion carried.

### **RESOLUTION NO. 08-026**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A LEASE AGREEMENT WITH THE SALVATION ARMY FOR THE OLD LIBRARY BUILDING AT 201 E. HARRISON AVENUE.

STAFF REPORT: Troy Tymesen, Finance Director, stated that the old library building was built in 1975. Since the new library opened, it has been vacant. Mr. Tymesen has been in contact with a number of nonprofits who have inquired about the building, but it has not sold yet and is incurring monthly maintenance expenses. He further stated that the Salvation Army has an excellent exit strategy and in dealing with other nonprofits, Mr. Tymesen did not feel that they had a good exit strategy if they needed to move. The rental of the building eliminates the monthly expense incurred by the city, and keeps the property under council control in case there are other opportunities. In addition the Salvation Army is not asking for any tenant improvements.

Councilman Edinger asked if there has been any interest in purchasing the old library. Mr. Tymesen responded that there has been some interest, but nothing serious.

Councilman Kennedy stated that he has spoken with other nonprofits about the building, and most people wanted the city to do repairs and improvements. Councilman Bruning stated that he sits on the Board of Directors of St. Vincent DePaul and they have also looked at the building. However, St. Vincent DePaul is not in a financial position at this time to either buy or lease the building.

MOTION by Edinger, seconded by Hassell, to adopt Resolution 08-026.

ROLL CALL: Hassell, Aye; Bruning, Aye; Edinger, Aye; Goodlander, Aye; Kennedy, Aye; McEvers; Aye. Motion carried.

**PUBLIC HEARING: O-4-08 – AMENDMENT TO OFF-STREET PARKING REQUIREMENTS FOR HOTEL/MOTEL PARKING:** Mayor Bloem read the rules of order for this public hearing. Dave Yadon, Planning Director, gave the staff report. He stated that this is a request from a private corporation to reduce the parking requirement for hotels and motels from 1.25 spaces per unit to 1 space per unit. The Planning Commission has recommended approval. Mr. Yadon stated that most communities in the country and around the Pacific Northwest have this ratio. It is also a corporate standard. He further stated that staff feels comfortable with this standard. Parking at the 1.25 ratio requires much more asphalt than is really needed. There are adjustments made in the policy for meetings rooms, restaurants, etc.

Councilman Hassell expressed concern about parking for staff. Mr. Yadon stated that generally if you have a restaurant, the ratio that is required reflects staffing and customers, as well as general meeting room requirements.

Councilman McEvers asked what effect these new regulations would have on already built establishments. Mr. Yadon stated that it has no impact on them, although if they have excess parking, they might choose to add additional rooms to accommodate the additional parking.

**PUBLIC COMMENTS:**

Dick Wandrocke, 4108 Arrowhead Road, was in favor, but did not wish to testify.

Councilman Goodlander expressed concern that the city keeps reducing the requirements for parking, and yet the city has more parking problems as the community grows. She is not sure she is comfortable with reducing the requirements by this much.

Councilman Hassell stated that it wasn't more than a couple of years ago that we reduced the mandatory width of parking spaces. He has found that since that time it is difficult to get in and out of some of those spaces, especially in this area where there is an abundance of larger vehicles.

Councilman Bruning asked if there were any statistics regarding how many hotel and motel occupants are shuttled and don't even bring a vehicle. Mr. Yadon stated that it varies depending on the motel and he doesn't have a direct number at this time. He further stated that from staff's review of the literature and past hotel/motel occupancy, they are quite comfortable with the proposal. Mr. Yadon also commented that the parking space size has not been reduced except for the central core area to allow for a better fit within the city's block system and structured parking.

Councilman Edinger asked if there was an urgency to pass this request. Mr. Yadon responded that there was not. The public hearing was moved forward a month because of other public hearings that were originally scheduled for this night. Normally the council would have had an opportunity to review the Planning Commission minutes from the April 6th meeting.

**MOTION** by Kennedy, seconded by McEvers, to continue this item to the May 20th meeting to give council an opportunity to review the minutes from the Planning Commission.

Motion carried.

**PUBLIC HEARING: O-6-08 – AMENDING ZONING REGULATIONS TO ALLOW PARKS BY RIGHT:** Mayor Bloem read the rules of order for this public hearing. Dave Yadon, Planning Director, gave the staff report. He commented that in the Parks Master Plan there is mention made about streamlining and making it easier for parks to occur in our neighborhoods. There is currently a requirement to go through the Planning Commission to get a special use permit before a park is approved. To make things easier, it is recommended by the Planning Commission, Parks Director, and Planning Director, that the council make parks by right an allowed use in all zoning districts. As parks come forward, they would go through their normal design and development process.

Councilman McEvers stated that he thought the established Planning & Zoning process was the level used by the Parks Director to get the parks that he wanted. Mr. Yadon stated that that is done in the initial subdivision stage when the subdivision layout is occurring. At that time the Parks Director can indicate where they want to have a park. That is done well before the application to the Planning Commission. Therefore, the Planning Commission would still see the subdivision and where the park would be located. The proposed amendment eliminates a step in the process.

Mr. Yadon confirmed that the words “by right” mean that the use is allowed in that zone.

Councilman Hassell commented that he served on the Parks & Recreation Commission in the 70’s, 80’s, 90’s, and again this decade. He remembers the lengthy process they had to go through for a park and always wondered why they made it so difficult. Having a park by right is much simpler but at the same time still gives the city oversight that they didn’t want to lose. He thinks it is a great step forward in providing a necessary amenity.

**PUBLIC COMMENTS:**

Dick Wandrocke, 4018 Arrowhead Road, is in favor, but did not wish to testify.

Harold Hocker, 1413 E. Spokane Avenue, asked why council hasn’t required builders to furnish the land. In most places, if a contractor builds so many houses, they have to build a school. This state has an insane, unconstitutional law and that is where the taxpayers get burned. Councilman Edinger encouraged Mr. Hocker to contact his legislators in this area and inform them how he feels.

**MOTION:** Motion by Goodlander, seconded by Hassell, to approve/deny the proposed amendments to the zoning regulations allowing parks by right.

**ROLL CALL:** Edinger, Aye; Goodlander, Aye; Kennedy, Aye; McEvers, Aye; Hassell, Aye; Bruning, Aye. Motion carried.

**MOTION:** Motion by Edinger, seconded by Goodlander, to separate out O-4-08, Parking Requirement for Hotels and Motels, from Council Bill No. 08-1008. Motion carried.

The mayor called for a five minute recess at 8:22 p.m. The meeting reconvened at 8:29 p.m.

**ORDINANCE NO. 3332  
COUNCIL BILL NO. 08-1008**

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTIONS 17.03.040, 17.05.002, 17.05.004, 17.05.020, 17.05.040, 17.05.082 17.05.084, 17.05.100, 17.05.120, 17.05.180, 17.05.200, 17.05.260, 17.05.280, 17.05.340, 17.05.360, 17.05.420, 17.05.440 AND 17.44.050 TO AUTHORIZE NEIGHBORHOOD AND PUBLIC RECREATION USES IN RESIDENTIAL ZONES BY RIGHT; AMENDING SECTION 17.44.050 TO MODIFY THE EXISTING CIVIL USE PARKING REQUIREMENTS USED TO DETERMINE THE NUMBER OF PARKING STALLS REQUIRED FOR A COURTHOUSE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SEVERABILITY CLAUSE; PROVIDE FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

MOTION: Motion by Edinger, seconded by Hassell, to pass the first reading of Council Bill No. 08-1008.

ROLL CALL: Goodlander, Aye; Kennedy, Aye; McEvers, Aye; Hassell, Aye; Bruning, Aye; Edinger, Aye. Motion carried.

MOTION: Motion by Goodlander, seconded by Hassell, to suspend the rules and to adopt Council Bill No. 08-1008 by its having had one reading by title only.

ROLL CALL: Kennedy, Aye; McEvers, Aye; Hassell, Aye; Bruning, Aye; Edinger, Aye; Goodlander, Aye. Motion carried.

**EXECUTIVE SESSION:** Motion by Hassell, seconded by McEvers, to enter into Executive Session as provided by Idaho Code 67-2345 SUBSECTION C: To conduct deliberations concerning labor negotiations or to acquire an interest in real property, which is not owned by a public agency; and SUBSECTION F: To consider and advise its legal representatives in pending litigation or where there is a general public awareness of probable litigation.

ROLL CALL: McEvers, Aye; Hassell, Aye; Bruning, Aye; Edinger, Aye; Goodlander, Aye; Kennedy, Aye. Motion carried.

The Council entered into Executive Session at 8:42 p.m. Those present were the Mayor, City Council, City Administrator, and City Attorney. Matters discussed were those of labor negotiations, personnel, property acquisition and litigation.

No action was taken and the Council returned to regular session at 9:55 p.m.

**ADJOURNMENT:** Motion by Hassell, seconded by Edinger, that there being no further business, this meeting adjourn. Motion carried.

The meeting adjourned at 9:55 p.m.

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Sandi Bloem, Mayor

ATTEST:

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Amy C. Ferguson, Deputy City Clerk