

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

May 5, 2020

The Mayor and Council of the City of Coeur d'Alene met in a regular session of said Council at the Coeur d'Alene City Library Community Room May 5, 2020 at 6:00 p.m., there being present upon roll call the following members:

Steve Widmyer, Mayor

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

**CALL TO ORDER:** Mayor Widmyer called the meeting to order.

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

**PLEDGE OF ALLEGIANCE:** Councilmember McEvers led the Pledge of Allegiance.

**FIRE BOAT GARAGE UPDATE** – Due to some technical difficulty, this item was continued to the next Council meeting.

**PUBLIC COMMENTS:**

Teree Taylor, Coeur d'Alene, noted that she connected with the CDA Triathlon nine years ago, when she felt they had lacked a champion, and she believes that currently the passion is back. In 1984, the event was created to draw people to the scenic Coeur d'Alene area and this year it's even more important to draw people to the community. She noted that this is a hometown race and she wants to keep it great, and asked the City for their support of the race.

Rob Liddicoat, Coeur d'Alene, stated he was the race director for CDA Triathlon, and asked for the City's support and consideration of the ongoing rescheduling of events. He noted that the event showcases Coeur d'Alene and the community's healthy lifestyle. The event is scheduled to be held August 8 and will feature the same course from prior years.

**COUNCIL COMMENTS:**

Councilmember Miller noted that she is sending regular updates on meetings with salon and gym owners regarding their impending opening. She noted that the Governor's Stage 2 protocols for

those industries were issued today at 4:00 p.m.. Since the openings are scheduled for May 16, they can prepare and be ready to open under those protocols.

Councilmember Wood noted that the Atlas Steering Committee met and will meet again this week to review Requests for Proposals (RFP's). She will provide additional information thereafter.

Councilmember English said that the Council is continuing to social distance from each other during the meeting; however, when wearing masks, you can't see facial features and nonverbal communication so he is specifically not wearing a mask during the meeting. He commented that he chooses to wear a mask otherwise.

**CONSENT CALENDAR:**

1. Approval of Council Minutes for the April 21, 2020 Council Meeting.
2. Approval of Bills as Submitted.
3. Setting of General Services/Public Works Committee meeting for Monday, May 11, 2020 at 12:00 noon.
4. Setting of a public hearing for May 19, 2020 for V-20-02 – Vacation of Lilac Lane right-of-way located in the final plat of Foss Addition.
5. Approval of outdoor seating permit for the Olympia at 301 Lakeside Avenue
6. **Resolution No. 20-028** - A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, ACCEPTING A UTILITY EASEMENT FOR A SEWER LINE FROM COPPER BASIN CONSTRUCTION, INC.

**MOTION:** Motion by McEvers, seconded by Miller, to approve the Consent Calendar as presented, including **Resolution No. 20-028**.

**DISCUSSION:** Councilmember Gookin asked if staff was going to bring forward a waiver of the outdoor eating facility fees for this season. Mr. Tymesen said that staff is looking at the average annual revenue and will bring that item forward for Council consideration at a future meeting with all the information and a specific proposal.

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

**APPROVAL OF A LETTER OF AGREEMENT WITH NIC FOR A TEMPORARY BANNER SIGN OVER THE ROADWAY ON ROSENBERY DRIVE.**

**STAFF REPORT:** Deputy City Clerk Kelley Setters explained that North Idaho College is requesting a permit for one (1) vinyl banner over the City right-of-way, which requires authorization from the City Council. The banner is proposed to be 15" tall and 90" wide and would be hung between two City trees, with the bottom edge 18' above the ground, supported with bungee-type straps that will protect the trees from any damage, over Rosenberry Drive. NIC hopes the banner across the street near the NIC entrance will help welcome students to the campus. City Engineer Chris Bosley made some recommended conditions based on lessons

learned from the banner approved over East Sherman the past few years. Those conditions are intended to protect the tree and the signage.

**DISCUSSION:** Councilmember Wood noted that she sits on the North Idaho College Board of Trustees and would abstain from a vote.

**MOTION:** Motion by English, seconded by Evans to approve a Letter of Agreement with NIC for a temporary banner sign over the roadway on Rosenberry Drive. **Motion carried with Councilmember Wood abstaining.**

### **WASTEWATER TREATMENT PLANT HOT WATER LOOP REPAIR CHANGE ORDER NO. 1 TO AGREEMENT WITH APOLLO, INC.**

**STAFF REPORT:** Capital Programs Manager Mike Becker said that last September the City Council approved a contract with HDR Engineering and Apollo, Inc. for the hot water loop repair project. He explained that the system provides heat generated through their treatment process to the Collections Shop and the Wastewater Administration buildings. It is also responsible for optimizing the Plant's sludge digestion process. The Project was completed on January 27, 2020 and required several change orders resulting in approximately \$8,500 in additional construction costs and \$18,000 in additional engineering costs. The plastic pipe originally specified for the project was reengineered with metal pipe due to problems with the plastic.

**DISCUSSION:** Councilmember McEvers asked if there are more change orders coming. Mr. Becker said that the project is completed so this is the one and only change order.

**MOTION:** Motion by McEvers, seconded by Miller to authorize Change Order #1 (Final) to the Agreement with Apollo, Inc., for the Hot Water Loop (HWL) Repair and with HDR Engineering for Professional Engineering Services in the amount of \$31,932.30. **Motion carried.**

### **RESOLUTION NO. 20-029**

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING A CONTRACT WITH TERRA UNDERGROUND, LLC, TO INSTALL A NEW WATER MAIN IN N. 23RD STREET.

**STAFF REPORT:** Water Assistant Superintendent Kyle Marine explained that the water main on North 23rd Street was installed in 1955 and is a 4" steel line. It feeds the southern half of the Elm Street boosted zone. With the upgraded water main on East Boyd Avenue that was completed last year, this is the second phase of the pressure zone switchover that will help alleviate the strain on the Elm Street Booster Station that currently serves over 600 customers. The connections in the zone have exceeded the established capacity of the booster station and Stanley Hill Storage Tank. The 2012 Water Comprehensive Plan Update looked at the deficiency and recommended a phased approach for a new transmission main, a new booster station, and a new storage facility to split the existing zone into two smaller zones, each with their own station and tank. Staff is requesting that a ten percent (10%) contingency be approved

as well in the event that unknown obstacles are encountered during the project. The approved project total, including the requested \$153,508.00 contract and a ten percent contingency of \$15,350.80, would total \$168,858.80.

**DISCUSSION:** Councilmember McEvers asked for more clarity on the location. Mr. Marine explained that it is 950 feet of line on Boyd Avenue connecting Pennsylvania Avenue. The project connects into a water main on Pennsylvania that was upgraded with the Lilac Glen project. Councilmember Miller asked what the expected start date was. Mr. Marine explained that the start date is not finalized, but they expect to start within two weeks. Councilmember Miller noted the bridge work on Pennsylvania and asked if they will be coordinating the project. Mr. Marine noted that they plan to finish the work before the bridge is open. Councilmember English asked if they saw better pricing during this time. Mr. Marine said that he didn't think the price was reduced, but he did receive multiple bids on the project that they weren't expecting, which he thought was due to Washington contractors being unable to work within the state of Washington.

**MOTION:** Motion by McEvers, seconded by Evans to approve **Resolution No. 20-029** - Approval of an agreement with Terra Underground, LLC. for construction of the 23rd Street Water Plan - Pursuant to Purchasing Policy Adopted by Resolution No. 17-061 and authorization of the addition of a ten percent (10%) contingency, if unknown obstacles are encountered during the project.

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

**LEGISLATIVE PUBLIC HEARING SUBSTANTIAL AMENDMENTS TO THE ANNUAL ACTION PLAN (AAP) AND CITIZEN PARTICIPATION PLAN FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR THE PLAN YEAR 2019 TO INCLUDE THE NEW CDBG-CV FUNDS IN RESPONSE TO COVID-19. THE CITY'S ALLOCATION OF CDBG-CV FUNDS WILL BE \$199,675.**

**STAFF REPORT:** Community Planning Director Hilary Anderson, and CDBG Specialist Chelsea Nesbitt noted that the Federal Government provided the City with \$199,675 in additional CDBG funds for response, preparedness, and prevention of COVID-19. The direction from HUD is to update the Citizen Participation Plan and amend the Plan Year 2019 Action Plan. Ms. Anderson reviewed the funding budget proposed for the amendment. She explained how they propose to move the funds forward that will relate to COVID response, as required by HUD. HUD has provided waivers to the public comment period on the CDBG-CV funding due to the urgent nature of the COVID-19 pandemic and the need to distribute funds quickly. This has reduced the public comment period for the AAP Amendment to 5 days. The 2019 AAP and CDBG Citizen Participation Plan have been amended and were posted on the City's website for public review and comment on April 21, 2020, along with a list of eligible activities to receive the CDBG-CV funds. The 139-person stakeholder list was notified of the amended plans and opportunities to comment, and legal notice of the public comment period and public hearing on May 5, 2020 was published on April 21st and 28th in the Coeur d'Alene Press. Information was

also shared on social media, the City's website, and CDA TV. As of the date of the staff report, no public comments have been received on either document.

**DISCUSSION:** Councilmember McEvers asked if they were approving any specific allocations. Ms. Anderson explained that she will bring the recommended allocations forward on May 19. Councilmember McEvers said that he hopes that they can fund some assistance to independent businesses. Ms. Anderson explained that they recently had a conference call with HUD representatives and are learning more about how to move forward with those categories of funding. Additional guidance is forthcoming and there are some additional hurdles that are more challenging with job creations and retention, including additional reporting requirements and income qualifications. Councilmember Gookin expressed concern over the 20% administrative funding and questioned if it would be needed. Ms. Anderson noted that they do not know all the potential administrative expenses and the potential to fund a City-wide COVID position. She clarified that they will need approximately \$11,000 to bring Ms. Nesbit's position to a 40 hour position during this time. Councilmember Gookin asked if the community grants amount of \$159,740 included the three previously approved grants. Ms. Anderson confirmed that is the total including the three approved grants. Councilmember Gookin questioned if \$40,000 can be moved from Administration to the grant's category. Ms. Anderson reiterated that they will need some of the funds to pay for the additional hours worked by the Grant Specialist. Mayor Widmyer clarified that tonight is the time to make that decision to accept the funds and the specific allocations will come later. The Mayor suggested taking \$30,000 of administration fund and moving it to the grant's category. Councilmember English said that he felt it was premature to move the funds around and as the City does not know that anything left over can be used down the road. He commented that he felt that the program is not a good fit for business aid, and noted that the Governor has released aid of \$300 Million for small businesses under 20 people, buying of supplies, and reinvesting in the local economies. Councilmember English said that he felt that the City can meet the current needs and hold off on deciding to move the Administrative funds for 6-9 months, when they can help another cause. Councilmember Wood said that she hopes they can allocate some funds at the next meeting and would like to take as much as possible and move it to the main grant. She believes the purpose of the dollars are to meet immediate need. Mayor Widmyer asked what the amount is that is being reviewed for community grants. Ms. Anderson said that they have received requests in the amount of \$307,700, which is more than what is available. The requests range in size. Councilmember McEvers said that he hopes funding can be provided for the retention of jobs held by low-to-moderate income people.

**PUBLIC COMMENTS:** Mayor Widmyer opened public comments, and hearing none, he closed the public comment period.

**MOTION:** Motion by Gookin, seconded by English to approve the amendments to the Annual Action Plan and Citizen Participation Plan for the use of Community Development Block Grant (CDBG) funds for the plan year 2019 to include the new CDBG-CV funds in response to COVID-19 in the amount of \$199,675.

**DISCUSSION:** Councilmember Miller asked what the deadline was for the application of the funds. Ms. Anderson noted that the original deadline was April 10, 2020, and confirmed that staff will come back to Council at the next meeting with additional recommendations.

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

**EXECUTIVE SESSION:** Motion by McEvers, seconded by Wood to enter into Executive Session pursuant to Idaho Code 74-206(1)(c), to acquire an interest in real property which is not owned by a public agency and 74-206(1)(d), to consider records that are exempt from disclosure as provided in chapter 1, title 74, Idaho Code.

**DISCUSSION:** Councilmember Gookin clarified that any action taken after executive session will be televised via YouTube.

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

The City Council entered Executive Session at 7:01 p.m. Those present were the Mayor, City Council, City Administrator, City Clerk, City Attorney. Council returned to regular session at 8:08 p.m.

**SETTING OF A PUBLIC HEARING FOR RIVER’S EDGE APARTMENTS, LLC’S REQUEST FOR RECONSIDERATION.**

**MOTION:** Motion by Miller, seconded by McEvers to deny the request for a setting of a Public Hearing for River’s Edge Apartments, LLC’s Request for Reconsideration for the Zone Change from R-12 to C-17.

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

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

The meeting adjourned at 8:10 p.m.

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Steve Widmyer, Mayor

ATTEST:

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Renata McLeod, CMC  
City Clerk