

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

September 15 2015

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 September 15, 2015 at 6:00 p.m., there being present upon roll call the following members:

Steve Widmyer, Mayor

Amy Evans)	Members of Council Present
Dan Gookin)	
Kiki Miller)	
Steve Adams)	
Woody McEvers)	
Loren Ron Edinger)	

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

INVOCATION: The invocation was provided by Pastor Jeff Rinehart with Chi-Ro Community Church of Coeur d'Alene.

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

PRESENTATION: SHERMAN AVENUE ACTIVE TRANSPORTATION SAFETY AUDIT
Chris Danley with Vitruvian Planning presented pictures depicting some of the areas on east Sherman that could be improved to increase safer pedestrian and bicycle traffic. His recommendations include seven ways to make the Sherman corridor safer, which are

1. Reduce Speed limit through design
2. Buffered bicycle lanes that are 6 foot acceptable
3. Increase the number of protected crossings
4. Adopt continental or ladder style markings on pavement
5. Retime the crosswalk signals
6. Embrace ITS technology for signals for east-west traffic
7. Enforce the municipal codes

Hilary Anderson, City Planning Director then explained that the public did a walking audit of the area and after the audit, the City with the help of the Engineering, Streets, and Parks, and the Police Department, Code Enforcement Officer, part of the recommendations have already been implemented. Some crossings have been restriped, the crossing time for signals has been adjusted, a stop sign was moved, trees were trimmed for visibility, and an obstacle which was obstructing vision was also removed. Ms. Anderson commented that the City is also doing traffic studies, and traffic counts to evaluate whether lowering the speed limit to 25 mph on Sherman is viable. Even if the speed limit were not reduced, they are working on layout designs for curbing, etc. that may also lower traffic speed.

Mayor Widmyer asked about a recommendation to eliminate the push buttons on Sherman for pedestrians. The consultant stated that the timing for the lights should be the same for both pedestrians and vehicles but there is a cost for the change out to remove them, which the City would incur. He also questioned whether this would create additional congestion on adjacent parallel streets.

Councilman McEvers noted that it appears that the recommendation is to slow traffic down on Sherman and the consultant confirmed that yes, in order to make a more viable pedestrian and customer friendly environment, traffic must move slower. He also questioned how much more paint would be required for the additional and wider crosswalks as this would add additional cost for implementation and maintenance. The consultant stated that the City could use thermoplast which costs more up front but has more longevity.

Councilmember Gookin commented that he feels lighting is a key factor for safety at night. The consultant agreed, by indicating that safety can be accomplished by more eyes on the street if they are well lit, and included in design, tree canopies that allow more visibility, citizen volunteer patrols, better marking of intersections, and better law enforcement in those areas.

Councilman Edinger stated that the intersection by the liquor store on Sherman is also a major north to south route for children living on the south side of Sherman who go to school at Sorenson and cross at this intersection. He feels this area really needs marked crosswalks.

CONSENT CALENDAR: Motion by Evans, second by McEvers, to approve the consent calendar.

1. Approval of Council Minutes for September 1, 2015.
2. Approval of Bills as Submitted.
3. Setting of General Services and Public Works Committees meetings for September 21, 2015 at 12:00 noon and 4:00 p.m. respectively.
4. Approval of Beer/Wine License transfer from Get & Go to CTB LLC D/B/A Get & Go Convenience Store, 270 Neider Avenue, Dave Clark and Ruth Leib
5. **Resolution No. 15-046** - 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 AN AMENDMENT TO THE KOOTENAI COUNTY MULTI-JURISDICTIONAL ALL HAZARD MITIGATION PLAN; APPROVING S-3-12, COEUR D'ALENE PLACE 25TH ADDITION, FINAL PLAT, SUBDIVISION AGREEMENT AND BOND SECURITY APPROVAL; APPROVING A STREET TREE EASEMENT AGREEMENT WITH TOMBSTONE INVESTMENTS, LLC; AND APPROVING A STREET TREE EASEMENT AGREEMENT WITH IDAHO CENTRAL CREDIT UNION

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

PUBLIC COMMENTS: There were no public comments given.

MAYOR AND COUNCIL ANNOUNCEMENTS:

Councilmember Adams noted that Tim Remington with Good Samaritans is sponsoring a fund raiser on Thursday October 21st and seats are still available.

Councilmember Gookin introduced Dave and Janie in the audience who are his friends visiting from California. Dave gave Mr. Gookin his first job in computer publishing. He announced that the public is invited to attend the east Sherman Avenue block party in conjunction with global Park 'ing' Day this weekend on September 18th and 19th. The Friday event will be held from 4:00 p.m. to 9:00 p.m. and Saturday from 11:00 a.m. to 9:00 p.m. The function will include live music, food, beer garden, games, and entertainment. For more information contact Julie at 667-0664. The event is in conjunction with the Board of Realtors.

Councilmember Miller thanked Barbara Nelson who is organizing a fund raiser for the honor flight for surviving World War II veterans to visit the Veteran's Memorial in Washington D.C. You can receive more information from the City Administrator if you would like to contribute or know a veteran who may be eligible to make this journey. The cost is \$1,000.00 per person. On a personal note, she announced that her son has garnered the lead role in Lake City High school's production of Grease.

RESOLUTION NO. 15-047

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING THE CITY'S OFFICIALS TO TAKE ALL ACTION NECESSARY OR REASONABLY REQUIRED TO EFFECTUATE THE LOAN OFFER PROVISIONS, INCLUDING, AS AUTHORIZED BY THE JUDICIAL CONFIRMATION, TO APPROVE THE SUBSTANTIAL FORM OF THE BOND TO BE ISSUED TO DEQ TO EVIDENCE THE LOAN IN THE PRINCIPAL AMOUNT UP TO \$20,000,000 (THE "REVENUE BOND") IN THE FORM ATTACHED HERETO AS EXHIBIT B, WHICH REVENUE BOND WILL BE ISSUED PURSUANT TO THE CITY'S WASTEWATER BOND ORDINANCE NO. 3453, ON PARITY WITH OUTSTANDING BONDS ISSUED THEREUNDER.

STAFF REPORT: Finance Director Troy Tymesen explained that this loan was competitively sought after by other cities and the City was at the top. The rate at 2.75% with a 20 year amortization and no loan fees is an excellent advantage for the City. A rate study was completed and the rates will be sufficient to repay the loan. The authority to incur the debt was received on April 2, 2013.

MOTION: Motion by McEvers, seconded by Gookin, to approve **Resolution No. 15-047**, approving the DEQ Loan Offer, Acceptance and Agreement in the amount of \$20,000,000 for Wastewater Treatment Facility Design and Construction (Project No. WW1601).

DISCUSSION: Councilmember Gookin questioned to ensure rates would be sufficient to cover the debt and Finance Director Tymesen confirmed that it would.

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

RESOLUTION NO. 15-048

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN AGREEMENT FOR PROFESSIONAL SERVICES WITH HDR ENGINEERING, INC. FOR TERTIARY TREATMENT PHASE 2 IMPROVEMENTS.

STAFF REPORT: Wastewater Capital Program Manager Jim Remitz explained that Idaho law forbids competitive bidding for past projects. HDR Engineering has already proved themselves with design, and detailed breakdown for previous projects. The engineers have worked closely with the City.

MOTION: Motion by Gookin, seconded by Evans, to approve **Resolution No. 15-048**, approving a Professional Services Agreement with HDR Engineering, Inc. for Tertiary Treatment Phase 2 Improvements.

DISCUSSION: Councilmember McEvers questioned whether or not the City should just accept their cost figure. Wastewater Director Sid Fredrickson explained that Mr. Remitz has worked closely with the Engineers and scrutinized each item line by line and was able to eliminate \$100,000.00 from the initial proposal of cost for services. HDR assists with all the DEQ required extensive detailed engineering reporting. Mr. Fredrickson also explained some of the cost incurred with added chemicals required due to unanticipated biological reasons in the treatment of wastewater which cannot be forecasted.

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

**COUNCIL BILL NO. 15-1018
ORDINANCE NO. 3517**

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, VACATING A PORTION OF PUBLIC RIGHT-OF-WAY IN THE BOUGHTON & KELSO ADDITION, RECORDED IN BOOK "A" OF PLATS, PAGE 115, RECORDS OF KOOTENAI COUNTY, GENERALLY DESCRIBED AS A PORTION OF SHERMAN AVENUE RIGHT-OF-WAY ADJOINING THE NORTH SIDE OF LOT 1 & 2, BLOCK A LYING IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 50 NORTH, RANGE 4 WEST, BOISE MERIDIAN, CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO; 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: Motion by McEvers, seconded by Miller, to pass the first reading of **Council Bill No. 15-1018**. The Deputy City Clerk was requested to read the title.

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

MOTION: Motion by McEvers, seconded by Edinger, to suspend the rules and to adopt **Council Bill 15-1018** by its having had one reading by title only.

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

**COUNCIL BILL NO. 15-1019
ORDINANCE NO. 3518**

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, VACATING A PORTION OF PUBLIC RIGHT-OF-WAY IN THE GOVERNMENT WAY COMMERCIAL PARK PLAT, RECORDED IN BOOK "G" OF PLATS, PAGE 294, RECORDS OF KOOTENAI COUNTY, GENERALLY DESCRIBED AS A PORTION OF GOVERNMENT WAY RIGHT-OF-WAY ADJOINING THE WESTERLY BOUNDARY OF LOT 1, BLOCK 1 LYING IN THE SOUTHEAST QUARTER OF SECTION 12, TOWNSHIP 50 NORTH, RANGE 4 WEST, BOISE MERIDIAN, CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO; 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: Motion by McEvers, seconded by Evans, to pass the first reading of **Council Bill No. 15-1019**. The Deputy City Clerk was asked to read the title.

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

MOTION: Motion by Edinger, seconded by McEvers, to suspend the rules and to adopt **Council Bill 15-1019** by its having had one reading by title only.

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

RESOLUTION NO. 15-049

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A PUBLIC TRANSIT LETTER OF AGREEMENT WITH KOOTENAI COUNTY.

STAFF REPORT: Mr. Tymesen explained that this letter of agreement is with Kootenai County regarding the Citilink transit service. Kootenai County oversees the project in cooperation with the cities of Coeur d'Alene, Post Falls, Huetter and Kootenai Health, along with the Kootenai tribe. Transit costs are less than where they were 20 years ago based on

population. The group works to provide better locations of stops, and works to obtain funding to maintain the free service.

DISCUSSION: Councilmember Gookin corrected the title as the agreement is with Kootenai County and not ITD, as listed on the agenda.

Councilman McEvers raised the question of why the patrons do not pay a fee for the bus service. Mr. Tymesen explained that the service receives federal funding which would diminish if the service charged a fee. It would also cost more to operate as there it would require more accounting procedures, cash handling, security measures both on and off the buses and more documentation. The County is working with David Evans Associates to examine the feasibility.

MOTION: Motion by Gookin, seconded by Edinger, to approve **Resolution No. 15-049;** Agreement with Kootenai County for Transit Funding.

ROLL CALL: Edinger Aye; Miller Aye; McEvers Aye; Gookin Aye; Evans Aye; Adams No.
Motion Carried.

RESOLUTION NO. 15-050

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING THE APPROVAL OF AN AGREEMENT WITH ANDERSON BROS. CPA'S, P.A. FOR THE ANNUAL CITY AUDIT.

STAFF REPORT: Mr. Tymesen explained that competition is good and the City has maintained a great relationship with Magnuson McHugh for the City audit. This year the City is requesting to change the firm hired to conduct the annual audit to Anderson Brothers CPA'S. The price quoted from both firms was almost equal. The fee is a 14% reduction from the previous year. The scoring system used for determining the quality of the exact audit items scored more favorably for the Anderson Brothers firm.

DISCUSSION: Councilmember Gookin asked whether the fire fund balance would be audited. Mr. Tymesen explained that they do look at the number to determine if it is reasonable, and the funds is almost depleted due to retirements, so a fully detailed audit is not performed on this category.

MOTION: Motion by McEvers, seconded by Adams, to approve **Resolution No. 15-050;** Agreement with Anderson Bros. CPA's, P.A. for Annual City Audit.

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

**COUNCIL BILL NO. 15-1020
ORDINANCE NO. 3519**

AN ORDINANCE AMENDING ORDINANCE 3493, THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2014 APPROPRIATING THE SUM OF \$74,561,945 \$78,203,470, WHICH SUM INCLUDES ADDITIONAL MONIES RECEIVED BY THE CITY OF COEUR D'ALENE IN THE SUM OF \$3,641,525; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDE FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND PROVIDING AN EFFECTIVE DATE HEREOF.

BE IT ORDAINED, by the Mayor and City Council of the City of Coeur d'Alene, Kootenai County, Idaho:

Section 1

That Section 1 of Ordinance 3493, Ordinance of the City of Coeur d'Alene, be and the same is hereby amended to read as follows:

That the sum of ~~\$74,561,945~~ \$78,203,470, be and the same is hereby appropriated to defray the necessary expenses and liabilities of the City of Coeur d'Alene, Kootenai County, Idaho, for the fiscal year beginning October 1, 2014.

Section 2

That Section 2 of Ordinance 3493; Ordinances of the City of Coeur d'Alene be and the same is hereby amended to read as follows:

That the objects and purposes for which such appropriations are made are as follows:

GENERAL FUND EXPENDITURES:		
Mayor and Council	\$ 237,027	
Administration	294,883	
Finance Department	735,745	
Municipal Services	1,552,600	
Human Resources	246,929	
Legal Department	1,476,346	
Planning Department	549,988	
Building Maintenance	480,102	488,102
Police Department	11,216,460	11,483,036
Drug Task Force	25,710	
ADA Sidewalks	265,657	
COPS Grant	169,690	
Fire Department	8,265,708	8,719,739
General Government	49,150	1,119,150

Engineering Services	1,287,825	1,736,127
Streets/Garage	2,515,577	2,927,708
Parks Department	1,869,944	1,892,744
Recreation Department	796,341	835,211
Building Inspection	842,057	
TOTAL GENERAL FUND EXPENDITURES:	\$ 32,877,739	\$ 35,598,449
SPECIAL REVENUE FUND EXPENDITURES:		
Library Fund	\$ 1,387,111	1,389,811
Community Development Block Grant	359,966	
Impact Fee Fund	194,956	
Parks Capital Improvements	244,000	413,550
Annexation Fee Fund	117,000	
Insurance / Risk Management	420,000	
Cemetery Fund	284,190	
Cemetery Perpetual Care Fund	97,500	
Jewett House	67,089	
Reforestation/Street Trees/Community Canopy	68,500	
Arts Commission	6,750	
Public Art Funds	210,600	
TOTAL SPECIAL FUNDS:	\$ 3,457,662	\$ 3,629,912
ENTERPRISE FUND EXPENDITURES:		
Street Lighting Fund	\$ 535,600	605,600
Water Fund	8,325,955	
Wastewater Fund	14,709,771	14,790,771
Water Cap Fee Fund	700,000	
WWTP Cap Fees Fund	1,913,000	
Sanitation Fund	3,560,334	3,795,334
City Parking Fund	220,840	
Drainage Fund	1,179,109	1,356,574
TOTAL ENTERPRISE EXPENDITURES:	\$ 31,144,609	\$ 31,708,074
FIDUCIARY FUNDS:	\$ 2,575,420	
STREET CAPITAL PROJECTS FUNDS:	3,257,500	3,442,600
DEBT SERVICE FUNDS:	1,249,015	
GRAND TOTAL OF ALL EXPENDITURES:	\$ 74,561,945	\$ 78,203,470

Section 3

All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 4

This ordinance shall take effect and be in full force upon its passage, approval and publication in one (1) issue of the Coeur d'Alene Press, a newspaper of general circulation published within the City of Coeur d'Alene and the official newspaper thereof.

STAFF REPORT: Mr. Tymesen explained that the fiscal year ends on September 30 and the City must anticipate what the year end budget will be. He explained some of the changes in line items and mentioned some of the accomplishments such as the acquisition of the railroad right-of-way, purchase of a fireboat through the sale of bonds, along with the public assisting such as the construction of the building at Person's field which was donated by Junior Tackle Football.

PUBLIC HEARING COMMENTS: Mayor Widmyer called for public comments with none being received.

DISCUSSION: Councilmember Gookin referred to the BNSF purchase which was not budgeted. Mr. Tymesen explained that it is an interfund loan that will be paid back. Councilmember Gookin also noticed that the sanitation line item was larger than anticipated.

Councilmember Adams questioned what Mr. Tymesen meant when he mentioned that the fund balance is growing by a little bit. Mr. Tymesen replied that it is very hard to forecast but the amount of \$326,000 is aggressive and there is still two weeks to the end of the fiscal year.

Mayor Widmyer referred to the Fire Fighters Retirement Fund that had not been properly funded. Mr. Tymesen explained that PERSI took over the fund and kept the funds separate. The investments have been good and now it is very possible to meet 110% funding. The State's fiscal year ends July 1, so he will know at that time where the numbers will be. It has been a good investment year.

MOTION: Motion by McEvers, seconded by Adams, to pass the first reading of **Council Bill No. 15-1020**. Mayor Widmyer asked the Deputy City Clerk to read the title.

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

MOTION: Motion by Edinger, seconded by Evans, to suspend the rules and to adopt **Council Bill 15-1020** by its having had one reading by title only.

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

MOTION: Motion by Gookin, seconded by Evans, to enter into Executive Session as provided by Idaho Code 74-206 (j) to consider labor contract matters authorized under Idaho Code Section 74-206A(1)(a) and (b).

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

The City Council entered into Executive Session at 7:23 p.m. Those present were the Mayor, City Council, City Administrator, Finance Director, and City Attorney. Council returned to regular session at 7:30 p.m.

RESOLUTION NO. 15-051

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A REQUEST FOR RETIREMENT MEDICAL BENEFIT AGREEMENT (RMBA) WITH JUDY HOUSE.

MOTION: Motion by Gookin, seconded by McEvers, to approve **Resolution No. 15-051;** Agreement with Judy House for Retirement Medical Benefits.

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

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

The meeting adjourned at 7:33 p.m.

Steve Widmyer, Mayor

ATTEST:

Kathy Lewis, Deputy, City Clerk