

ORDINANCE NO. 3123

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, BY ADDING A NEW CHAPTER 2.82 ENTITLED PEDESTRIAN/BIKE COMMITTEE; ADDING A NEW SECTION 2.82.010 ENTITLED ESTABLISHED; MEMBERSHIP; TERMS; ADDING A NEW SECTION 2.82.020 ENTITLED COORDINATOR; ADDING A NEW SECTION 2.82.030 ENTITLED CONDUCT OF MEETINGS; OFFICERS AND ADDING A NEW SECTION 2.82.040 ENTITLED DUTIES AND RESPONSIBILITIES; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

WHEREAS, after recommendation by the General Services Committee, it is deemed by the Mayor and City Council to be in the best interests of the city of Coeur d'Alene that said amendments be adopted; NOW, THEREFORE,

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

Section 1

That Section 2.82.010, Coeur d'Alene Municipal Code, be and the same is hereby added to read as follows:

2.82.010: ESTABLISHED; MEMBERSHIP; TERMS:

- A. There is established a Pedestrian and Bicycle Advisory Committee in the City which shall consist of ten (10) members who will receive no salary. Members of the Committee shall be appointed by the Mayor and confirmed by the City Council and any members may, in a like manner, be removed. The members shall include one City Council member, one engineer or landscape architect, one representative from school district 271, one representative from the Centennial Trail Foundation, one representative from the walking community, one representative from the running community, one representative from the bicycling community, one person representing Senior Citizens and one person representing the special needs/physically challenged community. One additional member shall be a high school student, who attends school within the boundary of School District #271, between the ages of fourteen (14) and eighteen (18) years old.
- B. The term of office of each member shall be four (4) years or until his successor is appointed and qualified, except for the high school student whose term shall be one year. The

terms of office of the other members shall be staggered in such a manner that the terms of four (4) of those members shall expire at the end of one year, and the terms of the other four (4) of those members shall expire two (2) years later, the terms of office to coincide with the terms of office of City Council members. The Mayor shall determine which of the first appointed members' terms of office shall expire at the first Council meeting in January 2004, and which shall expire at the first Council meeting in January two (2) years thereafter.

- C. In case of a vacancy in membership, the Committee should forward recommendations for appointment to the Mayor for consideration. The vacancy shall be filled by appointment of the Mayor, confirmed by the City Council, and the appointee shall serve during the unexpired portion of the term of the position that became vacant. The Mayor shall not be limited in making the appointment to the persons recommended by the Committee.

Section 2

That Section 2.82.020, Coeur d'Alene Municipal Code, be and the same is hereby added to read as follows:

2.82.020: COORDINATOR:

The City Administrator shall appoint an employee or officer of the City to the position of Pedestrian and Bicycle Advisory Committee Coordinator, who shall act as an ex officio nonvoting member of the Committee, and who shall assist the Committee in their work and coordinate their efforts with the Mayor and City Council and other departments of the City. The ex officio member may be removed and replaced at the discretion of the City Administrator.

Section 3

That Section 2.82.030, Coeur d'Alene Municipal Code, be and the same is hereby added to read as follows:

2.82.030: CONDUCT OF MEETINGS; OFFICERS:

After appointment of the first membership and every two (2) years thereafter, at the first meeting in January, the Committee shall organize by selecting a chairman, vice-chairman, and such other officers as deemed necessary by the Committee. The Committee shall hold at least nine (9) regular meetings each year at a time, date and place determined by a majority vote of the

Committee, and may hold such special meetings as deemed necessary when called by the chairman or a majority of the membership. At any meeting, a quorum shall consist of a majority of the full voting membership. A written record shall be kept of all meetings, a copy of which record shall be kept on file in the City Hall. All meetings shall be open to the public.

Section 4

That Section 2.82.040, Coeur d'Alene Municipal Code, be and the same is hereby added to read as follows:

2.82.040: DUTIES AND RESPONSIBILITIES:

The purpose of the Pedestrian and Bicycle Advisory Committee shall be to promote non-automotive forms of travel and the development of safe pedestrian and bicycle facilities into a well-designed, integrated transportation network for all Coeur d'Alene citizens. In doing so, the duties and responsibilities of the committee shall be as follows:

1. To promote walking, bicycling and people-powered transportation in Coeur d'Alene.
2. To review and make recommendations on long-range transportation plans as related to pedestrian and bicycle issues of the city.
3. To promote safety education programs for pedestrians, bicyclists and motorists.
4. To serve in a liaison capacity between the city and the Idaho Transportation Department in developing and implementing the Idaho Bicycle and Pedestrian Transportation Plan.
5. To serve in a liaison capacity between the city and Kootenai County, local Highway Districts, KCATT and KMPO in developing overall coordinated plans for pedestrian and bicycle facilities and pedestrian and bicycle safety programs.
6. To review and make recommendations on transportation projects as related to pedestrian and bicycle issues in the city.
7. To review and recommend transportation project prioritization and funding as related to pedestrian and bicycle issues in the city.

8. To assist and advise the planning commission with respect to pedestrian and bicycle facilities and parking.
9. To assist in the implementation of the Transportation Element of the Comprehensive Plan.
10. To develop and recommend to the city council and planning commission adoption of ordinances and policies for the planning and maintenance of pedestrian and bicycle facilities throughout the city.
11. To advise the city administrator and city departments regarding pedestrian and bicycle issues in the city.
12. To monitor and promote implementation of the Coeur d'Alene Bikeways Plan.
13. To coordinate with regional public entities to promote creation of networked pedestrian and bicycle facilities.
14. To develop and implement a Safe Routes to Schools Program.
15. To seek grant money and other State and Federal monies for pedestrian and bicycle project enhancements.
16. To comply with all City policies, procedures and regulations.

Section 5

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

Section 6

Neither the adoption of this ordinance nor the repeal of any ordinance shall, in any manner, affect the prosecution for violation of such ordinance committed prior to the effective date of this ordinance or be construed as a waiver of any license or penalty due under any such ordinance or in any manner affect the validity of any action heretofore taken by the City of Coeur d'Alene City Council or the validity of any such action to be taken upon matters pending before the City Council on the effective date of this ordinance.

Section 7

The provisions of this ordinance are severable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, or unconstitutional or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this ordinance or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid or unconstitutional provision, clause sentence, subsection, word, or part had not been included therein, and if such person or circumstance to which the ordinance or part thereof is held inapplicable had been specifically exempt therefrom.

Section 8

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.

APPROVED by the Mayor this 15th day of July, 2003.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, City Clerk