

# **City of Coeur d'Alene 2009-2010 Annual Action Plan**

## **Entitlement Year 2**

### **Executive Summary**

In 2007, the City of Coeur d'Alene became eligible to receive federal Community Development Block Grant, or CDBG. The City of Coeur d'Alene, Office of Administration, oversaw the completion of the City's first Consolidated Plan, The City retained BBC Research & Consulting (BBC) of Denver to assist with the completion of the report and provide needed technical assistance related to CDBG. In April 2008 HUD approved the City's 2008-2012 Five-Year Consolidated Plan. This plan covers a five year time period, is comprehensive in scope and provides a road map for housing and community development activities in the City.

The three main objectives set by HUD that consolidated planning must address are: 1) provide decent housing, 2) provide a suitable living environment, and 3) expand economic opportunities. A consolidated strategy and plan furthers HUD's statutory goals, particularly through a collaborative process whereby a community establishes a unified vision for community development actions. Consolidation offers communities a better chance to shape the various programs into effective, coordinated neighborhood and community development strategies.

This 2009-2010 Annual Action Plan for Coeur d'Alene represents year two of the Five Year Consolidated Plan and follows HUD's objectives and prescribed collaborative process. This report outlines the specific actions to be undertaken in the program year that begins in April, 2009.

#### **SUMMARY OF PUBLIC COMMENT ON THE 2009-2010 ACTION PLAN**

The City's CDBG Program Year 2 began on April 1, 2009, with an allocated funding amount of \$309,488. The entire citizen participation process was held prior to the final allocation amount being confirmed by HUD. (Then publicized a second time following the notice of award amount) Since the final allocation amount was still not available prior to the City Council's decision, the Council specified a condition that if there was a difference in the estimated award and the actual funds received, the action plan would be amended per established procedures. This Annual Action Plan does reflect input from agency representatives once the final award amount was made available.

#### **LEAD AGENCY**

The City of Coeur d'Alene Staff is the lead agency in the Consolidated Planning Process. As lead agency, the Staff works with an ad hoc committee and the City Council to implement the Action Plan and oversee the process by which it was developed.

## OBJECTIVES AND OUTCOMES AND PAST PERFORMANCE SUMMARY

The following table provides an overview of the goals and objectives identified in the 2008-2012 City of Coeur d'Alene Consolidated Plan along with accomplishments and outputs from the past year.

Consolidated Plan Goal	Consolidated Plan Objectives	Projects Proposed for Accomplishment in 2007/2008	Community Development Priority Need Level	Projects Accomplished in 2007/2008 (Outputs)
<b>Goal No.1.</b> Increase the supply of for-sale housing at prices affordable to the City's low- and moderate-income workers.	Objective 1.1: Provide incentives for workforce housing production.  Objective 1.2 Inventory and donate publicly owned land and building and private land for workforce housing development.  Objective 1.3 Promote existing buyer resources	Partner with LCDC to provide affordable housing units in the proposed Mid-town housing project. Originally proposed \$70,000; plan amended to \$0.00	High	Private industry contributions were sufficient for the planned Mid-Town project to be completed without utilization of CDBG funding.  The objectives; to provide incentives to developers, utilize donated publicly owned land and promote existing buyer resources were methods that had been implemented in other locations with positive results. While the objectives are still valid and remain a priority for the City, implementation has been delayed as a result of the economic difficulties being experienced across the nation.
<b>Goal No.2.</b> Increase the supply of rental housing affordable to the City's extremely low-income renters and residents with special needs, including persons who are homeless.	Objective 2.1: Develop deeply subsidized rentals Objective 2.2 Continue to work with homeless/housing providers to respond to requests for funding assistance as appropriate.	Goal for PY2008 \$100,000, as amended \$160,000 The City has partnered with St. Vincent de Paul by providing a long-term land lease for approximately three acres of city-owned land located at Neider Avenue and Fruitland Lane.	High	St. Vincent de Paul has received a HUD 811 grant with which they will construct a 15-unit multi-family complex in the summer of 2009.
<b>Goal No.3.</b> Improve the City's sidewalks to make them more accessible to persons with disabilities.	Objective 3.1: Continue the City's Sidewalk Compliance Program to bring the City's sidewalks into compliance with the American with Disabilities Act. (ADA) Objective 3.2: Provide funding to low-income owners who have sidewalks needing repair but who cannot afford to make the repairs	Make \$20,000 available to assist an estimated 20 homeowners	High	

	without some type of assistance. Objective 3.3 Use CDBG funding to make repairs to sidewalks abutting publicly owned properties.			
Goal 4: Continue with neighborhood revitalization efforts, including code enforcement activities, to improve the condition of housing and commercial properties in low-income areas.	Objective 4.1: Fund code enforcement programs in CDBG eligible areas. Objective 4.2: As opportunities become available, provide CDBG funding to revitalizations of commercial and residential properties in CDBG eligible areas and/or which benefit low and moderate income households.	Goal for PY2008 \$23,000 to support code enforcement efforts in low-to-moderate income neighborhoods.  Goal for PY2008 make \$27,000 available to an estimated 20 homeowners for weatherization and emergency repairs. Program amended to increase individual awards to \$6,000 per household, new target, 4-5 LMI households. As amended, designated \$10,000 for Lead testing and remediation	High  High	The City modified the Emergency repair program to provide funds as a grant rather than a low interest loan. Two projects have been initiated, with several on the waiting list.
<b>Goal No.5.</b> Expand higher-paying employment opportunities for the residents of Coeur d'Alene through economic development.	Objective 5.1: Support private and public sector economic development efforts that result in job training and employment for the City's low to moderate income residents.		High	No projects relating directly to economic development activities were identified or completed.

# **City of Coeur d'Alene**

## **2009-2010 Annual Action Plan for the**

## **2008-2012 Consolidated Plan**

### **Housing and Community Development**

### **Action Plan**

#### **I. Plan Development Process and Citizen Participation Plan**

On April 1, 2009, a public notice was printed in the Coeur d'Alene Press listing the locations the public could review the City's Annual Action Plan for PY 2009, the dates of the review period, and the date, time, and place of a public meeting to solicit input. The City's first year CAPER was available for review and comment during the same time frame. A public meeting was conducted on April 14, 2009 to solicit input regarding the Annual Action Plan and first year CAPER. In fulfilling the citizen participation requirement for the Consolidated Plan, a public hearing was held on April 21, 2009 at the Council Chambers at the City Library. Members of the public were invited to make verbal and written comments. An additional notice was published in the Coeur d'Alene Press newspaper on April 11, 2009, so that citizens could comment on the draft 2009 - 2010 Action Plan and CAPER. That notice announced the comment period, locations to obtain the draft Action Plan and CAPER documents for review, and a summary of the highlights of the draft document.

In response to HUD's request to change the format of the Annual Action Plan, a new document was created and made available to the public for review from June 1, 2009 to July 1, 2009. The updated Annual Action Plan was advertised for review in the Coeur d'Alene Press and posted to the City's website on June 1, 2009. A Public Hearing was conducted on June 16, 2009.

The funding recommendations (see Attachment A) of the City Staff were subjected to a 30-day comment period from April 1, 2009 to April 30, 2009 (and again from June 1, 2009 to July 1, 2009) as well as verbal comment opportunities at the City Council meeting held on April 21, 2009 and June 16, 2009, which were broadcast over the government/education cable channel. Throughout the comment period, copies of the draft 2009-2010 Annual Action Plan were also made available for review at City Hall and on the City's website.

The final stage for developing the Annual Action Plan document would have been the incorporation of all relevant verbal and written public comments into the document after the 30-day review period. However, no written or oral comments were received during either of the comment period. The minutes of each public hearing and any public comment letters during the 30-day comment period (none were received) are included in Attachment B.

This document is the final result of the citizen participation process and reflects the City of Coeur d'Alene's goals and aspirations. The Citizen Participation Plan for the Community Planning and Development Programs provides additional information on the process followed to obtain citizen input.

At the outset of the above process, notices were sent to an outreach list of past interested parties, to attend the public meeting on April 14, 2009. Additionally, the invitation was also sent to a list of local area governments and community organizations, whose mission might coincide with community development projects. Lists of invited entities are included in Attachment C. The notice was re-emailed on June 1, 2009, providing notice of the second public comment period.

## **II. Funding Resources**

Listed below are additional resources for housing and non-housing community development that are expected by various Coeur d'Alene entities during the program year.

### A. Federal Resources

The City of Coeur d'Alene receives no additional federal funding for housing and non-housing community development.

The City of Coeur d'Alene Police Department receives Byrne funds.

The FBI provides reimbursement to the Police Department for overtime for the drug task force.

The City of Coeur d'Alene Fire Department receives grant funding from FEMA for equipment.

### B. State Resources

#### Housing and Homeless Programs

The Idaho Housing and Finance Association (IHFA) distributes Housing and Urban Development (HUD) grant program funds directly to local non-profits in Coeur d'Alene (Note: some of these non-profit groups distribute the allocated funds to the entire region not just within Coeur d'Alene city limits.)

#### HOME Program

- There are no HOME funds being distributed in cooperation with the City of Coeur d'Alene,
- No SEICAA funds are being used by the City of Coeur d'Alene.

#### Emergency Shelter Grant Program

- Funds under this program would be distributed directly to the organization.

#### Supportive Housing Program

- Funds under this program would be distributed directly to the organization.

#### Housing Opportunities for People with Aids Statewide

The City of Coeur d'Alene receives no HOPWA funds.

### Shelter Plus Care

- Funds under this program would be distributed directly to the organization.

### Housing Resources & Information Roundtable

The City of Coeur d'Alene Staff attends meetings of the Housing Resources & Information Roundtable when held locally, to participate in conversations regarding areas of mutual concern among housing providers.

### Other

Citylink is a transportation system that came to full service on Nov. 1, 2005. It is a result of a \$1.38 million grant to Kootenai County, Idaho from the Federal Transit System. The City of Coeur d'Alene contributes a portion of funds annually, FY08-09= \$ Matching funds of \$1.38 million are provided by the Coeur d'Alene Tribe, headquartered in Plummer, Idaho. The City pays dues to Kootenai Metropolitan Planning Organization (KMPO) of \$1200.00 annually. Additionally, the city pays the County \$43,984.00, through a partnership to support Citilink.

Covering the Coeur d'Alene Reservation and urban areas of Coeur d'Alene, Post Falls and Hayden, Citylink brings unprecedented free transportation to all people in the region. The mission is both simple and profound: meet the transportation needs of workers, students, elderly and the general public. Citylink connects business, industry, recreation, educational facilities and health care to all people in the region.

Citylink represents the first time in the United States that a tribal government and a local government have collaborated to create free public transportation.

## **III. Summary of Specific Annual Objectives**

In addition to the summaries which follow this narrative, the synopsized "Annual Action Plan" in Attachment A provides a financial overview of the 2009-2010 CDBG projects to be undertaken this coming year. Specific outputs and outcomes of the planned projects are contained in Section IV while the following identifies Consolidated Plan goals/objectives, the corresponding 2009/2010 projects, and assigned priority levels:

	Consolidated Plan Goals	Projects Proposed for Accomplishment in 2009/2010	Community Development Priority Need Level
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<p><b>Goal No.1.</b> Increase the supply of for-sale housing at prices affordable to the City's low- and moderate-income workers.</p>	<p>Objective 1.1: Provide incentives for workforce housing production.</p> <p>Objective 1.2 Inventory and donate publicly owned land and building and private land for workforce housing development.</p> <p>Objective 1.3 Promote existing buyer resources</p>	<p>Purchase land through a partnership to provide affordable housing for low-and-moderate income persons. Goal for PY2009 \$100,000</p> <p>Utilizing the newly established CDBG ad hoc committee, advertise for proposals from eligible organizations for projects benefiting low-and moderate income persons under one of the City's five Goals. Goal for PY2009 \$90,000 (may be split between multiple goals depending on proposals.)</p>	<p>High</p>
<p><b>Goal No.2.</b> Increase the supply of rental housing affordable to the City's extremely low-income renters and residents with special needs, including persons who are homeless.</p>	<p>Objective 2.1: Develop deeply subsidized rentals</p> <p>Objective 2.2 Continue to work with homeless/housing providers to respond to requests for funding assistance as appropriate.</p>	<p>Utilizing the newly established CDBG ad hoc committee, advertise for proposals from eligible organizations for projects benefiting low-and moderate income persons under one of the City's five Goals. Goal for PY2009 \$90,000 (may be split between multiple goals depending on proposals.)</p>	<p>High</p>
<p><b>Goal No.3.</b> Improve the City's sidewalks to make them more accessible to persons with disabilities.</p>	<p>Objective 3.1: Continue the City's Sidewalk Compliance Program to bring the City's sidewalks into compliance with the American with Disabilities Act. (ADA)</p> <p>Objective 3.2: Provide funding to low-income owners who have sidewalks needing repair but who cannot afford to make the repairs without some type of assistance.</p> <p>Objective 3.3 Use CDBG funding to make repairs to sidewalks abutting publicly owned properties.</p>	<p>Continue to assist low-and moderate income homeowners with sidewalk repair and replacement within LMI Census block areas. Goal for PY2009 \$24,576</p>	<p>High</p>
<p>Goal 4: Continue with neighborhood revitalization efforts, including code enforcement activities, to improve the condition of housing and commercial properties in low-income areas.</p>	<p>Objective 4.1: Fund code enforcement programs in CDBG eligible areas.</p> <p>Objective 4.2: As opportunities become available, provide CDBG funding to revitalizations of commercial and residential properties in CDBG eligible areas and/or which benefit low and moderate income households.</p>	<p>Goal for PY2009 make \$30,000 available to an estimated 5 homeowners for weatherization and emergency repairs.</p>	<p>High</p>
<p><b>Goal No.5.</b> Expand higher-paying employment opportunities for the residents of Coeur d'Alene through economic development.</p>	<p>Objective 5.1: Support private and public sector economic development efforts that result in job training and employment for the City's low to moderate income residents.</p>	<p>Utilizing the newly established CDBG ad hoc committee, advertise for proposals from eligible organizations for projects benefiting low-and moderate income persons under one of the City's five Goals. Goal for PY2009 \$90,000 (may be split between multiple goals depending on proposals.)</p>	<p>High</p>

#### **IV. Outcome Measures**

##### **Increase Housing for Purchase**

While no specific properties have been identified, several options are available to the City for purchase to provide a foundation for affordable housing construction projects. The City would purchase the properties and utilize CDBG funding to reimburse the City for those acquisitions. The City will seek partnerships to construct housing for purchase by low-to-moderate income individuals.

**Output:** Land for 5 affordable dwelling units.

##### **Community Projects to Benefit Low to Moderate Income Citizens**

The Annual Action Plan allocates \$90,000 for projects in partnership with local non-profits. Interested organizations will submit applications to the City, to be reviewed and rated by the CDBG ad hoc Committee.

**Output:** Up to four projects which meet one of HUD's National Objectives, address one of the City's goals as identified in the Consolidated Plan, and qualify as an eligible activity under HUD's guidelines.

##### **Neighborhood Revitalization/Code Enforcement**

LMI households with emergency concerns relating to safety, security and sanitation can apply for assistance under the Emergency Minor Repair and Accessibility Program (EMRAP). The funding is provided as a grant, with a maximum of \$6,000 available per household, \$34,912 will be allocated for PY2009.

**Output:** Assist 6 households to correct conditions that threaten the safety and health of the home and family.

##### **Sidewalks**

The City has allocated \$24,576 for repair and/or replacement of sidewalks within LMI Census block areas.

**Output:** Repair/replace the linear equivalent of one block (both sides of the street) of sidewalk in LMI Census block area.



## **V. Allocation Priorities**

City staff determines the initial allocation plan based on the goals identified in the City's Consolidated plan, and opportunities to leverage CDBG funding to achieve those goals. For example, in 2008 the City allocated CDBG funding for infrastructure improvements in support of an 811 project that will provide 15 rental units for special needs individuals, being accomplished by St. Vincent de Paul. During plan year one, all projects were accomplished through the City. Beginning with the City's second plan year, staff also include a budget line item which allows local organizations to submit proposals for projects which meet one of the National Objectives and a goal under the City's Consolidated Plan; an ad hoc committee will assist with review and rating of those proposals.

### Locations

The known locations of specific projects have been indicated on maps included with the Annual Action Plan 2009/2010 Project Map Attachment D.

## **VI. Affordable Housing**

Any CDBG-funded affordable housing activities and proposed accomplishments will primarily benefit non-homeless households. Upon the Mayor and City Council's direction, during the coming year, as economic stimulus concepts and new opportunities arise, City staff will also evaluate any opportunity for funding that might increase the affordability of housing within Coeur d'Alene.

The City has and will continue to work with local resources such as the North Idaho Housing Coalition to increase affordable housing opportunities. The City of Coeur d'Alene has encouraged partnerships between organizations who share a goal to eliminate barriers to affordable housing. These steps may include the following:

- LMI loan programs for both current homeowners and those seeking to purchase homes.
- Targeted rehab and accessibility modifications as needed to maintain current stock of affordable homes.
- St. Vincent de Paul will complete 15 units for rental for special needs individuals (HUD 811).
- In the upcoming year, the City plans to again engage local stakeholders in discussion on improving rental-housing stock in the community.
- Partnership with St. Vincent de Paul for 37 units of affordable senior rental units, (HUD 202) through a long-term land lease of City owned property.

### Barriers to Affordable Housing

As identified in the City's consolidated plan, 47%, or less than half the City's households could afford to purchase a median-priced home in 2005. (A drop of 6% from 2000) The plan further notes that the formula used to determine affordability may be "oversimplified reality." In

practice few households can dedicate 30% of their budget to housing and still meet their other financial obligations.

## **VII. Public Housing**

The City of Coeur d'Alene does not provide direct funding for any public housing.

## **VIII. Homelessness & Chronic Homelessness**

The City is working on a 10-year plan to end homelessness. The City of Coeur d'Alene has established a citizen group that meets monthly and anticipates a plan will be completed by May 2009. The draft plan may be viewed at:

<http://www.cdaid.org/mod/userpage/images/10YearPlan.pdf>

Helping homeless people is a priority for the City.

The City understands that housing programs that benefit households with income below 80% of the median help to prevent homelessness. Supportive services also play an important role in preventing homelessness.

Prevention of low-income individuals and families with children (especially those below 30% of median and those that are in poverty) from becoming homeless will continue to be addressed through the City of Coeur d'Alene's efforts and those of local non-profit organizations such as committee who developed the 10-Year Plan to End Homelessness, Habitat for Humanity, and North Idaho Housing Coalition.

## **IX. Other Actions**

In addition to the previously described efforts, the City will continue to remain involved in a number of efforts to address obstacles to meeting under-served needs and promote efforts to coordinate and facilitate the many elements related to housing, creating a suitable living environment and promoting economic development for low to moderate income households. These other efforts are outlined below:

- Lead-Based Paint

The City distributes Lead Hazard information pamphlets with each application for the Emergency Minor Repair and to any residents seeking information. Additionally, the City allocated \$10,000 for grants for lead testing and remediation during PY2008.

- Collaboration & Coordination

The City will enhance coordination among public, private and social services agencies as City staff continues to meet with local organizations with like goals, such as the committee to end homelessness and North Idaho Housing Coalition.

- Neighborhood Revitalization

City staff will continue to be active in support of the Emergency Minor Repair and Accessibility Program. Immediate plans are to provide small (\$6,000 or less) grants to help low to moderate income homeowners correct building conditions that threaten health and safety, or otherwise prevent a safe, secure and sanitary living condition. In the future the City may expand the program to Neighborhood Revitalization.

- Code Enforcement

Code Enforcement staff continues to work under the Coeur d'Alene Police Department. Coeur d'Alene Police staff will continue to administer the public safety, property maintenance and weed abatement codes.

- Fair Housing

The City of Coeur d'Alene originally adopted their Analysis of Impediments and Fair Housing Plan in March 2005. As part of the Consolidated Planning process the Analysis of Impediments and Fair Housing Plan were updated. Staff continues to work with the City's Fair Housing Compliance Coordinator to focus efforts on implementation of this plan. Priority efforts continue to emphasize education and outreach to housing providers and consumers and helping the private market become more pro-active in meeting Fair Housing goals. Annual workshops are designed to assist private housing providers with their understanding and practice of fair housing concepts.

- Economic Development

Economic Development is a priority for the City of Coeur d'Alene. The City and CDBG ad hoc committee will include economic development as a rating factor when review and ranking proposals in PY 2009.

- Integrated Disbursement & Information System

City staff spent significant time in IDIS entering activities, and activity updates and completing draw-downs. During the upcoming program year, they will continue to monitor this work and provide clean-up as necessary/requested.

## **X. Low/Mod Benefit**

In 2009-2010, it is estimated that the City of Coeur d'Alene will receive \$309,488 of Community Development Block Grant funding; the City has no program income. No other funds are expected. Attachment E provides the certification documents for the program year. The following evaluation criteria were used to select and review the proposed CDBG projects:

1. Federal CDBG Goals and Objectives:

- A. Project must benefit low and moderate income households, or
- B. Project must aid in the prevention and elimination of slums and blight, or
- C. Project must meet a need having a particular urgency (Imminent threat)

2. Federal technical requirements and review criteria, specifically those regarding funding eligibility thresholds and City policies governing CDBG funds:

- A. 70% benefit to low and moderate income households/individuals.
- B. 15% cap on funding public service projects.
- C. 20% cap on administration funding.
- D. Specific HUD eligibility requirements under each national objective.
- E. Goals and strategies identified in the 2008-2012 Consolidated Plan approved by the City and HUD.

During this Action Plan year it is anticipated that 100% of its non-administrative funding will go toward serving low to moderate income households or areas that are designated low to moderate income.

Urgent Need: With the exception of any HUD funding related to the nationwide economic recovery and the Neighborhood Stabilization Program, no urgent need activities are planned for PY 2009-2010.

#### **XI. HIV/Aids Housing Goals**

The City of Coeur d'Alene does not receive HOPWA funding.

#### **XII. Discharge Policy**

The City of Coeur d'Alene does not utilize McKinney-Vento Act funds in its own operations. Also, the City does not participate in or have direct responsibility for discharge planning or protocols for persons leaving publicly funded institutions or health care systems.

#### **XIII. Monitoring**

Monitoring will be an ongoing process for the City of Coeur d'Alene. When the City includes subrecipients in the process, reviews of progress and capacity will be conducted at all stages of contract. The formal stages of contract will include draw requests, quarterly reports and closeout.

At the end of the contract the City staff will compile all client demographic data reported by the sub-recipients on their quarterly reports and prepare a comprehensive clients' statistical report that will become part of the CAPER.

In addition the City of Coeur d'Alene or it's designee will conduct a minimum of three on-site monitoring reviews every year. These site visits will include review of sub-recipients' records for program and/or financial compliance. A checklist will be used at these site visits. City staff will maintain constant communication and technical assistance will be offered at all stages of the program from application to close out, to ensure compliance with appropriate regulations.

### Attachment A - Action Plan Allocations – 2009-2010

		FUNDING	
ALLOCATION		\$304,576.00	Explanation
ADMINISTRATION	20%	\$60,000.00	<ul style="list-style-type: none"> <li>• Contract for Administration</li> <li>• Advertisements</li> <li>• Publications</li> <li>• Training</li> </ul>
INCREASE HOUSING FOR PURCHASE	33%	\$100,000.00	Land Acquisition
COMMUNITY PROJECTS TO BENEFIT LOW TO MODERATE INCOME CITIZENS	29.5%	\$90,000.00	The grant process will be established by an Ad Hoc Committee in compliance with HUD regulations
SIDEWALKS	8%	\$24,576.00	Sidewalk repair/replacement within LMI Census block areas.
NEIGHBORHOOD REVITALIZATION/ CODE ENFORCEMENT	9.5%	\$34,912.00	\$34,912 available for home revitalization including weatherization to LMI homeowners
INCREASE HOUSING SPECIAL NEEDS/HOMELESS	0%	\$0.00	No current projects identified. Will look for future partnerships.
ECONOMIC DEVELOPMENT	0%	\$0.00	No current projects identified. Will look for future partnerships.
TOTAL	100%	\$309,488.00	

## **Attachment B – Public Hearing Minutes**

### **MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO, HELD AT THE LIBRARY COMMUNITY ROOM, APRIL 21, 2009**

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, April 21, 2009 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 Dick Hege, Coeur d'Alene Bible Church.

**PLEDGE OF ALLEGIANCE:** Councilman Goodlander led the pledge of allegiance.

**PROCLAMATION – CELEBRATION OF ARBOR DAY WEEK:** On behalf of Mayor Bloem, Councilman Goodlander read the proclamation designating the week of April 20<sup>th</sup> at Arbor Day celebration in the City. Urban Forestry Student Representatives Katy Hudson and Christina McCullough accepted the proclamation, outlined the planned activities for the week, and distributed an Arbor Day button to each Councilman.

**PRESENTATION – CONNECTING LEARNING TO LIFE:** Sharon Strand, Associate Professor at Lewis and Clark State College through the RN Bachelor of Science program presented an overview of their “connecting learning to life” project that they completed at St. Vincent DePaul. She noted that they are always looking for community service sites for the students to complete their “Connecting Learning to Life” projects. Councilman Bruning, on behalf of the Board of Directors at St. Vincent DePaul, thanked Professor Strand for her work at St. Vincent DePaul.

**PRESENTATION – 2007-2008 FINANCIAL AUDIT:** Tony Hackwith with the accounting firm of Magnuson McHugh & Company presented their findings of the recently completed city financial statement audit for fiscal year 2007-2008. She announced that the City received an unqualified or clean opinion of the financial practices done by the City. Finance Director Troy Tymesen noted in the General Fund that although the expenditures in 2007 and 2008 appear to be over the revenues, the City had set aside funds for one-time payments for the Kroc Center and the new library. He also noted that in 2008, management tightened their belts and thus the City has a manageable fund balance for the coming year.

**BOY SCOUT TROOP INTRODUCED:** Councilman Hassell introduced Coeur d'Alene Boy Scout Troop No. 3 who was in attendance at tonight's meeting as part of their effort in obtaining

a Communications badge.

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

**CONSENT CALENDAR:** Motion by Kennedy, seconded by Edinger to remove Item 3e (Contract for Tubbs Hill Tours) from the Consent Calendar. Motion carried.

Motion by Goodlander seconded by Edinger to approve the remaining Consent Calendar items as presented.

1. Approval of minutes for April 7, 2009.
2. Setting General Services Committee and Public Works Committee meetings for April 27<sup>th</sup> at 12:00 noon and 4:00 p.m. respectively.
3. RESOLUTION 09-017: 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 DECLARATION OF SURPLUS PROPERTY – 3 CITY VEHICLES; DECLARATION OF SURPLUS PROPERTY – CERTAIN COMPUTER HARDWARE; APPROVAL OF AN ENCROACHMENT AGREEMENT WITH COEUR D'ALENE GARDEN AND GALLERY, INC.; APPROVAL OF A REVOCABLE LICENSE WITH CECIL AND CAROL WILLIAMS TO CROSS PUBLIC PROPERTY WITH AN RV; AWARD OF CONTRACT TO ROW ADVENTURES FOR TUBBS HILL TOURS AND LAKE COEUR D'ALENE KAYAKING TOURS; APPROVAL OF SS-12-08 – FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENTS AGREEMENT FOR PEREIRA, 2<sup>ND</sup> ADDITION; AWARD OF BID AND APPROVAL OF CONTRACTS WITH ZENON ENVIRONMENTAL CORPORATION & BLUE WATER TECHNOLOGIES INC., FOR THE PRE-PURCHASE OF WWTP LOW-PHOSPHORUS PILOT FACILITY EQUIPMENT AND APPROVAL FO THE ANNUAL USLA LIFEGUARD TRAINING AGREEMENT WITH THE CITY OF HAYDEN.
4. RESOLUTION 09-018: A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO REPEALING RESOLUTION NO 07-037, WHICH ESTABLISHED A NO PARKING / TOW AWAY ZONE DIRECTLY ADJACENT TO THE FEDERAL COURTHOUSE BUILDING.
5. RESOLUTION 09-019: A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO ESTABLISHING AN IDENTITY THEFT PREVENTION PROGRAM.
6. Approval of free horse-drawn carriage rides in the Downtown area.
7. Approval of bills submitted and on file in the City Clerk's office.
8. Approval of Findings and Order for ZC-1-09 – zone change at US 95 and Hanley Ave.
9. Approval of beer/wine license for Rocking Robin Café at 3650 Government Way.

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

**CONSENT CALENDAR ITEM 3E – TUBBS HILL HIKING AND LAKE COEUR D'ALENE KAYAKING TOURS:** Peter Grubb, 1394 S. Kicking Horse Lane, owner of ROW, submitted a proposal for conducting hiking tours on Tubbs Hill and kayaking tours on Lake Coeur d'Alene. He noted that the agreement will be to allow two groups a day to take

tours for two months of the year. He believes that by doing guided tours of Tubbs Hill it will create a better understanding of the eco-system of the hill. He noted that there is a need for guided tours of Tubbs Hill as recommended in the Parks Master Plan that was created last year. He also agrees that he does not want to commercialize Tubbs Hill. In summary tonight's decision is to approve a trial permit from a May-September time period and for no more than 12-14 people in a group, and not the commercialization of Tubbs Hill.

Councilman Kennedy believes that the pilot project was to be for July and August. Doug Eastwood did not recall exactly what the time frame was but recommended May through September to be in line with the concessions available on other city property.

Linda Wright, 328 S. 15<sup>th</sup> Street, spoke in opposition to any tours on Tubbs Hill. She believes there are enough people on Tubbs Hill now and we do not need to bring more people to the hill. She noted that she had circulated a petition and had collected over 900 signatures. She commented that free guided tours are being organized by the City Fire Department so there is no need for paid tours.

Councilman Kennedy commented that he received a call from a resident that did not sign the petition because she believed that the petition was not presented in the way in which the proposed tours will be conducted but rather in an alarmist view. Ms. Wright read the petition for clarification. Councilman Kennedy noted that he had learned that people are already giving tours on Tubbs Hill, so if Peter and ROW did not come forward, they would not be any different from those who are currently giving paid tours. Ms. Wright responded that she believes that his tours would be different in that they would be permitted to do so. She also believes that it would be okay to have commercial photographers use Tubbs Hill. In regard to having yoga classes in city parks she sees that as beautiful and she will be holding her stride class at City Park this year.

Ruth Spencer, 1380 E. Elderberry Circle, voiced her concern that although she does not see a food cart on Tubbs Hill, she has a concern of permitting a commercial activity on Tubbs Hill. She also believes that people will have to move over when encountering the tour groups and that is not fair. She opposes commercialization of Tubbs Hill in that allowing one commercial activity on Tubbs Hill is betraying the public trust.

Roberta Manley, 3855 N. Honeysuckle Drive, commented that her brother-in-law, Art Manley, dearly loved Tubbs Hill. She believes that it takes time to enjoy Tubbs Hill and a tour would not allow this to happen.

Josette Shults, 5552 W. Highland Drive, Coeur d'Alene, commented that she would thank God for her ability to walk Tubbs Hill. She believes that Tubbs Hill was not intended to be for commercial tours and was paid for by the citizens of Coeur d'Alene. She believes that City Park and City Beach are overrun with tourists. She believes that a guided tour would create an obstruction to others walking the hill. She suggested that ROW find another location for their tours as all tours do not have to be downtown.

Dave Konigsberg, 1716 N. 7<sup>th</sup> Street, noted that in national parks it is private business that operates the concessions, guides, etc. and as an employee of ROW he sees his company as a partner with the Parks Department. He believes that with the responsibility of ROW they will



leave the hill cleaner than those who currently use the hill. He asked the Council to consider the one-year trial as it would bring a valuable asset to the community.

Monica Donegan, 7327 W. Highland Drive, Coeur d'Alene, believes that Tubbs Hill is for the residents of Coeur d'Alene and it should not be called a park but rather a natural reserve and should be protected as such. She believes that the natural habitat should be preserved and any commercial endeavor would undermine that.

Barbara Fillmore, 1215 E. Lakeshore Drive, believes that if you put the kayaks at the 12<sup>th</sup> Street Beach on East Lakeshore there would not be any room left for the beachgoers. She had done tours with ROW but believes that we need to stand as stewards of the area. She believes that the hill is already congested with locals and visitors and we need to oppose this endeavor.

Terry Brenton, 1319 Front Street, commented that ROW's precedence requesting to provide these tours demonstrates a non-understanding of the sacred nature of Tubbs Hill.

Joseph Roberts, 1010 E. Garden Street, believes that Tubbs Hill is something that the residents feel passionate about and feels that one tour group could not be allowed without allowing other tour groups. He noted that Tubbs Hill allows dogs on the hill and having a group as large as being proposed it will make the dogs uncomfortable. He believes that the hill is unique in that it is not a manufactured park.

Emily Holloway, 803 Front Street, spoke in opposition to allowing the guided tours. She noted that Tubbs Hill already has 1,000-2,000 people on the hill today and a 15-person tour would be too much.

Elizabeth Brinton, 1310 Ash Ave., believes that the 12<sup>th</sup> Street beach is already congested and there is not enough room for the kayaks. She believes that there is a safety issue at this beach. She sees Tubbs Hill as one of the last places where someone could find solitude.

Scott Shellman, 2192 E. Grand View Drive, recently visited Oregon and did a guided tour for snowshoeing. Having grown up here, he thought he knew about flora and fauna but this tour showed him more than he realized. He believes that the ROW tour would provide that same educational value for Tubbs Hill. He believes that sharing our natural resource with the tourists will help them preserve the quality of the water and Tubbs Hill. He noted that the tour group size is for up to 14 people but believes that the group size will be smaller and could be only 3 people. He commended ROW for approaching the City before doing the tours as he knows for a fact that there are other companies doing tours without permission.

Jason Wayne, 522 E. Foster, as a previous guide, does not see guided tours on Tubbs Hill as a way to ruin. He believes that guided tours will educate the people to help protect Tubbs Hill. Guided tours energize those people to help protect our natural resources. He encouraged the Mayor and Council to consider permitting the guided tours on Tubbs Hill.

Melody Brenton, 1319 Front Street, opposes having commercial tours on Tubbs Hill as it will open the door for other commercial activities.

Mary Ayers, 1307 Ash, expressed her concerns of having kayakers coming into the 12<sup>th</sup> Street beach as they will crowd the people out. She commented that when she kayaks she takes one or two kayaks, not 14 at one time.

Parks Director Doug Eastwood explained how the idea of guided tours began. He commented that the issue has been discussed several times over the past several months. He had originally received a request from Peter Grubbs and Peter has met with the Tubbs Hill Foundation twice who gave their approval on the concept. He then met with the Parks and Recreation Commission in both a workshop setting and at a regular meeting. He then went to the General Services Committee to present ROW's proposal. The Council then approved advertising for RFPs for a one-year trial of guided tours. He noted that several of our parks have seen changes as we continuously evaluate the usage of our Parks including Tubbs Hill. He recalled that one concept was conducting a prescribed burn on Tubbs hill which met with initial opposition. He recalled that when the devastating ice storm hit there were helicopters logging these down trees off Tubbs Hill and many people felt a logging operation would have ruined Tubbs Hill. Trail improvements, bridge repairs, trail widening, have all met with resistance. He does not believe that ROW will have a negative impact on Tubbs Hill and will not open the door for other commercial activities. He noted that Tubbs Hill is not a true natural park, as the Parks crews have made the trails, built the bridges, and constructed the retaining walls. Education, he believes, is the best means of preserving Tubbs Hill. Today, people are picking flowers and removing natural flora from Tubbs hill and guided tours would inform people of better park practices. ROW would not be doing anything different than what city staff currently does; however, the City does not have the manpower to continually conduct tours and thus ROW would provide that service. He noted that the hours of the tours were moved to an earlier time. He commented to the question "Can we say no to someone else?" that, yes the City can, similar to what we do with the food concessionaire at City Park.

Councilman Goodlander noted that a part of previous discussions was that people currently use our city parks for commercial profit and this type of agreement would help regulate this type of activity. Doug responded that currently if there was a conflict with these commercial users the Parks Department would hear it on a complaint driven basis. He believes that the only way we can regulate it is to manage the commercial usage of public parks. He believes that this one year trial will allow us to see if this will help manage the commercial use of city property.

Councilman Hassell noted that currently there are commercial tours being conducted on Tubbs Hill and with this agreement wouldn't it eliminate the other commercial activities. He noted previously the City had allowed several concessionaires at City Park and the City went to one concessionaire which ended a lot of the conflict in City Park. Doug Eastwood agreed that if we don't manage what is going on out there, it will only grow.

Councilman Edinger noted that he had been involved in purchasing Tubbs Hill and the name Art Manley was mentioned and he knew Art pretty well and agrees with what Mrs. Wright said that Art would not have approved commercializing Tubbs Hill, nor would Scott Reed or Dr. Fox. Another individual was former Parks Director Red Halpern and Councilman Edinger had spoken with his widow today who commented that Red was 100% opposed to any commercialization of Tubbs Hill. Several years ago, the City Council, the Coeur d'Alene Jaycees, and other groups organized to purchase Tubbs Hill to get it away from Idaho Water Company. He noted that other areas were offered but they focused on Tubbs Hill and for the

past 30 years that he has been on the City Council, Tubbs Hill has been a treasure for him and his family. He noted that at the Tubbs Hill Foundation meeting he voiced his concern of commercializing Tubbs Hill. He believes that anyone who has lived here any length of time knows you have to respect and cherish certain things, Tubbs Hill and McEuen Field are two of those things and, again, he does not believe that Art Manley would be in favor of commercializing Tubbs Hill. He does not want any commercialization on Tubbs Hill as it is a landmark and a treasure of this community and once you start screwing around with treasures you will begin to lose that treasure and as long as he is above ground he will fight to keep those treasures.

Councilman Kennedy is not on the General Services Committee or the Tubbs Hill Foundation or the Parks and Recreation Commission and all his information comes from committee reports and staff reports. He had asked if Tubbs Hill was such a special resource that it requires special consideration from other parks and the answer he received was yes. He did not know Art Manley well, but he knows he loved Tubbs Hill. He had received a letter from Kootenai Environmental Alliance who were generally supportive of ROW but noted that any additional effort for commercial endeavors on Tubbs Hill would be a concern. Councilman Kennedy also believes that if it was anyone else other than ROW that offered these tours he would be voting no for the tours. So, he is going to vote no on this request and not because of ROW but because citizens have voiced that Tubbs Hill is a precious resource for them and we need to protect it.

Councilman Bruning thanked everyone who came tonight and voiced their concerns. He noted that there have been seven meetings on this item. As with Councilman Edinger he is very concerned about Tubbs Hill. He does look at it a little differently in that he knows that commercial tours are currently being conducted on Tubbs Hill, so he looks at the management side of it and he sees this as controlling what is going on, on Tubbs Hill. He does not feel that this would lead to other commercial endeavors on Tubbs Hill. He does have a concern with the kayaks on Sanders Beach. He noted that this would be a one-year trial and knows that Doug Eastwood and his crew will closely monitor these activities. He hopes that there is a way to lessen the impact on the beach at 12<sup>th</sup> Street. He noted that having been in land management his whole career he knows that managing it is the best way to preserve it.

Councilman McEvers has heard a lot of interesting things such as this is the last refuge, pure nature, no traffic, the solitude, and the passion that was expressed tonight was overwhelming. He heard about protecting the hill and what has been done to protect it. For him, the bottom line is setting a precedent and he believes that this would perpetuate itself and it could come back to bite the City. On a final note, he questioned if we really needed to do this, and he does not believe so.

Councilman Goodlander noted that she was raised at 1111 Front Avenue and she was raised on Tubbs Hill. She heard the people say that Tubbs Hill is important and that we need to preserve it. She believes that when we have committees and commissions who are volunteers making decisions and recommendations to Council it has always been her feeling that she needs to follow what they say; however, tonight with the public's outcry, she initially thought she needed to follow the recommendations but tonight she is going to change her vote to no.

**MOTION:** Motion by Kennedy, seconded by Edinger to reject the proposed agreement with ROW for kayaking and hiking tours on and around Tubbs Hill.

**DISCUSSION:** Councilman Hassell asked if Council was going to include any tours on Tubbs Hill in the motion. Councilman Kennedy believes that tonight they just need to deal with the request at hand and would like to have some study and research to create some preservation regulations for Tubbs Hill. He would also strongly recommend that Peter Grubb be placed on this committee.

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

Mayor Bloem noted that she did not want to have this contract from the beginning. She commented that the only way to change a space is to get to know it better and to value it. She believes that our predecessors knew the value of Tubbs Hill. She also commended Peter Grubb for doing the right thing and coming to the City Council first.

**RECESS:** Mayor Bloem called for a recess at 8:10 p.m. The meeting reconvened at 8:20 p.m.

#### **COUNCIL COMMENTS:**

**COUNCILMAN BRUNING:** Councilman Bruning thanked everyone who helped clean up the Prairie Trail and Centennial Trail. He noted that over 100 people participated in the clean up efforts. He announced that May is National Bike Month and May 11-16<sup>th</sup> is Bike to Work week. He announced that the registration for summer boys and girls slow-pitch softball for ages 5-12 will be May 4-15; Co-Ed youth slow-pitch softball for ages 13-15 will be May 18-June 5; youth and adult tennis classes will be June 4-12; and the learn to swim registration is from July 5-8.

**COUNCILMAN GOODLANDER:** Councilman Goodlander reported that the Community Garden is coming along well. She noted that the Parks Department helped by leveling the land and the Water Department is providing opportunities for water saving measures. There are 40 plots for people to garden. Some of the plots are being used so their produce will go to food banks and Lake City Senior Center. She announced that the grand opening ribbon-cutting will be this Saturday and she extended an invitation to the City Council to attend this ribbon cutting. She has been watching the remodeling at Fire Station 1 and commended the Fire Department as it is looking very nice.

**APPOINTMENTS – PLANNING COMMISSION AND ARTS COMMISSION:** Motion by Kennedy, seconded by Edinger to re-appoint Heather Bowlby, to appoint Lou Soumas to the Planning Commission, and to re-appoint Fred Olgram to the Arts Commission. Motion carried.

**ADMINISTRATORS REPORT:** City Administrator Wendy Gabriel announced 4<sup>th</sup> Street project bids will be opened on April 28<sup>th</sup>. The Northshire Park equipment replacement project is back on schedule and it is anticipated that the playground will be ready by April 27<sup>th</sup>. The

swimming buoys are being placed along City beach. Please remember that dogs are required to be on leashes on Tubbs Hill. The Fallen Heroes Plaza construction has begun with completion being anticipated by the end of June. The City has launched a new blog to enhance community awareness and is available through the City's web site at [www.cdavid.org](http://www.cdavid.org) and click on "City of Coeur d'Alene Today". Councilman Goodlander also reminded people to pick up their dog's droppings.

COUNCIL BILL NO. 09-1010  
ORDINANCE NO. 3358

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTIONS 12.36.015, 12.36.205, 12.36.235, 12.36.300 AND 12.36.305 TO REPEAL THE DEFINITION OF CUTTING BACK AND DROP CROTCH PRUNING AND ADOPTING A DEFINITION FOR CROWN REDUCTION; 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: Karen Haskew noted that the city recently adopted the American National Standards which had not been updated since 1972. She noted that there are some new definitions such as drop crotch pruning is now called crown reduction. Because of these type of changes, this ordinance amends the City's code to update the ordinance to reflect the newly adopted standards definitions.

Motion by Goodlander, seconded by Hassell to pass the first reading of Council Bill No. 09-1010.

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

Motion by Edinger, seconded by Kennedy to suspend the rules and to adopt Council Bill No. 09-1010 by its having had one reading by title only.

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

COUNCIL BILL NO. 09-1011  
ORDINANCE NO. 3359

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 (RESIDENTIAL AT 12 UNITS/ACRE) TO R-17 (RESIDENTIAL AT 17 UNIT/ACRE), SAID PROPERTY

BEING DESCRIBED AS A +/- 40,000 SQ. FT PARCEL AT 2903 4<sup>TH</sup> STREET; 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 Hassell, seconded by Goodlander to pass the first reading of Council Bill No. 09-1011.

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

Motion by Goodlander, seconded by McEvers to suspend the rules and to adopt Council Bill No. 09-1011 by its having had one reading by title only.

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

**PUBLIC HEARING – CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER):** Mayor Bloem read the rules of order for this public hearing. Project Coordinator, Renata McLeod, and Nelle Coler from Panhandle Area Counsel gave the staff report.

Mrs. McLeod presented the City's first annual CAPER report for HUD funding. She noted that the report is available on the City's web site and is open for public comments until April 30, 2009. She reported that the City spent 20% of the funds for administration, 52% to increase housing for special needs/homeless, 8% for sidewalk rehabilitation, and 20% for neighborhood revitalization/code enforcement. Nelle Coler reported on the emergency minor home repairs projects have been completed using the HUD funding. She noted that the City had changed this funding from a loan type of program to a grant program. Ms. Coler noted that one of three national objectives must be met by the City, which are - benefit low to moderate income persons, aid in the prevention of slum or blight, or meet an urgent need. Mrs. McLeod also noted that the City must also have an eligible activity besides meeting the national standards including housing. She reviewed the five goals established by the Council for HUD funding. Mrs. McLeod reported that they had a community meeting last week and had asked those attending for their recommendations on how the money could be spent. She reviewed the top six recommended objectives presented by the group. Ms. Coler presented the proposed 2009 Action Plan for this year's HUD funding. Mrs. Coler noted that they are forming an ad hoc committee to oversee the activities of the HUD funds. Mrs. McLeod reiterated that the public can submit their comments until April 30<sup>th</sup> to her, Renata McLeod, at City Hall 710 E., Mullan Avenue, Coeur d'Alene Idaho.

Councilman Goodlander noted that before we became an entitlement city we received CDBG funds from the state and asked if this change comes with different criteria. Mrs. Coler noted that the State has the same three criteria as the national criteria requirements.

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

**MOTION:** Motion by Goodlander, seconded by Kennedy to approve the Consolidated Annual Performance and Evaluation Report and authorize staff to submit the report to HUD. Motion carried.

Councilman Kennedy thanked the people at Panhandle Area Counsel and Mrs. McLeod for all their work on this program and believes that our first year was a success.

**EXECUTIVE SESSION:** Motion by Hassell, seconded by McEvers to enter into Executive Session as provided by I.C. 67-2345 §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 as executive session does not satisfy this requirement; and § J: To engage in communications with a representative of the public agency's risk manager or insurance provider to discuss the adjustment of a pending claim or prevention of a claim likely to be filed. The mere presence of a representative of the public agency's risk manager or insurance provider at an executive session does not satisfy this requirement.

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

The Council entered Executive Session at 8:55 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 9:20 p.m.

**LANGLEY SUIT:** Motion by Hassell, seconded by McEvers to settle the Langley law case. Motion carried.

**NUNN CLAIM:** Motion by Edinger, seconded by Hassell to take no action with the Terri Nunn claim. Motion carried.

**ADJOURNMENT:** Motion by McEvers, seconded by Hassell that, there being no further business before the Council, the meeting is adjourned. Motion carried.

The meeting adjourned at 9:22 p.m.

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Sandi Bloem, Mayor

ATTEST:

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Susan K. Weathers, CMC  
City Clerk

## Attachment C – List of Invited Parties

Sent:

To:

Page 1 of 2

**MCLEOD, RENATA**

From: MCLEOD, RENATA

Tuesday, March 31, 2009 4:46 PM

'tonyb@lcdc.org'; 'steve@jobsplonline.org'; 'toddp@whitewatercreek.com';  
'info@greenstonehomes.com'; 'rick@cdarealtors.com'; 'kathryn.tacke@cl.idaho.gov';  
'monte@millerstaufer.com'; 'jonathon@coeurdalenechamber.com'; 'joe@kmcmail.kmc.org';  
't1egal@kmcmail.kmc.org'; 'dklocko@kmcmail.kmc.org'; 'rick.shipman@usbank.com';  
'loriisenberg@nwdynamics.net'; 'Msjostrom@dadco.com'; 'daved@panhandlebank.com';  
'scottf@architectswest.com'; 'linda@copperbasin.com'; 'tcolwes@uirp.com';  
'phil@welchcomer.com'; 'rnilson@gfmfg.com'; 'dbaune@jub.com'; 'cyrdad@aol.com';  
'mcavasar@roadrunner.com'; 'girnbel@msn.com'; 'info@nibca.com'; 'jimd@pacni.org';  
'jmmorris@mtnwb.com'; 'timherzog@treatyrock.com'; 'john@corcoranteam.com';  
'patkrug@windermere.com'; 'pathartman@21 beutler.com'; 'cdaarchitect@adelphia.net';  
'cshippy@pioneerceda.com'; 'Harry.amend@usw.salvationarmy.org'; 'ppratt@cdaschools.org';  
'nancert@yahoo.com'; 'Lwhalen@phd1.state.id.us'; 'KCBOCC@kcgov.us';  
'hbauman@cdaschools.org'; 'bmurray@lakeland272.org'; 'eheck@postfallsidaho.org';  
'Erikk@ihfa.org'; 'jtownsend@cityofhaydenid.us'; 'lbranen@uidaho.edu'; 'Priscilla\_Bell@nic.edu';  
'vicki.kunz@labor.idaho.gov'; 'robert.shoeman@labor.idaho.gov'; 'mwall@kcgov.us';  
'Rolly-Jurgens@nic.edu'; 'bettew@ihfa.org'; 'habitat@habitatni.org'; 'Brittonm@idhw.state.id.us';  
'wcoutreach@adelphia.net'; 'm.herrick@communityactionpartnerhsip.org';  
'shelly\_hine\_svd@ yahoo.com'; 'lynnsvd@ yahoo.com'; 'nancy@pacni.org';  
'meredithb@communityframeworks.org'; 'caryl@kootenaiunitedway.org';  
'marylou@panhandlebank.com'; 'srogers@g-b.com'; 'noelleterese@yahoo.com';  
'amy@idahodrugfreeyouth.org'; 'jeff@stvincentdepaulcda.org'; 'callison@kcgov.us';  
'cwood@familypromiseni.org'; 'tinka@thechildrensvillage.org'; 'cmattoon@dirnehc.org'; 'ericesauer@  
voaspokane.org'; 'cdaseniors@yahoo.com'; 'alanwasserman@idaholegalaid.org';  
'dac@icehouse.net'; 'shalee@icehouse.net'; 'terry@cdadowntown.com';  
'jonathan@coeurdalenechamber.com'; 'tmessina@messinaconstruction.com'; 'jack@bmdcda.com';  
'sroberge@wm.com'; 'Cotton, Karen - Reg1'; 'Parisot, Anita C'; 'dustin@kootenaititle.com';  
'mavanlack@gnosiscorp.com'; 'Beaumont, Ladonna L .'; 'howard.martinson@gmail.com'; Agnes  
Harger; 'smccracken@mmccopa.com'  
Cc: 'Nelle Coler'; TYMESEN, TROY

Subject: Community Development Block Grant for the City of Coeur d'Alene

Please note that I am sending you this email, as you had been previously on my email list of citizens that should be aware of the City's Community Development Block Grant (CDBG) activities, and/or you have expressed an interest to me in the past. A legal notice will be in the Coeur d'Alene Press tomorrow morning, opening the thirty-day public comment period. The documents should be posted to the web by 5:00 p.m. this evening.

The City of Coeur d'Alene is proposing its annual action plan for use of Community Development Block Grant (CDBG) funds, as well as, conducting a review of its first year's performance, through a document referred to as CAPERS (Consolidated Annual Performance and Evaluation Report). The City anticipates receiving CDBG funds in the amount of \$304,576.00 to be utilized April 1, 2009 through March 31, 2010. The draft Annual Action plan and CAPERS are available for review and comment for a comment period of 30 days, April 1-30, 2009. Documents are available on the City web page [www.cdaid.org](http://www.cdaid.org).

The City has scheduled a public meeting, to solicit public input. That meeting will be held: **Tuesday, April 14, 2009 at noon**, in the City Hall Council Chambers.

5/26/2009

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Additionally, a public hearing has been scheduled at **6:00 p.m., April 21, 2009**, Library Community Room, 701 Front Avenue, Coeur d'Alene, Idaho 83814.

I invite you to attend either meeting and/or both and to provide written comments anytime during the public comment period April 1 through April 30, 2009.

Written comments should be submitted to Renata McLeod, City Hall, 710 Mullan Avenue, Coeur d'Alene, ID 83814.

*Meetings 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.*

5/26/2009

### **Community Stakeholders/Interested Groups**

Community

Development

Tony Berns LCDC 769-2331 tonvbtfillcdc.orn

Steve Griffiths Jobs Plus 667-4753 stevetfiliobsnlusononline.ora

Todd and Maryann Whitewater Creek 772-0108 toddp@whitewatercreek.com

Prescott Development

Jason Wheaton Greenstone info@oreenstonehomes.com

Rick Vernon CDA Assoc. of Realtors 667-0664 ricktfilcdarealtors.com

Kathryn Tacke Id. Commerce and Labor 769-1558, kathryn.tacke@cl.idaho.gov  
x 3984

Monte Miller Miller Stauffer Architects montetfilmillerstauffer.com

Jonathon Coe Chamber of Commerce Pres. 664-3194, jonathon@coeurdalenechamber.

x. 110 com

Joe Morris Kootenai Health 666-2003 lioe@kmcmail.kmc.ora

Tom Leaall Kootenai Medical Center tleaaltfilkmcmail.kmc.orn

Dan Klocko Kootenai Medical Center 666-2057 dklocko@kmcmail.kmc.ora

Rick Shinman US Bank rick.shipman@usbank.com

Lori Isenberr Northwest Dynamics loriisenberrntfilnwdynamics.net

Mara'd Sjoström DADavidson Msjoström@dadco.com

Dave Dean Panhandle State Bank 755-2806 davedtfilnanhandlebank.com

Scott Fischer Architects West

Linda Davis Copner Basin Construction 765-5059~

Philip Boyd Welch Comer & Assoc.

Ron Nilson Ground Force Manf. 664-9291 milson fmfa.com

Dale Baune, P.E JUB Enaineers dbaunetfiliub.com

Bruce Cyr Jobs Plus cvrdad@aol.com

Mac Cavasar USDA mcavasar@roadrunner.com

Kenn Gimbel CDA Assoc. of Realtors 664-9221 nimbeltfilmsn.com

John Saffels Mountain Lodge 765-9355

Homes/NIBCA Pres. (208)

661.9410

Debbie Hanna NIBCA 765.5518 info@nibca.com

Jim DeffenbauQh Panhandle Area Council 772-0584 imd@nacni.ora

Judy Marris Mountainwest Bank/NIBCA 763-3432 jmmorris@mountainwestback.co  
m

Tim HerzoQ Treaty Rock timherzoa@treatvrock.com

John Corcoran Remax .ohntfilcorcoranteam .com

Pat KruQ Windermere lnatkrua@windernere.com

Scott VikinQ Construction 762-9106

Stan Huffacker cdaarchitecttfiladelnhia.net

Carrie Oja Century 21 coia@21aoldchoice.com

Cheryl Shippv Pioneer Title Compo 664-8254 cshi ioneercda.com

Government Contacts Organization Contact  
Info.

Sandi Bloem CDAMayor Hand deliver notices

Ron Edinger CDA Councilmember Hand deliver notices

Woody McEvers CDA Councilmember Hand deliver notices

Al Hassell, III COA Councilmember Hand deliver notices

Mike Kennedy COA Councilmember Hand deliver notices  
 Deanna Goodlander COA Councilmember Hand deliver notices  
 John Brunina CDA Councilmember Hand deliver notices  
 Harry Amend Salvation Army Harv,amend@usw,salvationarm  
 'LOm  
 Pam Pratt School District 271 aaraW(;)cdaschools,orn  
 Nancy (Taylor) Lowery City of Hayden nancert@yahoo,com  
 Councilmember's  
 Lora Whalen Panhandle Health District (208) 415- LWhalen@phd1,state.id,us  
 5100  
 Todd Tondee County Commissioner KCB OCC@kcgov,us,  
 Hazel Bauman Coeur d'Alene School Distirct 664-8241 hbauman@cdaschools,org  
 Brad Murrav Lakeland School District 687-0431 bmurrav@lakeland272,ora  
 Dick Harris Post Falls School District  
 Eric Keck Post Falls City Admin, 292-2310 ekeck@oostfallsidaho,ora  
 Eric Kingston IHFA 208-331- ErikK@ihfa,org  
 4706  
 Jav Townsend City of Hayden Admin, 'townsend@citvofhavdenid,us  
 Larrv Branen University of Idaho 292-2540 lbranen@uidaho,edu  
 Priscilla Bell North Idaho ColleQe Pres, Priscilla Bell@nic,edu  
 769-1558, vicki,kunz@labor,idaho,gov  
 Vicki Kunz IDOL ext 3941  
 769-1558 robert,shoeman@labor,idaho,go  
 Robert Shoeman IDOL v  
 Mike Wall K,C,Misdemeanor Probation 446-1992 mwall@kcaov,us  
 Rolly Jurgens North Idaho College Vice ROily Jurgens@nic,edu  
 Pres,  
 Groups and Organization Contact  
 Omanizations Info,  
 Bette Woinowsky IHFA Family Self Suff, 667-3380 bettew@ihfa,ora  
 Larry Brannon Mariann Habitat for Humanity 762-4532 habitat@habitatni,org  
 Bethke  
 Michele Britton State Deo, Of H&W 769-1515 Brittonmlfj)idhw,state,id,us  
 Karen Cotton Health and Welfare 769-1515 cotton@dhw,idaho,aov  
 Ann Chatfield Women's Center 664-9303 wcoutreach@adelahia,net  
 Mary Herrick CAP 664-8757 m,herrick@acomunityactionpa  
 x,203 rterhsio,ora  
 Shellv Hines St. Vincent de Paul 659-4770 shellv hine svdnlfj)vahoo,com  
 Lvnns Peterson St. Vincent de Paul 664-3095 .lvnnsvdo@vahoo,com  
 Nancy Mabile Panhandle Area Council 772-0584 x nancy@pacnLorg  
 3014  
 Meredith Bryant Community Frameworks (509) 484- meredithb@communityframewor  
 6733 x 116 ks,org  
 Caryl Johnston United Way of Kootenai 667-8112 caryl@kootenaiunitedway,org  
 County  
 Mary Lou Piazza Panhandle State Bank 661-4913 marvlou@oanhandlebank,com  
 Sherydene Rogers Goodale & Barbieri 509-777- srogers@g-b,com  
 6352  
 Noelle Adams Kootenai Persoectives noelletereselfj)vahoo,com  
 Amy Bartoo IDFY 664-4339 amv@idahodruafreevouth,ora  
 Bonnie Doualas Leaau of Women Voters 664-5659  
 Jeff Conroy St. Vincent De Paul 'eff@stvincentdepaulcda,orQ  
 Colleen Allison Kootenai County Grant Writer 446-1612 callison@kcgov,us  
 Cindy Wood Family Promise 714-4870 cwood@familypromiseni.org  
 Tinka Schaffer Children's Village 667-1189 tinka@thechildrensvillage.org  
 Carolyn Mattoon Dime Clinic 415-0300 etoOntldimechc.orn  
 509-624- ~-~auerlnlvoasnokane.orn  
 Edie Rice-Sauer Volunteers of America 2378  
 Mike Grabenstein Coeur d'Alene Homes 664-8119 mike@heritageplace.org  
 Vickie Harrison Lake City Senior Center 667-4628 cdaseniors@yahoo.com  
 Alan Wasserman Idaho Legal Aid alanwasserman@idaholegalaid.

Qf9

Individuals/disability Organization Contact  
advocates Info.

AmvDrepps Disability Action Center dac@icehouse.net

Don Waddell 667-8798 shaleetmicehouse.net

Jayne and Russ 665-2172 1866 W. Windsor Ave., CDA  
Merriman

Community Contact

Members/Business Organization Info.

Terry Cooper Downtown Association 667-5986 terrvtmcdadowntown.com

664-3194 jonathan@coeurdalenechamber.

Jonathan Coe Cd'A Chamber of Commerce com

765-5714 tmessina@messinaconstruction.

Tom Messina Messina Construction com

Jack Beebe Local Developer/IHFA board 667-0485 acktmbmcdca.com

Steve Roberge 765-4968 sroberge@wm.com

755-3493 Rotary

Anita Parisot HPIWork at home 667-0662 anita.narisotnlhn.com

208-683- mavanlack@gnosiscoro.com

Austen VanLack Gnosis Corp. 0967

Sarah McCracken Kawanis smccrackentnlmmcocna.com

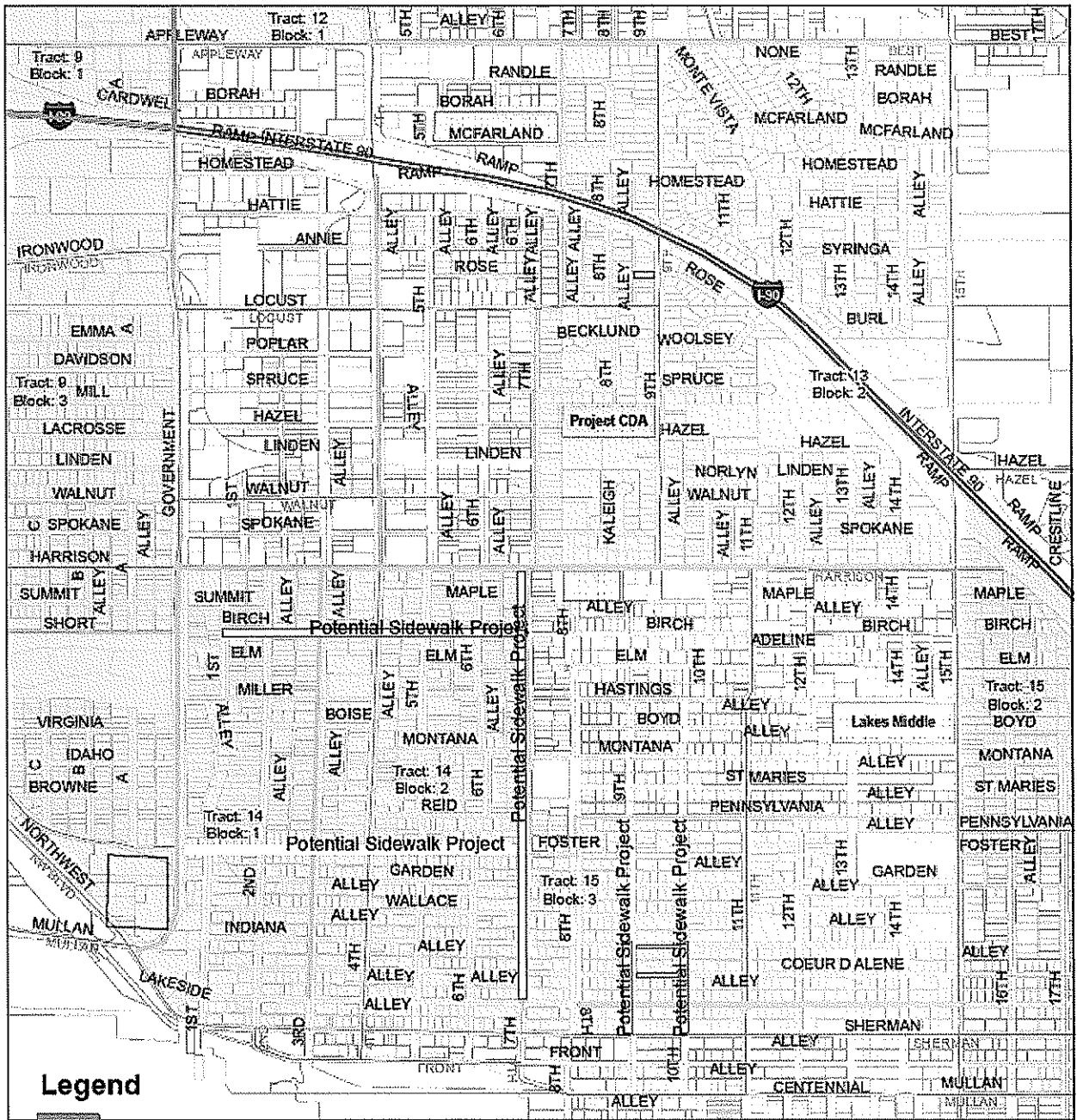
Bill Harger NAMI 664-8485 bharger@imbris.com

ladonna.beaumont@smithbame

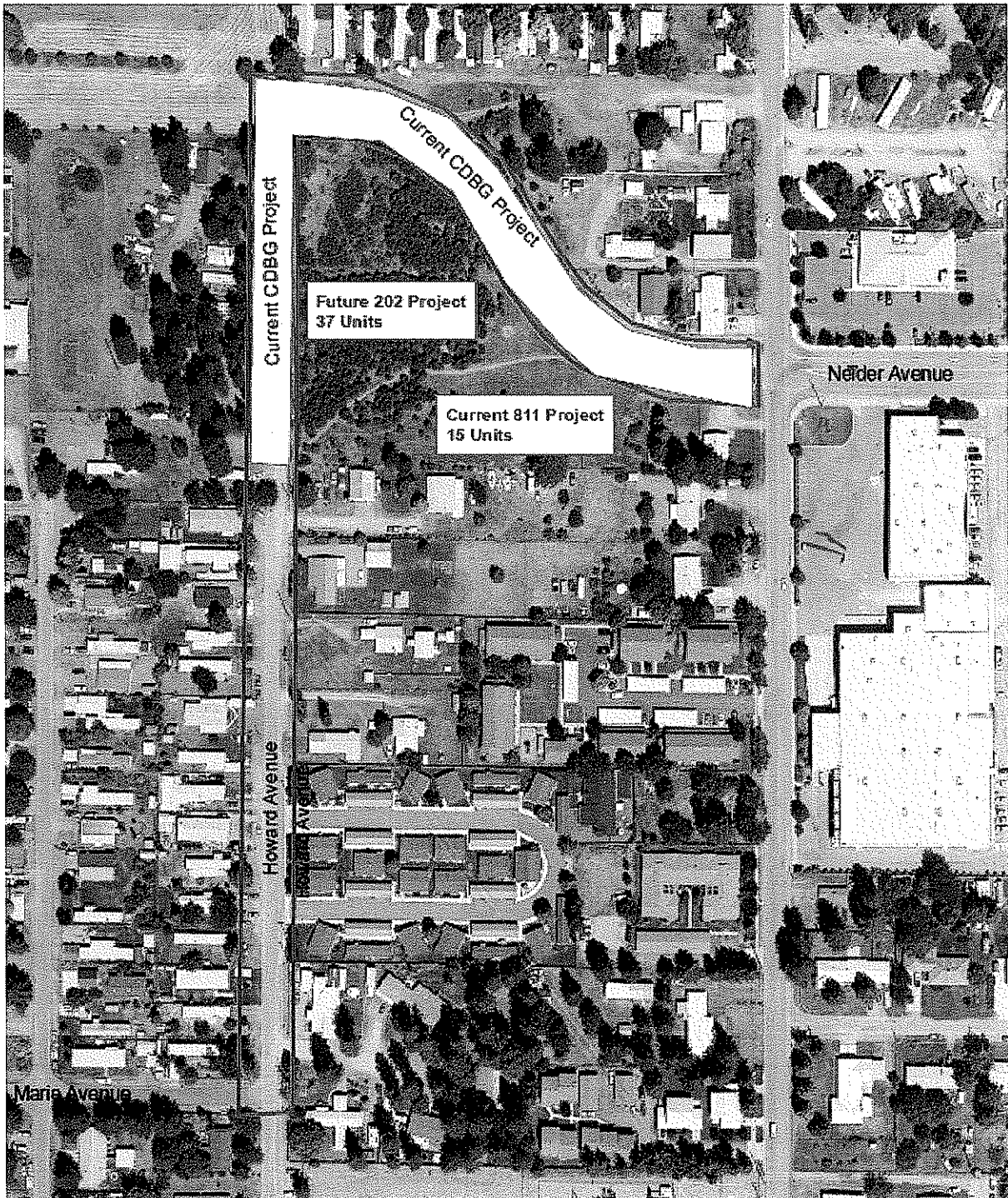
LaDonna Beaumont Sunrise Rotary V.com

Howard Martinson Fresh Start howard.martinson@gmail.com

## Attachment D – Project Locations



## Attachment D – Project Locations





# SF 424

The SF 424 is part of the CPMP Annual Action Plan. SF 424 form fields are included in this document. Grantee information is linked from the 1CPMP.xls document of the CPMP tool.

## SF 424

Complete the fillable fields (blue cells) in the table below. The other items are pre-filled with values from the Grantee Information Worksheet.

Date Submitted	Applicant Identifier	Type of Submission	
Date Received by state	State Identifier	Application	Pre-application
Date Received by HUD	Federal Identifier	<input type="checkbox"/> Construction	<input type="checkbox"/> Construction
		<input checked="" type="checkbox"/> Non Construction	<input type="checkbox"/> Non Construction
<b>Applicant Information</b>			
City of Coeur d'Alene, Idaho		UOG Code	
710 E Mullan Ave		Organizational DUNS 063905418	
Street Address Line 2		Organizational Unit	
Coeur d'Alene	Idaho	Department Administration	
ZIP 83814	Country U.S.A.	Division	
Employer Identification Number (EIN):		County Kootenai	
82-6000176		Program Year Start Date (04/09)	
Applicant Type:		Specify Other Type if necessary:	
Local Government: Township		Specify Other Type	
<b>Program Funding</b>		U.S. Department of Housing and Urban Development	
Catalogue of Federal Domestic Assistance Numbers; Descriptive Title of Applicant Project(s); Areas Affected by Project(s) (cities, Counties, localities etc.); Estimated Funding			
Community Development Block Grant		14.218 Entitlement Grant	
City of Coeur d'Alene Entitlement Program		Projects with the City Limits of Coeur d'Alene, focusing on LMI neighborhoods by Census Tract	
\$309,488	\$Additional HUD Grant(s) Leveraged	Describe	
\$Additional Federal Funds Leveraged		\$Additional State Funds Leveraged	
\$Locally Leveraged Funds		\$Grantee Funds Leveraged	
\$0.00		Other (Describe)	
Total Funds Leveraged for CDBG-based Project(s)			
<b>Home Investment Partnerships Program</b>		14.239 HOME	
HOME Project Titles		Description of Areas Affected by HOME Project(s)	
\$HOME Grant Amount	\$Additional HUD Grant(s) Leveraged	Describe	
\$Additional Federal Funds Leveraged		\$Additional State Funds Leveraged	
\$Locally Leveraged Funds		\$Grantee Funds Leveraged	
\$Anticipated Program Income		Other (Describe)	
Total Funds Leveraged for HOME-based Project(s)			

<b>Housing Opportunities for People with AIDS</b>		14.241 HOPWA	
HOPWA Project Titles		Description of Areas Affected by HOPWA Project(s)	
\$HOPWA Grant Amount	\$Additional HUD Grant(s) Leveraged	Describe	
\$Additional Federal Funds Leveraged		\$Additional State Funds Leveraged	
\$Locally Leveraged Funds		\$Grantee Funds Leveraged	
\$Anticipated Program Income		Other (Describe)	
Total Funds Leveraged for HOPWA-based Project(s)			
<b>Emergency Shelter Grants Program</b>		14.231 ESG	
ESG Project Titles		Description of Areas Affected by ESG Project(s)	
\$ESG Grant Amount	\$Additional HUD Grant(s) Leveraged	Describe	
\$Additional Federal Funds Leveraged		\$Additional State Funds Leveraged	
\$Locally Leveraged Funds		\$Grantee Funds Leveraged	
\$Anticipated Program Income		Other (Describe)	
Total Funds Leveraged for ESG-based Project(s)			
Congressional Districts of:		Is application subject to review by state Executive Order 12372 Process?	
Applicant Districts 1	Project Districts		
Is the applicant delinquent on any federal debt? If "Yes" please include an additional document explaining the situation.		<input type="checkbox"/> Yes	This application was made available to the state EO 12372 process for review on DATE
		<input checked="" type="checkbox"/> No	Program is not covered by EO 12372
<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> N/A	Program has not been selected by the state for review

Person to be contacted regarding this application

Renata	M.	McLeod
Project Coordinator	208-666-5741	208-769-2366
Renata@cdaid.org	www.edaid.org	
Signature of Authorized Representative		Date Signed





# CPMP Non-State Grantee Certifications

**Many elements of this document may be completed electronically, however a signature must be manually applied and the document must be submitted in paper form to the Field Office.**

- |  |
|--|
| <input type="checkbox"/> <b>This certification does not apply.</b>           |
| <input checked="" type="checkbox"/> <b>This certification is applicable.</b> |

## NON-STATE GOVERNMENT CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

**Affirmatively Further Fair Housing** -- The jurisdiction will affirmatively further fair housing, which means it will conduct an analysis of impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting that analysis and actions in this regard.

**Anti-displacement and Relocation Plan** -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR 24; and it has in effect and is following a residential antidisplacement and relocation assistance plan required under section 104(d) of the Housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under the CDBG or HOME programs.

**Drug Free Workplace** -- It will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an ongoing drug-free awareness program to inform employees about --
  - a. The dangers of drug abuse in the workplace;
  - b. The grantee's policy of maintaining a drug-free workplace;
  - c. Any available drug counseling, rehabilitation, and employee assistance programs; and
  - d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;
4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will --
  - a. Abide by the terms of the statement; and
  - b. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph 4(b), with respect to any employee who is so convicted --
  - a. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
  - b. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.



## Jurisdiction

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**Anti-Lobbying** -- To the best of the jurisdiction's knowledge and belief:

8. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
9. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
10. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

**Authority of Jurisdiction** -- The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

**Consistency with plan** -- The housing activities to be undertaken with CDBG, HOME, ESG, and HOPWA funds are consistent with the strategic plan.

**Section 3** -- It will comply with section 3 of the Housing and Urban Development Act of 1968, and implementing regulations at 24 CFR Part 135.

5/27/2009

---

Signature/Authorized Official

Date

Sandi Bloem

Name

Mayor

Title

710 E Mullan Ave

Address

Coeur d'Alene, ID 83814

City/State/Zip

208-666-5741

Telephone Number

- ☐ This certification does not apply.  
☒ This certification is applicable.

### Specific CDBG Certifications

The Entitlement Community certifies that:

**Citizen Participation --** It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

**Community Development Plan --** Its consolidated housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that provide decent housing, expand economic opportunities primarily for persons of low and moderate income. (See CFR 24 570.2 and CFR 24 part 570)

**Following a Plan --** It is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD.

**Use of Funds --** It has complied with the following criteria:

11. Maximum Feasible Priority - With respect to activities expected to be assisted with CDBG funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available);
12. Overall Benefit - The aggregate use of CDBG funds including section 108 guaranteed loans during program year(s) 2008, 2009, 2\_\_\_\_, (a period specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period;
13. Special Assessments - It will not attempt to recover any capital costs of public improvements assisted with CDBG funds including Section 108 loan guaranteed funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. Also, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

**Excessive Force --** It has adopted and is enforcing:

14. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
15. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

## Jurisdiction

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**Compliance With Anti-discrimination laws** -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 USC 2000d), the Fair Housing Act (42 USC 3601-3619), and implementing regulations.

**Lead-Based Paint** -- Its activities concerning lead-based paint will comply with the requirements of part 35, subparts A, B, J, K and R, of title 24;

**Compliance with Laws** -- It will comply with applicable laws.

5/27/2009

---

Signature/Authorized Official

Date

Sandi Bloem

Name

Mayor

Title

710 E Mullan Ave

Address

Coeur d'Alene, ID 83814

City/State/Zip

208-666-5741

Telephone Number

- ☒ **This certification does not apply.**  
☐ **This certification is applicable.**

**OPTIONAL CERTIFICATION  
CDBG**

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having a particular urgency as specified in 24 CFR 570.208(c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities, which are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.

---

Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number

- ☒ **This certification does not apply.**  
☐ **This certification is applicable.**

### Specific HOME Certifications

The HOME participating jurisdiction certifies that:

**Tenant Based Rental Assistance --** If the participating jurisdiction intends to provide tenant-based rental assistance:

The use of HOME funds for tenant-based rental assistance is an essential element of the participating jurisdiction's consolidated plan for expanding the supply, affordability, and availability of decent, safe, sanitary, and affordable housing.

**Eligible Activities and Costs --** it is using and will use HOME funds for eligible activities and costs, as described in 24 CFR § 92.205 through 92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in § 92.214.

**Appropriate Financial Assistance --** before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing;

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Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number

- ☒ **This certification does not apply.**  
☐ **This certification is applicable.**

### HOPWA Certifications

The HOPWA grantee certifies that:

**Activities** -- Activities funded under the program will meet urgent needs that are not being met by available public and private sources.

**Building** -- Any building or structure assisted under that program shall be operated for the purpose specified in the plan:

1. For at least 10 years in the case of assistance involving new construction, substantial rehabilitation, or acquisition of a facility,
2. For at least 3 years in the case of assistance involving non-substantial rehabilitation or repair of a building or structure.

---

Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number

- |   |
|---|
| <input checked="checked" type="checkbox"/> <b>This certification does not apply.</b><br><input type="checkbox"/> <b>This certification is applicable.</b> |
|---|

### ESG Certifications

I, \_\_\_\_\_, Chief Executive Officer of **Error! Not a valid link.**, certify that the local government will ensure the provision of the matching supplemental funds required by the regulation at 24 *CFR* 576.51. I have attached to this certification a description of the sources and amounts of such supplemental funds.

I further certify that the local government will comply with:

1. The requirements of 24 *CFR* 576.53 concerning the continued use of buildings for which Emergency Shelter Grants are used for rehabilitation or conversion of buildings for use as emergency shelters for the homeless; or when funds are used solely for operating costs or essential services.
2. The building standards requirement of 24 *CFR* 576.55.
3. The requirements of 24 *CFR* 576.56, concerning assurances on services and other assistance to the homeless.
4. The requirements of 24 *CFR* 576.57, other appropriate provisions of 24 *CFR* Part 576, and other applicable federal laws concerning nondiscrimination and equal opportunity.
5. The requirements of 24 *CFR* 576.59(b) concerning the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.
6. The requirement of 24 *CFR* 576.59 concerning minimizing the displacement of persons as a result of a project assisted with these funds.
7. The requirements of 24 *CFR* Part 24 concerning the Drug Free Workplace Act of 1988.
8. The requirements of 24 *CFR* 576.56(a) and 576.65(b) that grantees develop and implement procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted with ESG funds and that the address or location of any family violence shelter project will not be made public, except with written authorization of the person or persons responsible for the operation of such shelter.
9. The requirement that recipients involve themselves, to the maximum extent practicable and where appropriate, homeless individuals and families in policymaking, renovating, maintaining, and operating facilities assisted under the ESG program, and in providing services for occupants of these facilities as provided by 24 *CFR* 76.56.
10. The requirements of 24 *CFR* 576.57(e) dealing with the provisions of, and regulations and procedures applicable with respect to the environmental review responsibilities under the National Environmental Policy Act of 1969 and related

authorities as specified in 24 *CFR* Part 58.

11. The requirements of 24 *CFR* 576.21(a)(4) providing that the funding of homeless prevention activities for families that have received eviction notices or notices of termination of utility services will meet the requirements that: (A) the inability of the family to make the required payments must be the result of a sudden reduction in income; (B) the assistance must be necessary to avoid eviction of the family or termination of the services to the family; (C) there must be a reasonable prospect that the family will be able to resume payments within a reasonable period of time; and (D) the assistance must not supplant funding for preexisting homeless prevention activities from any other source.
12. The new requirement of the McKinney-Vento Act (42 *USC* 11362) to develop and implement, to the maximum extent practicable and where appropriate, policies and protocols for the discharge of persons from publicly funded institutions or systems of care (such as health care facilities, foster care or other youth facilities, or correction programs and institutions) in order to prevent such discharge from immediately resulting in homelessness for such persons. I further understand that state and local governments are primarily responsible for the care of these individuals, and that ESG funds are not to be used to assist such persons in place of state and local resources.
13. HUD's standards for participation in a local Homeless Management Information System (HMIS) and the collection and reporting of client-level information.

I further certify that the submission of a completed and approved Consolidated Plan with its certifications, which act as the application for an Emergency Shelter Grant, is authorized under state and/or local law, and that the local government possesses legal authority to carry out grant activities in accordance with the applicable laws and regulations of the U. S. Department of Housing and Urban Development.

---

Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number



- ☐ This certification does not apply.
- ☒ This certification is applicable.

## APPENDIX TO CERTIFICATIONS

### Instructions Concerning Lobbying and Drug-Free Workplace Requirements

#### Lobbying Certification

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

#### Drug-Free Workplace Certification

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification.
2. The certification is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, HUD, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.
3. Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.
4. Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio stations).
5. If the workplace identified to the agency changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see paragraph three).
6. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant: Place of Performance (Street address, city, county, state, zip code) Check if there are workplaces on file that are not identified here. The certification with regard to the drug-free workplace is required by 24 CFR part 21.

Place Name	Street	City	County	State	Zip

7. Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules: "Controlled substance" means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C. 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15); "Conviction" means a finding of guilt (including a plea of *nolo contendere*) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes; "Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any

## Jurisdiction

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controlled substance; "Employee" means the employee of a grantee directly engaged in the performance of work under a grant, including:

- a. All "direct charge" employees;
- b. all "indirect charge" employees unless their impact or involvement is insignificant to the performance of the grant; and
- c. temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).

Note that by signing these certifications, certain documents must be completed, in use, and on file for verification. These documents include:

1. Analysis of Impediments to Fair Housing
2. Citizen Participation Plan
3. Anti-displacement and Relocation Plan

5/27/2009

---

Signature/Authorized Official

Date

Sandi Bloem

Name

Mayor

Title

710 E Mullan Ave

Address

Coeur d'Alene, ID 83814

City/State/Zip

208-666-5741

Telephone Number