

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

September 3, 2013

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 September 3, 2013 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Loren Ron Edinger)	Members of Council Present
Mike Kennedy)	
Woody McEvers)	
Deanna Goodlander)	
Dan Gookin)	
Steve Adams)	

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

INVOCATION: Minister Slothower from the River of Life Friends Church provided the invocation.

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

PRESENTATION: McEuen Park Project Update: Retired Parks Director Doug Eastwood provided an update regarding the progress of the McEuen Park construction. He presented various photographs of the park construction areas including the trails, pavilion, splash pad, playground equipment, Veterans Memorial, Harbor House, basketball and tennis courts, and parking areas. He mentioned that he has worked with the Disability Action Center and is proud to have an accessible park and thanked team McEuen and staff who have worked on the project.

PRESENTATION: ACCREDITATION: Chief Longo stated that the Police Department had recently completed two projects; a policy manual and accreditation from the Idaho Chiefs of Police Association. Captain Childers stated that Lt. McLeod, Lt. Heintz, and Deputy Attorney Eckhart have worked on the complete overhaul of the department policy manual, as well as the accreditation process. The Accreditation Committee provided accreditation after two days of intense review of the department. The accreditation is a means for peer review and assures that the department is following their policies. Mr. Moore stated that he is the retired Police Chief from the City of Blackfoot and has worked in the accreditation program for 15 years. He presented the Police Department with the Accreditation plaque.

Councilman Gookin asked if the policy manual will be presented to the City Council for approval and how the policies will be distributed. Chief Longo stated that they would bring the

policy back and Lt. McLeod stated that access to the manual for department staff will be via the internet with a few hard copies placed around the department.

PUBLIC COMMENTS:

Atlas Mill Site:

Roger Smith, Coeur d'Alene, stated that he would like the City to be proactive in protecting the riverfront sites at the Old Atlas Mill. He believes that can be done through the annexation agreement, the spirit of the Shoreline Protection Ordinance, and Comprehensive Plan. He would like to City to consider options such as partnering with the developer and be prepared to accept any donation of the land and/or land trust. He recommends the City put together an ad hoc committee.

Councilman Gookin asked staff to provide an update regarding the annexation process. City Attorney Mike Gridley stated that he has provided a draft agreement to the owner of property, which he also provided to Mr. Smith today. The annexation agreement negotiation will take some time to finalize. He clarified that this is private property which means that there are limits to what the City can request.

Councilman Kennedy asked if the City could waive the shoreline ordinance regulations with a PUD. Mr. Gridley stated that a PUD can modify city ordinances in exchange for some tradeoffs deemed a benefit to the public. For example, the developer can agree to not build a solid wall in exchange for some variance to the shoreline ordinance by providing public access to the water. Councilman Goodlander asked if the City would be acquiring some riverfront with BLM property. Mr. Gridley clarified that there is no water access. Councilman Goodlander stated she believes there is not much water front left within the city and she would like to explore opportunities. Ms. Gabriel stated that this should be an agenda item for the next meeting.

MOTION: Motion by Goodlander, seconded by Gookin to add the discussion item of establishing an Ad Hoc Committee for the Atlas Mill corridor to the next City Council meeting agenda.

DISCUSSION: Councilman Edinger asked if establishing this committee would be problematic to the negotiations with property owners. Mr. Gridley stated that he believes it would be a good idea and would not have an effect on the negotiations.

Motion Carried.

Planning and Zoning and Budget

Susan Snedaker, Coeur d'Alene, stated that she had come to the Planning Commission regarding lighting and deer fencing, then to City Council, then General Services, and then back to Planning and Zoning. At the August 27, 2013 Planning Commission workshop, the commission decided to table the item until spring, when it can have a workshop with the City Council. She expressed concern that Mr. Davis asked for changes to an ordinance and had been put on the agenda two months later and wondered why there was a difference in the treatment of their requests. Additionally, she has reviewed the budget and had questions regarding the homeless

trust fund, the Downtown Association funds, and that there are no separate line items for animal control or code enforcement. She suggested that the public art maintenance budget is getting too large and could be suspended for a couple of years and that there is no line item for entertainment in the park that should be funded by the City.

McEuen Park

Frank Orzell, Coeur d'Alene, stated that he wanted to know when the taxpayers would be told the total cost for McEuen, which he believes is \$23 million. He believes that any costs of city employees related to the project should also be added in to the total. Mr. Tymesen stated that the document presented by Mr. Orzell at \$23 million does not add up and that he will know the final costs after the completion of the project. Mr. Orzell stated that he believes the project was supposed to increase in green space and from the pictures presented tonight he believes there is a subtraction of green space and he would like a breakdown of the totals. Councilman Goodlander asked Mr. Greenwood to clarify the green space issue. Interim Parks Director Bill Greenwood stated that the City has increased parkland by approximately 4 acres and he has not calculated green space percentages. Councilman Gookin asked if the park has the same boundary and if parkland was increased by the removal of the parking spaces. Mr. Greenwood concurred with Councilman Gookin and clarified that in the end there is more park space.

CONSENT CALENDAR: Motion by Kennedy, seconded by Goodlander to approve the consent calendar as presented.

1. Approval of Minutes for August 20, 2013.
2. Setting General Services and Public Works Committees meetings for Monday, September 9th at 12:00 noon and 4:00 p.m., respectively.
3. **Resolution No. 13-049** 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 CHANGE ORDERS NO. 1 AND 2 TO THE AGREEMENT WITH MDM CONSTRUCTION FOR THE 2013 OPEN TRENCH PROJECT AND APPROVING A REQUEST FOR WATER SERVICE OUTSIDE CITY LIMITS FROM SUSAN AND ROBERT ERICKSON FOR 3982 N. HERBS LANE AND APPROVAL OF AN AGREEMENT WAIVING OPPOSITION TO ANNEXATION.
4. Setting of a Public Hearing: SP-3-13 Appeal of denial for Port of Hope, 218 N. 23rd Street for October 1, 2013
5. Approval of Cemetery Lot transfer - Georgia M. Bassuer to Brent Krahn
6. Approval of Cemetery Lot transfer - Georgia Bassuer to Betty J. Brasseur or Andre G. Brasseur
7. Approval of Beer/Wine License - All American Burgers and Sandwiches (Transfer); 1801 E. Sherman Avenue
8. Approval of Beer/Wine License – Trost's Wings, LLC (Transfer); 2630 N. Government Way
9. Approval of Beer/Wine License – Teriyaki Grill Riverstone, LLC (New); 2384 N. Old Mill Loop Suite G-102

10. Approval of Beer/Wine License – Elmer’s Restaurant AKA JS Helmholtz, Inc. (Transfer to new location); 290 W. Appleway Avenue
11. Approval of Beer/Wine License – Roosevelt Inn, Inc. (New); 105 E. Wallace Avenue

ROLL CALL: Adams, Aye; McEvers Aye; Goodlander, Aye; Gookin, Aye; Kennedy, Aye Edinger, Aye. **Motion Carried.**

COUNCIL ANNOUNCEMENTS:

Councilman Gookin stated that he received an email from Kathy Hunt regarding the Doyles construction project and asked staff provide a status update. Mr. Gridley stated that there is construction progress. He recently visited the site and reported that Doyle’s has erected a 6’ concrete wall around the property and has informed the contractor to discontinue early construction start and to mitigate the dust. They are waiting for construction to be complete to conduct a sound study.

Councilman Goodlander asked Mr. Anthony to provide an update regarding the current Art request for proposals. Parks Director Steve Anthony stated that the current call to artists is for an art piece at the 3rd Street entrance to McEuen Park. There are 4 maquettes that will be on display at the Library for approximately 2 weeks. He estimated that they will bring a recommendation back to the Council in approximately 4 weeks.

APPOINTMENTS – PEDESTRIAN BICYCLE ADVISORY COMMITTEE: Motion by Edinger, seconded by McEvers to appoint Tessa Jilot to the Pedestrian Advisory Committee. Motion carried with Gookin voting No.

ADMINISTRATOR’S REPORT: City Administrator Wendy Gabriel informed the community that in the latest edition of the “Where to Retire Magazine” the City of Coeur d’Alene was listed in the top 100 places for retirees to live. Citing the attributes for placing Coeur d’Alene on the list included a vibrant downtown, quality health care, good neighborhoods for walking, reasonable taxes, and weather that is not extreme. Last year CNN added Coeur d’Alene to their 25 Best Places to Retire list. The City of Coeur d’Alene Arts Commission is accepting nominations for the 18th Annual Mayor’s Awards in the Arts. Nominations may be submitted by art organizations, individuals, or businesses, and must be received by this Thursday, September 5, 2013. The Mayor’s Awards in the Arts are presented by the Coeur d’Alene Arts Commission and the City of Coeur d’Alene to recognize and encourage excellence in the arts and to stimulate and support awareness of the arts throughout the City. Nominees may be businesses, organizations, or individuals who have, through distinguished service or creative accomplishment, made a significant contribution to the arts in Coeur d’Alene. You can pick up a nomination form at City Hall, or download and print a form from our website www.cdaid.org. For more information, call Eden Irgens, at 818-3067. After 39 years of faithful service to the City of Coeur d’Alene, Dave Yadon will be retiring as the city’s Planning Director. The City of Coeur d’Alene will be hosting a Farewell Open House on Thursday, September 12th, from 1:00 p.m. to 4:00 p.m., in the Old Council Chambers at City Hall. Citizens are invited to stop by and thank Dave for his dedicated service. Cake and punch will be served. For more information, please call 666-5740. The City held its 2013 United Way Golf Tournament on August 15th at Ponderosa Springs Golf Course. A great time was had by all and, most importantly, the

tournament raised \$1,516.00 to benefit Kootenai County United Way beneficiaries who do great work in the community. The use of volunteers in the Police Department not only supports the mission of the department but provides a financial value to the City of Coeur d'Alene. The national rate of a volunteer's hourly time is now \$22.14 per hour. The Police Department volunteer hours are approximately 4,200 hours, which at the national rate equals a value of \$92,988. The total hours since the Police Department volunteer program began in 2004 are approximately 42,700, which equals \$945,378. Ms. Gabriel thanked all the volunteers who donate their time and expertise to the city. The City recently received a thank you note for the police booth in the park. November 5th is Election Day, and the deadline for Candidate Filings for the Municipal Election is September 6th. Please do not hesitate to contact the City Clerk's office for more information at 769-2231. The Seventh Street and Front Avenue intersection closed today for construction related to McEuen Park and Front Avenue. There will be no access to the Library through the north entrance during construction. Traffic can enter the library parking lot from the Eighth Street entrance only. The intersection will re-open in approximately three weeks. Detour signs are posted to help drivers navigate the area. Regarding the 4 corners project the Parks and Recreation Commission will be meeting with stakeholders and they hope to have a request for qualifications for professionals to take over the master planning in October. Thereafter they will be available to discuss Person Field and/or the Atlas Mill area.

PUBLIC HEARING – ANNUAL APPROPRIATIONS FOR FY 2012-2013: Mayor Bloem read the rules of order for this public hearing.

STAFF REPORT: Finance Director Troy Tymesen stated that tonight's hearing is the culmination of four months of work. He informed the Council that department heads were available for questions and that public comments should be taken this evening. The budget is set at \$77,853,494, and he recommends a 0% increase in property taxes and that the City should request the property taxes generated by new growth. He outlined significant changes in the budget including an increase in FTE by 7.64 employees, a 4.6% increase in medical insurance costs, a decrease of service and supplies, inclusion of a 2% COLA, and various capital items. Mr. Tymesen provided a four years historical review of foregone taxes and clarified that \$2.6 Million in foregone taxes has not been taken over the years. If the City does not take foregone taxes this year, it will grow to \$3.1 million. He reviewed the levy rate and explained how it is used to determine a homeowner's property tax.

Councilman McEvers asked for clarification regarding the new growth. Mr. Tymesen explained that growth shows up under new and that when growth does not occur valuation goes down. When value goes down it drives the levy rate up. He clarified that growth shows up in fees and future assessments. Councilman Adams asked if due to new growth the City did not include a COLA or Merit in the budget, it could reduce the levy. Mr. Tymesen explained that 3% is what the City is eligible for, which equals \$524,717 and that if less dollars are allocated in the budget it would impact the levy rate. Additionally, the City could grow and have a large increase in property valuations which would also affect the levy rate. Mr. Tymesen clarified that the City does have contracts with three employee groups that would be problematic. Councilman Edinger asked if the new growth includes the Winco project. Mr. Tymesen clarified that the Winco project was not included, nor were the additions to the cancer center, as they come on the roll when they are occupied, which is approximately a year out.

Mr. Tymesen clarified that the City does charge a \$1,000 fee to manage the downtown business improvement district, as there is strength in the City sending the bill out and it is not a huge amount of work for the City. The budget does include department wages, so there are no individual line items for the wages of animal control and code enforcement officers as they are included in Police Department wage line item. The Art Maintenance funds do not have a maximum and that could be discussed with the Arts Commission. The homeless donations are collected with the utility bill and are forwarded to St. Pius, the Women's Shelter, St. Vincent de Paul, and the Children's Village at \$400/month.

Councilman Goodlander congratulated the department heads for the budget numbers and feels that the value of the new equipment is very important. She concurs that new growth is important to the future of the City. Councilman Edinger asked if there is money allocated, above what was already approved, for McEuen. Mr. Tymesen stated that there were no additional funds allocated to McEuen in the proposed budget.

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

ORDINANCE NO. 3469
COUNCIL BILL NO. 13-1014

AN ORDINANCE ENTITLED "THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013" APPROPRIATING THE SUM OF \$77,853,494 TO DEFRAY THE EXPENSES AND LIABILITIES OF THE CITY OF COEUR D'ALENE FOR SAID YEAR; LEVYING A SUFFICIENT TAX UPON THE TAXABLE PROPERTY WITHIN SAID CITY FOR GENERAL REVENUE PURPOSES FOR WHICH SUCH APPROPRIATION IS MADE; LEVYING SPECIAL TAXES UPON THE TAXABLE PROPERTY WITH SAID CITY FOR SPECIAL REVENUE PURPOSES WITHIN THE LIMITS OF SAID CITY OF COEUR D'ALENE, IDAHO; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE HEREOF.

MAIN MOTION: Motion by Kennedy, seconded by McEvers to pass the first reading of Ordinance No. 3469.

DISCUSSION: Councilman Kennedy stated that it has been a rugged few years financially for the City; however, demand for services has not decreased. He believes that staff has done a good job providing those services and allowing capital expenditures without using the 3% increase is a big accomplishment. Councilman Gookin stated he would like to amend the motion.

MOTION TO AMEND: Motion by Gookin, seconded by Adams that the budget withhold the 2% COLA and merit increases for department heads and Administration and that the savings be passed along as property tax relief.

DISCUSSION: Mr. Tymesen clarified that there are choices as to where the savings could go such as lowering property taxes or increasing the fund balance. Councilman Kennedy stated that he felt

that carving out department heads versus employees would be divisive and that savings has been achieved through retirements and previously foregone capital expenditures.

Councilman Edinger called for the question. **Motion Carried.**

ROLL CALL AMENDED MOTION: McEvers No; Adams Aye; Edinger No; Gookin Aye; Goodlander No; Kennedy No. **Motion failed.**

ROLL CALL ON MAIN MOTION: McEvers Aye; Adams No; Edinger Aye; Gookin No; Goodlander Aye; Kennedy Aye. **Motion carried.**

MOTION: Motion by Goodlander, seconded by McEvers to suspend the rules and to adopt Ordinance No. 3469 by its having had one reading by title only.

ROLL CALL: McEvers Aye; Adams Aye; Edinger Aye; Gookin Aye; Goodlander Aye; Kennedy Aye. Motion carried.

ADJOURNMENT: Motion by Edinger, seconded Kennedy by that there being no further business before the Council that this meeting is adjourned. **Motion Carried.**

The meeting recessed at 7:52 p.m.

Sandi Bloem, Mayor

ATTEST:

Renata McLeod,
City Clerk