



Coeur d'Alene

CITY COUNCIL MEETING

February 3, 2009

MEMBERS OF THE CITY COUNCIL:

Sandi Bloem, Mayor

Councilmen Edinger, Goodlander, McEvers, Bruning, Hassell, Kennedy

CONSENT CALENDAR

MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT THE LIBRARY COMMUNITY ROOM,
JANUARY 20, 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, January 20, 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 Tim Remington, The Altar Church.

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

PRESENTATION – ANNUAL DISABILITY RIGHTS ADVOCATE AWARDS:
Amy Drepps from the Disability Action Center presented their organization's annual awards recognizing those in the community that promote advocacy for the disabled.

PUBLIC COMMENTS:

PERSON'S FIELD: Jody Teter, 1320 Pennsylvania Ave, asked the City to purchase the School District's half of Person's Field and asked the Council to add park benches and trash cans. Mayor Bloem noted that the City is on record with the School District that they wish to purchase the property if the school chooses to sell it.

SCHOOL IMPACT FEES: Harold Hocker, 1413 E. Spokane Avenue, asked what has been done with past material that he had distributed to the Council asking for help for the citizens since contractors do not pay the taxes for schools that other property tax owners do. Councilman Kennedy noted that some of the City based fees had recently been reviewed by the Council; however, some of the fees Mr. Hocker proposed are California-based and are not applicable in Idaho. Mr. Hocker also believes that the Impact Fees are unconstitutional. He believes that a proposition needs to be placed on the ballot to get contractors to start paying taxes for schools since they bring in children that the rest of the tax payers foot the bill for and thus we need to throw out the Impact Fee laws. Councilman Edinger noted that the State Legislature and the School Districts are the ones that need to enact laws for impact fees for schools. Mr. Hocker requested a copy of the list of fees that the Council recently approved. Councilman Goodlander noted that the

packet that Mr. Hocker presented was from the Engineering Division of the City of West Sacramento, California.

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

1. Approval of minutes for January 6, 2009.
2. Setting General Services Committee and Public Works Committee meetings for January 26th at 12:00 noon and 4:00 p.m. respectively.
3. RESOLUTION 09-003 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 – CITY'S OLD ANALOG PHONE SYSTEM; APPROVAL OF THE TERMINATION OF CONTRACT WITH TLM CONSTRUCTION FOR REFURBISHMENT OF WWTP DIGESTER #4; APPROVAL OF AN IDAHO TRANSPORTATION DEPARTMENT - LOCAL PROFESSIONAL SERVICES AGREEMENT WITH WELCH COMER & ASSOCIATES, INC. FOR THE GOVERNMENT WAY PROJECT – DALTON TO HANLEY AVENUE; REQUEST FOR DESTRUCTION OF CERTAIN TEMPORARY RECORDS – POLICE DEPARTMENT AND LEGAL DEPARTMENT; APPROVAL OF SS-1-08 ACCEPTANCE OF IMPROVEMENTS WITH A MAINTENANCE / WARRANTY AGREEMENT FOR RIVERSTONE WEST, 2ND ADDITION; APPROVAL OF A CONTRACT WITH STEEL STRUCTURES AMERICA, INC. FOR THE REPLACEMENT OF THE PARKS MAINTENANCE SHOP STORAGE SHED AND AWARD OF BID AND APPROVAL OF AN AGREEMENT WITH FKC, CO. LTD. FOR THE WWTP SECONDARY SLUDGE THICKENER.
4. Approval of Downtown Horse Drawn Carriage rides on February 14, 2009.
5. Approval of pre-purchase of WWTP low phosphorus pilot study equipment.
6. Approval of bills as submitted and on file in the City Clerk's office.
7. SS-4-08 – Final Plat approval of Laue Lane Estates

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

COUNCIL COMMENTS:

COUNCILMAN MCEVERS: Councilman McEvers commented that he has served over the past seven years on the Council and the amount of time it takes to serve and he extended a Happy Anniversary to his wife.

COUNCILMAN BRUNING: Councilman Bruning announced that registration for indoor swimming lessons will be held on January 31st from 12:00 noon to 3:00 p.m. and the fee is \$36.

COUNCILMAN KENNEDY: Councilman Kennedy announced that the World Winter Special Olympics Torch Run will be held next week on January 29th at 8:30 a.m. The ceremonial run will begin at the 3rd Street docks and invited the public to attend. He also

welcomed the newest member of his family, Ronan James Kennedy, who is 10 days old today.

ADMINISTRATOR'S REPORT: City Administrator Wendy Gabriel announced that the World Winter Special Olympics Torch Run has three key locations for the public to support the run – Sherman Avenue between 2nd and 7th Streets, 2nd Street between Sherman Avenue and Front Avenue and at 7th Street between the Library and Sherman Avenue. She announced that the Special Needs Recreation Program is 2,700 participants strong and their next event is Kids Day Off Camp All Stars. The City is accepting applications for Police Officers. The Police are looking for an older white full size van that was involved in a child enticement incident. The 4th Annual Lego-Rama will be held on January 24th from 1-3 p.m. at the Library. The North Idaho Mayor's Coalition meets quarterly to discuss area issues and this past week they met with the Executive Director from the Association of Idaho Cities to review proposed state legislation. Mrs. Gabriel thanked the Idaho Dept. Transportation and Damon Allen for assisting the City with snow removal by lending the City their rotary snow blower. She read a note of gratitude to EMS Chief Tom Greif from Post Falls EMS for teaching their First Aid class.

RESOLUTION 09-004

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO APPROVING A CODE OF ETHICS, CODE OF CONDUCT AND OATH OF OFFICE FOR MEMBERS OF THE PLANNING AND ZONING COMMISSION.

Motion by Goodlander, seconded by Hassell to adopt Resolution 09-004.

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

ORDINANCE NO. 3351 COUNCIL BILL NO. 09-1003

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTION 2.48.020 TO DELETE A PROVISION CONCERNING ATTENDANCE BY PLANNING COMMISSION MEMBERS AT REGULARLY CALLED PLANNING COMMISSION MEETINGS; 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. 09-1003.

DISCUSSION: Councilman McEvers asked why they are removing the attendance requirement from the Planning Commission. City Attorney Mike Gridley responded that the attendance requirement has been added to the Planning Commission's Code of Conduct and they therefore removed the vague code regarding attendance. Councilman Hassell noted that with the new makeup of the Planning Commission, not all Commissioners are required to attend all meetings. John Stampos clarified that the Regular Planning Commission meetings are on the 2nd and 4th Tuesdays of the month and all Planning Commission members are expected to attend. Councilman Bruning noted that in the past, you could miss two meetings in a row without incident and with the new proposal he believes it is stronger in that the Commissioners shall attend all regularly scheduled meetings. Councilman Kennedy asked if we run the risk of running volunteers off with the new requirement. Councilman Bruning commented that he does not believe so. Mayor Bloem believes that the Code of Conduct as created by the Planning Commission is a valuable set of guidelines.

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

Motion by Edinger, seconded by Goodlander to suspend the rules and to adopt Council Bill No. 09-1003 by its having had one reading by title only.

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

RESOLUTION NO. 09-005

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO DIRECTING THE CITY TREASURER/FINANCE DIRECTOR TO SEGREGATE FUNDS TO SERVE AS SECURITY FOR THE COMPLETION OF SUBDIVISION IMPROVEMENTS FOR THE BRAUNSEN SUBDIVISION, WHICH IS BEING COMPLETED BY THE CITY.

Motion by Hassell, seconded by Kennedy to adopt Resolution 09-005.

DISCUSSION: Councilman McEvers asked where the funds are coming from. City Engineer Gordon Dobler noted that it is a joint effort and that the City will be using Impact Fees.

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

SS-2-08 – FINAL PLAT – BRAUNSEN SUBDIVISION: Motion by Goodlander, seconded by Kennedy to approve the final plat for Braunsen Subdivision. Motion carried.

PUBLIC HEARING – ZC-4-08 – ZONE CHANGE AT 4921 AND 4971 DUNCAN DRIVE (CHARTER ACADEMY): Mayor Bloem read the rules of order for this public hearing. John Stamsos, Senior Planner gave the staff report. Councilman Kennedy noted that he has a son who attends the Charter Academy and noted that he had discussed the public hearing process with the principal Daniel Nicklay and the Business Director for the Charter Academy. Councilman Goodlander noted she has a grandchild that attends the Charter Academy as well as Mayor Bloem noting she too has a grandchild that attends that school. City Attorney Mike Gridley in response to Councilman Kennedy’s inquiry regarding a conflict of interest noted that as long as he (Councilman Kennedy) had not already made a decision on this hearing, he does not see a conflict of interest.

Mr. Stamsos gave the applicant’s name as the Charter Academy, the location as an approximate 1.03 acre parcel at 4921 and 4971 Duncan Drive, and the request as a zone change from LM (light manufacturing) to C-17 (commercial at 17 units per acre).

Mr. Stamsos presented the staff analyses for zoning, shoreline regulations, city utilities and services. He reported that the Planning Commission recommended approval of this request on December 9, 2008 by a 5 to 0 vote with the following conditions:

1. Construction of a designated off street drop off/pick up site for students. The site will be required to be paved and striped to allow for the orderly movement of traffic during the time that students are arriving and departing the school property. The adjoining street will not be allowed to be used as a loading zone for students. Also, “No Standing” signage (MUTCD R7-4) will be required to be installed by the applicant along the property frontage. Construction of this drop off/pick up area will be required as part of any overall building or tenant improvement permit for the subject property and completion will be required prior to the issuance of any temporary or final certificate of occupancy for the site.
2. Construction of City standard approaches will be required to access the drop off area and design will adhere to the standards set forth in the City Code Section 17.44. Design submittal will be required with any building permit application for the subject property. Paving of the site will be required, as well as stormwater drainage facilities for all new on-site impervious areas.

Mr. Stamsos reported that 11 notices of this public hearing were mailed to all property owners of record within 300 feet of the subject property on January 2, 2009 with 2 responses being received, both with neutral comments.

Councilman Edinger noted that none of the respondents to the mailed notice objected to the zone change. He asked where the vehicles would exit. Mr. Stamsos responded that they would exit onto Kathleen Avenue. Councilman Edinger recalled that they had requested a traffic light at that intersection and wanted to know if there have been any further plans for placing a signal at that intersection. City Engineer Gordon Dobler responded that signalization at that intersection is in the 5-year plan and Impact Fees are

planned to be used for this project. Councilman Hassell noted that they can also exit from Clayton onto Dalton Avenue. Councilman Edinger asked if that intersection could have right-turn-only access onto Kathleen Avenue. Mr. Dobler responded that there is not a lot of traffic coming from Howard onto Kathleen Avenue except two times a day when school opens and lets out.

PUBLIC COMMENTS: Jeff Child, 212 S. 11th Street, Coeur d'Alene, spoke as applicant and noted that while they are expanding their footprint, they are not expanding their enrollment at this time. He also spoke in opposition to the proposed pick-up, drop-off zone as part of the zone change but would prefer to review this matter at the time of the building permit. Dan Nicklay, 11960 N. Pine Tree Road, Hayden, Idaho, principal of Charter Academy also spoke in opposition to the condition of having the school provide an off-street pick-up/drop-off zone but requested that the city vacate Duncan Drive and have it revert back to Charter Academy.

Councilman McEvers asked about the signage requirement. Mr. Dobler responded that the issue of no-parking signage will come back to the Council at a later time to adopt a resolution to prohibit parking.

Councilman Goodlander commented that the City's requirements for a drop-off/pick-up site is unreasonable and would like the City to change Duncan Drive to a one-way street to accommodate parents in dropping off and picking up students. John Stamos noted that the Planning Commission makes recommendation to the Council for them to make a decision, so Council can amend conditions if they so choose.

Councilman Hassell believes that there is a safety issue if the signage is not included with this zone change.

Councilman Kennedy noted that with the zone change the land could change uses in the future and believes that the Council can approve the zone change without the conditions. Mr. Dobler responded that the zone change request is for the expansion of the school and the conditions are a means of mitigating a safety situation. Councilman Kennedy noted that he has children that he drops off every day and sees the problems so he too would like to have Duncan Drive changed to a one-way street. Mr. Dobler responded that the congestion on Duncan Drive has been around for several years and so the drop off would be a solution to this congestion which requirement is consistent with other schools.

Mayor Bloem noted that the condition does not dictate the size of the drop off/pick up site and signage could come back at a later time.

Councilman Edinger noted that the Holy Family Catholic School on Kathleen Avenue was required to supply a drop-off site. Mr. Dobler noted that they were, as well as other schools in the area.

Councilman Goodlander commented that the City cannot compare other schools to this one.

Mr. Nicklay commented that he believes that if Duncan Drive was given to the school that would become their pick-up/drop-off zone. Councilman Kennedy asked if the other businesses in the industrial park objected to making Duncan Drive a private street. Mr. Nicklay said the area businesses have no problem with doing that. Mr. Dobler noted that a public street cannot be vacated in which lots would be landlocked such as on Duncan Drive.

Harold Hocker, 1413 E. Spokane St., Cd'A, believes that people are going to stop anywhere regardless of what the City does and no matter what signage is placed which would not bother him.

MOTION: Motion by Kennedy, seconded by Edinger to approve the requested zone change for 4921 and 4971 Duncan Drive, to adopt the Findings and Order of the Planning Commission including the recommended conditions excluding the statements "The adjoining street will not be allowed to be used as a loading zone for students. Also, "No Standing" signage (MUTCD R7-4) will be required to be installed by the applicant along the property frontage," contained in the first condition.

COUNCIL DISCUSSION: Councilman McEvers believes that the Engineering Department needs the recommended conditions in order to work in good faith with the school.

Councilman Kennedy noted that as a parent the school has made it clear that they will be limiting the number of students allowed at their school. He noted that he picked up and dropped off his children at both Skyway Elementary and the Charter Academy and he believes that the City needs to provide some flexibility to Charter Academy.

Councilman Goodlander believes that although she has not actually picked up her granddaughter at Charter Academy the City needs to give the school more leeway. She believes that the Charter Academy wants to make Duncan Drive a more effective way for safely picking up and dropping off students.

Councilman McEvers noted that Charter Academy should not be given any special treatment and that they should have the same conditions as all other schools.

Councilman Kennedy commented that Charter Academy is different from other schools in that they are not tax supported and the school is trying to maintain a school that is not bound by all the regulations that other schools are required to adhere to. Councilman Kennedy further commented that from a policy standpoint he does not believe that one individual staff person should have the ability to impose conditions such as this. Therefore, he believes that staff needs to work with this school and be flexible, and that the School not the City should determine the needs for their students.

Councilman Hassell disagrees in that he believes that these conditions are safety issues and feels that some Council who have a special interest in this school believe they should

allow special privileges for this school. Councilman Kennedy does not see this as a special case for this school but that the City needs to give the benefit of the doubt.

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

EXECUTIVE SESSION: Motion by Hassell, seconded by to Bruning 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.

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

The Council entered Executive Session at 8:00 p.m. Members present were the Mayor, City Council, City Administrator, City Attorney and Deputy City Administrator.

Matters discussed were those of litigation. No action was taken and the Council returned to their regular session at 8:10 p.m.

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

The meeting adjourned at 8:10 p.m.

Sandi

Bloem, Mayor

ATTEST:

Susan K. Weathers, CMC
City Clerk

RESOLUTION NO. 09-006

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 ZERO VALUE SURPLUS PROPERTY FROM FIRE DEPARTMENT; APPROVAL OF ADDENDUM NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH J-U-B ENGINEERS, INC.

WHEREAS, it has been recommended that the City of Coeur d'Alene enter into the contract(s), agreement(s) or other actions listed below pursuant to the terms and conditions set forth in the contract(s), agreement(s) and other action(s) documents attached hereto as Exhibits "1 through 2" and by reference made a part hereof as summarized as follows:

- 1) Declaration of Zero Value Surplus Property from Fire Department;
- 2) Approval of Addendum No. 1 to the Professional Services Agreement with J-U-B Engineers, Inc;

AND;

WHEREAS, it is deemed to be in the best interests of the City of Coeur d'Alene and the citizens thereof to enter into such agreements or other actions; NOW, THEREFORE,

BE IT RESOLVED, by the Mayor and City Council of the City of Coeur d'Alene that the City enter into agreements or other actions for the subject matter, as set forth in substantially the form attached hereto as Exhibits "1 through 2" and incorporated herein by reference with the provision that the Mayor, City Administrator, and City Attorney are hereby authorized to modify said agreements or other actions so long as the substantive provisions of the agreements or other actions remain intact.

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

DATED this 3rd day of February, 2009.

Sandi Bloem, Mayor

ATTEST

Susan K. Weathers, City Clerk

Motion by _____, Seconded by _____, to adopt the foregoing resolution.

ROLL CALL:

COUNCIL MEMBER BRUNING Voted _____

COUNCIL MEMBER GOODLANDER Voted _____

COUNCIL MEMBER MCEVERS Voted _____

COUNCIL MEMBER HASSELL Voted _____

COUNCIL MEMBER KENNEDY Voted _____

COUNCIL MEMBER EDINGER Voted _____

_____ was absent. Motion _____.

GENERAL SERVICES COMMITTEE

Date: January 16, 2009

From: Kenny Gabriel, Fire Chief

Re: Surplus Property

DECISION POINT: For Mayor and Council to declare items from the Fire Department surplus and allow them to go to auction.

HISTORY: There are a large number of items the Fire Department has that are of no use or value to the City. The items take up valuable storage space and will not be used for any purpose in the future.

FINANCIAL ANALYSIS: There is a possibility of some nominal amount of money coming back to the City from the proceeds of the items at auction.

DECISION POINT/RECOMMENDATION: To declare the attached list of items surplus and allow Fire Department to take items to auction.

Auction list from items removed from the upstairs of station one:

- 4- rolling office chairs
- 5- Office arm chairs
- 5- 2'x4' wooden desks
- 2- 2'x3' rolling cabinets (TV stands)
- 1- 3'x6' wood desk with no drawers
- 2- 2 1/2 'x5' metal desks with drawers
- 1- 18"x36" rolling wood computer desk
- 1- twin box spring and mattress set
- 1- 18"x24" medicine cabinet with mirror
- 1- padded foot rest
- 1- 2' Matedor orbiting floor buffer
- 2- small end tables
- 1- hard shell briefcase
- 1- 3'x4' 5 shelf book case
- 1- 5' desktop monitor holder/desk organizer
- 1- 3'x5' wood top table
- 1- 2'x6' wood table
- 1- 3'x4' sliding vinyl window

**Public Works Committee
Staff Report**

To: Public Works Committee
From: H. Sid Fredrickson, Wastewater Supt.
Date: Jan. 26, 2009
Subj: NW Quadrant Sewer Capacity Analysis

DECISION POINT: The council may wish to direct that the city enter into a contract with J-U-B Engineers to perform a computer model of the NW quadrant to analyze sewer capacity. The contract would not exceed \$77,100.

HISTORY: Housing densities may have changed for some of the established areas in the NW quadrant. These would include Riverstone and possibly Coeur d'Alene Place and perhaps the Landings at Waterford. In addition there are several areas that we anticipate may or will be annexed to the city. These include the property owned by Roy Armstrong along east side of Huetter Road; the Forest Service Nursery; a portion of property on the west side of Huetter Road that is currently outside the city's "Area of City Impact" (ACI); and the old Atlas Mill site.

Our sewer master plan did not envision the nursery; west of Huetter Road, or high densities in either Riverstone or the old Atlas Mill sites. Historically, we have planned on a net density of 3 homes per acre after roads, green spaces and parks are taken out. High density condos, high rises and multifamily development may cause future bottlenecks in our ability to provide sewer service with the existing pipes sizes and network.

A cursory look at master planning was done in 2003. A more detailed look at the NW quadrant was done in 2005, but with the old density assumptions and without the higher density Riverstone or the now assumed higher densities for the Atlas Mill. West of Huetter and the nursery were never included.

We feel that the best time to identify potential bottlenecks and restrictions would be now; before we are approached for annexation and have no answers about future capacity. This would also give time for the policy makers to determine the most equitable funding options that would be consistent with "growth paying for growth" but not impeding or preventing future development.

FINANCIAL ANALYSIS: Funds for this analysis have not been specifically budgeted for the NW quadrant, but we have budgeted for mapping and sewer planning in the amount of \$40,000. This effort will require considerably more - \$37,100 more. The money would come from uncommitted reserves within the wastewater utility. We have more than enough reserves to fund this analysis and still be able to continue with planned major projects.

PERFORMANCE ANALYSIS: Failure to perform this analysis may put us in jeopardy of either overselling capacity in our collection system or having to severely restrict future development until the analysis is done and potential remedies are developed and funding sources identified. It may be best to determine a drainage-basin specific charge to be collected from development at annexation or at building permit issuance. This analysis will give the city the tools to play the “what if” game and fine tune our planning.

Task 500 in the attached Scope of Work is like a menu – we will only authorize those subtasks that we need and when we need them.

DECISION POINT: The council may wish to direct that the city enter into a contract with J-U-B Engineers to perform a computer model of the NW quadrant to analyze sewer capacity. The contract would not exceed \$77,100.

ADDENDUM No. 1 TO THE
PROFESSIONAL SERVICES AGREEMENT
WITH
J-U-B ENGINEERS, INC.

THIS ADDENDUM entered into this ___th day of February, 2009, between the **City of Coeur d'Alene**, Kootenai County, Idaho, a municipal corporation duly organized and existing under and by virtue of the laws of the state of Idaho, and **J-U-B Engineers, Inc.** an Idaho corporation, with its principal place of business at 7825 Meadowlark Way, Coeur d'Alene, Idaho 83815.

WITNESSETH:

WHEREAS, pursuant to Resolution No.09-001 adopted the 6th day of January, 2009, the City of Coeur d'Alene entered into a Professional Services Agreement with J-U-B Engineers, Inc. for professional engineering services; and

WHEREAS, J-U-B Engineers, Inc. and the Wastewater Department desire to enter into Addendum No. 1 to said agreement for professional engineering services for 2 tasks to include evaluation of the Northwest quadrant of the City's sewer system capacity; and additional services as requested, as more particularly described in the Scope of Services, attached hereto as Attachment "A" – Amendment No. 1, and incorporated herein by reference, and

NOW THEREFORE, the City of Coeur d'Alene and J-U-B Engineers, Inc. hereby execute Addendum No. 1 to said Professional Services Agreement. All other provisions in the original agreement adopted pursuant to Resolution No. 09-001 as amended by the Resolution's as written above, shall remain in full force and effect.

IN WITNESS WHEREOF, the Mayor and City Clerk of the City of Coeur d'Alene have executed this Addendum on behalf of said City, the day and year first above written.

CITY OF COEUR D'ALENE

J-U-B ENGINEERS, INC.

Sandi Bloem, Mayor

By: _____

Its: _____

ATTEST:

Susan K. Weathers, City Clerk

STATE OF IDAHO)
) ss.
County of Kootenai)

On this ___th day of February, 2009 before me, a Notary Public, personally appeared **Sandi Bloem and Susan K. Weathers**, known to me to be the Mayor and City Clerk, respectively, of the City of Coeur d'Alene that executed the foregoing instrument and acknowledged to me that said City of Coeur d'Alene executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

Notary Public for Idaho
Residing at Coeur d'Alene
My Commission expires:



STATE OF IDAHO)
) ss.
County of Kootenai)

On this _____ day of February, 2009, before me, a Notary Public, personally appeared _____ and _____, known to me to be the _____ and _____, respectively, of **J-U-B Engineers, Inc.**, and the persons who executed the foregoing instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

Notary Public for Idaho
Residing at Coeur d'Alene
My Commission expires:

ATTACHMENT "A" - AMENDMENT NO. 1

SCOPE OF SERVICES CITY OF COEUR D'ALENE WASTEWATER UTILITY 2009 COLLECTION SYSTEM PROJECTS

NORTHWEST QUADRANT SEWER MASTER PLAN EVALUATION AND UPDATES

TASKS 4 and 5

OBJECTIVE

The purpose of this task is to:

- 1) Review the original land use and flow generation assumptions included in the 2004 Northwest Quadrant Sewer Master Plan and update the future model based on recent flow, population, and density data.
- 2) Evaluate the impacts of new zoning, changes to existing PUDs, and potential impacts of additional service areas to remaining system capacity.
- 3) The final product will be an analysis of remaining system capacity and which future projects can be served by existing sewer infrastructure.

APPROACH

The ENGINEER will provide administrative and engineering services specifically limited to the following:

Task 400 - Base Scope of Services for Master Plan Land Use Evaluation and Updates

1. Compare as-constructed land-use densities to the 2004 assumptions in the Master Plan Model based on gross area for typical development in the Northwest Quadrant and provide a summary of findings. Developed sections in Coeur d'Alene Place and The Landings are anticipated to be used in the analysis based on representative areas.
2. Revise land-use data in the Future Master Plan Model to incorporate changes in as-constructed development densities in:
 - a. The Landings (Princetown), along Hanley Avenue, and Coeur d'Alene Place due to higher density pocket areas (apartments and townhouses).
 - b. Riverstone area based on as-constructed densities.

- c. Work with Wastewater Staff and the Planning department to project land-use densities in areas that are still undeveloped based on current platted and as-built densities.

Run Master Plan Model with updated land uses and summarize results and impacts to the master planned and existing piping capacity.

- 3. Examine potential flow generation and impacts to the Master Plan Model and downstream sewers from the following areas:
 - a. West of Huetter Road (previously outside of ACI) based on similar land-use projections for areas on the east side of Huetter Road.
 - b. Forest Service Nursery (previously anticipated to be undeveloped), Industrial Park area and Coeur d'Alene Gun Range along Atlas Road utilizing Planning Department projected densities (assuming these areas were modified into residential development).
 - c. Atlas Mill Area (west of Riverstone to Mill River, currently undeveloped).
 - d. Meet with Planning Department and Wastewater Department to develop land use assumptions for these areas.

Run Master Plan Model with revised land-use and service areas described and determine the potential impacts to downstream sewer capacity. No detailed piping master planning work for these tasks is anticipated. Flows will be routed to the nearest adjacent sewer to show anticipated downstream impacts. Model output will show impacts due to each of these areas individually, in addition to their combined effects (A total of five model runs are anticipated).

- e. Present interim results to the City of Coeur d'Alene Planning and Zoning Commission.
- 4. Finalize Results:
 - a. Develop a Draft Technical Memorandum summarizing work and results.
 - b. Meet with City and review Draft Technical Memorandum results.
 - c. Incorporate City comments and finalize Technical Memorandum.
 - d. Present final results to the City of Coeur d'Alene Planning and Zoning Commission.
 - e. Present final results to the City of Coeur d'Alene Public Works Committee.

Task 500 - Additional Services for Master Plan Land Use Evaluation and Updates (as specifically authorized)

1. Perform envelope analysis for the Riverstone/Atlas Mill area:
 - a. Determine the effects of two land-use scenarios; moderate commercial and residential densities versus high density, multi-story development. Results would evaluate best and worst-case land-use density scenarios as developed in conjunction with the City. Flow generation estimates for multi-story development would be based on available flow generation data from McEuen Terrace Tower, and data from a similar high density study area.
 - b. Apply capital improvement costs to required capacity to develop a cost/connection to see if expansion to accommodate higher densities is cost-effective.
2. Flow Generation Analysis:
 - a. Comparisons of 2000 Census Block Data for developed areas in Coeur d'Alene Place to verify population per dwelling unit assumptions.
 - b. Cross reference City Water System GIS winter water usage data for the same block areas to validate flow generation per dwelling unit.
 - c. Utilize School District GIS data as available to validate population density data.
3. Update Existing and Future Model pipe system, and service area layers, based on new construction in Riverstone, Atlas Mill, Mill River, and Northwest Quadrant drainage basin. No model calibration is expected to be performed under this task.
4. Flow monitoring for validation of assumptions:
 - a. Flow monitor up to three sites for up to 2-weeks (including two weekends) to obtain data for comparison to model assumptions.
5. Develop preliminary infrastructure improvement alternatives (Master Plan) to serve selected future growth options including the following areas:
 - a. Atlas Mill and Riverstone Areas
 - b. Huetter Interceptor (West of Huetter Road)
 - c. Forest Service Nursery
 - d. Atlas Road Industrial Park

Schedule

The proposed schedule for Task 400 is as follows:

Task 400	Days
400.1, 400.2, and 400.3 - Draft Results Summary (days from Notice to Proceed)	45
400.4 - Finalize Results	21

If authorized, the proposed schedule for Task 500 is as follows:

Task 500	Days
500 - Preliminary Results Summary (days from completion of Task 400.3)	75
500 - Finalize Task 500 Results	30

Deliverables: Deliverables for Task 400 will be as follows:

- Draft and Final Technical Memorandum summarizing findings.
- Update Electronic Hydra Model with scenario's as described.
- Deliverables for Task 500, if authorized, will be incorporated into the deliverables previously developed for Task 400.

Compensation: Compensation will be as follows:

- On a Lump Sum basis of \$33,400 for Task 4.
- On a Time and Materials basis, using J-U-B's standard billing rates, estimated at \$43,700 for Task 5 Additional Services.
- A labor-hour estimate is **attached as Attachment "B" - Amendment No. 1**.

City to Provide:

- Flow generation or water demand data for McEuen Terrace Tower and Riverstone Cinemas. Flow data to be converted into gallons/square foot of floor space.
- Input and estimates on future land-use patterns and densities for undeveloped or areas where densities are to be revised for re-evaluation.
- Prioritization of areas to be evaluated.

Additional Considerations

It is mutually agreed by the parties hereto that:

Qualified Opinions of Probable Cost

Any opinion of probable construction costs prepared by the ENGINEER represents ENGINEER's judgment as a design professional and is supplied for the general guidance of the CITY. Since the ENGINEER has no control over cost of labor and materials, or over competitive bidding or market conditions, the ENGINEER does not guarantee the accuracy of such opinions as compared to Contractor bids.

ENGINEERS' Responsibility

The ENGINEER intends to render services under this Agreement in accordance with generally accepted professional practices for the intended use of the PROJECT and makes no other warranty either expressed or implied.

Attachment "B" - Amendment No. 1
 City of Coeur d'Alene, Idaho
 2009 Northwest Quadrant Sewer Master Plan Evaluation - Scope of Services

MAN-HOUR ESTIMATE

Project Manager	QC/QA	Engineer	Design/Draft	Const. Tech.	Clerical	Flow monitors	Task Totals
Task 4 - Base Scope of Services for Master Plan Land Use Evaluation and Updates							
400.1 As-Built Land Use Evaluation and Impacts to System							
4.0		8.0					\$1,800.00
0.5		16.0	2.0		2.0		\$2,300.00
		4.0		2.0			\$600.00
	0.5	4.0	1.0		1.0		\$700.00
4.50	0.50	32.00	3.00	2.00	3.00	0.00	\$5,400.00
SUBTOTAL							
400.2 High Density Land Use Evaluation and Update							
							\$0.00
		8.0					\$1,000.00
		8.0					\$1,000.00
		16.0	4.0				\$2,200.00
	1.0	4.0	2.0		1.0		\$800.00
0.00	1.00	36.00	6.00	0.00	1.00	0.00	\$5,000.00
SUBTOTAL							
400.3 Expanded Service Area and Zoning Updates							
4.0		8.0					\$1,800.00
							\$0.00
	1.0	8.0					\$1,100.00
	1.0	8.0					\$1,100.00
	1.0	8.0					\$1,100.00
	1.0	8.0					\$1,100.00
							\$0.00
0.5	2.0	32.0	4.0				\$4,600.00
	2.0	8.0	4.0		1.0		\$1,600.00
4.50	8.00	80.00	8.00	0.00	1.00	0.00	\$12,400.00
SUBTOTAL							
400.4 Finalize Results							
	4	16	8		8		\$3,600.00
4		6					\$1,500.00
		8	4		4		\$1,500.00
6		8	4				\$2,400.00
4		6	0.5				\$1,600.00
14.00	4.00	44.00	16.50	0.00	12.00	0.00	\$10,600.00
SUBTOTAL							
BASE SCOPE OF SERVICES PROJECT COST							\$33,400.00

Task 5 - Additional Services for Master Plan Land Use Evaluation and Updates (as specifically authorized)

500.1	Envelope Analysis (Atlas Mill)														
500.1.1	Meet and Review Land Use Projections and Study Extents with City	4.0	4.0	4.0											\$1,900.00
500.1.2	Model Updates and Scenario Analysis	0.5		24.0	4.0										\$3,300.00
500.1.3	Summarize Findings and Required Upgrades in Draft Tech Memo	0.5		8.0	4.0									2.0	\$1,500.00
500.1.4	Capital Cost for Required Improvements	0.5		8.0										2.0	\$1,200.00
	SUBTOTAL	5.50	4.00	44.00	8.00	0.00	0.00	4.00	0.00	0.00	0.00	0.00	0.00		\$7,900.00
500.1	Flow Generation Analysis														
500.2.1	Census Block Data Analysis	0.5	0.5	8.0											\$1,200.00
500.2.2	Water System GIS Data Analysis	0.5	0.5	8.0	8.0										\$1,700.00
500.2.3	School District GIS Data Analysis	0.5	0.5	8.0	8.0										\$1,700.00
500.2.4	Summarize Findings in Draft Tech Memo	0.5	0.5	8.0	1.0									2.0	\$1,300.00
	SUBTOTAL	2.00	2.00	32.00	17.00	0.00	0.00	2.00	0.00	0.00	0.00	0.00	0.00		\$5,900.00
500.1	Model System Layer (Pipeline Network) Update														
500.3.1	Update Existing Model System Layer (no recalibration)	2.0	2.0	16.0	4.0										\$2,900.00
500.3.2	Update Existing Model Service Area Layer (no recalibration)	2.0	2.0	8.0	4.0										\$1,900.00
500.3.3	Update Future Model System Layer	2.0	2.0	16.0	4.0										\$2,900.00
500.3.4	Update Future Model Service Area Layer	2.0	2.0	8.0	4.0										\$1,900.00
	SUBTOTAL	8.00	8.00	48.00	16.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00		\$9,600.00
500.1	Flow Monitoring (3 sites for 2 weeks)														
500.4.1	Installation and Removal of Flow Monitors			2	32										\$2,400.00
500.4.2	Download Data and Maintain Monitors			2	8										\$800.00
500.4.3	Equipment Rental (\$1500 per site month)														\$2,300.00
500.4.4	Data Collection and Analysis		0.5	8											\$1,100.00
	SUBTOTAL	0.00	0.50	12.00	40.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$2,250.00	\$6,600.00
500.1	Infrastructure System Master Planning														
500.4.1	Atlas Mill and Riverside Interceptor (south of I-90)	2	4	16											\$3,000.00
500.4.2	Huetter Interceptor (West of Huetter Road)	2	4	16											\$3,000.00
500.4.3	Forest Service Nursery	2	4	16											\$5,200.00
500.4.4	Atlas Road Industrial Park	1	2	16											\$2,500.00
	SUBTOTAL	7.00	14.00	64.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	\$2,250.00	\$2,250.00	\$13,700.00

ADDITIONAL SERVICES PROJECT COST

\$43,700.00

ANNOUNCEMENTS

Memo to Council

DATE: January 21, 2009

RE: Appointments to Boards/Commissions/Committees

The following re-appointment is presented for your consideration for the February 3rd Council Meeting:

TOM MESSINA

DESIGN REVIEW COMMISSION

A copy of the data sheet is in front of your mailboxes.

Sincerely,

Amy Ferguson
Executive Assistant

cc: Susan Weathers, Municipal Services Director
Dave Yadon, Design Review Commission Liaison

OTHER COMMITTEE MINUTES
(Requiring Council Action)

January 26, 2009
PUBLIC WORKS COMMITTEE
MINUTES

COMMITTEE MEMBERS PRESENT

Council Member Woody McEvers
Council Member Al Hassell
Council Member Mike Kennedy Si

STAFF PRESENT

Jon Ingalls, Deputy City Administrator
Troy Tymesen, Finance Director
Warren Wilson, Deputy City Atty
 d Fredrickson, WW Superintendent
Amy Ferguson, Exec. Assistant
Gordon Dobler, Engineering Svcs Dir.
Greg Rod, Fire Department

GUESTS

Steve James, J-U-B Engineering, Item #3
Craig Wilcox, Item #2

Item 1 Surplus Property
Consent Calendar

Greg Rod, CdA Fire Department, presented a request for council to declare certain Fire Department property as surplus and allow them to go to auction. He said that the items are not being used and are taking up valuable space in the newly remodeled fire station.

MOTION by McEvers, seconded by Hassell, to recommend that Council declare certain Fire Department property as surplus and authorize the Fire Department to go to auction.

Item 2 Benches for Bus Stops Initiative

Jon Ingalls, Deputy City Administrator, presented a request for council support for working on a “Benches for Bus Stops” initiative that would provide Citylink riders a place to sit while waiting for public transportation. He introduced Craig Wilcox, representing the Idaho Panhandle Kiwanis and Public Transportation Roundtable, who has been working with him. Mr. Ingalls presented a powerpoint slide show regarding the Benches for Bus Stops Initiative. He said that ridership on Citylink is growing and they have heard that there is a strong desire to have some basic amenities installed, such as benches. Mr. Wilcox indicated that he has been working with Citylink, K MPO, the CDA Tribe, Disability Action Center, etc., and he has also presented information to the Post Falls City Council, Plummer, and the Lake City Development Corporation. The idea is that the benches would come from donors, with no cost to the city. Advertising would not be allowed on the benches pursuant to city’s Sign code, but a placard would be allowed with the business name only. At this time, they are only looking to put benches at priority stops. Going forward over time they anticipate having benches, bus stops, and bus shelters.

Mr. Wilcox said that they want to do the benches through a local vendor. They also need to make sure that the benches meet ADA requirements. Some major issues that they are looking at

are liability insurance, a blanket master encroachment agreement, compliance with the Sign code and ADA standards, and maintenance issues.

Councilman McEvers said that he thinks businesses should be able to advertise on the benches and that it seems like the process should be simpler. Mr. Wilcox responded that they are required to abide by the regulations that exist and that he believes that a sponsorship is an eloquent way of doing things in that it is a community effort. As advertising laws change, the no ads requirement might change as well. Mr. Ingalls explained that they are trying to find a balance – they want the project to be simple, and yet things like graffiti, damage, trash, etc. are issues that need to be worked out.

Councilman Kennedy said that he thought it would be interesting to have a discussion about the Sign code at the next council meeting. He said that he had been contacted by two different people in the last week regarding this issue, which is unusual. He also said that he thinks the sponsorship idea is more elegant and more attractive but perhaps it could be balanced in some fashion with advertising. Mr. Wilcox said that he is very confident that there is a market for simply the sponsorship as it is now without addresses or phone numbers. He further stated that he likes the idea of just sponsorships at this point because they are hoping to do the project this summer and it might be a bad idea to quickly pass an ordinance that you might regret.

MOTION by McEvers, seconded by Kennedy, to have this matter presented to the full Council at their next meeting. Motion carried.

Councilman Hassell mentioned that he would oppose advertising on the benches based upon his past experiences.

**Item 3 Northwest Quadrant Sewer Capacity Analysis.
Consent Calendar**

Sid Fredrickson, Wastewater Superintendent, presented a request for council authorization to enter in to a contract with J-U-B Engineers to perform a computer model of the Northwest Quadrant to analyze sewer capacity, for an amount not to exceed \$77,100. He indicated that the Northwest Quadrant consists of basically everything north of the Spokane River and West of Highway 95. Mr. Fredrickson further explained that there have been some changes in densities within Coeur d'Alene Place, and possibly The Landings, and that there is a possibility that those areas south of Hawk's Nest will be coming into the city sometime in the future. They have also been approached by the City of Post Falls to handle some of the areas west of Huetter. Riverstone has also changed its density over the years and they are now proposing some very high rise, multi family developments. They are also anticipating higher densities than normal associated with the old Atlas Mill, and the possible acquisition of the Forest Service Nursery property in the future.

Mr. Fredrickson stated that the requested computer model encompasses two basic tasks – a baseline capacity analysis, and then an additional menu of tasks that the city can pick and choose from as they are needed. The contract amount is in excess of what was budgeted, but they have money in their reserves to pay for it.

Mr. Fredrickson proposed that through the computer modeling they take a look at potential bottlenecks and come up with a game plan. At that point the policymakers will have to determine what is the most equitable approach to financing it.

Councilman Kennedy asked why the city would bother studying the issue if there is always a strong sense that providing services outside of the city limits is not something we want to do. Councilman Hassel responded that some of the areas mentioned may not be out of the city limits in that they may be added to the city's area of impact. Mr. Fredrickson confirmed that the city did annex some of Post Falls with the annexation of Mill River.

Councilman Kennedy asked why the city did not go out to bid on this contract. Mr. Fredrickson explained that the city has an existing contract with J-U-B that went through a competitive selection process and part of that contract includes modeling. Councilman Kennedy also asked about the potential forest service nursery property and what would be the model on that piece of land. Mr. Fredrickson said that they will try to work with the planning department and come up with their best guess.

Councilman McEvers asked if the modeling would take into consideration the plant itself, or just getting the wastewater to the plant. Mr. Fredrickson said that it may very well take that into consideration because increased wastewater will accelerate plant needs.

MOTION by Kennedy, seconded by McEvers, to recommend Council approval of Resolution No. 09-___ authorizing an agreement with J-U-B Engineers for a computer model of the Northwest Quadrant to analyze sewer capacity, for an amount not to exceed \$77,100. Motion carried. (Hassell abstained from voting)

The meeting adjourned at 4:47 p.m.

Respectfully submitted,

Amy C. Ferguson
Public Works Committee Liaison

**PUBLIC WORKS
STAFF REPORT**

DATE: January 26, 2008
FROM: Jon Ingalls, Deputy Administrator

SUBJECT: BENCHES FOR BUS STOPS INITIATIVE

DECISION POINT:

For information only. Staff is seeking Council support for a working on a “Benches for Bus Stops” initiative that would provide Citylink riders a place to sit while waiting for public transportation.

HISTORY:

Citylink ridership continues to grow significantly. Citylink riders have expressed interest in the installation of simple benches to be placed at certain key bus stops as an amenity while they are waiting to catch a bus. Learning of this need, a community service club (Craig Wilcox/Idaho Panhandle Kiwanis & Public Transportation Roundtable) has been working with the Coeur d’Alene Tribe, Citylink, Spokane Regional Transit Council/Kootenai Metropolitan Planning Organization (KMPO), Knock Marketing, City of Post Falls, and the Disability Action Center Northwest on a “benches for bus stops” initiative, and they have held a couple of exploratory meetings to highlight opportunities as well as obstacles. The goal of the “benches for bus stops” initiative is to have simple, sturdy benches placed initially at priority bus stop locations (see attached list). Benches could be added later to lower priority stops). It is envisioned that these bus stops would be built and places by volunteers, so keeping them simple is important. Also attached is a photo of the proposed bench concept.

FINANCIAL ANALYSIS:

It is envisioned that the proposed benches would be provided at no cost to the city through the efforts of a service club working with community donors who may wish to pay for one or more individual benches. Per city code, there would be no advertizing allowed on the benches, however our sign code allows for a recognition in the form of a contributor placard that can be affixed to the bench (no more than 25% of the bench area and only the contributor’s name or business name (no phone numbers or addresses). Ownership and maintenance of the bus benches and the general bus stop area (trash, snow removal, etc.) is under discussion and the maintenance and repair responsibilities have yet to be resolved. Once the owner/maintainer has been identified, a master encroachment agreement can be executed. Installation of the benches would be through encroachment permits, one for each site that will trigger inspection. Since this is for a community effort, Council may wish to enable all of the bus stops in Coeur d’Alene to be permitted under a single \$100 permit.

PERFORMANCE ANALYSIS:

We expect to execute a blanket encroachment agreement for the City that would address the required hold harmless agreement/indemnification (insurance naming city as additional insured for \$1 million per occurrence). Arrangements would then be made to approve the specific location of each bus stop (“field fit”) iteratively though our normal inspection and approval processes to ensure that adequate access and clearances are maintained.

DECISION POINT/RECOMMENDATION:

For information only. Staff is seeking Council support for a working on a “Benches for Bus Stops” initiative that would provide Citylink riders a place to sit while waiting for public transportation.

Attachment: (1) Priority Bench Location - Bus Stops Prioritized By Citylink
(2) Sample Photo of Possible Bench

Citylink Bus Stop Locations

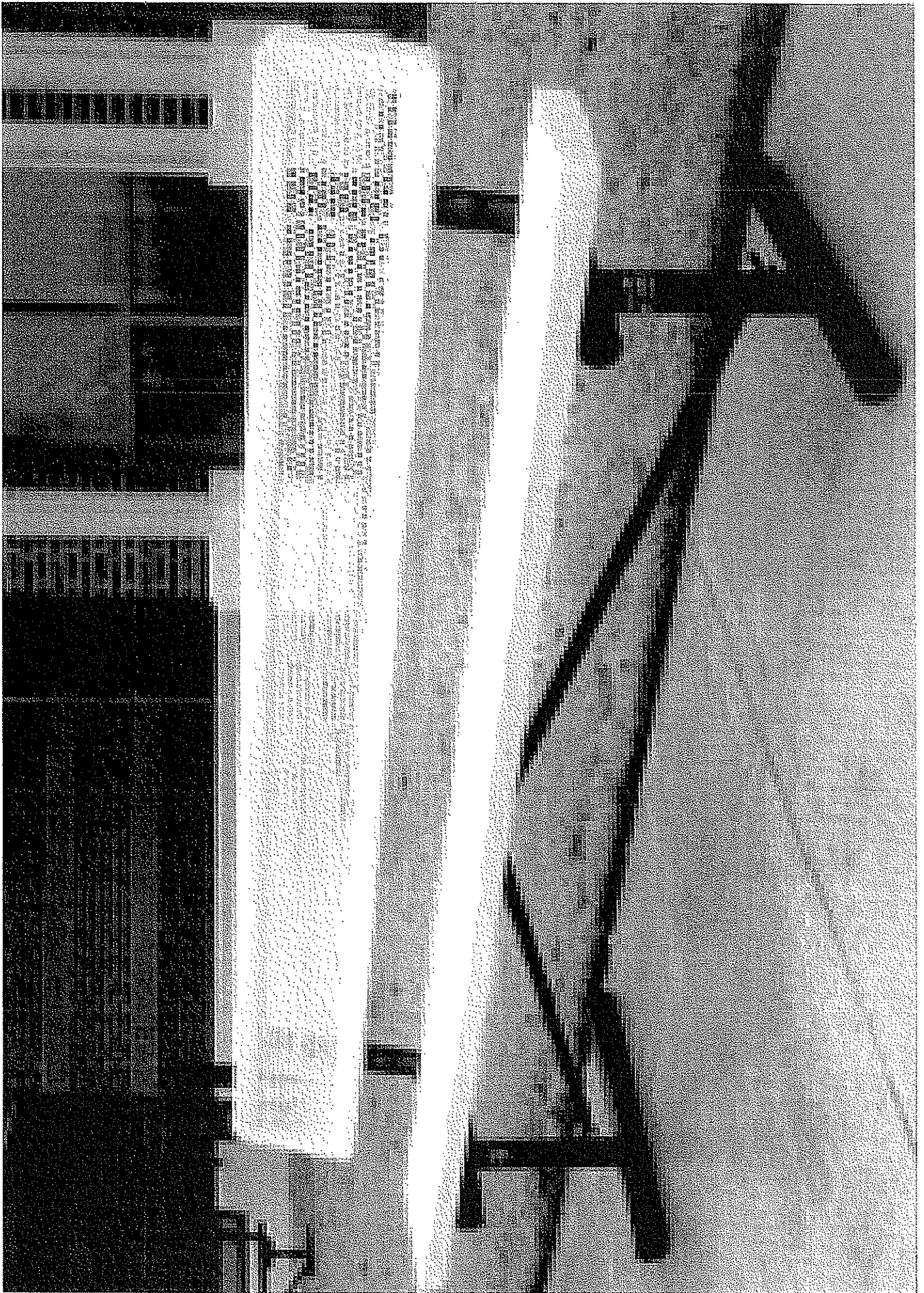
- X Hayden/Schmidt Super One grocery store in Hayden, east side of the car park.
- * Government/Prairie Both sides of the street north of Prairie Avenue.
- Government/Hanley Both sides of the street north of Hanley Avenue.
- * Government/Dalton Both sides of the street north of Dalton Avenue.
- * Government/Neider Both sides of the street north of Neider Avenue.
- * College/Garden North Idaho College – Student Union Building.
- Front/2nd Coeur d'Alene Resort. – south side of the street.
- * Mullan/8th New Coeur d'Alene Library – south side of the street.
- Mullan/11th 1102 East Mullan Avenue - south side of the street.
- Mullan/19th Beehive Homes – south side only.
- Sherman/22nd Japan Suites Motel – both sides of the street.
- Sherman/Lilac Lake Villa in Fernan – both sides of the street.
- Sherman/15th Shell Petrol Station - north side of street.
- Sherman/11th Ace Hardware store - north side of the street.
- * Sherman/7th Zips - north side of the street.
- * Sherman @ Beehive (22nd + Sherman), Sherman/4th Iron Horse Pub - north side of the street.
- 4th/Foster Across from Computer shop – east side of the street.
- * 4th/Miller Across from Safeway – east side of the street.
- * Ironwood/95 Kootenai Medical Center – emergency room; north side of the street.
- * Riverstone Transfer Point – Beebe Street, behind the parking garage.
- Seltice/Grand Mill Opposite US Bank Call Center – both sides of street.
- Seltice/Heutter Opposite the Shanty pub – both sides of the street.

Citylink Bus Stop Locations

Seltice/Commerce	East outlet of Commerce Loop – both sides of the street.
Seltice/Cedar	Across from the National Guard Armory – both sides of street.
Seltice/Ross Point	Opposite Global Credit Union – both sides of the street.
Seltice/Greensferry	Opposite Blue Bay café – both sides of the street.
* Seltice/Bay	Trading Company Store, north end of the car park, next to I90.
* 3 rd /Bay	Finley Jones Senior Center, 1215 east 3 rd Street, Post Falls – south side only.
3 rd /Idaho	802 east 3 rd Avenue, Post Falls – south side only.
Henry/3rd	300 North Henry Street, Post Falls – west side only.
* 5 th /Frederick	New Post Falls Town Hall – east doors.
* Polston/Goede	Next to Wells Fargo Bank – both sides of the street..
Mullan/William	Behind the Goodwill store - south side only.
* Syringa/Mullan	On Syringa, across from Medical Center – east side only.
Mullan/Greensferry	2400 East Mullan Avenue – south side only.
* Cecil/Janalen	Wal-Mart (Post Falls), southern end of Cecil Road, east of store.
* Cecil/Horsehaven	Just north of Real Life Ministries – east side only.
Cecil/Poleline	On Cecil, just south of Poleline – east side only.
Prairie/Heutter	4800 Block West Prairie Avenue – south side only.
Atlas/Prairie	8065 North Atlas Road, Hayden.- east side only.
* Atlas/Cranston	Panhandle Health Building, 8500 North Atlas Road, Hayden.
Atlas/Hayden	9550 North Atlas Road, Hayden – east side only..
Hayden/Ramsey	1595 West Hayden Avenue, Hayden – south side only.
Pleasant View/I90	Across from the Park and Ride at Flying J – east side only
Seltice/PleasantView	West Post Falls – both sides of the street.

Citylink Bus Stop Locations

- Seltice/Palmwood Woodbridge subdivision – both sides of the street
- Seltice/Baugh (Bar) Sysco Systems – State Line Village
- * Pointe/CabelaWay The Cabela's store at State Line Village.
- Seltice/Corbin Across from Great Floors – south side of the street only.
- * Seltice/McGuire Next to King Arthur Trailer park – south side of the street.
- * Seltice/Empire East of the cinema; south side of the road only.



OTHER BUSINESS

COUNCIL BILL NO. 09-1004
ORDINANCE NO. _____

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 LM (LIGHTMANUFACTURING) TO C-17 (COMMERCIAL AT 17 UNITS PER GROSS ACRE) AND PLACING CERTAIN CONDITIONS UPON THE PROPERTY, SAID PROPERTY BEING DESCRIBED AS FOLLOWS, TO WIT: +/-1.03 ACRE PARCEL AT 4921 & 4971 DUNCAN DRIVE; 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.

WHEREAS, after public hearing on the hereinafter provided amendments, and after recommendation by the Planning Commission, it is deemed by the Mayor and City Council to be for the best interests of the City of Coeur d' Alene, Idaho, that said amendments be adopted; NOW, THEREFORE,

BE IT ORDAINED, by the Mayor and City Council of the City of Coeur d'Alene:

SECTION 1. That the following described property, to wit:

The property is more specifically described as a +/- 1.03 acre parcel at 4921 and 4971 Duncan Drive and legally described as Lots 5 and 6, Block 2, Atlas Center in the Southeast ¼ of Section 35, Township 51 North, Range 4 West, Boise Meridian, Kootenai County, Idaho.

is hereby changed and rezoned from LM (Light Manufacturing) to C-17 (Commercial at 17 units per gross acre.

SECTION 2. That the following conditions precedent to rezoning are placed upon the rezoning of the property:

Engineering:

1. Construction of a designated off street drop off/pick up site for students. The site will be required to be paved and striped to allow for the orderly movement of traffic during the time that students are arriving and departing the school property. Construction of this drop off/pick up area will be required as part of any overall building or tenant improvement permit for the subject property and completion will be required prior to the issuance of any temporary or final certificate of occupancy for the site.

2. Construction of City standard approaches will be required to access the drop off area and design will adhere to the standards set forth in the City Code Section 17.44. Design submittal will be required with any building permit application for the subject property. Paving of the site will be required, as well as stormwater drainage facilities for all new on-site impervious areas.

SECTION 3. That the Zoning Act of the City of Coeur d'Alene, known as Ordinance No. 1691, Ordinances of the City of Coeur d'Alene, is hereby amended as set forth in Section 1 hereof.

SECTION 4. That the Planning Director is hereby instructed to make such change and amendment on the three (3) official Zoning Maps of the City of Coeur d'Alene.

SECTION 5. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 6. After its passage and adoption, a summary of this Ordinance, under the provisions of the Idaho Code, shall be published once in the official newspaper of the City of Coeur d'Alene, and upon such publication shall be in full force and effect.

APPROVED this 3rd day of February 2009.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, City Clerk

SUMMARY OF COEUR D'ALENE ORDINANCE NO. _____

Zone Change – ZC-4-08

+/-1.03 acre parcel at 4921 & 4971 Duncan Drive

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 LM (LIGHTMANUFACTURING) TO C-17 (COMMERCIAL AT 17 UNITS PER GROSS ACRE) AND PLACING CERTAIN CONDITIONS UPON THE PROPERTY, SAID PROPERTY BEING DESCRIBED AS FOLLOWS, TO WIT: +/-1.03 ACRE PARCEL AT 4921 & 4971 DUNCAN DRIVE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERE WITH AND PROVIDING A SEVERABILITY CLAUSE. THE ORDINANCE SHALL BE EFFECTIVE UPON PUBLICATION OF THIS SUMMARY. THE FULL TEXT OF THE SUMMARIZED ORDINANCE NO. _____ IS AVAILABLE AT COEUR D'ALENE CITY HALL, 710 E. MULLAN AVENUE, COEUR D'ALENE, IDAHO 83814 IN THE OFFICE OF THE CITY CLERK.

Susan

K. Weathers, City Clerk

STATEMENT OF LEGAL ADVISOR

I, Warren J. Wilson, am a Chief Deputy City Attorney for the City of Coeur d'Alene, Idaho. I have examined the attached summary of Coeur d'Alene Ordinance No. _____, +/-1.03 acre parcel at 4921 & 4971 Duncan Drive, and find it to be a true and complete summary of said ordinance which provides adequate notice to the public of the context thereof.

DATED this 3rd day of February, 2009.

Warren J. Wilson, Chief Civil Deputy City Attorney