

**MINUTES OF A REGULAR MEETING OF THE CITY  
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,  
HELD AT THE LIBRARY COMMUNITY ROOM  
JULY 19, 2011**

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 July 19, 2011 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Woody McEvers                    ) Members of Council Present  
John Bruning                    )  
Deanna Goodlander            )  
A. J. Al Hassell, III           )  
Mike Kennedy                   )  
Loren Ron Edinger             )

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

**INVOCATION** was led by Pastor Mike Slothower, River of Life Church.

**PLEDGE OF ALLEGIANCE:** The pledge of allegiance was led by Councilman Kennedy.

**PRESENTATION – HUMAN RESOURCES DEPT. UPDATE:** Pam MacDonald reported on the city's recruitment process. She noted that Police and Fire are the two most labor intensive departments when it comes to recruitments in that their process also includes written testing, oral interview and physical fitness. The Human Resources department recently improved the testing results process whereby applicants can now go on line to find their test scores instead of calling into Human Resources. She noted that per national standards, the City's Human Resources Department is operating with 1/3 less staffing due to today's technology.

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

**CONSENT CALENDAR:** Motion by Kennedy, seconded by Goodlander to approve the Consent Calendar as presented. Councilman Bruning declared a conflict of interest.

1. Approval of minutes for July 5, 12, 2011.
2. Setting the General Services Committee and the Public Works Committee meetings for Monday, July 25th at 12:00 noon and 4:00 p.m. respectively.
3. RESOLUTION 11-024: 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 APPROVING A PLANNING AND DESIGN AGREEMENT WITH HDR ENGINEERING, INC. FOR THE WWTP TERTIARY MEMBRANE FILTRATION / AMMONIA CONTROL IMPROVEMENTS; APPROVING CHANGE ORDER NO. 6 WITH CONTRACTORS NORTHWEST FOR THE WWTP PHASE 5B; APPROVING S-1-11 FINAL PLAT APPROVAL AND MAINTENANCE / WARRANTY AGREEMENT FOR WALKERS GLEN.

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

**ANNOUNCEMENTS:**

**COUNCILMAN GOODLANDER:** Councilman Goodlander announced that the ArtCurrents program, which is the displaying of artwork in the Downtown area, has received a few offers to purchase which means some revenue for the City. She noted that the artwork is on loan from the artists and the agreement is that if a piece of artwork sells, the City receives 25% of the purchase price.

**APPOINTMENT:** Motion by Edinger, seconded by Bruning to appoint Heidi Rose to the Pedestrian Bicycle Advisory Committee. Motion carried.

**ADMINISTRATOR'S REPORT:** City Administrator Wendy Gabriel announced that in the spring of this year, the city received an inspection report from the Army Corp of Engineers detailing many apparent deficiencies in the city's flood control system (wall, levee, and bulkhead wall). One of the more significant deficiencies noted in the report is the presence of vegetation (trees and bushes) in the embankment section, and close to the wall and bulkhead. The city was notified that these must be removed for the flood works to remain in compliance as an approved flood control facility for the Fort Grounds area. Staff will give a detailed presentation to the Public Works Committee on July 25<sup>th</sup>, which will include a draft mitigation plan and public relations strategies. After a lifetime of service to the Coeur d'Alene community, Ace Walden passed away last fall at the age of 103. The City of Coeur d'Alene recently received a generous gift of \$150,000 from the Ace Walden trust proceeds for improvements to the G.O. Phippeny Park on 7<sup>th</sup> Street. Thank you Ace! Mrs. Gabriel also announced that Coeur d'Alene's single stream recycling program has its highest participation rate to date, 66%! Here's a tip from the city's Pedestrian & Bicycle Advisory Committee: Bicycles are considered vehicles and should act as other cars. If cyclists always act in a consistent, predictable manner, then drivers will always know what to expect and fewer accidents and conflicts will occur. Summer Reading at the Coeur d'Alene Public Library is themed "One World, Many Stories" bringing an international flavor to the activities. Volunteer opportunities currently available are on the: Arts Commission, Parking Commission, Planning Commission, Natural Open Space Committee, Noise Abatement Board, and Pedestrian & Bicycle Advisory Committee. For more information regarding volunteer opportunities please visit our website at [www.cdavid.org](http://www.cdavid.org) and click on Volunteer Opportunities on the left menu, or contact Amy Ferguson at (208) 666-5754.

**2011-2012 PRELIMINARY FINANCIAL PLAN:** Finance Director Troy Tymesen presented the City's preliminary Financial Plan for Fiscal Year 2011-2012. He noted that by adopting the following resolution they are also setting the public hearing for public input on the proposed budget for September 6, 2011.

RESOLUTION NO. 11-023

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO ESTABLISHING A NOTICE OF TIME AND PLACE OF PUBLIC HEARING OF THE PROPOSED BUDGET FOR FISCAL YEAR 2011-2012, AND INCLUDING PROPOSED EXPENDITURES BY FUND AND/OR DEPARTMENT, AND STATEMENT OF THE ESTIMATED REVENUE FROM PROPERTY TAXES AND THE TOTAL AMOUNT FROM

SOURCES OTHER THAN PROPERTY TAXES OF THE CITY FOR THE ENSUING FISCAL YEAR AND LISTING EXPENDITURES AND REVENUES DURING EACH OF THE TWO (2) PREVIOUS FISCAL YEARS, AND PROVIDING FOR PUBLICATION OF THE SAME.

WHEREAS, it is necessary, pursuant to Idaho Code 50-1002, for the City Council of the City of Coeur d'Alene, prior to passing the Annual Appropriation Ordinance, to list expenditures and revenues during each of the two (2) previous fiscal years, prepare a Budget, tentatively approve the same, and enter such Budget at length in the journal of the proceedings and hold a public hearing; NOW, THEREFORE,

BE IT RESOLVED, by the Mayor and City Council of the City of Coeur d'Alene, that the following be and the same is hereby adopted as an Estimate of Expenditures and Anticipated Revenue of the City of Coeur d'Alene for the fiscal year beginning October 1, 2011:

	FY 2008-09 ACTUAL	FY 2009-10 ACTUAL	FY 2010-2011 BUDGET	FY 2011-12 PROPOSED
<u>GENERAL FUND</u> <u>EXPENDITURES</u>				
Mayor and Council	\$186,087	\$197,461	\$209,702	\$209,912
Administration	483,273	487,398	506,414	514,369
Finance Department	704,421	708,642	685,549	698,735
Municipal Services	1,214,384	1,226,661	1,287,249	1,405,776
Human Resources	231,749	227,324	240,728	240,757
Legal Department	1,249,399	1,354,085	1,373,662	1,471,145
Planning	509,687	496,550	497,784	458,244
Building Maintenance	387,379	403,704	406,282	408,265
Police Department	8,906,121	8,700,361	9,396,597	9,587,462
Byrne Grant – Police Dept	-0-	111,619	155,186	159,589
COPS Grant	6,391	125,527	219,250	170,843

	FY 2008-09 ACTUAL	FY 2009-10 ACTUAL	FY 2010-11 BUDGET	FY 2011-12 PROPOSED
<b>GENERAL FUND EXPENDITURES CON'T</b>				
KCJA	31,425	194,216	36,700	36,700
Fire Department	6,571,246	6,722,029	7,102,021	7,553,083
General Government	177,830	320,228	185,750	131,750
Engineering Services	1,154,552	1,247,216	1,161,422	929,243
Streets/Garage	2,256,127	2,104,936	2,092,253	2,170,770
ADA Sidewalk Abatement	199,862	189,935	214,617	219,904
Byrne Grant – Police Dept	42,908	471,200	249,860	84,229
Building Inspection	828,302	749,892	764,526	707,232
Parks Department	1,689,304	1,648,535	1,638,267	1,694,573
Recreation Department	666,949	685,397	755,512	763,343
<b>TOTAL GENERAL FUND EXPENDITURES:</b>	<b>27,497,396</b>	<b>\$28,372,916</b>	<b>\$29,179,331</b>	<b>\$29,615,924</b>

	FY 2008-09 ACTUAL	FY 2009-10 ACTUAL	FY 2010-11 BUDGET	FY 2011-12 PROPOSED
<b>SPECIAL REVENUE FUND EXPENDITURES:</b>				
Library Fund	1,123,653	1,168,709	1,231,020	1,284,625
CDBG	64,987	394,496	336,746	297,600
Impact Fee Fund	1,840,180	822,621	583,000	925,000
Parks Capital Improvement	1,679,446	291,975	205,000	676,600
Annexation Fee Fund	400,000	200,000		133,000
Self Insurance	200,717	260,591	206,925	234,000
Cemetery Fund	562,749	358,219	271,308	249,464
Cemetery Perp Care Fund	337,961	192,399	98,500	98,000
Jewett House	18,025	13,560	17,050	17,790
Reforestation	2,714	99,734	2,500	3,000
<b>SPECIAL REVENUE FUND EXPENDITURES:</b>	<b>FY 2008-09 ACTUAL</b>	<b>FY 2009-10 ACTUAL</b>	<b>FY 2010-11 BUDGET</b>	<b>FY 2011-12 PROPOSED</b>
Street Trees	74,167	61,537	57,000	75,000
Community Canopy	1,276	677	1,200	1,200
Arts Commission	7,721	5,758	6,450	6,650

Public Art Funds	15,524	207,541	80,300	189,600
KMPO	607,833	348,781	650,000	350,000
<u>TOTAL SPECIAL FUNDS:</u>	<u>6,936,953</u>	<u>4,426,598</u>	<u>3,746,999</u>	<u>4,541,529</u>

	FY 2008-09 ACTUAL	FY 2009-10 ACTUAL	FY 2010-11 BUDGET	FY 2011-12 PROPOSED
<u>ENTERPRISE FUND EXPENDITURES:</u>				
Street Lighting Fund	588,045	637,818	591,321	575,021
Water Fund	6,219,581	6,116,517	6,924,772	7,394,451
Wastewater Fund	13,465,475	13,465,475	18,915,393	15,759,498
Water Cap Fee Fund	953,730	57,609	850,000	850,000
WWTP Cap Fees Fund	2,482,935	2,482,935	752,580	802,750
Sanitation Fund	3,117,677	3,152,239	3,118,772	3,229,772
City Parking Fund	151,354	191,150	176,957	177,957
Stormwater Management	1,456,202	1,735,049	1,573,460	1,417,627
<u>TOTAL ENTERPRISE EXPENDITURES:</u>	<u>28,434,999</u>	<u>27,838,792</u>	<u>32,903,255</u>	<u>30,207,076</u>
<u>FIDUCIARY FUNDS:</u>	2,527,030	2,449,454	2,562,000	2,537,300
<u>CAPITAL PROJECTS FUNDS:</u>	2,474,995	2,135,929	7,853,000	7,570,000
<u>DEBT SERVICE FUNDS:</u>	2,507,705	2,890,778	1,668,878	1,500,681
<u>GRAND TOTAL OF ALL EXPENDITURES:</u>	<u>\$70,379,078</u>	<u>\$68,114,467</u>	<u>\$77,913,463</u>	<u>\$75,972,510</u>

<u>ESTIMATED REVENUES:</u>	FY 2008-09 ACTUAL	FY 2009-10 ACTUAL	FY 2010-2011 BUDGET	FY 2011-2012 PROPOSED
Property Taxes:				
General Levy	13,810,541	14,208,289	14,986,403	15,305,673
Library Levy	1,092,641	1,138,334	1,163,170	1,189,170
Policeman's Retirement Fund Levy	150,261	150,113	152,000	152,000
Comprehensive Liability Plan Levy	107,662	2,376	-0-	-0-

Fireman's Retirement Fund Levy	250,000	250,000	250,000	250,000
2006 G.O. Bond Levy	990,940	960,393	1,050,000	1,140,000
<u>TOTAL REVENUE FROM PROPERTY TAXES:</u>	<u>16,402,045</u>	<u>16,709,505</u>	<u>17,601,573</u>	<u>18,036,843</u>

	FY 2008-09 ACTUAL	FY 2009-10 ACTUAL	FY 2010-11 BUDGET	FY 2011-12 PROPOSED
<u>ESTIMATED OTHER REVENUES:</u>				
Interfund Transfers	1,961,993	5,844,229	4,490,614	4,992,232
Beginning Balance	34,172,676	27,943,696	23,454,350	21,670,524
Other Revenue:				
General Fund	11,425,674	11,617,860	12,093,308	12,003,781
Library Fund	44,923	44,841	41,850	43,100
Community Development Block Grant	69,080	392,832	336,745	297,600
Parks Capital Improvement Fund	172,137	215,722	139,000	139,600
Insurance/Risk Management	16,862	18,670	5,000	4,000
Cemetery	147,594	116,200	151,308	153,464
Annexation Fee Fund	195,665	22,289	-0-	25,000

	FY 2008-09 ACTUAL	FY 2009-10 ACTUAL	FY 2010-11 BUDGET	FY 2011-12 PROPOSED
<u>ESTIMATED OTHER REVENUES CON'T:</u>				
Impact Fee Fund	692,392	352,504	518,000	350,000
Cemetery Perpetual Care Fund	136,439	122,964	80,000	100,000
Jewett House	10,041	8,568	7,050	11,000
Reforestation	2,804	101,966	2,500	3,000
Street Trees	86,647	52,085	40,000	40,000
Community Canopy	972	971	1,200	1,200
Arts Commission	5,901	5,698	6,600	7,000

Public Art Funds	149,918	170,942	83,055	110,500
KMPO	582,880	341,647	650,000	350,000
Street Lighting Fund	478,036	483,618	476,321	485,021
Water Fund	4,567,719	3,852,006	3,768,855	3,897,000
Wastewater Fund	6,332,404	6,075,254	12,272,716	6,903,280
Water Cap Fee Fund	534,256	435,808	308,000	401,500
WWTP Capitalization Fees	1,152,645	656,841	802,740	802,740
Sanitation Fund	3,028,689	3,010,744	3,157,300	3,229,772
City Parking Fund	185,016	198,878	126,200	126,000
Stormwater Management	1,318,005	1,323,282	1,322,000	1,321,334
Fiduciary Funds	2,550,351		2,359,000	2,348,300
Capital Projects Fund	1,858,982	662,528	7,072,000	7,079,000
Debt Service Fund	1,440,545	283,115	100,152	49,800
SUMMARY:				
	FY 2008-09 ACTUAL	FY 2009-10 ACTUAL	FY 2010-11 BUDGET	FY 2011-12 PROPOSED
PROPERTY TAXES	16,402,045	16,709,505	17,601,573	18,036,843
OTHER THAN PROPERTY TAXES	73,321,246	64,355,758	73,865,864	66,945,748
<u>TOTAL ESTIMATED REVENUES</u>	<u>\$89,723,291</u>	<u>\$81,065,263</u>	<u>\$91,467,437</u>	<u>\$84,982,591</u>

BE IT FURTHER RESOLVED, that the same be spread upon the Minutes of this meeting and published in two (2) issues of the Coeur d'Alene Press, seven (7) days apart, to be published on August 18, 2011 and August 25, 2011.

BE IT FURTHER RESOLVED, that a Public Hearing on the Budget be held on the 6<sup>th</sup> day of September, 2011 at the hour of 6:00 o'clock p.m. on said day, at which time any interested person may appear and show cause, if any he has, why the proposed Budget should or should not be adopted.

Motion by Goodlander, seconded by Hassell to adopt the foregoing resolution.

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

**PUBLIC HEARING – O-2-11: AMENDMENT TO ZONING CODE FOR AWNINGS:**

Mayor Bloem read the rules of order for this public hearing. Dave Yadon, Planning Director, gave the staff report.

Mr. Yadon reported that in 2008, the City adopted procedures and the thresholds for the types of projects that would be required to be brought before the Design Review Commission. With three years of experience of reviewing awnings, the Design Review Commission has determined that it is not in the best interests of the Commission or an applicant to require this review. The Commission is asking that staff conduct the necessary reviews of these awnings with the option of referral to the Commission if warranted, such as a complex design question.

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

ORDINANCE NO. 3414  
COUNCIL BILL NO. 11-1012

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING SECTIONS 17.09.310 AND 17.09.315 TO REQUIRE THAT ALL AWNINGS SUBJECT TO DESIGN REVIEW BE REVIEWED BY THE PLANNING DIRECTOR RATHER THAN THE DESIGN REVIEW COMMISSION; 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 Edinger, seconded by Kennedy to pass the first reading of Council Bill No. 11-1012.

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

Motion by Edinger, seconded by Kennedy to suspend the rules and to adopt Council Bill No. 11-1012 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 – O-3-11: AMENDMENT TO ZONING CODE – SETBACKS FOR ACCESSORY STRUCTURES:**

Mayor Bloem read the rules of order for this public hearing. Planning Director Dave Yadon gave the staff report.

Mr. Yadon explained that Development Review Team discussed options to address the relatively rare but sensitive issue of water and snow runoff from residential accessory structures onto adjacent properties. Currently, the zoning ordinance allows accessory structures to be placed up to the property line in the “rear yard”. The building code requires that water drainage run away from a structure, so unless controlled, the water and snow from buildings abutting or within a few feet of a property line will likely drain or slide onto the adjacent property. The Design Review

Team is recommending a five-foot setback to address this issue although they recognize that this setback will not necessarily solve all runoff problems; however, it will be consistent with the existing setback requirements for homes and will help in the majority of cases. The performance measure of allowing for locating a structure closer to the lot line preserves an option for owners to utilize their rear yards as has been commonly done.

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

ORDINANCE NO. 3415  
COUNCIL BILL NO. 11-1013

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, ADOPTING A NEW SECTION 17.06.425 REQUIRING A FIVE FOOT SIDE AND REAR YARD SET BACK FOR ACCESSORY STRUCTURES UNLESS THE STRUCTURE IS CONSTRUCTED TO PREVENT RUNOFF FROM CROSSING PROPERTY LINES; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDE FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF

Motion by Goodlander, seconded by Edinger to pass the first reading of Council Bill No. 11-1013.

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

Motion by Kennedy, seconded by Edinger to suspend the rules and to adopt Council Bill No. 11-1013 by its having had one reading by title only.

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

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

The meeting recessed at 7:05 p.m.

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Sandi Bloem, Mayor

ATTEST:

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Susan Weathers, CMC  
City Clerk