

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

May 6, 2014

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 May 6, 2014 at 6:00 p.m., there being present upon roll call the following members:

Steve Widmyer, Mayor

Amy Evans)	Members of Council Present
Woody McEvers)	
Kiki Miller)	
Steve Adams)	
Dan Gookin)	
Loren Ron Edinger)	Member of Council Absent

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

INVOCATION: Pastor Robert Sundquist, Christ the King Church, provided the invocation.

PLEDGE OF ALLEGIANCE: The pledge of allegiance was led by Councilmember Adams.

AMENDMENTS TO THE AGENDA:

MOTION: Motion by Gookin, seconded by Adams to amend the agenda to add Executive Session category (b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student. **Motion carried.**

Presentation: T2 Road Scholar Certification - Doug Chase, P.E., T2 Instructor, Local Highway Technical Assistance Council (LHTAC), stated that the program began as an ITD program in 1986, and was later transferred to the Local Highway Technical Assistance Council. He stated that he was present to provide two awards to city staff members tonight. The first award went to Russ Grant as he has completed Road Scholar program and the second award to Justin Kimberling as he has completed the Road Master program.

Presentation: Vision 2030 Update – Dr. Charles Buck stated that the Vision 2030 group has completed the study phase of the project and are currently consolidating the information into an action plan. The draft implementation plan is the next major deliverable, and is a culmination of the visioning work done and outlines actions for the community to take over the next 15 years. On May 9 they will open an online survey through May 23 that will allow the community to comment on the implementation plan. The plan includes a description of each item and a timeline for completion. He encouraged citizens to visit their website at www.cda2030.org to

access the survey. They plan to be completed with the plan by the end of June with a community celebration on June 25. Councilmember Gookin asked what Dr. Buck envisions the city's role would be going forward. Dr. Buck stated that he felt the City would take an active role and take on the responsibility to move the projects forward. The project team is anxious to continue to participate with the city and the other partners identified in the plan.

PUBLIC COMMENTS:

Russell McLain, Kootenai County, stated that he liquidated all his assets in Coeur d'Alene but is paying taxes due to LCDC and School District 271. He would like to see an elected County official appointed to the Urban Renewal Board. He also stated that he was recently in a car accident and it took 15 days to get a police report and believes he should have received a report before he left the scene.

Dave Barger, Coeur d'Alene, stated he is concerned that government offices are moving to private contractors and recommended the community listen to Republican broadcast radio programming. He stated that he has waited longer than 15 days for a police report. He does not believe that a police substation is needed but rather a state bank to create our own economy and create jobs.

CONSENT CALENDAR: Motion by McEvers, seconded by Gookin to approve the consent calendar as presented.

1. Approval of Council Minutes for April 15, 2014, April 22, 2014, and April 29, 2014.
2. Approval of Bills as Submitted.
3. Setting of General Services and Public Works Committees meetings for May 12, 2104, 2014 at 12:00 noon and 4:00 p.m. respectively.
4. Approval of Cemetery lot repurchase from Sally Fender for the West 1/3 of Lot 06, Block 33, Section G of Forest Cemetery.
5. Approval of Beer and Wine License for Coeur d'Alene Powersports, 2745 Seltice Way, Rita Sims-Snyder (new)
6. Approval of **Resolution No. 14-015** 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 THE DECLARATION OF SURPLUS PROPERTY - 1973 HOUGH PAYLOADER AND INDUSTRIAL ENGINE OFF BLOWER FROM THE STREET DEPARTMENT AND APPROVING AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH HDR ENGINEERING, INC. FOR PHASE 5C.1 INITIAL TERTIARY MEMBRANE FILTRATION (TMF).

ROLL CALL: Evans Aye; Adams Aye; McEvers Aye; Gookin Aye; Miller Aye. **Motion Carried.**

COUNCIL ANNOUNCEMENTS:

Councilmember Gookin wished Councilmember Edinger well in his recovery. Additionally, he and several other current and previous Councilmembers were recently provided an award from

the Human Rights Commission. When the Freedom tree was removed there became a need to try to return the dog tags that hung on the tree to the families of those named on the tags. He presented a video regarding the project to return the tags to the families of those named on the tags.

Councilmember Miller stated that she will be making welcoming remarks at the Rotary District meeting and opening remarks at the Veterans Stand down on May 10, and will be involved in the North Idaho Violence Prevention Center breakfast. She thanked staff, Channel 19 contractors, and the City Council for supporting her during her fractured knee recovery.

Councilmember Evans stated that the Idaho Commission on the Arts is inviting the public to participate in a forum to share their opinions of Art. This event will be held May 8, 2014 from 2:00-3:30 p.m. in the Library Community Room.

Councilmember McEvers stated that Robert Singletary continues to present the history of Coeur d'Alene and is currently in the 1940's. He has moved the May event to the last Friday of the month.

MAYOR ANNOUNCEMENT: Mayor Widmyer asked for approval of the appointment of Cynthia Taggart to the CDATV Committee.

MOTION: Motion by McEvers, seconded by Miller to approve the appointment of Cynthia Taggart to the CDATV Committee.

DISCUSSION: Councilmember McEvers stated that Ms. Taggart is an employee of the Panhandle Health District, which is a new connection for the CDATV Committee and he is excited to have her on board.

Motion Carried.

ADMINISTRATOR'S REPORT: City Administrator Wendy Gabriel stated that the Coeur d'Alene Police Department held their annual 2013 Department Award Ceremony on Wednesday, April 30, 2014, and honored team members for exemplary service to the community. This year Leonard Reed was honored with the Volunteer of the Year Award, Bob Foster, Code Enforcement Officer, was awarded Civilian of the Year, and Steve Harris was awarded Officer of the Year. On Wednesday, April 23rd, Officer Gus Wessel was recognized by the Kootenai County Substance Abuse Council as being the Top DUI Enforcement Officer for the Coeur d'Alene Police Department. She congratulated Officer Wessel on his third consecutive year in receiving this award. Last week the eastern section of McEuen Park was opened to the public. Weekly McEuen Park updates will continue to be posted on the city's website, www.cdavid.org, and blog.cdacity.blogspot.com. The dedication ceremony will be held on Saturday, May 24th, with more details to follow. She provided a friendly reminder to please stay off those portions of the park that have been freshly seeded to allow the grass an opportunity to grow. She reiterated that an attractive Donor Wall is planned for McEuen Park which provides the opportunity for citizens to support citywide parks. The Panhandle Parks Foundation has made the initial payment of \$25,000 to the city of Coeur d'Alene to construct the wall, with an additional

\$17,000 promised as donations are received. For a donation of \$500 per line you can have your family name, business or a loved one's name engraved in one of six granite plaques. There are only 380 lines available and many have already been sold. Donations received will be used for maintenance and amenities for all Coeur d'Alene Parks and help to secure property for future parks, open space, and recreational facilities. For information on how to be a part of this exciting project contact Kim Stearns, Panhandle Parks Executive Director, at 818-6922, or email her at kim@panhandleparksfoundation.org. Hayden Meadows Elementary fourth graders rolled up their sleeves last Saturday and planted 60 geraniums at the Fallen Heroes Memorial Plaza. The plants were grown in their school's greenhouse. Each year, students from teacher Kristina Childers' class donate to the Police and Fire Memorial Foundation through a program called "Pennies for Protectors." This year, Mrs. Childers and her students decided to also include the Fallen Heroes Plaza as part of their goodwill effort. Ms. Gabriel provided special thanks to Ms. Childers and her students for their kind act of service. Constitutional scholar and author Dr. David Adler will discuss the Constitution and its relationship with religion in the U.S. during a program at the Coeur d'Alene Public Library, this Thursday, May 8th, at 7:00 p.m. The free program, "The Constitution and Religion: Origins, Challenges, and Accommodations," co-sponsored by the Coeur d'Alene Press with additional support from the Friends of the Library, will be presented in the Community Room at the Library. Following through on a commitment to be readily accessible to all citizens, Coeur d'Alene Mayor Steve Widmyer has established a direct telephone line for callers to leave a comment, idea or concern. To leave a message 24/7 with the mayor, call 769-2220, extension 503, or visit the city's website and click on the icon shown on the screen. A cabinet that once housed part of the card catalog at the Coeur d'Alene Public Library has been repurposed to serve the Seed Saver Project. The seed swap project was set up to encourage urban agriculture with seeds for plant varieties that do well in North Idaho. Participants are invited to take the seeds they need and to contribute commercially packaged seeds that are less than five years old. Additionally, an experienced gardener will be at the Library on Tuesdays, 11:00 a.m. to 1:00 p.m., to provide advice. For more information, call the library at 769-2315. The City is seeking Student Representative for City Committees. This is an incredible opportunity for high school students to learn more about and actually participate in city government. If you are interested in serving as a student representative on one of the City's Committees, Commissions, and Boards please visit the city webpage at www.cdaid.org, and click on "Volunteer Opportunities" tab. She noted that applications are due by June 15th. The City of Coeur d'Alene is seeking Lifeguards to supervise the public swimming areas of the Coeur d'Alene City Beach. Lifeguards need to be able to perform public safety, rescue and first aid functions. For a more detailed list of job duties and qualifications, visit the City's website and click on "Job Posting." The deadline is approaching for artists to submit proposals for the Coeur d'Alene Arts Commission Utility Box Beautification Project. Nine box locations have been designated this year to be enhanced using an artist's design to be printed on vinyl and wrapped around the boxes. Information packets are available at City Hall or online at www.cdaid.org. Artist proposals are due by 5:00 p.m., May 19, 2014. For more information call Steve Anthony at 769-2249.

PROPOSED ROBOT REGULATIONS.

STAFF REPORT: City Attorney Mike Gridley stated that this item was presented to the General Services Committee on March 24, 2014. He wanted the entire City Council to be able to

hear from the citizen that brought this opportunity forward, and introduced Nick Smoot. Mr. Gridley stated that the specific request is for the City Council to consider whether to allow robotic devices on city sidewalks, and/or if they should be licensed, etc. Mr. Smoot stated that he believes there is an interest within the community as 250 to 100 citizens are currently participating in a tech event/group called “innovative collective.” He believes there is an economic shift in the world with entrepreneurs acting as independent companies. He stated that Boulder, Colorado is active with start-up companies; however, there is no city known as a launch pad for robotics. Mr. Smoot stated that he thinks an Ordinance would help add seriousness to this idea. He explained that robots can be anything from a toaster to C3PO. He presented a video regarding the driverless car demonstrating the desire to achieve things that were never thought possible. Additionally, he feels that Coeur d’Alene has a pool of mentors within the community and is a great place to recruit a generation of people interested in robotics as well as tech companies. His group is working on a venture capital fund for building robotics, is seeking a building, and hosting think tanks and tech events. He is interested in a very simple Ordinance to demonstrate support.

Mayor Widmyer stated that he has had several conversations with Mr. Smoot and his group. He believes they are very smart and potential future leaders of the community. He further stated that they are bringing something to the table that the community has been looking for - to keep young people here and expressed excitement for this opportunity. Councilmember Gookin stated that he is very interested in robotics and that he has mentored the Lake City robotics team. He expressed concern about attracting businesses by creating regulations. Mr. Smoot stated that he does not think it is an obstacle, as the laws would be simple and provide a stake in the ground that the City cares enough to address it loosely. His group would look toward Google and DARPA to manage future regulations, but he felt it would be good to be the first city to create regulations. Mr. Smoot stated that he thinks it will be viewed as a badge of honor to get the first license and wants Coeur d’Alene to be seen as the hub for robotics and it would give a public view to the concepts. Councilmember McEvers stated that he was envisioning robots walking down the street next to him when this item was first discussed, but the example of the toaster gave him a better understanding. He stated that he is excited about this idea and feels like it is worth some effort on the City’s side to see if it could fulfill Mr. Smoot’s vision. Councilmember Miller stated that this is inspiring and thinks these kinds of jobs are valuable and would like to support this request. She asked that Mr. Smoot commit to giving on-going support to what the issues may be within the regulations. Mr. Smoot stated that he would commit to that and use professor resources he has. Mr. Gridley stated that he would work with Mr. Smoot and bring a draft Ordinance back to General Services for review.

MOTION: Motion by Gookin, seconded by McEvers to direct staff to proceed with development of regulations regarding robots.

DISCUSSION: Councilmember Gookin asked if this is a novelty and will it carry the same weight as other rules. Mr. Gridley stated it would be an Ordinance subject to the terms of the code. Councilmember Adams stated that they had reviewed this at General Services and moved to table the item and he has not changed his opinion, as he thinks this Ordinance would blur the line of

government operations and a gimmick. He clarified that he will not be voting in favor of this request.

Motion Carried.

**Council Bill No. 14-1003
Ordinance 3480**

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTIONS 5.68.030 AND 5.68.140 TO REQUIRE SHADE AND WATER BE PROVIDED IN OUTDOOR PLAY AREAS OF CHILD CARE FACILITIES AND PROVIDING THAT THREE OR MORE VIOLATIONS OF HEALTH AND SAFETY REGULATIONS MAY RESULT IN DENIAL OR REVOCATION OF A CHILDCARE LICENSE; PROVIDING REPEAL OF CONFLICTING ORDINANCES; PROVIDING SEVERABILITY; PROVIDING THE PUBLICATION OF A SUMMARY AND PROVIDING AN EFFECTIVE DATE.

STAFF REPORT: Deputy City Clerk Kathy Lewis stated that this item was discussed at the April 7, 2014 General Services meeting and is also recommended for approval by the Childcare Commission. The Commission felt that shade and water on playgrounds was important for childcare facilities to provide during warm weather activities and that the enforcement regulations needed to be updated as a housekeeping item.

DISCUSSION: Councilmember Adams thanked the Childcare Commission for their work, and was originally worried about placing a burden on small businesses. He now understands staffing levels cause issues with one or two kids just going inside for water.

MOTION: Motion by Adams, seconded by Evans, to pass the first reading of Council Bill No. 14-1003.

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

MOTION: Motion by McEvers, seconded by Gookin, to suspend the rules and to adopt Council Bill 14-1003 by its having had one reading by title only.

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

**Council Bill No. 14-1006
Ordinance 3481**

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING SECTION 10.20.060 TO CLARIFY THAT PARKING MUST BE IN THE DIRECTION OF TRAVEL ON ONE WAY STREETS; 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.

DISCUSSION: Councilmember Gookin stated that this item was heard by the Public Works Committee on April 21, 2014 and recommended approval. This is a housekeeping item that clarifies the parking requirements for one-way streets.

MOTION: Motion by Gookin, seconded by McEvers, to pass the first reading of Council Bill No. 14-1006.

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

MOTION: Motion by McEvers, seconded by Gookin, to suspend the rules and to adopt Council Bill 14-1006 by its having had one reading by title only.

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

Resolution No. 14-016

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AMENDING THE CITY OF COEUR D'ALENE PERSONNEL RULES MANUAL BY AMENDING RULE I, SECTION 3, ENTITLED "PERSONNEL APPEALS BOARD" TO INCREASE THE MEMBER TERM FROM TWO TO FOUR YEARS; SECTION 4, ENTITLED "COMPETITIVE SERVICE" TO CHANGE 'NEPOTISM' TO 'CONFLICT OF INTEREST'; TO ADD A NEW SECTION 12, ENTITLED "OUTSIDE EMPLOYMENT" & A NEW SECTION 13, ENTITLED "CITY COMMISSIONS, COMMITTEES AND BOARD"; SECTION 17 ENTITLED "FLSA EXEMPT EMPLOYEES" TO ADD 'CAPITAL PROGRAM MANAGER' TO THE DEFINITION OF FLSA EXEMPT EMPLOYEES; RULE XI, SECTION 10, ENTITLED "OUTSIDE EMPLOYMENT" TO DELETE SECTION; RULE XIX, SECTION 2, ENTITLED "ALLOWABLE EXPENDITURES" TO CLARIFY REIMBURSABLE AMOUNTS FOR TRAVEL AND TRAINING; RULE XXI, SECTION 3, ENTITLED "DRUG/ALCOHOL TESTING POLICY" TO UPDATE THE LIST OF SAFETY SENSITIVE POSITIONS; AND TO AUTHORIZE THE BELOW NOTED AMENDMENTS TO THE CITY'S CLASSIFICATION AND COMPENSATION PLAN.

STAFF REPORT: Melissa Tosi stated that she is recommending the approval of Resolution No. 14-016. She provided notice by posting the amendments for 10 days prior to the meeting tonight and did not receive any comments. Most of the amendments are housekeeping items with two amendments to the City's Classification and Compensation Plan. The Plan amendments include the reclassification of the Librarian position from pay grade 11 to 12 (as additional duties have been assigned) and a change in the title to the Public Information Coordinator to Communication Coordinator. There are some savings to the Library as they will

not be filling a Deputy Library Director position so they will be able to open the Library for additional hours.

MOTION: Motion by McEvers, seconded by Gookin to approve Resolution No. 14-016 approving amendments to the Personnel Rules and authorizing amendments to the Classification and Compensation Plan.

DISCUSSION: Councilmember Gookin thanked Ms. Tosi for keeping up on the amendments. Councilmember Adams asked if the future wage study would affect the Librarian classification change. Mayor Widmyer stated that this will allow the Library to expand their open hours and this action includes the elimination of the Assistant Library Director and BDPA has reviewed and recommended this classification.

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

**Council Bill No. 14-1007
Ordinance No. 3482**

AN ORDINANCE AMENDING THE ZONING ACT OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, KNOWN AS ORDINANCE NO. 1691, ORDINANCES OF THE CITY OF COEUR D'ALENE, BY CHANGING THE FOLLOWING DESCRIBED PROPERTY FROM R-3 AND C-17L TO R-8, SAID PROPERTY BEING DESCRIBED AS FOLLOWS, TO WIT: +/- 12.66 ACRES AT "THE LANDINGS AT WATERFORD 10TH ADDITION"; 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: Motion by McEvers, seconded by Gookin, to pass the first reading of Council Bill No. 14-1007.

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

MOTION: Motion by McEvers, seconded by Gookin, to suspend the rules and to adopt Council Bill 14-1007 by its having had one reading by title only.

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

**Council Bill No. 14-1008
Ordinance No. 3483**

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, VACATING A SEWER AND WATER EASEMENT IN THE NEIDER CONFERENCE CENTER ADDITION

SUBDIVISION, RECORDED IN BOOK "G" OF PLATS, PAGES 355/A, RECORDS OF KOOTENAI COUNTY, COEUR D'ALENE, KOOTENAI COUNTY, IDAHO; GENERALLY DESCRIBED AS THAT TWENTY FOUR FOOT (24') SEWER AND WATER EASEMENT ADJOINING THE SOUTHERLY BOUNDARY LINE OF LOT 2; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

MOTION: Motion by McEvers, seconded by Gookin, to pass the first reading of Council Bill No. 14-1008.

DISCUSSION:

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

MOTION: Motion by Gookin, seconded by Evans, to suspend the rules and to adopt Council Bill 14-1008 by its having had one reading by title only.

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

Approval of Findings and Order for SP-6-13 - Fort Ground Homeowner request for R-8 single family designation.

MOTION: Motion by Gookin, seconded by Adams to approve the Findings and Order for SP-6-13 - Fort Ground Homeowner request for R-8 single family designation. **Motion carried with Miller voting no.**

Approval of Findings and Order for A-1-14 Annexation from County; 1555 Hanley, AS &C to City R-8 & C17, Lake Forest, LLC.

MOTION: Motion by McEvers, seconded by Gookin to approve the Findings and Order for A-1-14 Annexation from County; 1555 Hanley, AS &C to City R-8 & C17, Lake Forest, LLC. **Motion carried.**

**Council Bill No. 14-1009
Ordinance No. 3484**

AN ORDINANCE ANNEXING TO AND DECLARING TO BE A PART OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, SPECIFICALLY DESCRIBED PORTIONS OF SECTION 26, TOWNSHIP 51, NORTH, RANGE 4 WEST, BOISE MERIDIAN; ZONING SUCH SPECIFICALLY DESCRIBED PROPERTY HEREBY ANNEXED; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

MOTION: Motion by McEvers, seconded by Adams, to pass the first reading of **Council Bill No. 14-1009.**

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

MOTION: Motion by McEvers, seconded by Adams, to suspend the rules and to adopt **Council Bill 14-1009** by its having had one reading by title only.

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

Resolution No. 14-017

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN ANNEXATION AGREEMENT WITH LAKE FOREST, LLC.

MOTION: Motion by McEvers, seconded by Adams to approve Resolution No. 14-017 approving Annexation Agreement with Lake Forest, LLC.

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

PUBLIC HEARING: O-3-13 –Proposed Subdivision Ordinance Revisions to Municipal Code Chapter 16.

STAFF REPORT: Interim Planning Director Warren Wilson stated that this is the revised subdivision code that was reviewed with the City Council in January. He stated that the major changes to the code include street and right-of-way widths being lessened; clarification to landscaping buffer requirements for double fronted and smaller parcels; the addition of a boundary line adjustment process; changing the short plat process to an administrative process rather than requiring a public hearing; revised findings to approve subdivisions to be consistent with Idaho code; and the removal of the finding requiring it be in the public interest. Since the January workshop, language has been added to address the appeal process.

DISCUSSION: Councilmember Gookin stated he was concerned that the ability for preliminary plat approval to be extended five 12 month terms had potential for abuse. Mr. Wilson stated that during the economic downturn this portion of the code was added as approvals would lapse and development would go away. This section of the code provides a tool to keep the developer engaged and not end with a half developed subdivision.

PUBLIC COMMENTS: Mayor Widmyer called for public comments.

David Callahan, Community development Director for Kootenai County, stated that the County has an Area of City Impact (ACI) Agreement with the City, so they conducted a review process of requests within the ACI areas to make sure the County regulations and City regulations mesh.

They did not match regarding the street widths, as the County has more narrow standards so he supports that change to the code.

Having no further public comments, Mayor Widmyer closed public testimony.

Council Bill No. 14-1005
Ordinance No. 3485

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, REPEALING TITLE 16 ENTITLED SUBDIVISIONS AND ADOPTING A NEW TITLE 16 ENTITLED SUBDIVISIONS; PROVIDING RULES FOR ADMINISTERING THE SUBDIVISION APPROVAL PROCESS INCLUDING, HEARING AND APPROVAL CRITERIA, DESIGN AND IMPROVEMENT STANDARDS, BOUNDARY LINE ADJUSTMENT PROCEDURES, RULES FOR APPROVING SHORT SUBDIVISIONS AND CONDOMINIUMS, WARRANTY PROVISIONS AND PROVIDING THAT VIOLATIONS ARE A MISDEMEANOR PUNISHABLE BY A FINE OF NOT MORE THAN ONE THOUSAND DOLLARS OR BY IMPRISONMENT FOR NOT TO EXCEED 180 DAYS OR BOTH; PROVIDING REPEAL OF CONFLICTING ORDINANCES; PROVIDING SEVERABILITY; PROVIDING THE PUBLICATION OF A SUMMARY AND PROVIDING AN EFFECTIVE DATE.

MOTION: Motion by McEvers, seconded by Evans, to pass the first reading of **Council Bill No. 14-1005**.

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

MOTION: Motion by McEvers, seconded by Gookin, to suspend the rules and to adopt **Council Bill 14-1005** by its having had one reading by title only.

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

EXECUTIVE SESSION: Motion by Gookin, seconded by McEvers to enter into Executive Session as provided by Idaho Code 67-2345§ (b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public school student; § (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: Gookin Aye; Evans Aye; Edinger Aye; Adams Aye; McEvers Aye. **Motion Carried.**

The City Council entered into Executive Session at 7:42 p.m. Those present were the Mayor, City Council, Finance Director, Deputy City Attorney, City Clerk, Human Resource Director, and City Attorney.

No action was taken and the Council returned to regular session at 9:30 p.m.

MOTION: Motion by Evans, seconded by McEvers that, there being no further business before the Council, this meeting be adjourned. **Motion Carried.**

The meeting adjourned at 9:30 p.m.

Steve Widmyer, Mayor

ATTEST:

Renata McLeod, City Clerk