

CITY OF COEUR D'ALENE

710 E. MULLAN AVENUE
COEUR D'ALENE, IDAHO 83816-3964
208/769-2300

February 18, 2009

Wm. Scott Rich, CPD Representative
U.S. Department of Housing & Urban Development
400 SW Sixth Avenue, Suite 700
Portland, OR 97204

Re: Notification of amendments for the City of Coeur d'Alene CDBG Program Plan year 2008

Dear Mr. Rich:

Enclosed please find documentation pertaining to several amendments made to the City of Coeur d'Alene CDBG Plan (year 2008). We determined that one planned project could be completed without the use of CDBG funding, which required an analysis of our budget. During the process of amending our budget, we determined that our Citizen Participation Plan needed some minor rewording: including, as you know, a plan year amendment approved by HUD. The City published the notice of public comment period on November 12, 2008 and published the notice of public hearing on December 2, and 9, 2008; the public hearing was held December 18, 2008. I did not receive any public comment prior to or at the public hearing. The following is a brief, yet specific, outline of our amendments:

- Plan year amendment, with HUD approval, changing the plan year from January through December to April 1 through March 31
- Minor amendments to the Citizen Participation Plan to clarify the process of amending the plan
- Transfer of \$60,000.00 to the Neider Avenue project for utility infrastructure in support of an 811 project and \$10,000.00 to the minor home repair program for lead abatement/testing; removing \$70,000.00 of proposed CDBG funding from the mid-town project

Please let me know if you need additional information.

Sincerely,

Renata McLeod
Project Coordinator

Enclosures

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Kattie Hay

being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal Notice

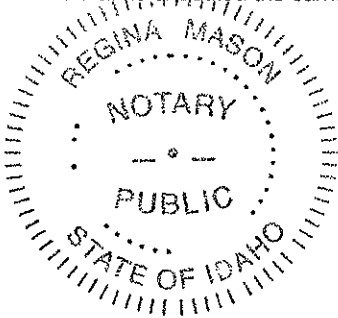
of which the annexed is a printed copy, was published in the regular *Tuesday* issue of said newspaper for *2* consecutive *weeks* commencing on the *2* day of *December* 20*08*, and ending on the *9* day of *December* 20*08*, and such publication was made as often during said period as said *Daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice. *Kattie Hay*
On this *9* day of *December* in the year of *2008*, before me, a Notary Public, personally appeared *Kattie Hay*, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Mason

Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/09



Notice of Public Hearing On the Status of Proposed Activities

The City of Coeur d'Alene will hold a public hearing for public testimony prior to approving proposed amendments to the City's Community Development Block Grant (CDBG) Annual Action Plan. The public hearing will include a discussion of the following proposed amendments:

- changing the plan year from January through December to April through March;
- clarifications to the citizen participation plan, and
- budget amendments.

The proposed amendments are available for review at www.cdavid.org.

The public hearing has been scheduled for 6:00 p.m., December 16, 2008, Library Community Room, 701 Front Avenue, Coeur d'Alene, Idaho 83814. Verbal and written comments about the proposed Action Plan amendments will be accepted during the hearing. Written comments may also be submitted beginning November 12 through December 12, 2008. Written comments should be submitted to Renata McLeod, City Hall, 710 Mullan Avenue, Coeur d'Alene, ID 83814.

The hearing will be held in a facility that is accessible to persons with disabilities. Special accommodation will be available, upon request, requests to be made five (5) days prior to the hearing. For more information, contact the City Clerk at (208) 769-2231.

Susan Weathers, City Clerk
Legal 5182
December 2, 9, 2008

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,
County of Kootenai,

} ss.

Kattie Hay

being first duly sworn
upon oath deposes and says:

1. I am now and at all times hereinafter mentioned was a citizen of the United States, resident of the State of Idaho, over the age of twenty-one years and not a party of the above entitled action.

2. I am now and at all times hereinafter mentioned was the printer (principal clerk) of the "Coeur d'Alene Press," a newspaper printed and published daily except Sunday in Coeur d'Alene, Kootenai County, Idaho, and having a general circulation in said county.

3. The

Legal Notice

of which the annexed is a printed copy, was published in the regular *Wednesday* issue of said newspaper for *one* consecutive *day* commencing on the *12* day of *November* 20*08*, and ending on the *12* day of *November* 20*08* and such publication was made as often during said period as said *Daily* newspaper was regularly issued.

4. That said newspaper has been continuously and uninterruptedly published in said Kootenai County, during a period of more than seventy-eight consecutive weeks immediately prior to the first publication of said notice. *Kattie Hay*
On this *12* day of *November* in the year of *2008*, before me, a Notary Public, personally appeared *Kattie Hay*, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Regina Mason

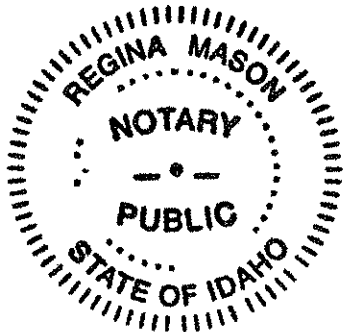
Notary Public for the State of Idaho,
residing at Coeur d'Alene, Idaho.

MY COMMISSION EXPIRES 6/18/09

Notice of Public Comment Period On the City's CDBG Action Plan

The City of Coeur d'Alene is proposing amendments to its Community Development Block Grant (CDBG) action plan. Amendments include changing the plan year from January through December to April through March; clarifications to the citizen participation plan, and budget amendments. The amendments are available for review at www.cdaid.org and at City Hall, 710 Mullan Avenue, Coeur d'Alene, Idaho, 83814.

Written comments about the proposed amendments will be accepted beginning November 12, 2007 through December 12, 2008. Written comments should be submitted to Renata McLeod, 208-666-5741, City Hall, 710 Mullan Avenue, Coeur d'Alene, ID 83814.
Susan Weathers, City Clerk
Legal 5041
November 12, 2008



RESOLUTION NO. 09-002

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN AMENDMENT TO THE CITIZEN PARTICIPATION PLAN AND AMENDMENTS TO THE 2008 CDBG ANNUAL ACTION PLAN INCLUDING CHANGING THE PLAN YEAR FROM JANUARY 1 THROUGH DECEMBER 31 ANNUALLY TO APRIL 1 THROUGH MARCH 31 ANNUALLY; AND A REALLOCATION OF \$70,000 WITHIN EXISTING PROJECT LINE ITEMS.

WHEREAS, pursuant to Resolution No.08-022 adopted the 6th day of May, 2008, the City of Coeur d'Alene authorized a citizen participation plan; and

WHEREAS, on April 8, 2008 Housing and Urban Development Department authorized the City's 2008 CDBG Annual Action plan; and

WHEREAS, a public hearing was held December 16, 2008 on the above noted amendments, and

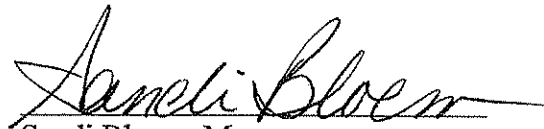
WHEREAS, the City Council made a motion to approved amendments, as attached hereto as Exhibit 1 and 2, respectively, and incorporated herein by reference; and

WHEREAS, it is deemed to be in the best interests of the City of Coeur d'Alene and the citizens thereof that such amendment be authorized; NOW, THEREFORE,

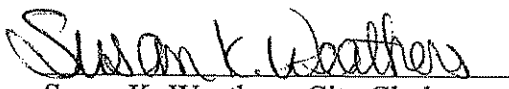
BE IT RESOLVED, by the Mayor and City Council of the City of Coeur d'Alene that the City hereby authorizes an amendment to the Citizen Participation Plan, CDBG Action Plan budget amendments and amend the annual plan year to April 1 through March 31 pursuant to the Exhibits "1" and "2" attached hereto and by this reference incorporated herein.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk be and they are hereby authorized to execute such amendment on behalf of the City.

DATED this 6th day of January 2009.


Sandi Bloem, Mayor

ATTEST:


Susan K. Weathers, City Clerk

Motion by Hassell, Seconded by Kennedy, to adopt the foregoing resolution.

ROLL CALL:

COUNCIL MEMBER BRUNING Voted Aye

COUNCIL MEMBER EDINGER Voted Aye

COUNCIL MEMBER GOODLANDER Voted

COUNCIL MEMBER HASSELL Voted Aye

COUNCIL MEMBER KENNEDY Voted Aye

COUNCIL MEMBER MCEVERS Voted Aye

Councilman Goodlander was absent. Motion carried.

City of Coeur d'Alene Citizen Participation Plan

In 2007, the City of Coeur d'Alene became eligible to receive the federal Community Development Block Grant, or CDBG. CDBG is administered at the federal level by the U.S. Department of Housing and Urban Development (HUD). CDBG dollars can be used by cities to address a variety of housing and community development needs within their jurisdictional boundaries.

In order to receive the CDBG, cities must prepare a report called a Consolidated Plan which they will review and update every three to five years. The Consolidated Plan report examines the housing and community development needs of a city, sets priorities for HUD grant monies to which a city is entitled and establishes an annual action plan for meeting current and future needs. Each Consolidated Plan is also required to have a strategy for citizen participation in the Consolidated Planning process.

This document represents the City of Coeur d'Alene's Citizen Participation Plan, which outlines the steps to be taken to assure that its citizens have an opportunity to contribute ideas and information on housing and community development issues to the City's consolidated Planning process and each annual action plan. This Citizen Participation Plan was drafted in accordance with Sections 91.100, 91.105, and 91.505 of HUD's Consolidated Plan regulations.

Citizen Involvement

The Consolidated Plan and Action Plan offers many opportunities for citizen participation. The City will encourage participation of persons with special needs and/or persons who are often underrepresented in public process - e.g., low-income, persons with disabilities, persons who are homeless.

Public forums will be utilized to solicit public input. For the Consolidated Plan, approximately three (3) public meetings will be held during the development of the Plan in various locations throughout the City, with an emphasis on low and moderate income areas. Forums should be held at various locations to insure easy access to the community, the following are possible locations; *the Police Station to the North, City Hall to the South, Fire Station 3 to the East, Lake City Senior Center to the West, additional locations may include The Kroc Community Center (North), the Library (South), Head Start Center (East), and North Idaho College (West)*. All locations will be accessible to persons with disabilities. A minimum of one forum will be held during the day to accommodate persons with disabilities, seniors, and others who have limited ability to attend evening meetings. The City will provide appropriate materials, equipment, and interpreting services to facilitate the participation of non-English speaking person and persons with visual and/or hearing impairments, with at least seven (7) days advance notice prior to the meeting date.

Citizens will be informed of the forums using many methods, including distribution of E-mails, brochures, personal contact with agencies and advocates, announcements on the City's website and CDATV channel, and City press releases.

During the Consolidated Plan process, a housing survey of Coeur d'Alene residents will be distributed through relevant organizations and stakeholders, available on the City's website and at City Hall.

During the Action Plan development, one public forum will be conducted to inform residents of how CDBG was used in past program years, and to collect citizen input about current needs and spending priorities. The forum will be held in a location that is accessible to persons with disabilities.

The City will provide its citizens and other interested individuals and organizations with reasonable and timely access not only to meetings and hearings being held for the purpose of developing these Plans, but also to the records, documents and other information utilized by the City to develop and/or report on the outcomes of the Plans. The public comment period notification will be published between two and three weeks before the Draft Consolidated Plan and/or Action Plan comment period begins.

Public hearings

The City will conduct at least two (2) public hearings before the City Council during the plan year, each of which will occur at a different stage of the Consolidated Plan/Action Plan development process. One public hearing will be held in the City Council Chambers to present the Consolidated Plan goals and priorities and the proposed annual allocation of funding among housing and community development activities. This hearing will be held during the thirty (30) day public comment period. All comments received at this hearing will be considered and incorporated into the Consolidated Plan and Annual Action Plan. Also included in the Final Consolidated Plan will be a summary of all comments not incorporated and their reasons for dismissal.

A second public hearing will be held during development of the Consolidated Plan and/or Action Plan to receive public and stakeholder input about community needs and funding allocations. Hearings will be held during regularly held City Council meetings, during the evening so that a majority of the community can attend. The locations where the hearings will be held will be accessible to persons with disabilities. The City will provide appropriate materials, equipment, and interpreting services to facilitate the participation of non-English speaking person and persons with visual and/or hearing impairments, with at least seven (7) days advance notice prior to the hearing date.

Public Comment

The City will make the Draft Consolidated Plan, Annual Action Plan and Executive Summaries available to interested parties for a comment period of no less than thirty (30) days.

The public comment period notification will be published between two and three weeks before the Draft Consolidated Plan and/or Action Plan comment period begins.

The Draft Consolidated Plan and Annual Action Plan will contain the amount of CDBG assistance the City expects to receive and the activities that are planned for each Consolidated Planning period and for upcoming program years.

The entire Draft Consolidated Plan and Annual Action Plan will be available at City Hall during the full public comment period. The Draft Consolidated Plan and Action Plan will also be available for viewing on the City's website, www.cdaid.org. Hard copies of the Executive Summaries will be available to the public upon request.

Citizens or groups who have attended any of the forums or public hearings will be notified by mail or email of the Consolidated Plan's and Action Plan's availability for comment.

The City will openly consider any comments of individuals or groups received in writing during the Consolidated Planning process or at public hearings. A summary of the written and public hearing comments will be included in the Final Consolidated Plan and Annual Action Plan. Also included in the Final Consolidated Plan will be a summary of all comments not incorporated and their reasons for dismissal.

The City will provide a substantive written response to all written citizen complaints related to the Consolidated Plan, Action Plan, amendments and the CAPER (see below) within fifteen (15) working days of receiving the comments and complaints. Copies of the complaints, along with the City's response will be sent to HUD if they occur outside of the Consolidated Planning process and, as such, do not appear in the Consolidated Plan.

Consolidated Annual Performance and Evaluation Report (CAPER).

Before the City submits a Consolidated Plan Annual Performance and Evaluation Report (CAPER) to HUD, the City will make available to interested parties the proposed CAPER for a comment period of no less than fifteen (15) days. The notification will appear on the City's website and through a press release. The notification will be published between two and three weeks before the CAPER comment period begins. The City shall consider comments or views of citizens receding in writing or orally at public hearing in preparing the performance report. A summary of these comments or views will be attached to the report.

The CAPER will be available for review at City Hall during the full public comment period and on the City's website at www.cdaid.org.

Consultation with Organizations and City Agencies

When preparing the Consolidated Plan, the City will actively consult with public and private agencies that provide housing, health and social services (including those

focusing on services to children, elderly persons, persons with disabilities, persons with HIV/AIDS and their families, and homeless persons) in order to ensure that the interests and needs of all groups are being adequately addressed. Additionally, the City shall consult with state and local health and child welfare agencies and examine data related to lead-based paint hazards and poisonings, including health department data on the addresses of housing units in which children have been identified as lead poisoned. This consultation will occur through the regional forums, interviews and/or focus groups conducted with such organizations including those that provide services to special needs populations and incorporation of data and reports produced by such organizations into the Consolidated Plan. At least one focus group or series of interviews with relevant stakeholders will be conducted during the Consolidated Plan and Annual Action Plan.

The City, through its Administration Department and/or their designated consultant, will also provide technical assistance to individuals, and organizations representing low, very low and extremely low income people, who are interested in submitting a proposal to obtain funding for an activity. Such assistance may include offering application guidance, informational resources and trainings regarding the funded programs, but will not include preparing proposals on behalf of such individuals or organizations, nor may it provide any assurances that activities discussed will receive funding under an Action Plan as a result of the City's provision of technical assistance.

Access to Records

As noted previously in this Plan, citizens will have reasonable and timely access to all documents related to the Consolidated Plan. Copies of the Consolidated Plan will be available for review in Administration Department of the City of Coeur d'Alene and for download in an electronic version, at no costs, from the City's web site at www.cdavid.org.

Once the Consolidated Plan is approved by the HUD Field Office, a file copy and other records regarding the Consolidated Plan process will be maintained, as required by statute, at the City of Coeur d'Alene Administration Department for at least five (5) years.

Policy to Minimize Displacement

The City will make every reasonable effort to avoid displacement or, where that is not possible, to minimize the number of person displaced by activities funded through the federal resources described in its Consolidated Plan and Action Plans. In the event that a person is displaced in undertaking an activity, assistance will be offered in accordance with the City of Coeur d'Alene Anti-Displacement Resolution (Res. No. 04-011), on file in the City Clerk's office, as well, as the Federal Uniform Acquisition and Relocation Assistance Act.

Amendments

Occasionally, circumstances warrant amendments to the Consolidated Plan. Amendments are defined as follows:

1. a change in allocation priorities or a change in the method of distribution of funds;
2. carrying out an activity, using funds from any program covered by the consolidated plan (including program income), not previously described in the action plan; or
3. change in the purpose, scope, location, or beneficiaries of an activity.

Amendments as noted above shall be provided to HUD prior to the end of the program year.

Substantial Amendments: Substantial amendments shall include changes in use of CDBG funds from one eligible activity to another. For the purposes of this section a substantial change in funding allocation shall mean a change that involves an increase or decrease in funding for any activity or project that is greater than twenty percent (20%) of the annual allocation for the program from which the activity or project is being funded. Proposed substantial amendments will be posted to the city website, for a period not less than thirty (30) days.

Citizen participation in the event of a substantial amendment

In the event of a substantial amendment to the Consolidated Plan and/or the Annual Action Plan, the City will conduct at least one public hearing. This hearing will follow a comment period of no less than thirty (30) days, where the proposed, substantially amended plan(s) will be made available to interested parties, upon request. In addition to public hearing notice requirements, citizens will be informed of the public hearing through notification on the City's website (www.cdavid.org).

In the event of substantial amendments to the Consolidated Plan and/or Annual Action Plan, the City will openly consider any comments on the substantially amended Plan(s) from individuals or groups. Comments must be received in writing or during public hearings. A summary of the written and public hearing comments on the substantial amendments will be documented in the final plan(s), which will include those comments not incorporated and the reasons those comments were not incorporated in the plan.

Following completion of the amendment process, a letter requesting the substantial amendment to the City's Consolidated Plan and/or Annual Action Plan, will be submitted to the HUD Portland Field Office for review and approval.

ALLOCATION		FUNDING	
ADMINISTRATION	20%	\$304,576.00	Explanation
		\$60,000.00	Reimburse City of \$23,000 cost of consolidate plan; \$30,000 for administration Contract, \$7000 publications/training
INCREASE HOUSING FOR PURCHASE	0%	\$0.00	
INCREASE HOUSING SPECIAL NEEDS/HOMELESS	52%	\$160,000.00	To be utilized as infrastructure, utilities, and/or leverage for the St. Vincent De Paul 811 project on Fruitland Lane and a future 202 approx. 47 units of subsidized housing
SIDEWALKS	8%	\$24,576.00	Assistance to LMI homeowners that need sidewalk repair/ replacement
NEIGHBORHOOD REVITALIZATION/ CODE ENFORCEMENT	20%	\$60,000.00	\$23,000 to go toward Code Enforcement personnel wages (apprx. 40%); \$27,000 available for home revitalization including weatherization to LMI homeowners; \$10,000.00 for lead testing/abatement
ECONOMIC DEVELOPMENT		\$0.00	No current projects identified. Will look for future partnerships.
TOTAL	100%	\$304,576.00	

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT THE LIBRARY COMMUNITY ROOM,
DECEMBER 16, 2008**

The Mayor and Council of the City of Coeur d'Alene met in a regular session of said Council at the Coeur d'Alene Library, December 16, 2008 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Al Hassell)	Members of Council Present
Mike Kennedy)	
John Bruning)	
Deanna Goodlander)	
Loren Ron Edinger)	
Woody McEvers)	

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

INVOCATION was led by Pastor Ron Hunter, Church of the Nazarene.

PLEDGE OF ALLEGIANCE: Councilman Kennedy led the pledge of allegiance.

PRESENTATION – U.S. 95 TRANSPORTATION ACCESS PLAN: City Engineer Gordon Dobler presented the (KMPO) Kootenai Metropolitan Planning Organization's proposed access plan for U.S. 95. He noted that one of the key measures was to have low-cost solutions and to manage and balance safety and mobility along US 95 in order to satisfy the Idaho Transportation Board's desire to close access along US 95 while providing essential community access to and from the highway. He noted that in January, 2009 the Idaho Transportation Board will review the proposal made by KMPO and make their final determination at that time. The recommended strategies from KMPO include signals at ½ mile intervals, turn restrictions at Cherry, Bosanko, Canfield, Aqua Orchard, Dakota, Lacey and Boekel, removal of Bosanko signal, Canfield signal to be moved to Wilbur, new signals at Miles and Wyoming, and most of the major intersections are to receive geometric improvements. He announced that the final open house for public input is scheduled for December 18, 2008 at 5:00 p.m.

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

CONSENT CALENDAR: Motion by Kennedy seconded by Edinger to approve the Consent Calendar as presented.

1. Approval of minutes for December 2, 2008.
2. Setting General Services Committee and Public Works Committee meetings for December 22nd at 12:00 noon and 4:00 p.m. respectively.

3. RESOLUTION 08-065: 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 A CONTRACT RENEWAL WITH THE CD'A PRESS FOR RECRUITMENT CLASSIFIED ADVERTISING; APPROVAL OF A LETTER OF AGREEMENT WITH KOOTENAI COUNTY FOR PUBLIC TRANSPORTATION; APPROVAL OF A BILLING SERVICES CONTRACT AMENDMENT WITH KOOTENAI COUNTY FOR COMMERCIAL SOLID WASTE ACCOUNTS; APPROVAL OF A CONTRACT WITH AVISTA FOR GAS METER UNLOCK PROCEDURES AND APPROVAL OF A CONTRACT WITH TML CONSTRUCTION FOR THE WWTP DIGESTER #4 REFURBISHMENT.
4. Approval of Annual Road/Street Financial Report.
5. Approval of bills as submitted and on file in the City Clerk's Office.
6. Award of bid for purchase of one 1-ton truck and one tandem-axle truck for the Wastewater Treatment Plant (WWTP).
7. Directing staff to prepare a Memorandum of Understanding with the North Idaho Housing Coalition.
8. Award of bid for the purchase of a rock box dump body for the Water Department.
9. Authorizing the pre-purchase of WWTP ammonia control.
10. Authorizing the pre-purchase of WWTP thickener.
11. Authorizing a letter of support for proposed legislation for the Transportation Access Plan.
12. S-3-06 – Final plat approval for Hawks Nest 3rd Addition.
13. SS-13-08 – Final plat approval for Tri-Point Condominiums
14. Approval of cemetery lots transfer from Bonnie Wilmarth to Bruce and M. Colleen English.
15. Setting of Public Hearing (ZC-4-08) for zone change at 4971 and 48921 N. Duncan Dr. for Jan. 20, 2009

ROLL CALL: McEvers, Aye; Bruning, Aye; Edinger, Aye; Hassell, Aye; Goodlander, Aye; Kennedy, Aye. Motion carried.

COUNCIL COMMENTS:

COUNCILMAN MCEVERS: Councilman McEvers announced that television technician, Kyle Cossairt, has been accepted to the Vancouver Film School which is a very prestigious honor and that tonight will be his last night with the City.

COUNCILMAN KENNEDY: Councilman Kennedy acknowledged County Commissioner Rick Currie for attending tonight's meeting. Through a partnership of St. Vincent DePaul, Fresh Start and the City, there is now a warming center for the homeless to stay when temperatures reach below 15 degrees. He thanked Deputy City Administrator Ingalls and Deputy Fire Chief Lauper who worked to make sure this warming center could happen. Councilman Bruning also noted that the St. Luke's Episcopal Church has agreed to take the overflow if necessary. Councilman Goodlander commended her grandchildren Shelby, Jackie, and Johnny Callahan who had gathered clothing for the warming center and she expressed her pride for their community spirit.

COUNCILMAN HASSELL: Councilman Hassell reminded citizens that the streets are very slick and with the subzero temperatures the de-icing solution doesn't work so please drive carefully.

ADMINISTRATOR'S REPORT: City Administrator Wendy Gabriel announced that City Firefighter Mandy Jacques won the state contest for a new Wildfire Management Plan logo. Mandy has been a Firefighter with the City for the past 5 years. With the subzero temperatures the Street Department has had to use sand instead of de-icing solution. They are anticipating that by the end of next week the brine-solution machine will be up and running. The Snow Plan is now available on the City's web site at www.cdavid.org. The City is only one of a few communities that provide a snow gate program when clearing streets of snow. Kudos to Police Lieutenant Don Ashenbrenner for his recent graduation from the FBI Academy. Holidays and Heroes sponsored by area Police Departments and Fire Departments for low income children to purchase Christmas gifts for their family, resulted in our City Fire and Police Departments sponsoring 12 families this year. Chief Longo has been selected to receive the Patricia Kempthorne Award. Mrs. Gabriel encouraged residents to contact the City's Water Department at 769-2210 during the week or 755-9729 on weekends if they have problems with frozen water pipes or frozen water meters. She announced that the last open house for the US-95 proposed improvements is scheduled for Dec. 18th. On December 17th Christie Wood will be reading her new book at the City Library. The Smithsonian Exhibit will be on display until December 20th. The World Winter Special Olympics is being held in Boise this year and the first stop of the Torch of Hope will be in Coeur d'Alene on January 29th and she invited the public to participate. Employment opportunities with the City include Police Officer and Parks Seasonal Lead Maintenance Worker positions.

COUNCIL BILL NO. 08-1026

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, REPEALING MUNICIPAL CODE CHAPTER 13.30 AND ADOPTING A NEW CHAPTER 13.30 ENTITLED STORM WATER MANAGEMENT; PROVIDING DEFINITIONS AND A PURPOSE CLAUSE; REQUIRING SUBMISSION OF A STORM WATER MANAGEMENT PLAN WITH ANY LAND DISTURBING ACTIVITY; ESTABLISHING PERFORMANCE AND DESIGN STANDARDS FOR STORM WATER IMPROVEMENTS; AUTHORIZING THE ADOPTION OF SUPPLEMENTAL MATERIAL BY RESOLUTION OF THE CITY COUNCIL; ESTABLISHING PROPERTY OWNER'S OBLIGATION TO MAINTAIN STORM WATER IMPROVEMENTS AND PROHIBITED CONDUCT; AUTHORIZING AND PROVIDING RULES TO OBTAIN A VARIANCE FROM THE STORM WATER REQUIREMENTS; ESTABLISHING ENFORCEMENT PROCEDURES TO ENFORCE THE ORDINANCE AND OTHER GUARANTEES OF INSTALLATION TO ENSURE THAT STORM WATER IMPROVEMENTS ARE INSTALLED; ESTABLISHING THAT VIOLATIONS OF THE REQUIREMENTS OF THE CHAPTER ARE A MISDEMEANOR PUNISHABLE BY A FINE OF NOT MORE

THAN ONE THOUSAND DOLLARS (\$1,000.00) OR BY IMPRISONMENT NOT TO EXCEED ONE HUNDRED AND EIGHTY (180) DAYS OR BY BOTH FINE AND IMPRISONMENT; 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.

STAFF REPORT: Deputy City Administrator Jon Ingalls presented the housekeeping updates to the City's storm water utility, which include updated terminology, clarification on procedures, and some streamlining of the code to make it more user friendly. He noted that the new plan calls for a storm water plan being required for single family residences but staff would like to amend the proposed ordinance to include that an engineered drawing of the storm water plan would not be required for single family residences.

MOTION: Motion by Hassell, seconded by Edinger to table the action on Council Bill No. 08-1026 until January 6, 2009 for the inclusion of allowing the exemption for single family residences as explained by Jon Ingalls. Motion carried.

PUBLIC HEARING – A-4-08 – ANNEXATION/ZONING OF BLM PROPERTY AT 945 HWY. 95: Mayor Bloem read the rules of order for this public hearing. John Stamsos, Senior Planner gave the staff report.

Mr. Stamsos gave the applicant's name as the U.S. Department of Interior, Bureau of Land Management and their request is for annexation with an R-1 zoning for a 9.6 acre parcel located on the south side of the Spokane River and west of U.S. 95 and the existing city limits.

Mr. Stamsos presented the staff analyses for zoning, shoreline regulations, city utilities and services. He reported that the Planning Commission recommended approval of this request on July 8, 2008 by a 5 to 0 vote. 33 notices of this public hearing were mailed with 6 responses being received – 2 opposed and 4 neutral. Written comments were distributed to the Council for their review.

PUBLIC COMMENTS: Eric Thomson, Field Manager for the Bureau of Land Management (BLM) located at 3815 Schreiber Way, Coeur d'Alene, spoke as applicant. He reported that BLM had notified the neighbors within 300' of a public meeting held on November 24th as recommended by the Planning Commission to help the neighbors understand their proposed annexation; however, the meeting resulted in no public attending. He noted that the proposed caretaker site is consistent with the BLM's 1995 proposal. Brian White, BLM Recreation Director, provided an overview of the Blackwell Island Host Site Development Plan. Councilman Edinger asked what the hours of the caretaker would be. Mr. White commented that it would be between 5 and 6 hours per day. Councilman Edinger asked why the caretaker house is not being placed on the existing RV site. Mr. White responded that this would be the caretaker's residence and thus there needs to be some separation so they can have some time off. Councilman

Edinger noted that they are requesting sewer be extended to the host site and voiced his concern of BLM selling this property to a developer in the future. Mr. White responded that since they are using Water and Conservation funds they cannot sell the property to a developer. Mr. White responded that they are planning to place a 1-1/4" sewer line so it can only serve this one site. Mr. Stamosos added that the extension of the sewer line would be a private line extension from the BLM launch site.

Diane Nottage, 1215 Millview Lane, voiced her concern of the way people will be able to contact the care taker and that the caretaker cannot see the boat launch site from the proposed location. Ms. Nottage noted that the meeting scheduled by the BLM was held the week of Thanksgiving and that she arrived 10 minutes late but the meeting had already been closed.

Stacy Armstrong, 2009 S. Riverwood Road, voiced her concern of usage of the canal, the potential for lead exposure, and that this annexation could lead to the future development of condominiums on that side of the river.

COUNCIL DISCUSSION: Councilman Edinger asked Mr. White what if Council said they want the caretaker's home on the site of the current boat launch and asked if they would accept this proposal. Mr. White responded that they would not be going through this annexation process if it could be located at the boat launch site. Councilman Edinger asked if the caretaker could see the boat launch site from the proposed location. Mr. White responded that you can see most of the parking lot but no one can see the boat launch site unless you are right there on the river.

Councilman Goodlander asked if this proposed site was on their 1995 plan. Mr. White responded that it was. Councilman Goodlander asked if it would be difficult to retain a caretaker. Mr. White responded that the launch site is open from 5 a.m. to 11 p.m. and it would be unreasonable to expect any volunteer caretaker to work 17 hours a day.

Councilman McEvers asked about opening up public access to the caretaker site. Mr. White responded that the access road would be gated. He also noted that their notice of the public meeting was very explicit of the time, date and location and they were there until 20 minutes past 6.

MOTION: Motion by Goodlander, seconded by Bruning to approve the annexation and R-1 zoning for 945 Hwy. 95 and to adopt the Findings and Order of the Planning Commission.

DICUSSION: Councilman Goodlander commented that some of the concerns voiced by the neighbors are really not concerns that will exist and that it makes sense to have a caretaker located at the proposed site than not there at all. Councilman Bruning noted that the ownership will not change and that the decision is a land-use decision and the zoning requested is the lowest zoning allowed. Councilman McEvers feels that this is not a big change to what currently exists. Councilman Edinger noted that he still can't understand why the host residence could not be located at the present launch site.

Councilman Kennedy believes that there are certain special places that the people just don't want encroachment upon and this is one of them.

ROLL CALL: Bruning, Aye; Edinger, Aye; Goodlander, Aye; Hassell, Aye; Kennedy, No; McEvers, Aye. Motion carried.

RECESS: Mayor Bloem called for a 5 minutes recess at 8:20 p.m. The meeting reconvened at 8:30 p.m.

PUBLIC HEARING – A-6-08 – ANNEXATION/ZONING OF 5225 And 5245 N. 15TH STREET: Mayor Bloem gave the rules of order for this public hearing. John Stamsos, Senior Planner gave the staff report.

Mr. Stamsos gave the applicants' names as William and Bonnie Willoughby and their request as annexation with an R-3 zoning for their property located at 5225 and 5245 N. 15th Street. Mr. Stamsos reported that on June 17, 2008 the City Council approved an agreement with the applicant to allow them to hook up to the city sewer system due to their septic tank failure. The agreement allowed the applicants to immediately hook up to the sewer system but required that they complete the annexation process. Mr. Stamsos also noted that the Panhandle Health District also required that they hook up to the City sewer system.

Mr. Stamsos provided staff analyses on zoning, Comprehensive Plan, city utilities, traffic, streets and storm water. He reported that on November 12, 2008 the Planning Commission recommended approval of this request by a vote of 5 to 0. He noted that on November 28, 2008, 41 notices of this public hearing were mailed with 3 neutral responses.

Councilman Edinger asked why it took so long for this annexation to come forward. Mr. Stamsos responded that in order to complete the application process they needed a survey of their property and at the time they didn't have the money to pay for the survey. Councilman Edinger noted that the applicant's are the ex-in laws' of his daughter; and that he has no conflict of interest. Councilman Goodlander asked if there are any annexation fees with this annexation. Mr. Stamsos noted that the Deputy City Attorney is recommending that the annexation fees be waived. Councilman McEvers asked if the applicants have been without sewer all this time. Mr. Stamsos responded that they have already hooked up to the city sewer.

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

MOTION: Motion by Goodlander, seconded by Hassell to approve the annexation and R-3 zoning of property located at 5225 and 5245 N. 15th Street and to adopt the Findings and Order of the Planning Commission and to waive the annexation fees. ROLL CALL: Edinger, Aye; Goodlander, Aye; Hassell, Aye; Kennedy, Aye; McEvers, Aye; Bruning, Aye. Motion carried.

PUBLIC HEARING – AMENDMENTS TO CDBG 2008 ACTION PLAN: Mayor Bloem gave the rules of order for this public hearing. Renata McLeod, Project Coordinator, gave the staff report.

Mrs. McLeod reported that staff is requesting certain amendments to the 2008 Action Plan which include amending the plan year to April through March, amending the requirements for amending the plan, citizen participation in the event of a substantial amendment, and amendments to the plan budget. She noted that tonight's public hearing was publicized three times and no written comments have been received.

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

MOTION: Motion by Goodlander, seconded by Edinger to amend the 2008 CDBG Action Plan as recommended by staff and to amend grants for assistance to LMI homeowners to include sewer repair and to amend the amount to up to \$6,000. Councilman Bruning declared a conflict of interest due to St. Vincent DePaul's participation in the CDBG funding. Motion carried.

EXECUTIVE SESSION: Motion by McEvers, seconded by Hassell to enter into Executive Session as provided by I.C. 67-2345 § C: To conduct deliberations concerning labor negotiations or to acquire an interest in real property, which is not owned by a public agency; and § F: To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at executive session does not satisfy this requirement.

ROLL CALL: McEvers, Aye; Bruning, Aye; Edinger, Aye; Hassell, Aye; Goodlander, Aye; Kennedy, Aye. Motion carried.

The Council entered Executive Session at 9:05 p.m. Members present were the Mayor, City Council, City Administrator, City Attorney and Deputy City Administrator. Matters discussed were those of litigation and claims. No action was taken and the Council returned to their regular session at 9:45 p.m.

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

The meeting adjourned at 9:45 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, CMC
City Clerk