

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

October 15, 2024

The Mayor and Council of the City of Coeur d'Alene met in a regular session of said Council at the Coeur d'Alene City Library Community Room on October 15, 2024, at 6:00 p.m., there being present the following members:

Woody McEvers, Mayor

Christie Wood) Members of Council Present
Dan Gookin)
Amy Evans)
Kiki Miller)
Kenny Gabriel)

Dan English) Members of Council Absent
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CALL TO ORDER: Mayor McEvers called the meeting to order.

INVOCATION: Paul Van Noy with Candlelight Christian Fellowship led the invocation.

PLEDGE OF ALLEGIANCE: Councilmember Gookin led the pledge of allegiance.

PROCLAMATION OF DOMESTIC VIOLENCE AWARENESS MONTH OCTOBER 2025

– Mayor McEvers proclaimed October as Domestic Violence Awareness Month with Councilmember Gookin presenting it to Leslie Johnson Director of Communication with Safe Passage. Ms. Johnson accepted the Proclamation and stated that safe passage has been around since 1977 responding to and educating people about domestic violence. Year to date they have assisted the community with 1,116 calls into help line, 91 hospital response calls, 153 forensic interviews at the children's advocacy center, 2,617 safe nights and they have provided in court advocacy to 401 victims. She thanked the community, law enforcement, and the Prosecuting Attorney's office for their shared mission of creating a community free from violence.

PRESENTATION REGARDING DOMESTIC VIOLENCE PROSECUTION - Chief Deputy

City Attorney Ryan Hunter noted Safe Passage is indispensable to the community and prosecution with the services they provide. He noted that Domestic Violence Awareness month began in 1987, with the continued themes of mourning those lost, celebrating those who survived and connecting with those working to end it. He provided a brief history of the laws surrounding domestic violence, noting that 32 people experience domestic violence every minute, equaling 16 Million people per year. The total charges for the city prosecuting attorney's office so far this year is estimated at 146, which is likely an underrepresentation due to a change in software they are using. He expressed concern for the number of batteries that are happening in front of a child. Mr. Hunter noted that in 2013 the County created the Domestic Violence court with provides for a centralized

process of handling misdemeanor domestic violence cases. In 2020 the Court was awarded the National Mentor Court status which means that the court met the highest standards for national domestic violence. The Courts was selected to teach other courts how to implement and properly conduct/manage a Domestic Violence Court. The work continues through victim support agencies such as Safe Passage and police victim advocate Averi Hughes, prosecution support volunteer victim coordinator Susan Koerner and adequate resources to aggressively prosecute. He noted that that the national domestic violence hotline is 1-800-799-SAFE or text START to 88788. Councilmember Wood noted that prosecution of these crimes is critical work and noted that there were policies in the past for citizen arrests to be made due to a lack of laws. She appreciates the efforts and policies that exist today and thanked Mr. Hunter for his work with the Police Department. Councilmember Miller noted that she has been a board member for Safe Passage over the years and asked for the status in overturning of the warrantless arrest case that is inhibiting arrests. Mr. Hunter stated that there has only been shoring up of the decision with no efforts to overturn foreseeable in the near future. Mayor McEvers asked how much of the prosecution workload is related to domestic violence with Mr. Hunter stating that DUI's and domestic violence are the largest part of the workload; however, domestic violence is the hardest to prosecute due to victim hesitance.

PUBLIC COMMENTS:

Joseph Deacon, Coeur d'Alene, spoke in reference to the honor flight program that has been in existence for 20 years. This is a program that sends North Idaho veterans to Washington D.C. Due to a lack of funding they had to cancel the flight this month. They are hosting a fundraiser at the Eagles Club November 8, 2024. He noted that one flight costs \$250,000 and they need local support. More information can be found by contacting Mr. Deacon at jsphdeacon@gmail.com.

Nancy Phillips, Coeur d'Alene, noted that the Lake City Center has been a non-profit since 1973 with a mission to provide services to seniors that include food with a facility to prevent social isolation. They have a program that provides delivered meals at no cost for those with disabilities. However, recent budget cuts have occurred and many of those in need have been placed on a wait list, which is prioritized on a point system with seniors from 5 other counties. They get their funding through grants, donations, and fundraisers. She noted 15 seniors are on this wait list as of October 25, 2024. Every donation makes a difference. Councilmember Evans asked what the financial gap is in order to cover the costs of those on the waitlist with Ms. Phillips stating that it takes \$7.00 per meal, so every ticket they sell for their holiday fundraiser will feed one senior for a week. More information can be found at www.lakecitycenter.org.

Linda Wood, Coeur d'Alene, stated that she is a member of VFW and wanted to request a bench to be placed at the bus stop outside of the Veteran's Medical Clinic, as there is a bus stop but no bench for the veterans to use while waiting for the bus. Mayor McEver's asked the City Administrator to follow up on this request.

ANNOUNCEMENTS:

Councilmember Miller welcomed the new Library Director Elizabeth Westenberg. She noted that the Library recently received a children's early learning grant. Councilmember Miller stated that

she attended the AIC Fall conference today and ended the day with presenting a community development agreement training. Those in attendance included builders, planners, engineers and staff members that will help in furthering the goal of workers housing. She noted that the American Planning Association (APA) provided a Planning Tool implementation award to the Housing Solutions Partnership, which she shares with the planning staff and the other cities involved in the effort.

Mayor McEvers noted that Ryan Pierce is our new CDATV Producer and welcomed him aboard.

Mayor McEvers requested the confirmation of his Nomination of Kenny Gabriel for the appointment of Councilmember Seat #4, pursuant to Idaho Code §50-704.

MOTION: Motion by Evans, seconded by Miller to appoint Kenny Gabriel to the position of Councilmember Seat #4.

DISCUSSION: Councilmember Wood thanked the Mayor for the process of interviewing the applicants and felt it was a good process.

ROLL CALL: Evans Aye; Miller Aye; Wood Aye; Gookin Aye. **Motion carried.**

City Clerk Renata McLeod sworn in Councilmember Gabriel to fill Seat #4.

Mayor McEvers requested the Appointment of Kiki Miller to ignite cda and the following student representatives: Adeline Smith (rep) and Nora Crabtree (alt) to the Arts Commission; Alex Pulsipher to the CDATV Committee; Sam Freligh (rep) and Madeleine Mae Durkin (alt) to the Childcare Commission; Ayla Frens to the Library Board; Jerren Bailey to the Parks & Recreation Commission; Alistair McIntire (rep) to the Pedestrian/Bicycle Advisory Committee; and Gabriel Hynes (rep) to the Urban Forestry Committee.

MOTION: Motion by Gookin, seconded by Evans to appoint Kiki Miller to the ignite cda Board and the following student representatives: Adeline Smith (rep) and Nora Crabtree (alt) to the Arts Commission; Alex Pulsipher to the CDATV Committee; Sam Freligh (rep) and Madeleine Mae Durkin (alt) to the Childcare Commission; Ayla Frens to the Library Board; Jerren Bailey to the Parks & Recreation Commission; Alistair McIntire (rep) to the Pedestrian/Bicycle Advisory Committee; and Gabriel Hynes (rep) to the Urban Forestry Committee.

ROLL CALL: Miller Aye; Wood Aye; Gookin Aye; Evans Aye; Gabriel Aye. **Motion carried.**

CONSENT CALENDAR:

1. Approval of Council Minutes for the October 1, 2024 and October 7, 2024 Council Meeting.
2. Approval of Bills as Submitted.
3. Approval of Financial Report.
4. Setting of a public hearing for November 5, 2024 for V-24-03 - Vacation of alley right-of-way located within a portion of Block Y of the Coeur d'Alene and Kings Addition
5. Approval of SS-23-12c – Final Plat for Northgate Mall – Project Amendment #2

6. **RESOLUTION NO. 24-081** - RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, APPROVING THE DONATION OF A MPH INDUSTRIES SPEED MONITOR TRAILER TO THE SPIRIT LAKE POLICE DEPARTMENT; AND APPROVING A WAIVER OF THE CITY COVERED LOAD REGULATIONS FROM NOVEMBER 12, 2024, THROUGH DECEMBER 6, 2024, FOR THE ANNUAL CITY LEAF PICK UP PROGRAM.

MOTION: Motion by Gookin, seconded by Miller to approve the Consent Calendar as presented, including **Resolution No. 24-081**.

ROLL CALL: Evans Aye; Miller Aye; Gookin Aye; Gabriel Aye; Wood Aye. **Motion carried.**

RESOLUTION NO. 24-082

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, APPROVING AMENDMENT NO. 4 TO THE PROFESSIONAL SERVICES AGREEMENT WITH HDR ENGINEERING, INC., IN THE AMOUNT OF \$352,924.00, FOR ADDITIONAL PROFESSIONAL SERVICES ASSOCIATED WITH THE SOLIDS HANDLING IMPROVEMENTS PROJECT.

STAFF REPORT: Wastewater Capital Programs Manager Mike Becker explained that Wastewater Treatment Facility Projects are typically long and progressive projects. Understanding that the facility must remain operational at all times, HDR Engineering, Inc. was hired to assist the city from conceptual design, through construction, and eventually to the project close-out of the Solids Building Improvements Project. Amendment #4 is presented for HDR's additional engineering work related to the project extending from June 2024 to May 2025. This includes remobilizing after this winter's shutdown and anticipated additional time spent on Change Proposal Requests (CPRs) and Work Change Directives (WCDs) over the amount budgeted to date. The amount quoted was \$352,924.00. This is a planned project that is budgeted for completion during 2024/2025 Fiscal Year. Besides replacing obsolete and worn-out equipment, this project combines several other smaller wastewater projects that also increases the facility's solids dewatering capacity. This amendment is a continuation of the ongoing Solids Handling Improvements Project PSA with HDR. Subsequent amendments are in accordance with Idaho Code § 67-2320(4) that allows for the City to negotiate a new professional services contract for an associated or a phased project.

DISCUSSION: Mayor McEvers asked if they are still within budget, with Mr. Becker noting that the project is within budget, and this would be additional services as part of prior change orders. Mayor McEvers asked for clarification regarding the winter closedown, with Mr. Becker explaining that they are waiting for equipment to arrive, even though ordered a year ago, while the equipment is delayed the contractor will de-mobilize the site and remobilize in February when the equipment is expected to arrive.

MOTION: Motion by Evans, seconded by Gabriel to approve **Resolution No. 24-082**; approving Amendment No. 4 to the City's existing Professional Services Agreement (PSA) with HDR

Engineering, Inc., for additional Professional Services associated with the Solids Building Improvements Project in the amount of \$352,924.00.

ROLL CALL: Wood Aye; Evans Aye; Gabriel Aye; Miller Aye; Gookin Aye. **Motion carried.**

CONSIDERATION OF AMENDMENTS TO MUNICIPAL CODE 12.28.210 THROUGH 240 REGARDING THE EXEMPTION OF SIDEWALK INSTALLATION REQUIREMENTS TO REQUIRE WITHIN PRIORITY PEDESTRIAN CORRIDORS THAT INCLUDE SCHOOL ROUTES AND THE KROC CENTER.

STAFF REPORT: Trails Coordinator Monte McCully explained that the City of Coeur d'Alene has been in development for over 130 years and many ordinances have been introduced and changed during that time. In 1974, the City began requiring sidewalks to be built with all new construction, or with property improvements above a certain dollar amount in existing residential neighborhoods. Municipal Code §§ 12.28.210 through 240 provides for exemptions to sidewalk construction due to hardship, geographical constraints, and distance. Currently, if the nearest sidewalk is 450 feet or more from property being developed or remodeled, the property owner is not required to build a sidewalk. This means sidewalks may never get built in many older areas of the City. The City is missing sidewalks in 30% of the City. The Pedestrian Bicycle Committee has identified 12 priority areas that should be removed from the possible exemption. These areas are primarily routes to schools from neighborhoods. Mr. McCully noted that adding Priority Pedestrian Corridors will help us begin to create a safer and more walkable community. He noted that this amendment would not be for house remodels, it would be for complete rebuilds or new construction.

DISCUSSION: Councilmember Evans confirmed that an ordinance would need to come back for Council consideration and thanked Mr. McCully for his work on this proposal that enhances safety to and from schools. Councilmember Gookin noted that he does not believe that a sidewalk should be required if there are no connection sidewalks. He believes there is good purpose behind the proposal; however, the new home rebuild puts in a sidewalk then the person next door remodels and they would now be required to put in a sidewalk, which he believes is an undue burden. Councilmember Wood asked what sort of grants would be available, with Monte noting that there is \$50 Million in grant funding available, and this type of code amendment would help garner a grant. He noted that the priority corridors have been reviewed for connection to school zones and would have connecting sidewalks. Mayor McEvers asked how the \$30,000 building permit threshold that requires sidewalk fixes would be affected by this code amendment with Mr. McCully clarifying that this would be for a complete rebuild of a house. Councilmember Gookin explained that he will vote no on this item, noting that if it is approved to come back, that it includes a map of the priority areas, that the affected parties within those areas be notified and explain how it will affect the right-of-way.

MOTION: Motion by Evans, seconded by Wood to direct staff to prepare an Ordinance amending Municipal Code 12.28.210 through 240 including the 12 priority areas.

ROLL CALL: Evans Aye; Gabriel Aye; Miller Aye; Gookin No; Wood Aye. **Motion carried.**

RESOLUTION NO. 24-083

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING THE PARKS AND RECREATION DEPARTMENT TO APPLY FOR AN ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) IN THE AMOUNT OF \$117,000.00 AND, IF AWARDED, TO ACCEPT THE GRANT FOR A BIKE PATH AND CROSSING BEACON ALONG NORTHWEST BOULEVARD FROM THE HIGHWAY 95 BRIDGE SOUTH TO HUBBARD AVENUE.

STAFF REPORT: Mr. McCully explained that the EECBG Program is a \$550 million grant program funded through the Bipartisan Infrastructure Law. It is designed to assist states, local governments, and Tribes in implementing strategies to reduce energy use, to reduce fossil fuel emissions, and to improve energy efficiency. Each city in every state has a funding amount, determined by population size, that is available for energy efficiency projects. Typical projects include electric vehicle charging stations, the purchase of electric vehicles, conversion of HVAC systems to heat exchange pumps, and many more. Parks staff met with administration and other department heads to determine projects that could be pursued that would also fit the budget. The recommendation was to use the money to finish the commuter trail along Northwest Boulevard from the Highway 95 Bridge south to Hubbard Avenue. The total cost for this section of trail is less than the total amount available, so a Rapid Flashing Rectangular Beacon for the Centennial Trail crossing at Suzanne Avenue was added. The City was first made aware of the available funding a year ago; however, we were told we needed to have an energy reduction plan in place to be eligible. A month ago, the Department of Energy informed us that we did not need to have this plan, so we began the application process. The application deadline is in October, so the decision was made to apply concurrently with taking the grant to City Council to avoid missing the grant deadline. If awarded and Council chooses to reject the grant, we are not obligated to accept the funding. This grant does not require a match. Project funding for Coeur d'Alene is set at \$117,000, and the proposed project estimate is \$114,771.

DISCUSSION: Councilmember Gookin thanked staff for looking at this location. Mayor McEvers asked if the speed limit would be 15 MPH and if electric bikes would be allowed, with Mr. McCully confirming.

MOTION: Motion by Wood, seconded by Evans to Approve **Resolution No. 24-083**; Approving staff to accept funding if awarded an Energy Efficiency and Conservation Block Grant (EECBG) and authorize the budget authority for staff to utilize the awarded funds.

ROLL CALL: Gabriel Aye; Miller Aye; Gookin Aye; Wood Aye; Evans Aye. **Motion carried.**

RESOLUTION NO. 24-084

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, APPROVING REVISIONS TO VARIOUS STANDARD DRAWINGS FOR PUBLIC WORKS CONSTRUCTION IN THE CITY, AND THE CONSTRUCTION STANDARDS FOR THE WATER DEPARTMENT.

STAFF REPORT: City Engineer Chris Bosley explained that the City has a library of Standard Drawings to guide public works construction contractors to meet its requirements. These Standard Drawings are important to ensure that construction projects are completed in a way that is satisfactory to the City, and meet Federal, State, and local requirements, provide longevity, and are serviceable by our departments. The last updates to the Standard Drawings occurred in 2018 and were approved by applicable departments and City Council. Input for the current proposed updates and the new drawings was gathered from City inspectors, and the Water, Wastewater, and Streets and Engineering Departments because they deal with public works contractors and local consultants on a regular basis. These updates will replace the current Standard Drawings found on our website. Construction Standards for the Water Department were last approved in 2018 and have been updated to reflect Standard Drawing changes.

DISCUSSION: Mayor McEvers asked if the recent pavement cut policy affected these changes, with Mr. Bosely noting that these are industry standards, and the street cut policy has been integrated into the drawings for simplification. Councilmember Miller asked if these changes meet Idaho standard public works construction (ISPWC) standards with Mr. Bosley confirming. Councilmember Miller asked if there is an ability to add additional information that is not in the code, with Mr. Bosley noting that within a big project they could add details; however, most of the drawings are ISPWC standards.

MOTION: Motion by Evans, seconded by Miller to adopt **Resolution No. 24-084**, Approving the revisions to the Standard Drawings for public works construction in the City and construction standards for the Water Department.

ROLL CALL: Miller Aye; Gookin Aye; Wood Aye; Evans Aye; Gabriel Aye. **Motion carried.**

RESOLUTION NO. 24-085

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, ACCEPTING THE BID OF, AND AWARDING THE CONTRACT TO, THORCO, INC., FOR THE GOVERNMENT WAY SIGNAL AND ADA IMPROVEMENTS PROJECT IN AN AMOUNT NOT TO EXCEED \$2,331,437.00.

STAFF REPORT: Streets and Engineering Director Todd Feusier noted that the City Council approved a contract with Welch Comer Engineers in August of 2023 to begin design of traffic signal and ADA improvements for the Government Way corridor and to prepare a Strategic Initiatives grant application for the City. A \$4,820,000 grant was awarded to the City and an MOU with the Idaho Transportation Department was approved by City Council in May of 2024. There was no match required and all the funds were transferred to the City upon award. The project was advertised for two weeks in August and one bid was received from Thorco, Inc., on August 28, for a total of \$2,331,437, including both Add Alternates. This bid can be approved and a contract awarded, leaving enough funds available for engineering services and signal components, as well as painting of the poles. Any unused funds would be returned to ITD upon project completion.

DISCUSSION: Councilmember Gabriel asked if the admitters along Government Way would be replaced, with Mr. Feusier noting that they aren't working that great and will be upgraded with

new technology which will connect to the fire engines. Councilmember Wood noted that this will be an incredible project, and asked the City Administrator how the money is being invested in the meantime. City Administrator Troy Tymesen explained that the money is invested in state of Idaho fund or in a timed certificate of deposit. Mr. Feusier noted that interest income would not need to be returned and that he was confident they will be able to spend all the money. Councilmember Gookin thanked staff for this good project. Mayor McEvers asked if there would be a change in width of street, with Mr. Feusier noting that they will be adding flashing yellow turn, but they will not change the size or location of lanes, it will be more efficient, and video detection will be used.

MOTION: Motion by Gookin, seconded by Miller to adopt **Resolution No. 24-085**, Approving a Contract with Thorco, Inc., for the Government Way Signal and ADA Improvements Project.

ROLL CALL: Gookin Aye; Wood Aye; Evans Aye; Gabriel Aye; Miller Aye. **Motion Carried.**

RESOLUTION NO. 24-086

A RESOLUTION OF THE CITY OF COEUR D'ALENE, IDAHO, AUTHORIZING THE SOLE SOURCE PROCUREMENT OF TRAFFIC SIGNAL EQUIPMENT FROM WESTERN SYSTEMS FOR THE GOVERNMENT WAY SIGNAL IMPROVEMENT PROJECT, AND DIRECTING THE CITY CLERK TO PUBLISH THE NOTICE OF A SOLE SOURCE PROCUREMENT AS REQUIRED BY IDAHO CODE § 67-2808(2).

STAFF REPORT: Mr. Feusier explained that the Streets & Engineering Department maintains over 50 traffic signals throughout the City of Coeur d'Alene and that all of the traffic signals use the same equipment (signal faces, controllers, conflict monitors, etc.) for compatibility and availability of service. Many of the component parts are configured to operate with other specific component parts, making it infeasible to accept substitutes that would inevitably occur through the bidding process. This compatibility allows the signals to communicate with each other which will provide coordination along a corridor and makes replacing parts seamless when maintenance is needed. It is critical that the supplier be located close to Coeur d'Alene in order to provide timely response to equipment failures. Western Systems is the only vendor in our region that supplies the brands and types of traffic signal products that are used in all of our signals. The City, therefore, intends to purchase the needed traffic signal equipment from Western Systems to be utilized for the Government Way Signal Improvement project. The Streets & Engineering Department intends to purchase the signal equipment and provide it to the low bidder for installation on this project. The City's cost for this signal equipment is not to exceed \$1,500,000, which is provided through a \$4,826,000 Strategic Initiatives grant from the Idaho Transportation Department.

MOTION: Motion by Gookin, seconded by Gabriel to adopt **Resolution No. 24-086**, Approving the purchase of sole source traffic signal equipment for the Government Way Signal Improvement project.

DISCUSSION: Mayor McEvers asked how the City can protect the cabinets, with Mr. Feusier explaining that the data from traffic control servers is backed up, but the equipment will be damaged upon impact from vehicles. He further explained that legally they are not allowed to place concrete around the cabinets due to the liability of injuring the driver.

ROLL CALL: Wood Aye; Evans Aye; Gabriel Aye; Miller Aye; Gookin Aye. **Motion carried.**

RESOLUTION NO. 24-087

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING A ONE-YEAR AGREEMENT WITH KOOTENAI COUNTY WHICH PROVIDES FOR THE CITY'S SHARE OF FUNDING FOR THE PUBLIC TRANSPORTATION SYSTEM WITHIN THE URBANIZED AREA OF KOOTENAI COUNTY, ALSO CALLED THE KOOTENAI COUNTY PUBLIC TRANSPORTATION SYSTEM (CITYLINK NORTH).

STAFF REPORT: City Administrator Troy Tymesen noted that the 2000 census designated the cities of Coeur d'Alene, Post Falls, Hayden, Huetter, and Dalton Gardens as an urbanized area within Kootenai County. The Kootenai County Transit System encompasses the Citylink Fixed Route service, in partnership with the Coeur d'Alene Tribe, the Cities of Coeur d'Alene, Post Falls, Hayden, Dalton Gardens, and Huetter, and provides regular fixed-route service on three routes. Citylink Paratransit Service also provides origin-to-destination complementary service within a 3/4-mile area of the fixed routes, as well as a supplemental "Ring-a-Ride" service for seniors over the age of 65 and people with disabilities who are outside of the paratransit service area. Ring-a-Ride is a special service which uses lift-equipped cutaway buses to transport people with mobility limitations that prevent them from using Kootenai County Public Transportation regular fixed-route bus service. The Kootenai County Board of Commissioners oversees the public transportation function. All public transportation service is provided free to the public thanks to the generosity of funding partners. Last year the service provided services to approximately 100,000 riders. The City is being asked to help fund the system in the amount of \$104,298, which is in the recently adopted financial plan, representing a 3% increase from last year, which has been allocated in this year's budget. This money is being used as a match for funds from the Federal Transit Administration (FTA). Funding covers operations, maintenance, vehicle procurements, and administration of the system. Mr. Tymesen noted he and Councilmember Wood recently conducted a ride along with Citylink who wanted to share the route and stops and explain the physical limitations of each stop.

MOTION: Motion by Evans, seconded by Wood to adopt **Resolution No. 24-087**, Approving an Agreement with Kootenai County for Citylink Services.

DISCUSSION: Councilmember Evans stated that this service is a huge benefit to citizens, but questions if all partners are paying the same 3% increase, with Mr. Tymesen confirming they were. Councilmember Wood thanked Citylink staff for the ride along project, noting that it provided a better understanding of the routes. There are so many people that rely on that service, and she is glad the city is a partner.

ROLL CALL: Evans Aye; Gabriel Aye; Miller Aye; Gookin Aye; Wood Aye. **Motion carried.**

RESOLUTION NO. 24-088

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, CONSENTING TO THE ASSIGNMENT OF THE CITY'S SOLID WASTE SERVICES CONTRACT WITH NORTHERN STATE PAK, LLC, D/B/A COEUR D'ALENE GARBAGE SERVICE, TO ALLIED WASTE SERVICES OF NORTH AMERICA, LLC; AND EXERCISING THE OPTIONAL EXTENSIONS OF THE SOLID WASTE SERVICES CONTRACT.

STAFF REPORT: City Administrator Troy Tymesen explained that the Solid Waste Services Contract with Northern State PAK, LLC, d/b/a Coeur d'Alene Garbage Services (CDA Garbage), was effective as of July 1, 2016. The term was for ten (10) years with two (2) optional three-year extensions. CDA Garbage has performed well under the Contract and has met the City's expectations. Recently, the owner of CDA Garbage contacted the City and indicated that he was selling his company to Allied Waste Services of North America, LLC, (Allied), which is a part of Republic Services, Inc. As part of that sale, CDA Garbage desires to assign the Contract, as well as its contracts with other cities in the area, to Allied. Allied has the resources, including finances and personnel, and the willingness to continue servicing the City at a high level. They have approximately 10 million customers in 37 states. Their intent is to offer employment to CDA Garbage employees to ensure a seamless transition. There is no provision in the Contract which allows the City to object to or prevent the exercise of the options. Therefore, the contractor under the Contract has a right to the two (2) three-year extensions unless the City has reason to cancel the Contract for failure of performance. The consent to the assignment and acceptance of the contract extensions will have no fiscal impact on the City as the Contract will remain in full force and effect under Allied DBA Republic. He noted that there are no other garbage services in the area that are as low cost as the City of Coeur d'Alene. On the other hand, if the City does not consent to the assignment or accept the extensions, the City may incur significant costs associated with the RFP or formal bid process, together with a new contract encompassing increased costs and different terms.

MOTION: Motion by Wood seconded by Gookin to adopt **Resolution No. 24-088**, Consenting to the Assignment of a contract from CDA Garbage to Republic Garbage, and accepting the extension of the term of the contract for an additional 6 years.

DISCUSSION: Councilmember Gabriel thanked City Attorney Randy Adams for his work on the agreement and concurred that the fixed prices are a good thing for the citizens, as prices usually rise over time. Mr. Tymesen noted that at the end of a 10-year period, it would certainly increase prices due to price of vehicles, etc. Councilmember Miller asked if it would be legal to ask for contract extensions before the original term is over, with Mr. Adams noting that the contract does not state when the options can be exercised. Councilmember Miller noted that we had previous issues regarding glass recycling and wondered if those elements of the contract would remain the same. Mr. Tymesen explained that the city asked for recycling to include glass, the new company is the second largest provider of services, so there may be an option to change that, but terms are the same. Councilmember Wood asked the new owner's representative to introduce themselves. Mr. Ryan Waller, Area President for Allied services stated that he is out of Seattle, Washington area and represents ten different states and one Canadian Province. They have 42,000 employees, 350 different hauling facilities and are a big national company but pride themselves in managing

locally. They have been admiring the CDA Garbage facility for a long time and demonstrated to the owners why they would be the preferred partner that are able to provide the same safe and durable services that customers expect. They committed to keep the operations here in Kootenai County and have offered jobs to all current employees and will participate within the community. They are excited to be here and are thankful for the partnership.

ROLL CALL: Gabriel Aye; Miller Aye; Gookin Aye; Wood Aye; Evans Aye. **Motion carried.**

ADJOURNMENT: Motion by Miller, seconded by Evans that there being no other business, this meeting be adjourned. **Motion carried.**

The meeting adjourned at 8:07 p.m.


Woody McEvers, Mayor

ATTEST:


Renata McLeod
City Clerk