

MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT COEUR D'ALENE CITY HALL,
APRIL 19, 2005

The Mayor and Council of the City of Coeur d'Alene met in a regular session of said Council at the Coeur d'Alene City Hall, April 19, 2005 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Loren Edinger)	Members of Council Present
Al Hassell)	
Woody McEvers)	
Ben Wolfinger)	
Deanna Goodlander)	
Dixie Reid)	

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

INVOCATION: Reverend Ron Hunter, Nazarene Church, gave the invocation.

PLEDGE OF ALLEGIANCE: Council President Reid led the pledge of allegiance.

PROCLAMATION – ARBOR DAY: Councilman Wolfinger, on behalf of Mayor Bloem read the proclamation declaring April 25th as Arbor Day in the City. Courtney Carlson, Student representative on the Urban Forestry Committee, accepted the proclamation. She invited the public to attend the Arbor Day activities in the City Park on April 30th. She also distributed the Arbor Day button, as designed by a high school student, to the City Council. Council President Reid expressed her appreciation for Ms. Carlson's civic mindedness.

PUBLIC COMMENTS:

HALFWAY HOUSES WITH SEX OFFENDERS: Sandra Snyder, 805 E. Hastings, read a petition requesting the Council resolve an issue whereby two sex offenders are living at a halfway house within 3 blocks of Bryan School. Sundae Siebert, 803 Hastings, reported that within a ¼ mile triangle of schools there are 23 sex offenders residing within that area and 74 sex offenders residing in the 83814 zip code. Erin Snyder, 805 E. Hastings, lives diagonally across from the house at 724 Hastings where 2 sex offenders reside and he feels unsafe for his children playing in his own yard. He also represented a petition signed by over 100 residents in the area. Susan Snedaker, 812 Hastings, stated that former City Attorney Bill McFarland has indicated that the City could establish zoning codes to rectify this situation. She also believes that half way houses are a commercial enterprise in a residential zone. She also cited a statement from City Attorney Mike Gridley regarding sex offenders residing together. Councilman Wolfinger believes that this is a State-wide issue that needs to be addressed by the State rather than

a zoning issue. She also noted that Home Occupations do not require that residents be notified prior to issuance of a certificate. Councilman Edinger asked when a halfway house comes into a neighborhood or when a house has sexual offenders residing, is the law the State law or County law that requires them to notify the neighborhood. Councilman Wolfinger stated that there are two levels, sex offenders and sexual predator: Sexual Predator Classification require the Sheriff's office to publish the name and location of sexual offenders. Councilman Edinger noted that he has 2 half way houses within 1 ½ blocks from his residence and he feels that the neighborhood should know when a half-way house or sexual predator is in the neighborhood. Councilman Wolfinger noted that as for sex offenders, the Sheriff's office has a list available for sexual offenders in the area. Housing of these types of offenders is a large issue for all cities. He suggested that the City look at regulating the housing of sex offenders around schools. Council President Reid believes that if we wait for the State Legislator it will be 5-6 years before something is done. She believes that no one wants these people living next to them. Councilman Hassell asked if the City has any authority as we do with drug free zones. Carol Goetzman, 1045 N. 8th Street, commented that it is the City's responsibility to keep our children safe from such predators. Teresa Weadick, 5998 Belleville Drive, requested that the City pursue transitional housing for felons.

Motion by Reid, seconded by Edinger that the General Services Committee review the issue of sexual predators in residential areas. Motion carried. Councilman Wolfinger requested the City Clerk add this item to the General Services Committee for Monday, April 25th, and that the City Clerk invite the new Department of Corrections District Director to the meeting. Mayor Bloem encouraged the residents to contact their legislators to address this issue on a State level.

HARRISON AVE. BIKE ROUTE: Mac Cavasar, 621 Dollar St. and a member of the Bike/Pedestrian Committee, believes that this is more than an issue for Harrison but a city wide connectivity issue for bicyclists and pedestrians throughout the City. He believes that tonight's decision sets a precedent for creating a bicycle route throughout the City. He announced that the Bicycle/Pedestrian Committee fully supports the bike path/route on Harrison Avenue. David Weeks, 614 S.13th Street, supports the bike lanes on Harrison Avenue. Heath Wiltse, 821 N. B Street, also supports the bike lanes on Harrison Avenue. He believes that if the City designs a better bicycle plan there would be fewer vehicles on the road. Dana Ducommon, 1218 Harrison Avenue, agrees with the bike route. Richard Ochoa, 1206 N. 15th Street, commented that he saw no bicyclists on Harrison during the past 3 days and he does not believe it is right to eliminate parking on Harrison for the very few people who ride their bikes and believes that they could use the sidewalks on Harrison. Jennifer Wiltse, 1804 E. Mullan Ave. and a member of the Bicycle/Pedestrian Committee, noted that if there are very few cyclists on Harrison it is because there is no designated bike trail on Harrison. Gary Lasher, 1301 E. Harrison, would be in favor of the bike trail as long as the parking is not eliminated. He also believes that Harrison is too busy for a bike path. Chris Copstead, 502 N. 20th, member of the Bike Pedestrian Committee, reported that the compromise suggested by Vern Newby was not a suggestion by the Bicycle Pedestrian Committee. He believes that a bike path cannot be mixed with parked vehicles. The difference between a Class II and

Class III trail is signage. Erin Enders 1212 E. Harrison, agrees to a bike trail on one side of the street but opposes bike lanes on both sides of the street. She would appreciate a compromise to the issue. Carlene Ochoa, 1205 N. 15th, believes that the intersection at 15th and Harrison is a dangerous intersection.

BIKEWAY PLAN ON HARRISON AVENUE: Motion by Edinger, seconded by McEvers to bring the item forward at this time. Motion carried.

MOTION: Motion by Edinger, seconded by McEvers to approve an amendment to the City's Bikeway Plan to reflect a change from a Class II Bike Trail from Gov't Way to 11th and a Class III Bike Route from 11th Street to 15th on Harrison Avenue Street and authorizing striping to be completed during the overlay.

DISCUSSION: Councilman Hassell wonders if a Class II trail is worse than no trail at all because it would give a bicyclist a false sense of security. Councilman Wolfinger has a concern about the kids that a painted white line won't stop them from riding in the street. He would rather see the children riding on the sidewalks. He would rather see a compromise. He believes that the Council needs to address curb cuts. Councilman Reid noted that the curb cuts are a part of this overlay project. Councilman Wolfinger noted that he cannot support eliminating parking on Harrison. Deanna Goodlander, Bicycle/Pedestrian Liaison, noted that part of the Bikeways Plan was eliminating parking on streets. She noted that the only way the bikeway plan is to work is to eliminate parking and if that is not the way the Council wants to go, then we need to re-examine the bikeways plan which could cost the City more money. She would rather not take any action tonight than eliminate a bike trail in mid route. She also believes we need to address curb cuts at intersections. Councilman Edinger noted that the reason this street came before the Committee was because the City will be overlaying Harrison Avenue this summer. Councilman Hassell suggested that in the older subdivisions it may be possible to move the bicycle route off the streets and onto the sidewalks especially if the curb cuts are going to be done during the overlay project. Council President Reid noted that when parking is eliminated, it becomes a difficult issue. She noted that the city has adopted a Bikeway Plan and we have an opportunity to have a bike access on Harrison Avenue at very little cost to the City, and this compromise is better than doing nothing. She believes that the motion is the best compromise with the residents in this area at this time knowing that it is not the perfect fix. Councilman McEvers agrees with Council President Reid that this is the best compromise.

Motion carried with Goodlander voting no.

FREQUENTLY ASKED QUESTION: Who is responsible for the installation, timing and repair of traffic signals in and around Coeur d'Alene? Growth Services Director, Gordon Dobler, responded that in regard to traffic signals inside the city limits of Coeur d'Alene the responsibility is split between the City and the State. Installation of signals can occur during improvements by the City, State programs or by development. He noted that the city does maintain most of the signals throughout the City. The city times their own signs throughout the city but we do not time the signals along US 95.

Councilman Wolfinger requested that Gordon look at the signal lights at the intersection of 4th and Neider. Mr. Dobler responded that he has already addressed this issue. Councilman McEvers asked how it is decided when a signal is installed. Gordon responded that there is a MUTCD technical analysis that is completed to see if signalization is warranted.

CONSENT CALENDAR: Motion by Reid, seconded by Wolfinger to approve the Consent Calendar as presented.

1. Approval of minutes for April 5, 7, 2005.
2. The Public Works Committee and General Services Committee are scheduled for April 25th at 4:00 p.m.
3. RESOLUTION 05-028: 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 DESTRUCTION OF RECORDS FOR THE POLICE DEPARTMENT; APPROVAL OF S-6-03 – FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENT AGREEMENT FOR BOLIVAR 1ST ADDITION; APPROVAL OF SS-9-04 – FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENT AGREEMENT FOR SUNDOWN ADDITION TO MEYERDALE SUBDIVISION; APPROVAL OF SS-2-05 – FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENT AGREEMENT FOR BLESSING SHORT PLAT; APPROVAL OF A RIGHT-OF-WAY EASEMENT AGREEMENT WITH AVISTA CORPORATION IN AND AROUND WWTP AND APPROVAL OF A BID AWARD AND AGREEMENT FOR THE CONSTRUCTION OF THE WWTP PHASE 4B WITH CONTRACTORS NORTHWEST, INC.
4. Cemetery Lot transfers from Sandra Hoss to Linda Hoss and from Patrick Grom to Cindy Castagna- Grom.
5. Approval of Beer/Wine License for Café Tokyo at 605 Appleway Ave.
6. Approval of bills as submitted and on file in the City Clerk's Office
7. Setting of Public Hearings: V-05-2 – Vacation of portions of 7th Street and Mullan Ave. for May 17, 2005.

ROLL CALL: Reid, Aye; Edinger, Aye; Wolfinger, Aye; Hassell, Aye; Goodlander, Aye; McEvers, Aye. Motion carried.

GOVERNMENT WAY CONTRACTOR COMMENDED: Council President Reid commended the contractor on the Gov't Way project for the tremendous job they are doing and complimented the flaggers for their courteous manner. Councilman Wolfinger noted that the business owners are eager for the improvements. Councilman Goodlander reminded residents that there are businesses along this construction zone and asked that citizens continue to support these businesses.

LIBRARY DIRECTOR INTRODUCED: Councilman Goodlander introduced Bette Ammon, the new Library Director, who came to the City from Missoula, Montana.

APPOINTMENT – CHILD CARE COMMISSION: Motion by Wolfinger, seconded by Reid to appoint Doug Fagerness to the Childcare Commission. Motion carried.

EXECUTIVE TEAM REPORT: On behalf of the Executive Team, Gordon Dobler, announced the following: Basketball and softball registration for boys and girls, ages 5 through 13 will begin May 9th through the 20th, at the Recreation Department. Contact the Recreation Department for more information at 769-2250. The deadline for registration for Women's Softball is April 21st, Men's Church Softball is April 26th, Men's Softball is April 29th, and Church Coed Softball is May 11th. Please call the Recreation Department at 769-2250, or visit our web site at www.cdavid.org for registration information. Information regarding USA Team Tennis Registration through the Coeur d'Alene Tennis Association is also available on our web site. Over the next couple of weeks, the Street Maintenance Department will commence spring paint striping of the city's 60 miles of traffic and bike path lines. This work must be done during daylight hours in order for operators to see the lines and to have reasonable temperatures to facilitate the paint drying quickly. Motorists are asked to be alert for the paint striping truck that is followed by a pilot car with flashing "Wet Paint – Stay Back" signboard. For more information call 769-2233. The Human Resources Department is currently accepting applications for a Plumbing/Mechanical Building Inspector, with an application deadline of May 6th, and a Part-Time General Maintenance Worker and Part-Time Custodian, with application deadlines of April 22nd. Please contact the Human Resources Department for more information at 769-2205, or visit our web site at www.cdavid.org. Back by popular demand, the second annual Big Band Bash to benefit the new Coeur d'Alene Public Library will be Saturday, May 14th, from 6:30 to 10:00 p.m., upstairs at the Eagles Lodge, 209 Sherman Avenue. The evening will feature the Coeur d'Alene Big Band, with vocals by Ruth Pratt, Executive Director of the Coeur d'Alene Public Library Foundation. Participants are encouraged to wear 1940's attire. Tickets are \$35.00 each, available at the Library Foundation Office, 424 E. Sherman Ave., or the Coeur d'Alene Public Library, 201 E. Harrison Ave., www.newcdalibrary.com. It is the Street Maintenance Department's goal to keep the city free of damaging potholes 24/7/365, and we make every effort to find any emerging potholes before you do. To help out, we would encourage citizens to call in any potholes encountered to 769-2233 and we promise to have them repaired immediately. Just a reminder, the City will be hosting an Arbor Day Celebration in the City Park on Saturday, April 30th, from 10:00 to 1:00 p.m. There will be a tree planting ceremony at 10:00 a.m., followed by tree care demonstrations every half hour starting at 11:00 a.m. In addition, festivities will include an Arbor Day Button Art exhibit, a self-guided tour of City Park trees and, of course, refreshments. We will be giving away free tree seedlings to everyone, and larger trees to those who attend the tree care demonstrations. The city is fortunate to have 33 Adopt-a-Street groups out helping to keep our streets free of litter... no easy task. Altogether, that's about 300 volunteers. We appreciate their efforts, and we encourage them all to get out this time of year to conduct one of their clean-up outings. For everyone, please take note of the names on the Adopt-a-Street signs and thank these volunteers next time you see them.

RESOLUTION NO. 05-029

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN AGREEMENT FOR JOINT USE PARKING, WITH JBSC DEVELOPMENT CO., ITS PRINCIPAL PLACE OF BUSINESS AT 1100 EAST LAKESHORE DRIVE, COEUR D'ALENE, IDAHO 83814.

Motion by Hassell, seconded by Wolfinger to adopt Resolution 05-029 including an amendment to Item 10 to state: That the parties agree to meet on or about the third anniversary of the effective date of the agreement and every 3rd year hereafter to review this agreement. Additionally, should circumstances change, operational difficulties arise or misunderstandings develop, the parties agree to meet and confer at the request of either party to discuss the issue and proposed solutions. Further, each party agrees not to bring a claim, initiate other legal action or suspend performance without meeting directly with the other party regarding the subject matter of disagreement.

ROLL CALL: Hassell, Aye; Reid, Aye; Edinger, Aye; Wolfinger, Aye; Goodlander, Aye; McEvers, Aye. Motion carried.

RESOLUTION NO. 05-030

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO ACCEPTING THE BID OF POE ASPHALT PAVING, INC., FOR THE CHERRY HILL PARK - PHASE I PROJECT.

Motion by Hassell, seconded by Goodlander to adopt Resolution 05-030.

DICUSSION: Councilman McEvers asked how many tennis courts. Doug Eastwood noted that it would create 6 tennis courts and enough parking for off street parking during the winter months for the sledding public. Councilman Wolfinger asked where the money was coming from. Doug responded that the park is being funded through State Waterway Conservation Funds as well as City funds that had been earmarked for other projects. Additionally, the Parks Capital Improvement fund and City Impact fees will be used to fund this project.

ROLL CALL: McEvers, Aye; Hassell, Aye; Reid, Aye; Goodlander, Aye; Edinger, Aye; Wolfinger, Aye.

NAMING THE TWO ENTRANCES TO TUBBS HILL: Motion by Hassell, seconded by Edinger to name the two entrances onto Tubbs Hill as the Fox Entrance on the west side of Tubbs Hill and the Manley Entrance on the east side of Tubbs Hill. Motion carried.

RESOLUTION NO. 05-031

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A MEMORANDUM OF UNDERSTANDING, WITH THE TRUSTEES OF SCHOOL DISTRICT 271 WHEREIN THE PARTIES AGREE TO PURSUE THE CONVEYANCE OF THE CITY'S INTEREST IN PERSON'S FIELD TO SCHOOL DISTRICT 271 UPON EQUITABLE TERMS.

Motion by Reid, seconded by Wolfinger to adopt Resolution 05-031.

ROLL CALL: Wolfinger, Aye; Goodlander, Aye; McEvers, Aye; Edinger, Aye; Reid, Aye; Hassell, Aye.

RESOLUTION NO. 05-032

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AMENDING THE CITY OF COEUR D'ALENE CLASSIFICATION AND COMPENSATION PLAN TO PROVIDE FOR THE POSITION OF EMS COORDINATOR/FIRE LIEUTENANT PAY GRADE 14 TO THE PROPOSED DIVISION CHIEF/EMERGENCY MEDICAL SERVICES (EMS) PAY GRADE 16 AND ADD THE PUBLIC WORKS INSPECTOR.

Motion by Hassell, seconded by Wolfinger to adopt Resolution 05-032.

ROLL CALL: Goodlander, Aye; Wolfinger, Aye; Hassell, Aye; Reid, Aye; McEvers, Aye; Edinger, Aye. Motion carried.

COUNCIL BILL NO. 05-1005
ORDINANCE NO. 3208

AN ORDINANCE AMENDING THE ZONING ACT OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, KNOWN AS ORDINANCE NO. 1691, ORDINANCES OF THE CITY OF COEUR D'ALENE, BY CHANGING THE FOLLOWING DESCRIBED PROPERTY FROM LM TO C-17, SAID PROPERTY BEING DESCRIBED AS FOLLOWS, TO WIT: A PORTION OF GOVERNMENT LOTS 16 & 17 FORT SHERMAN ABANDONED MILITARY RESERVATION IN THE NORTHEAST QUARTER OF SECTION 14, TOWNSHIP 50 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO; MORE SPECIFICALLY DESCRIBED AS A +/- 20,473 SQ. FT. PARCEL AT 1000 HUBBARD AVENUE , ADJACENT TO THE WASTEWATER TREATMENT PLANT, CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO; 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 by Wolfinger, seconded by Edinger to pass the first reading of Council Bill No. 05-1005.

ROLL CALL: Hassell, Aye; Goodlander, Aye; Wolfinger, Aye; McEvers, Aye; Reid, Aye; Edinger, Aye. Motion carried.

Motion by Edinger, seconded by Wolfinger to suspend the rules and to adopt Council Bill No. 05-1005 by its having had one reading by title only.

ROLL CALL: Hassell, Aye; Goodlander, Aye; Wolfinger, Aye; McEvers, Aye; Reid, Aye; Edinger, Aye. Motion carried.

COUNCIL BILL NO. 05-1006
ORDINANCE NO. 3209

AN ORDINANCE AMENDING THE ZONING ACT OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, KNOWN AS ORDINANCE NO. 1691, ORDINANCES OF THE CITY OF COEUR D'ALENE, BY CHANGING THE FOLLOWING DESCRIBED PROPERTY FROM R-12 TO C-17L AND PLACING CERTAIN CONDITIONS UPON THE PROPERTY, SAID PROPERTY BEING DESCRIBED AS FOLLOWS, TO WIT: THE WEST 100 FEET OF THE SOUTH 135 FEET OF LOT 16, BLOCK 17, EAST LACROSSE ADDITION TO COEUR D'ALENE, SECTION 11, TOWNSHIP 50 NORTH, RANGE 4 WEST, BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO; MORE SPECIFICALLY DESCRIBED AS A +/- 14,070 SQ. FT. PARCEL AT 1023 LACROSSE AVE., AT LACROSSE AVENUE, CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO; 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 by Goodlander, seconded by Wolfinger to pass the first reading of Council Bill No. 05-1006.

ROLL CALL: Wolfinger, Aye; McEvers, Aye; Reid, Aye; Edinger, Aye; Hassell, Aye; Goodlander, Aye. Motion carried.

Motion by Wolfinger, seconded by Hassell to suspend the rules and to adopt Council Bill No. 05-1006 by its having had one reading by title only.

ROLL CALL: Wolfinger, Aye; McEvers, Aye; Reid, Aye; Edinger, Aye; Hassell, Aye; Goodlander, Aye. Motion carried.

COUNCIL BILL NO. 05-1008
ORDINANCE NO. 3210

AN ORDINANCE ANNEXING TO AND DECLARING TO BE A PART OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, SPECIFICALLY DESCRIBED PORTIONS OF SECTION 14, TOWNSHIP 50, NORTH, RANGE 4 WEST, BOISE MERIDIAN; ZONING SUCH SPECIFICALLY DESCRIBED PROPERTY HEREBY ANNEXED; CHANGING THE ZONING MAPS OF THE CITY OF COEUR D'ALENE; AMENDING SECTION 1.16.200, COEUR D'ALENE MUNICIPAL CODE, BY DECLARING SUCH PROPERTY TO BE A PART OF PRECINCT #54; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

Motion by Wolfinger, seconded by Hassell to pass the first reading of Council Bill No. 05-1008.

ROLL CALL: McEvers, Aye; Reid, Aye; Edinger, Aye; Hassell, Aye; Goodlander, Aye; Wolfinger, Aye. Motion carried.

Motion by Edinger, seconded by McEvers to suspend the rules and to adopt Council Bill No. 05-1008 by its having had one reading by title only.

ROLL CALL: McEvers, Aye; Reid, Aye; Edinger, Aye; Hassell, Aye; Goodlander, Aye; Wolfinger, Aye. Motion carried.

PUBLIC HEARING – ZC-1-05 – ZONE CHANGE AT 1709 3RD STREET: Mayor Bloem read the rules of order for this quasi-judicial public hearing. No Councilman declared a conflict of interest. John Stamsos, Associate Planner, gave the staff report.

Mr. Stamsos gave the applicant's name as Apryl Brainard, the location as 1709 N. 3rd Street and the reason for the request as a zone change from R-12 to C-17.

He went on to give the staff analyses for land use, zoning, comprehensive plan, utilities, traffic and streets. He reported that on March 8, 2005 the Planning Commission recommended approval of the zone change.

Mr. Stamsos reported that a total of 35 notices were mailed for this public hearing on April 1, 2005 and 5 responses were received - 3 in favor, 1 opposed, 1 neutral.

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

MOTION: Motion by Reid, seconded by Wolfinger to approve the proposed zone change from R-12 to C-17 and to adopt the Findings and Order of the Planning Commission.

DISCUSSION: Councilman Wolfinger asked if there would be adequate parking on this small lot. John Stamsos responded that for the proposed business at this location there would be adequate parking.

ROLL CALL: Edinger, Aye; Goodlander, Aye; Hassell, Aye; McEvers, Aye; Reid, Aye; Wolfinger, Aye

PUBLIC HEARING – ZC-2-05 – ZONE CHANGE AT RIVERSTONE BETWEEN BNRR AND THE SPOKANE RIVER: Mayor Bloem reiterated the rules of order for this quasi-judicial public hearing. No conflicts of interest were declared by any Councilman. John Stamsos, Associate Planner, gave the staff report.

Mr. Stamsos gave the applicant's name as Northwest Properties, LLC, the location as approximately a 24.4-acre parcel between the Burlington Northern Railroad and Spokane River in the Riverwalk Development, and the reason for request as a zone change from R-17 to C-17. He noted that some of the items listed deal with the PUD hearing and have been made a condition of the PUD. Council President Reid asked if the mill is sold, would the crossing issue would be a moot point. City Attorney, Mike Gridley, recommended that the applicant come in and ask for a variance if the mill does not move within three years. For the record, John Stamsos noted the corrected condition reads: "The City will obtain....."

Mr. Stamsos went on to give the staff analyses for land use, zoning, Comprehensive Plan, utilities, traffic and streets. On March 8, 2005 the Planning Commission recommended approval of the zone change.

Mr. Stamsos reported that on April 1, 2005, 45 notices of tonight's public hearing were mailed with 2 responses in favor of the zone change being received.

PUBLIC COMMENTS: Mayor Bloem called for public comments with none being recieved

MOTION: Motion by Wolfinger, seconded by Edinger to approve the zone change as requested and to adopt the Findings and Order of the Planning Commission.

ROLL CALL: Edinger, Aye; Goodlander, Aye; Hassell, Aye; McEvers, Aye; Reid, Aye; Wolfinger, Aye. Motion carried.

PUBLIC HEARING – PARKING LOT RATES AMENDMENTS: Mayor Bloem read the rules of order for this public hearing. Troy Tymesen, Finance Director, gave the staff report.

Mr. Tymesen reported that review of the current rates by the Downtown Parking Commission, the following proposed rate amendments are being recommended:

4th Street and Front Avenue – Spaces 475 auto, 50 boat trailer:

- Monthly permits would increase from \$15.00 to \$20.00
- The 4th hour of parking would increase from \$0.50 to \$1.00
- Overnight parking would increase from \$10.00 to \$15.00 (cab receipt would validate parking at no charge)
- Event parking for the 4th of July would be \$5.00 all day (new rate)
- Event parking for the Christmas parade would be \$3.00 all day (new rate)
- Any vehicle or vehicle/trailer combination with a total length greater than 21 feet would increase to two times the ticket price (new rate)
- No trailer parking without a vehicle would be allowed (new)

Independence Point – Space 89:

- Eliminate 1 hour free parking from Memorial Day to Labor Day
- During “no free parking” period, \$1.00 first hour, \$0.50 for each additional hour
- Permit parking for Seaplane employees only.

Museum Lot – Spaces 107:

- Eliminate 1 hour free parking from Memorial Day to Labor Day
- During “no free parking” period, \$1.00 first hour, \$0.50 for each additional hour
- Permit or designated parking for museum employees only.

4th and Coeur d’Alene – Spaces 41:

- Increase Permit Price from \$15.00 to \$20.00 monthly. Permits would be valid at all times.
- Allow paid parking on holiday, weekends and weekdays after 6:00 p.m.

There would not be any changes to Memorial Field’s 107 parking spaces.

He noted that the additional revenue will go towards the placement of a smart card reader at the 4th Street parking lot, as well as improvements to the 5th Street access. He also noted that 40% of the revenue from the parking lots goes to the Parks Capital Improvement Fund.

PUBLIC COMMENTS: Fred Willard, representing the Museum and manager of the Visitors Center, opposes the elimination of the 1st hour parking at the Museum parking lot. He believes that during the months of July and August tourists visit the Visitors Center at the Museum. He suggested that during the months of July and August an attendant be located at the Museum parking lot.

MOTION: Motion by Goodlander , seconded by Edinger to approve the recommended amendments to the parking lot rates except for the Museum Lot Park lot which rates will be the first hour free and the 2nd hour \$1.00, and direct staff to prepare the necessary code amendments.

DISCUSSION: Councilman Goodlander recommended that the Council take another look at the first hour parking at the Museum parking lot. Council President Reid asked if the Parking Commission considered taking some of the spaces and marking them for Visitor Center parking only. Troy responded that it would be very difficult to determine if the cares are for visitor center parking. Councilman Hassell noted that there have been other cities that have parking lots where it is paid parking but Visitor Center staff could validate for the first hour. Council President Reid suggested that this hearing be continued to the 1st meeting in May, so the Parking Commission could re-look at the Visitor Center request. Councilman Goodlander suggested that the Parking Commission have the 1st hour as free and then increase the 2nd hour rate to \$1.00. Councilman Hassell would like to see the Council accept the recommended changes and then work on the Museum Parking lot.

ROLL CALL: Reid, Aye; Edinger, Aye; Hassell, Aye; Goodlander, Aye; Wolfinger, Aye; McEvers, Aye. Motion carried.

EXECUTIVE SESSION: Motion by Reid, seconded by Wolfinger 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 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: Reid, Aye; Edinger, Aye; Wolfinger, Aye; Hassell, Aye; Goodlander, Aye; McEvers, Aye. Motion carried.

The session began at 9:03 p.m. Members present were the Mayor, City Council, City Administrator and City Attorney.

Matters discussed were those of property acquisition and pending litigation.

No action was taken and the Council returned to regular session at 9:45 p.m.

ADJOURNMENT: Motion by Wolfinger, seconded by Edinger, that there being no further business, this meeting is adjourned. Motion carried.

The meeting adjourned at 9:46 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, City Clerk

