

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

August 20, 2024

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 on August 20, 2024, at 6:00 p.m., there being present the following members:

James Hammond, Mayor

Woody McEvers) Members of Council Present
Christie Wood)
Dan Gookin)
Dan English)
Amy Evans)
Kiki Miller)

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

INVOCATION: Chase Fluhart of Trinity Church led the Invocation.

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

AMENDMENT TO THE AGENDA: MOTION: Motion by Gookin, seconded by Wood to table the item under Announcements 2.b. regarding the nomination for the appointment of Councilmember Seat #4 effective September 1, 2024 to the September 3, 2024 meeting.

DISCUSSION: Councilmember Gookin explained that the reason for his motion is that there is no vacancy which could lead to a problem should an appointment made tonight, and it will be best to fill-up the position on September 3. He stated that the white paper prepared by City Attorney Randy Adams mentioned that there is no specific definition of the word "vacancy" in statutes. He cited Idaho Code §59-901 where a resignation would be submitted in writing to the body and approved by the board. Councilmember Evans requested Mr. Adams to comment on the statement of Councilmember Gookin. Mr. Adams commented that it is how it is interpreted in practice, and it is a legitimate interpretation of a vacancy which occurs upon resignation even if it is effective on a future date. Councilmember English expressed a desire to have a process to fill the vacancy. Councilmember Gookin mentioned a 2011 court case involving a vacancy on the Coeur d'Alene School Board to argue against appointing someone to a seat that is not yet vacant. He added that he would feel better if there was a letter of resignation submitted to Council. Mr. Adams clarified that the statute is somewhat different in the replacement of a Mayor and Council member from a school board member. Councilmember Wood shared that when she resigned from the NIC Board, they were required to submit a resignation letter to the Chairman of the Board. She stated that she agrees with Councilmember Gookin that there is not a current vacancy. Councilmember English stated that the Council is not in a rush and so he supports the motion to table it to next meeting.

ROLL CALL: Evans No; Miller No; McEvers No; English Aye; Wood Aye; Gookin Aye. Mayor Hammond voted No. **Motion failed.**

Mr. Adams mentioned that the City Clerk informed him that a letter of resignation was submitted to her today by Councilmember McEvers.

PUBLIC COMMENTS:

Jeanette Laster, Coeur d'Alene, relayed her concerns about the decision to have recreation vendors at the Atlas Waterfront area. She stated that while she is not opposed to the idea, she wanted to bring to the attention of the Council that she observed that the "no wake" rule is not honored and there are several spots on the stretch that narrows causing a bottleneck. She expressed concern about the current in the area which may cause drowning incidents. Ms. Laster added that the accessible ramp should be monitored, as she witnessed a bike chained and locked blocking access to the ramp, and there's also some algae buildup on the ramp making it slick.

Emily Boyd, Coeur d'Alene, thanked Council for considering the pilot project to have beer and wine at the Farmers Market. She explained that they brought this forward with a lot of research looking at the experience of Moscow, Idaho Falls, and Boise which have been a successful program for them. She added that their intent is still to maintain the family friendly character of downtown Coeur d'Alene.

ANNOUNCEMENTS:

Councilmember McEvers presented a plaque to Mayor Hammond commemorating his years of service as Mayor. He noted that it has been a pleasure to work with him and the state of Idaho will certainly miss his volunteerism. Mayor Hammond thanked the community for the opportunity given to him work and serve them. He also thanked all the staff and Council for working diligently for the people of this community. He stated that it's been a wonderful adventure.

Mayor Hammond requested the appointment of Kevin Jester to the ignitecda Board.

MOTION: Motion by Evans, seconded by Wood to appoint Kevin Jester to the ignitecda Board. **Motion carried.**

Mayor Hammond noted his nomination for the appointment of Councilmember Seat #4 of Kenny Gabriel effective September 1, 2024, pursuant to Idaho Code § 50-608.

MOTION: Motion by Evans, seconded by McEvers to appoint Kenny Gabriel to the position of Councilmember Seat #4 effective September 1, 2024.

DISCUSSION: Councilmember Evans requested Mr. Adams explain the process should there be a tie in the vote. Mr. Adams stated that Idaho Code § 50-602 is the general statute involving the mayor's duties and responsibilities which says that he may vote only when the Council is equally divided. He further explained that the statute involved in replacing a Councilmember says that the Mayor shall appoint or nominate someone to fill a seat and that the Council votes to either confirm

or reject the nominee; however, in case of a tie, he cannot definitely say that the Mayor cannot vote to break a tie because he is not a member of the Council. Councilmember Evans asked if it would put them in legal jeopardy should the mayor choose to break a tie with Mr. Adams responding that the statute is unclear, but anyone can file a lawsuit; however, on this specific issue, it would be unlikely to succeed. Councilmember English stated that he will vote no because he wants to honor the process regardless of the nominee. Councilmember Wood stated that Mr. Gabriel is a proven leader, and she liked him; however, the issue here is that the process is not transparent. She shared that she was contacted by some who were interested in applying but she cannot identify the process. She mentioned that there was nothing in writing issued to the public that they can submit applications if they are interested and there will be public interviews. Councilmember Gookin pointed out that the issue is about transparency and the process. He stated that the Mayor does not have the authority to vote because he is not a member of the Council. Councilmember Miller stated that while she is not familiar with Councilmember Gookin's legal expertise or background on the matter, hence she requested Legal to weigh in about this item. She stated that she agrees with Councilmember Wood's position, given her experience, about having a process. However, she pointed out that a month ago, the Council went through a process where they appointed a Mayor without public input or call for applications, or anything in the process for the appointment in the Mayor's seat and there were also one-on-one conversations that went on. Councilmember Miller stated that the Council was elected to do the work for the people and part of that is to fill an interim Council position. She explained that the statutes can be interpreted one way or another but there is no defined process. Council cannot really know what the entire public wants, but she feels a good segment of the public wants the Council to do its job on what the statutes says and that is the Mayor will nominate and Council will confirm or not. Councilmember Miller stressed that there's only 14 months remaining for this Council seat, and it should be filled with someone who can hit the ground running as the Council has a lot of work ahead. She said that she assumed in good faith that the new Mayor has reviewed the applications he received and have come forward with a nomination that is most qualified from that group. Councilmember Gookin stated that no one was interested in the Mayor's seat outside of Council that is why it's different. He said that he will always side with transparency over expediency. He noted that the name of Mr. Gabriel was not stated in the agenda. Councilmember Wood stated that Councilmember Miller has made some good points about what the statute says and the Council's role but there is nothing that precludes the Mayor to be collaborative with Council and the community. She shared that majority of the people she spoke with want the public to be involved and the Council has no idea who applied to the position and the process that led to this nomination.

Mayor Hammond stated that the Council certainly has the right to propose a process for the selection of any nominee put before them, but they don't have the right to force that upon the Mayor. He added that the code is very clear that the Mayor nominates and the Council either confirms or chooses not to confirm the nomination or appointment. Mayor Hammond stressed that the nominee, Mr. Gabriel, is a good individual and has proven himself to the community for a long time. Additionally, he thinks it is not fair to put him into a seat where three councilmembers voted against a process even if the actual motion is for a person. He said that he will not leave his last meeting forcing a person into a position where half of the Council has voted against the motion and there is a real question about whether the mayor has the right to vote. Given these reasons, Mayor Hammond decided not to vote.

ROLL CALL: Evans Aye; Miller Aye; McEvers Aye; English No; Wood No; Gookin No.
Mayor Hammond Abstain **Motion failed.**

CONSENT CALENDAR:

1. Approval of Council Minutes for August 6, 2024 Council Meeting.
2. Approval of Bills as Submitted
3. Approval of Financial Report
4. Approval of a Cemetery lot repurchase from Scott Cranston, Lots 9 and 10, Block Wall A, Section FOR, in Forest Cemetery. (\$700.00)
5. Setting of public hearings:
 - a. September 3, 2024: 0-2-24- City of Coeur d'Alene is requesting the creation of a new zoning district called the University District and rezoning specified properties, in and near the North Idaho College Campus
 - b. September 17, 2024: ZC-3-22: River's Edge Apartments, LLC is requesting a Zone Change from R-12PUD and C-17PUD To R-17PUD and approval of a Development Agreement for property located at 3404 W. Seltice Way
 - c. September 17, 2024: A-1-24; CDA Hockey Academy is requesting +/- 5.096 - acre annexation from County Commercial to C-17 for property located at 3505 W. Seltice Avenue
6. **Resolution No. 24-063** –
 - a. Acceptance of a Utility Easement for Stormwater Line from Dennis Cunningham, for property located at Tax #26053 (IN GL22) URD Lake District 1997 1150N04W
 - b. Acceptance of a Utility Easement for Sewer Line from Dennis Cunningham, for property located at Tax #26053 (IN GL22) URD Lake District 1997 1150N04W
 - c. Approval of the donation of E-ONE Ladder Truck to NIC
 - d. Approving the Second Addendum to the Master Joint Powers Agreement for the Provision of Emergency and Non-Emergency Medical Services in Kootenai County between Kootenai County, the Kootenai County Emergency Medical Services System (KCEMSS), and the City of Coeur d'Alene.
 - e. Approval of bid of and award of a contract to Coleman Oil Company, LLC, for the 2024 City of Coeur d'Alene Fuel Services.

MOTION: Motion by McEvers, seconded by Evans to approve the Consent Calendar as presented, including **Resolution No. 24-063.**

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

RESOLUTION NO. 24-064

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, APPROVING CHANGE ORDER #2 TO THE SOLIDS IMPROVEMENTS CONTRACT WITH APOLLO, INC., IN THE AMOUNT OF \$1,179,999.78 FOR RELOCATION OF THE STORM DRAIN OUTFALL AND OTHER ITEMS SPECIFIED IN EXHIBIT "A," AND EXTENSION OF THE CONTRACT COMPLETION DATE TO MAY 30, 2025.

STAFF REPORT: Wastewater Capital Programs Manager Mike Becker explained that the Solids Building Improvement project is underway, and the Wastewater Department is bringing change orders before the City Council throughout the construction project rather than one change order presented at the end of the project. He mentioned that this is a planned multi-year project where they are replacing one of their obsolete dewatering equipment with a newer and larger centrifuge unit. He stated that this change order includes five change proposal requests (CPR) and seven work change directives (WCD). The CPR's include a credit for a door, conveyor drop modifications, demo belt filter press recirculation pump, piping and appurtenances, buried material change, and additional manual conveyor gates. These items would cost \$52,147.02 with zero additional days added to the project. The WCD's included changes to the following: storm drain outfall reroute, diverter gate for GEA Centrifuge, gas burner and site power light, demo belt filter press, relocation of PPU 7510, centrifuge items, natural gas and waterline revisions. The WCD's total is \$1,127,852.76 with zero days added to the contract. These changes would cost \$1,179,999.78 for a total revised contract amount of \$6,846,208.70. While the changes do not cause additional time needed, the contractor has asked for a time extension until May 30, 2025 because some of the components are taking too long to come in such as the panel that controls all the equipment that would take 72 weeks for manufacturing and shipping. Mr. Becker explained that the change order came out expensive because they had to relocate of the Storm Drain Outfall pipe that was installed in 1937 and the exposed joints in this 36-inch diameter concrete outfall pipe were found deteriorating and leaking into the surrounding ground. He stated that the Department has funds budgeted out of their reserve account.

DISCUSSION: Councilmember McEvers inquired if this change order was not anticipated with Mr. Becker explaining that there were unforeseen conditions. While they knew about the pipe, Mr. Becker stated that they didn't know it was leaking so badly because it was underwater, and it is difficult to tell whether there were cracks in the pipe until they start digging.

MOTION: Motion by McEvers, seconded by Miller, to approve **Resolution No. 24-064** – Approval of Change Order #2 to the Solids Building Improvements Project.

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

PILOT PROJECT PROPOSAL FOR OPEN CONTAINERS FOR THE FARMERS MARKET.

STAFF REPORT: Municipal Services Director Renata McLeod presented the pilot project proposal from the Downtown Association for open containers at the Farmers Market. Ms. McLeod explained that there are several Code sections that regulate the consumption of alcohol (including beer and wine) in the City limits. Over the years, the Council has added exemptions to the general prohibition of consumption of alcoholic beverages outside licensed establishments, however, the City has never allowed open containers City-wide specifically, Municipal Code § 4.25.030 states that “No person shall possess any container, whether open or not, containing any beer, wine or other alcoholic beverage on any City owned, leased or maintained beach, natural area, park, parking facility, playground or play field.” This section specifically allows for permits for alcohol at the Riverstone Park gazebo and amphitheater, Jewett House, City Park and McEuen Park. Municipal Code § 5.08.160 states that “No person shall consume any beer, wine or other alcoholic

beverage or possess an open container of or containing any beer, wine or other alcoholic beverage on any public property, including public streets and alleys, within the City, or at any other place in the City, including any motor vehicle moving or stationary” with 10 exceptions, two of which are protected under state law (allowance at a private residence and licensed establishments). Ms. McLeod explained that the Downtown Association (DTA) made a recent request to the City to consider another exemption to the Code that would allow open containers for participants at the Farmer’s Market that takes place every Wednesday between 4:00 and 7:00 p.m. on 5th Street from Front to Lakeside Avenues. She stated that the DTA proposed to fence the area for security and to ensure that alcohol does not flow into Sherman Avenue, and there will be a similar set-up at South of Sherman to Front Avenue. Ms. McLeod shared that during discussions, the Police Department stated it’s about the leakage of open containers on to other areas of the downtown and about public safety as staffing for law enforcement is already maxed out.

Police Chief White stated that they think the proposal is worthwhile; however, he would like to make the Council aware that the City has already an enormous problem with alcohol in the area. He stated that since January 1, the police have issued 321 warnings for alcohol offenses and written 241 citations, of which 26 resulted in arrests. He added that the majority of these were in the downtown area. Chief White shared that North Idaho has always had a problem with drinking and driving. He said that the national average for fatal alcohol related collisions is a blood alcohol content of .16 and the city’s average blood alcohol content for DUI arrests is .15. He said the highest blood alcohol content of someone that the police in Coeur d’Alene arrested was .38 which is well beyond Idaho’s legal limit of .08.

DISCUSSION: Councilmember Evans asked Chief White if they have tools to handle situations like intoxication or disorderly conduct should Council decide to move forward with the proposal with Chief White responding in the affirmative. However, he also pointed out that this will add up to the current problem with alcohol that they are already dealing with, and they don’t have adequate police staffing during summer months to deploy at downtown. Councilmember McEvers asked if the statistics presented by Chief White are related to the venues where alcohol is permitted with Chief White explaining that if it is permitted, then there is nothing illegal but except for people who ignore the rules and walk outside of barricades with their drinks. He added that the bars downtown have done a fantastic job policing themselves and reached out to the police to intervene when things get out of control. Councilmember Wood recalled her experience during her 26 years as a police officer where she responded to incidents where a fight goes out of control and people died. She stated that alcohol doesn’t always improve an event, and she is worried opening the door to more and more special events. She said that while she completely understands the motivation of this project, she cannot lend support based on the critical incidents she responded to as a police officer in the past. Councilmember Gookin asked if there’s any intention to charge more for those vendors who are going to be distributing alcohol. He stated that the extra cost incurred for public safety should be compensated. Ms. McLeod noted that the City has a set fee based for special events or street closure permit based on the number of streets closed. She added that if there will be additional safety plans that need to be implemented, then it will be the DTA who will set the fee for any vendors. Councilmember Gookin mentioned about training whoever is going to be distributing the beer to properly ID drinkers and to watch out for over serving. Ms. Boyd explained that the intent is to have vendors like the downtown brewery or wine bar to be the one serving alcohol, and they can also consider limiting the number of servings to give to individuals. She

added that they will also work with a security company that is approved by the City. Councilmember Miller asked for the duration of the pilot program and the measuring tools to determine its success or failure with Ms. McLeod explaining that on the side of the City, they will work with law enforcement on additional issues that would occur after excessive amount of drinking. Ms. Boyd stated that they would like to know from the city departments what is affecting them and also if the said project has benefitted the vendors in terms of their sales. She added that they may have only four markets this summer to pilot the project then they would reconvene with city staff to evaluate.

MOTION: Motion by Gookin, seconded by Evans, to direct staff to prepare a code amendment to allow for the pilot proposal to allow open containers within the downtown Farmer’s Market area.

DISCUSSION: Councilmember English said that this sound reasonable but anyone visiting the farmers market who wanted to drink could simply walk to a restaurant and bars on Sherman Avenue. He noted the DTA intends to request an exemption for all DTA sponsored events in the future, hence he will vote against this project as it might cause potential drain in public safety resources which is not worth it.

ROLL CALL: English No; Wood No; Gookin Aye; Evans Aye; Miller Aye; McEvers Aye. **Motion carried.**

RESOLUTION NO. 24-065

A RESOLUTION OF THE CITY OF COEUR D’ALENE, KOOTENAI COUNTY, IDAHO, SETTING A PUBLIC HEARING FOR THE PROPOSED AMENDED BUDGET FOR FISCAL YEAR 2023-2024 AND PROVIDING NOTICE OF THE TIME AND PLACE OF SAID HEARING, INCLUDING PROPOSED EXPENDITURES BY FUND AND/OR DEPARTMENT, A 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, 2023:

	FY 2023-24 BUDGET	FY 2023-24 AMENDED BUDGET
GENERAL FUND EXPENDITURES:		
Mayor and Council	\$276,433	\$276,433
Administration	243,758	\$243,758
Finance Department	1,561,709	\$1,610,634
Municipal Services	2,594,685	\$2,952,428
Human Resources	499,205	\$499,205
Legal Department	1,380,913	\$1,492,492
Planning Department	809,813	\$809,813
Building Maintenance	701,812	\$854,151
Police Department	21,930,655	\$27,161,428
Fire Department	13,587,337	\$13,822,600
General Government	2,019,067	\$2,019,067
Streets and Engineering	7,241,065	\$9,770,421
Parks Department	3,012,992	\$3,100,622
Recreation Department	829,325	\$864,552
Building Inspection	1,146,742	\$1,146,742
TOTAL GENERAL FUND EXPENDITURES:	<u>\$57,835,511</u>	<u>\$66,624,346</u>

	FY 2023-24 BUDGET	FY 2023-24 AMENDED BUDGET
SPECIAL REVENUE FUND EXPENDITURES:		
Library Fund	\$2,058,968	\$2,066,968
Community Development Block Grant	389,963	\$389,963
Impact Fee Fund	63,000	\$796,490
Parks Capital Improvements	710,060	\$732,060
Annexation Fee Fund	520,000	\$520,000
Cemetery Fund	365,309	\$365,309
Cemetery Perpetual Care Fund	4,500	\$4,500
Jewett House	28,615	\$188,815
Reforestation/Street Trees/Community Canopy	120,000	\$120,000
Public Art Funds	239,500	\$239,500
TOTAL SPECIAL FUNDS:	<u>\$4,499,915</u>	<u>\$5,423,605</u>

ENTERPRISE FUND EXPENDITURES:		
Street Lighting Fund	\$760,200	\$760,200
Water Fund	14,471,783	\$14,664,191
Wastewater Fund	27,832,627	\$29,662,627
Wastewater Property Management		
Water Cap Fee Fund	3,000,000	\$3,000,000
WWTP Cap Fees Fund	3,499,100	\$3,499,100
Sanitation Fund	5,315,582	\$5,315,582
City Parking Fund	1,778,929	\$1,778,929
Drainage	2,594,890	\$2,594,890
TOTAL ENTERPRISE EXPENDITURES:	<u>\$59,253,111</u>	<u>\$61,275,519</u>

FIDUCIARY FUNDS:	\$3,447,200	\$3,447,200
CAPITAL PROJECTS FUNDS:	4,598,573	\$4,598,573
DEBT SERVICE FUNDS:	876,307	\$876,307
GRAND TOTAL OF ALL EXPENDITURES:	<u>\$130,510,617</u>	<u>\$142,245,550</u>

	FY 2023-24 BUDGET	FY 2023-24 AMENDED BUDGET
ESTIMATED OTHER REVENUES:		
Interfund Transfers	\$12,350,466	\$12,828,466
Beginning Balance	25,526,577	\$30,807,157
Other Revenue:		
General Fund	25,292,793	\$30,153,048
Library Fund	64,533	\$72,533
Community Development Block Grant	389,963	\$389,963
Parks Capital Improvement Fund	587,000	\$609,000
Cemetery	264,435	\$264,435
Annexation Fee Fund	-	
Impact Fee Fund	675,000	\$1,408,490
Cemetery Perpetual Care Fund	7,000	\$7,000
Jewett House	28,000	\$188,200
Street Trees	52,000	\$52,000
Community Canopy	1,500	\$1,500
Public Art Funds	18,500	\$18,500
Street Lighting Fund	725,000	\$725,000
Water Fund	7,607,038	\$7,799,446
Wastewater Fund	15,957,210	\$15,957,210
Wastewater Property Management		
Water Capitalization Fees	1,180,200	\$1,180,200
WWTP Capitalization Fees	1,999,100	\$1,999,100
Sanitation Fund	4,690,000	\$4,690,000
City Parking Fund	1,000,000	\$1,000,000
Drainage	1,990,890	\$1,990,890
Fiduciary Funds	3,247,200	\$3,247,200
Capital Projects Fund	2,565,306	\$2,565,306
TOTAL REVENUE OTHER THAN PROPERTY TAXES:	<u>\$106,219,711</u>	<u>\$117,954,644</u>
 SUMMARY:		
	FY 2023-24 BUDGET	FY 2023-24 AMENDED BUDGET
PROPERTY TAXES	\$27,471,334	\$27,471,334
OTHER THAN PROPERTY TAXES	<u>106,219,711</u>	<u>117,954,644</u>
TOTAL ESTIMATED REVENUES	<u>\$133,691,045</u>	<u>\$145,425,978</u>

BE IT FURTHER RESOLVED that a Public Hearing on the said amended Budget be held on the 17th day of September, 2024, at the hour of 6:00 o'clock p.m., at which time any interested person may appear and show cause, if any he/she has, why the proposed amended Budget should or should not be adopted.

STAFF REPORT: City Finance Director/Treasurer Katie Ebner explained that City Council annually amends the original appropriations ordinance for unanticipated expenditures. Idaho Code allows the City Council at any time during the current fiscal year to amend the appropriations ordinance to reflect the receipt of revenues and/or the expenditure of funds that were unanticipated when the ordinance was adopted. The City each year adopts an amendment or amendments to the appropriation's ordinance. Ms. Ebner stated that total budgeted General Fund expenditures have been increased by \$11,734,933, incorporating both unanticipated income and the use of Fund Balance from carryovers or one-time costs previously approved by the Council. Key adjustments to revenues include: Electricity franchise revenues increased by \$130,000; Grants (Federal and Miscellaneous) increased by \$2,822,542 due to additional grant awards made after the budget was set; Interest earnings increased by \$249,084 due to higher than anticipated interest rates on the City's reserves; Proceeds on Lease of \$722,735; and ICRMP claim payment of \$752,894 recognized in FY24 from a claim from ICRMP for the fire at the Police Department outbuilding. Ms. Ebner mentioned significant adjustments to expenditures such as for Public Safety, an additional \$5,230,773 was allocated to the Police and Fire Departments; however \$5M of these costs are one-time costs in FY24, \$732,000 are related to the Police Department outbuilding fire, and \$4.3M is to reflect the total costs of the expansion of the Police Department; Street Department, just over \$1M was allocated for the remodel of the Streets Department building, and just over \$700k for street overlay projects approved in the fiscal year. The Wastewater Department's budget was adjusted by \$1.8M, to cover for the Treatment Operations building remodel, a sewer replacement, and the Solids Building improvements. Ms. Ebner explained that the remaining cost increases in the General Fund include various unanticipated expenses such as staff overtime, separation payments for accrued comp time, vacation, and retirement sick leave payouts, spending from new grant awards, and the continuation of project expenses carried over from the previous year. Ms. Ebner noted that these budget amendments are necessary to ensure that the City of Coeur d'Alene can continue to provide essential services and maintain its infrastructure.

DISCUSSION: Councilmember English shared that he received information from the Tax Commission about property tax relief and it would be good to be aware of the numbers as the Council decides on the final budget. Councilmember Gookin commented that this process is normally done at the end of September with Mr. Tymesen clarifying that the item is just setting the public hearing on September 17 and forecasting what's going to happen through the remainder of September. Councilmember Gookin asked if the numbers could change before the date of the hearing with Ms. Ebner stating that the numbers cannot go above the overall expenditure appropriation. She added that she is confident with this Resolution being added to the current year budget.

MOTION: Motion by Gookin, seconded by McEvers to approve **Resolution No. 24-065** - Approving the setting of a public hearing for September 17, 2024 for amendments to the Year 2023-24 Financial Plan.

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

(LEGISLATIVE PUBLIC HEARING) APPROVAL OF THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PLAN YEAR 2023 SUBSTANTIAL AMENDMENTS TO THE ANNUAL ACTION PLAN

STAFF REPORT: CDBG Specialist Sherrie Badertscher requested Council’s approval of a substantial amendment of CDBG Plan Year 2023’s Annual Action Plan (AAP). She stated that CDBG regulations require that if there are line-item changes which total to more than 20% of the budget or if there are projects that the city intends to fund that were not included in the original action plan, then it would constitute a substantial amendment which would require citizen participation. She explained that the City’s HUD allocation for PY23 is \$358,560.00, and the proposed PY23 AAP amendments include the following: addition of the annual goal of Public Facility Rehabilitation and provide funding in the amount of \$201,848.00; reduction of funding for the Affordable For-Sale and For-Rent Housing Goal from \$158,064.00 to \$0.00; and a reduction in funding for Rental Subsidies from \$43,784.00 to \$0.00. These amendments would allow for the allocation of funds for Public Facility Rehabilitation through the city’s Community Opportunity Grant Program. Ms. Badertscher noted that they advertised the opportunity for public hearing and comments to the AAP substantial amendment and they received comment from St. Vincent de Paul for some terminology changes in the draft plan. Based on the total funding of \$358,560.00 the revised 2023 AAP budget would be adding the \$201,848.00 Community Opportunity Grants for public facility improvements to the \$10,000.00 for Lake City Center “Meals on Wheels;” \$75,000.00 for Emergency Minor Home Repair and Accessibility Program (EMRAP); and \$71,712.00 for Administration.

DISCUSSION: Councilmember McEvers asked for the reason behind the substantial amendment with Ms. Badertscher explaining that last year the Community Opportunity Grant program was for a proposal from a nonprofit to build workforce housing; however, the nonprofit was unable to secure land to build the project. She stated that they reopened the 2023 funds this summer and allowed organizations to submit proposals for funding. She added that the submissions were mostly for public facility improvements, and they did not receive any housing proposals.

PUBLIC TESTIMONY: Mayor Hammond opened the public testimony portion of the meeting and the Clerk sworn-in those who will testify.

Patty Wheeler, Coeur d’Alene, thanked the Council for the funding allocation that would allow them to remodel their kitchen facility and replace the roof. She shared the many housing programs that Safe Passage has been able to create to help people in the community. Councilmember Evans thanked Ms. Wheeler for the work they are doing in the community.

Larry Riley, Hayden, noted how the Council has always helped St. Vincent de Paul from the acquisition of the old library to make it a help center to providing maintenance support over the years. He thanked the Council for the funding grant that they will use for roof replacement of the Help Center. He also appreciated Planning Director Hilary Patterson and Ms. Badertscher for the good work.

With no other comments received, Mayor Hammond closed public testimony.

MOTION: Motion by Wood, seconded by Gookin Approval of Community Development Block Grant (CDBG) Plan Year 2023 Substantial Amendments to the Annual Action Plan. **Motion carried.**

RESOLUTION NO. 24-066

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, APPROVING PLAN YEAR 2023 GRANT AWARDS AND CDBG AGREEMENTS WITH ST. VINCENT DE PAUL IN THE AMOUNT OF \$125,000.00 FOR PUBLIC FACILITY IMPROVEMENTS, AND WITH SAFE PASSAGE IN THE AMOUNT OF \$76,848.00 FOR PUBLIC FACILITIES IMPROVEMENTS.

STAFF REPORT: CDBG Specialist Sherrie Badertscher noted that with the approval of the CDBG PY23 substantial amendments to the Annual Action Plan, the Grant Review Committee recommends the following awards: St. Vincent de Paul North Idaho in the amount of \$125,000.00, for public facility improvements to replace the roof on the HELP Center which is Region 1's Access Point for Homelessness services; and Safe Passage in the amount of \$76,848.00, for public facility improvements to replace the roof and remodel the kitchen at their confidential Safe Shelter for survivors of domestic violence.


MOTION: Motion by McEvers, seconded by Miller to approve **Resolution No. 24-066** - Approving Grant Awards to, Agreements with, St. Vincent De Paul and Safe Passage for funding through the 2023 Community Opportunity Grants.

DISCUSSION: Councilmember McEvers stated that he learned Mr. Riley is leaving St. Vincent de Paul. He said he did a great job there and hopes that he can help the organization find someone to replace him.

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

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

The meeting adjourned at 7:48 p.m.


James Hammond, Mayor
MAYOR PRO TEM

ATTEST:


Jo Anne Mateski
Executive Assistant