

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

August 19, 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 August 19, 2014 at 6:00 p.m., there being present upon roll call the following members:

Steve Widmyer, Mayor

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

Woody McEvers) Member of Council Absent

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

INVOCATION: Pastor Geoff Rinehart from the Chi Rho Community 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 add a discussion item to Other Business regarding the location of the swearing in of the new Police Chief.

DISCUSSION: Councilmember Edinger asked why the location was placed at the police station and if that was the normal location. Interim City Administrator Troy Tymesen stated that the past Police Chief swearing in ceremonies have taken place at the Police Department and that staff made the determination.

Motion carried with Edinger voting no.

MOTION: Motion by Gookin, seconded by Adams to move an update regarding the dog shooting excluding disciplinary/personnel matters to Presentations. City Attorney Mike Gridley stated that confidential items should continue to be discussion in Executive Session. Councilmember Miller asked if Mr. Gridley would be prepared to give an update. Mr. Gridley clarified that the investigation is not complete, but he could give a brief update. **Motion Carried.**

JOBS PLUS UPDATE: Economic Development Specialist from Jobs Plus, Jame Davis, provided an update regarding the past 24 months of work Jobs Plus has been involved in and where they are headed in the future. She thanked the City of Coeur d'Alene for its partnership over the years and reported that since the beginning of the City's partnership with Jobs Plus it has brought 22 companies to Coeur d'Alene, including 1,276 employees and \$106 Million in capital investments. She stated that they will continue to lead recruitment efforts and provide assistance to retain and expand existing businesses and start up efforts. They will continue to increase awareness in the community and internationally. Councilmember Gookin stated that the city has increased their payment to Jobs Plus this year to help support their strategic plan of bringing additional companies to the community. Ms. Davis stated that Jobs Plus would also like to provide support to entrepreneurs and retention of existing companies. Councilmember Miller thanked Jobs Plus for their efforts in working with Panhandle Area Council.

2014 UTILITY BOX BEAUTIFICATION PROJECT: Recreation Director Steve Anthony stated that the utility box project continues to be a success. Over the next couple of weeks the installation of the 2014 art will begin. Coeur d'Alene Charter Academy, Linda Lantzy Photography, Tom Hanson, Julie Clark, Lynn Hanley, Debbie McCulley, Joe McGee, Jason Sanchez, Mary Dee Dodge, Charles Reasoner, and Kenneth Jungjohann, provided art for this year's project. Additionally, historical photographs will be used this year. This artwork lowers maintenance costs, as it prevents the need to repaint the boxes for at least 7 years. A new Art Currents piece was installed in the place of the Blue Heron piece that was purchased and donated to the City.

UPDATE REGARDING DOG SHOOTING: Mr. Gridley stated that the investigation is not complete. He stated that it is important for the City to check facts, take measurements related to the position of the officer and the dog, and get into all of the details. Additionally, witness statements need to be completed and some witness cooperation has been difficult. The next step that will be done is an internal review board consisting of three officers and one or two outside participants, and concurrently an outside review by a "use of force" expert will be conducted. Chief Clark has previously pointed out that there are two ongoing homicide investigations at this time. Mr. Gridley believes more details could be released in the next couple of weeks.

Councilmember Gookin asked if the investigation would be over in a couple of weeks. Mr. Gridley stated that when the investigation and review are complete, details can be released, that are not related to personnel issues. Councilmember Gookin asked what the City Council's role is in this process. Mr. Gridley stated that police personnel would be asked to investigate and gather evidence unless there is some reason for them not too. The City Council's role is to insure that staff carries through with protocol and policy and that they report results to them. Councilmember Gookin stated that it would be the City Council's role to look to craft future policies and procedures to deal with this type of situation in the future. Mr. Gridley stated that they could look to set policies relating to expectations for investigations, and well as work on the relationship with the Police Department and the community. Additionally, it would be good to discuss those ideas with the new Chief of Police. He also asked for additional patience and understanding as police continue to handle incoming calls and investigations. Councilmember Miller asked if the policy and procedure being utilized for this investigation is that normally used for a homicide. Mr. Gridley clarified that the format being used is for a human-involved

shooting, and this is being treated different than the type of investigation required for a deer shooting. Councilmember Miller clarified that due to the nature of the incident this is being handled more intensely. Mr. Gridley stated that the internal use of force/shooting review board will likely include a Patrol Officer, Sergeant, Captain, and an external participant or two. He felt it was important to note that these are sworn officers, who take an oath to uphold the law and regularly do investigations. Councilmember Edinger asked for clarification of the Council's role in disciplinary actions. Mr. Gridley stated that the City has personnel rules and procedures that would be followed. The Mayor and Council are the final appeal board, if need be, but would not be involved in the first level of discipline.

PUBLIC COMMENTS:

Dan English, Coeur d'Alene, wanted to share a recent experience with Coeur d'Alene Police Department. Approximately 6-7 weeks ago he had discovered his GPS was stolen from his vehicle, and he reported the crime to make sure it is not a part of a larger pattern. He provided the serial number but had no hope of getting his item back. A few weeks later he received notice that the GPS was recovered, as the Police Department compares serial numbers with items turned in to local pawn shops, which is where his item is located. He wanted to note that there are more incidents of beneficial work done by the police personnel than not, and wanted to share something that went right. He encouraged the community to report crimes when they happen.

CONSENT CALENDAR: Motion by Gookin, seconded by Edinger to approve the consent calendar.

1. Approval of Council Minutes for August 5, 2014.
2. Approval of Bills as Submitted.
3. Setting of General Services and Public Works Committees meetings for August 25, 2014 at 12:00 noon and 4:00 p.m. respectively.
4. Setting of Public Hearings for September 2, 2014, for:
 - a. A-4-14 -Proposed annexation from County AS to City R-3 and R-8, for property located between Pennsylvania Avenue, Fernan Hill Road, Lilac Lane and I-90.
 - b. ZC-1-14 - Proposed zone change from County AS to City R-3, R-8, and R-17 zoning districts for property located between Pennsylvania Avenue, Fernan Hill Road, Lilac Lane and I-90.
 - c. ZC-2-14 -Proposed zone change from R-17 to NC (Neighborhood Commercial) located at 602 E. Garden.
5. Approval of Cemetery lot transfer from Robert Bloyed to Betty Westover, lot 14, Block 33, Section B, Forest Cemetery.
6. Approval of participation in the County-wide Emergency Medical Services Licensure.
7. Approval of **Resolution No. 14-032** - 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 APPROVAL OF AN AGREEMENT FOR MAINTENANCE /WARRANTY OF SUBDIVISION WORK FOR BELLERIVE 4TH ADDITION WITH RIVERSTONE WATERFRONT, LLC; APPROVAL OF AN AGREEMENT TO PERFORM SUBDIVISION WORK AND FINAL PLAT APPROVAL FOR BELLERIVE 5TH ADDITION WITH RIVERSTONE WATERFRONT, LLC;

APPROVAL OF A MEMORANDUM OF AGREEMENT WITH KOOTENAI COUNTY FOR MAINTENANCE AND USE OF THE SPILLMAN PUBLIC SAFETY SYSTEM FOR POLICE AND FIRE DEPARTMENTS; APPROVAL OF THE DECLARATION OF THE SURPLUS 5 POLICE DEPARTMENT VEHICLES.

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

COUNCIL ANNOUNCEMENTS:

Councilmember Evans stated that the Arts Commission has announced that two installations will take place in September; the “American Worker” and “The Explorers.” The “American Worker” piece will be located between 5th and 6th Street on Front Avenue and “The Explorers” will be installed south of the splash pad at the base of Tubbs Hill at the trail confluence.

Councilmember Miller gave the community notice that there will be a Heart Guitar Gathering on October 4, 2014, at 730 p.m. at NIC. This event includes the unveiling of an instrument created from a portion of the Veterans Freedom Tree by the Tone Devil Guitars. She has also participated in two meetings regarding the closure of the McEuen construction contract and staff will be providing a presentation and report soon.

Councilmember Gookin thanked Dan English for his public comment and reiterated that there are a lot of fine officers that work for the City.

ADMINISTRATOR’S REPORT: Interim City Administrator Troy Tymesen stated that MSN Money provided a ranking of the 50 states economies from worst to first and Idaho came in at Number 17. They reviewed GDP, unemployment, average wages and home price and auto sales. With assistance from the Kootenai County Dog Park Association, the city’s Parks Department recently installed agility equipment at the new dog park at the southeastern end of McEuen Park. The Association helped to fund the equipment and determine the layout. In all there are five pieces of agility equipment including weave sticks and a tunnel in the small dog portion of the park, and two agility platforms and a hoop for large dogs. The Coeur d’Alene Fire Department will hold an open house on Saturday, September 13, from 11:00 a.m. to 2:00 p.m. at Fire Station No. 3, located at 1500 N. 15th Street. The event will be packed with fun and education, as well as a free hot dog lunch. The theme this year is “Working Smoke Alarms Save Lives.” Joining firefighters at the open house will be Coeur d’Alene Police, the Coeur d’Alene Firefighter Pipe and Drums, and “Sparky” the Fire Dog. Attractions include Life Flight medical helicopter, Idaho Disaster Dogs, a fire extinguisher demonstration and a combat challenge for kids. There will also be car seat and bike helmet inspections, blood pressure checks, and much more. The Coeur d’Alene Fire Department is celebrating 125 years of service this year. Planning has officially started on a project that will guide the gradual transformation of a six-mile stretch of land along the Spokane River from Independence Point in downtown Coeur d’Alene west to Huetter Road. During a kickoff meeting on Monday, August 4th, a diverse group of land use planners, engineers, architects and city officials met to discuss a wide range of possibilities for the corridor. A master plan being developed by Welch Comer Engineers of Coeur d’Alene could involve recreational, commercial, and private development uses, as well as numerous opportunities to secure public access to the Spokane River, including the development of trails

and parks along the water and expansion of Riverstone Park. The master planning process will include numerous opportunities for public involvement and input through “small group” meetings, public workshops and informational forums. Adoption of the master plan is anticipated in February 2015. The summer reading program, “Fizz, Boom, Read,” in the Seagraves Children’s Library on the lower level, continues through August. All programs, for ages newborn and up, are free and most do not require registration. Even if children do not attend programs, families are invited to visit the library for a Reading Log to keep track of the time children spend reading or being read to. For every three hours of reading time bring the log back to the library to collect a prize. For more information about the “Fizz, Boom, Read” summer program, call the Library at 769-2315. A small patch of soggy soil and swampland at the southwestern end of McEuen Park near Harbor House has been transformed into green space with the addition of hundreds of lineal feet of sod. Officials recently dug open the area and re-engineered that corner of the park to allow for better drainage. They do not expect the puddling problem to persist. Crews also placed fresh sod near the wild onion art feature at Third and Front and on a section near the Harbor House. Coeur d’Alene is seeking a Community Planning Director. Job duties include managing the city’s planning and community development functions with an emphasis on long-range planning. Complete job announcement and application are available on the city’s website, www.cdaid.org. Filing deadline is Friday, August 22, 2014. The city is also recruiting for Assistant City Attorney, Police Officer, Temporary Grounds Maintenance Workers, and Part-time Sports Officials. Please visit the city website and click on the “Job Posting” icon on the main page for a list of current openings at the City of Coeur d’Alene. The Coeur d’Alene Arts Commission is seeking nominations for the 19th Annual Mayor’s Awards in the Arts. Please consider nominating a deserving individual, business, or organization in the categories of Excellence in the Arts, Support of the Arts, and Arts in Education. Nomination forms are available at City Hall, and can be downloaded from www.cdaid.org. Nominations must be submitted by September 5, 2014. For more information, call Steve Anthony at 769-2249, or email stevea@cdaid.org. The CDA TV committee currently has openings for a Citizen at Large residing in the City Limits, and a student representative and alternate. If one has media experience or are interested in the city’s government/education channel, CDA TV, please submit an application for membership. Please call Amy Ferguson, at 666-5754 for an application form, or visit www.cdaid.org, click on “I want to . . .” and then click on “Volunteer.” The city of Coeur d’Alene strives to provide responsive, consistent and convenient services to the citizens of our community. Each month, a “CityPoll” question will be posed to learn how the community feels about a particular issue. This is not a survey, but a poll asking primarily “yes” or “no” questions. It is an attempt to gain public input from a different audience and notification of the unique poll will be included on monthly utility bills. Data collected will be used as guidance in the city’s strategic planning process. One vote is allowed per computer per month. The city is accepting polling question ideas from the council and the community. This month’s question is regarding Dog Parks. Visit www.cdaid.org to participate. Meet Coeur d’Alene’s new Chief of Police, learn what makes the Lake City’s longest serving employee tick, and discover the possibilities of improved public access to the Spokane River in western Coeur d’Alene. Learn about it all and more in our newest newsletter. To subscribe visit our website at cdaid.org and click on the Municipal Milestones Newsletter icon. Additionally, 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.

RESOLUTION NO. 14-033

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO DECLARING ITS INTENT TO SELL REAL PROPERTY TO THE HIGHEST BIDDER VIA A SEALED BID PUBLIC AUCTION AND DIRECTING THE CITY CLERK TO SET A PUBLIC HEARING ON THE PROPOSED SALE.

STAFF REPORT: Water Utility Director, Jim Markley stated that the utility owns the property located at 9th Street and Locust Avenue that was originally acquired for a booster station by Idaho Water Company. He provided a map of the property location and surrounding parcels. He clarified that the utility does not use the property and has no need for it in the future. It is his recommendation to declare the property surplus and declare the City's intent to sell the property by sealed bid and set a public hearing date. He believes the abutting property owners may have some interest in acquiring the land. He recommended a minimum value be set at \$1,000.

DISCUSSION: Councilmember Gookin asked if the master plan contract included a review of surplus property. Mr. Markley stated that it did not and there are a couple other parcels near Neider/Fruitland that maybe eligible for surplus. Councilmember Edinger asked if the Water Department has talked with the neighbors or area churches regarding land donations for community gardens. Mr. Markley stated Idaho Code does not allow for the City to donate land. Mr. Gridley stated that there is latitude under the code to trade the property, and/or lease but the code sets forth the auction as the method of disposal. Mr. Markley stated that if there is anyone that is interested in the parcel and/or use of the parcel they should contact him directly.

MOTION: Motion by Adams, seconded by Edinger, to approve **Resolution No. 14-033** declaring city owned property located at 9th & Locust as surplus property and setting of a public hearing for September 16, 2014 and setting a minimum value of \$1,000.

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

Resolution No. 14-034

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT FOR MULTI-MEDIA SERVICES WITH JEFFREY D. CROWE d/b/a BUNKHOUSE MEDIA.

Councilmember Adams stated that this item was recommended for approval at the General Services meeting; however, he wanted to take a moment to thank Jeff Crowe for his professionalism and guidance in running the CDATV channel.

DISCUSSION: Mayor Widmyer stated that Mr. Crowe does an outstanding job and believes the City is lucky to have him doing our broadcasts. Councilmember Edinger also wanted to extend thanks to Andy Finney and said that they are a great team. Councilmember Gookin noted that this type of service is excluded from competitive bid under Idaho Code.

MOTION: Motion by Adams, seconded by Gookin, to approve **Resolution No. 14-034** approving an Agreement with Jeff Crowe d/b/a Bunkhouse Media for Operation of CDATV.

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

COMMUNICATIONS UPDATE

STAFF REPORT: Communication Coordinator Keith Erickson stated that he wanted to provide an update to the City Council regarding programs and projects he has been working on since March 2014. He stated that he had worked with the North Idaho College graphic design students to create a new city logo and provided a graphic of the top pick designed by Darcy Gross. He clarified the NIC students worked on the project outside of the school semester. Additionally, he has created a City Newsletter and a city poll opportunity on the website. The city poll has seen almost 201 visitors. The Newsletter and city poll can be accessed through the city website by clicking on the icons at the bottom of the main screen. He asked the Council to continue to provide him feedback, as well as the public. He thanked Amy Ferguson in Administration for helping him with the newsletter.

DISCUSSION: Councilmember Gookin asked what public involvement was in the logo project. Mr. Erickson stated that the involvement was through heads up and city-wide email, as well as blog comments. Councilmember Gookin stated that he felt that branding is needed, including emblems on cars and trucks, and that it should be consistent. Councilmember Gookin felt that the process used for Public Art and the 2030 project provided a lot of public comment and feedback that was missing in this project. Mr. Erickson stated that the City could unify its messaging and brand themselves consistently and similar to how Kootenai Health changed its logo. Councilmember Evans stated that she is a fan of the old logo, and wonder if comments received by local designers have they been considered. Mr. Erickson stated that he had not seen additional design comments and that he was trying to work with the students that had award winning talent. Councilmember Evans stated that she would forward the emails Council received from local designers that contained valuable feedback. Councilmember Miller stated that she has worked with NIC before and they are a great group. She questioned how the budget was going to be managed for the implementation of a new logo. Mr. Erickson explained that the plan would be to phase it in and when items run out, such as business cards, the logo would be integrated into the new order. Existing department budgets will be used.

Councilmember Miller stated that city poll concept started with looking at ways for the community to engage with the City, and that it is a way to reach out to those that may not generally engage with the city, and was very inexpensive to do. She likes the ability to use feedback information during strategic planning.

**Council Bill 14-1014
ORDINANCE NO. 3490**

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, VACATING A PORTION OF RIGHT-OF-WAY IN THE LAKE SHORE ADDITION SUBDIVISION, RECORDED IN BOOK "B" OF PLATS, PAGE 128, RECORDS OF KOOTENAI COUNTY, COEUR D'ALENE, IDAHO, GENERALLY DESCRIBED AS THAT TEN FOOT (10') STRIP ADJOINING THE NORTHERLY BOUNDARY OF LOTS 1 – 7, BLOCK 25 OF SAID PLAT; 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 Edinger, seconded by Adams, to pass the first reading of Council Bill No. 14-1014.

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

MOTION: Motion by Gookin, seconded by Adams, to suspend the rules and to adopt Council Bill 14-1014 by its having had one reading by title only.

DISCUSSION:

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

Resolution No. 14-035

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO ESTABLISHING A NOTICE OF TIME AND PLACE OF PUBLIC HEARING OF THE PROPOSED AMENDED BUDGET FOR FISCAL YEAR 2013-2014, AND INCLUDING PROPOSED EXPENDITURES BY FUND AND/OR DEPARTMENT, AND STATEMENT OF THE AMENDED ESTIMATED REVENUE FROM PROPERTY TAXES AND THE AMENDED TOTAL AMOUNT FROM SOURCES OTHER THAN PROPERTY TAXES OF THE CITY FOR THE ENSUING FISCAL YEAR AND PROVIDING FOR PUBLICATION OF THE SAME.

WHEREAS, it is necessary, pursuant to Idaho Code 50-1003, for the City Council of the City of Coeur d'Alene, prior to passing an Amended Annual Appropriation Ordinance, to prepare a proposed amended Budget, tentatively approve the same, and enter such proposed amended Budget at length in the journal of the proceedings; NOW, THEREFORE,

BE IT RESOLVED, by the Mayor and City Council of the City of Coeur d'Alene that the following be and the same is hereby adopted as an Amended Estimate of Expenditures and Anticipated Revenue of the City of Coeur d'Alene for the fiscal year beginning October 1, 2013:

GENERAL FUND EXPENDITURES:

Mayor and Council	\$ 224,206	
Administration	388,505	
Finance Department	713,701	
Municipal Services	1,411,958	
Human Resources	274,471	
Legal Department	1,481,826	
Planning Department	442,225	
Building Maintenance	422,261	
Police Department	10,503,340	10,604,340
Drug Task Force	70,258	
ADA Sidewalks	248,844	
Byrne Grants		
COPS Grant	116,206	
Fire Department	7,930,410	8,047,679
General Government	216,920	816,920
Engineering Services	1,265,481	2,471,434
Streets/Garage	2,457,859	
Parks Department	1,925,661	
Recreation Department	755,235	776,235
Building Inspection	893,846	
TOTAL GENERAL FUND EXPENDITURES:	<u>\$ 31,743,213</u>	<u>33,788,435</u>

SPECIAL REVENUE FUND EXPENDITURES:

Library Fund	\$ 1,327,173	1,331,173
Community Development Block Grant	297,298	
Impact Fee Fund	731,710	
Parks Capital Improvements	460,800	
Annexation Fee Fund	14,000	
Insurance / Risk Management	280,000	430,000
Cemetery Fund	272,255	
Cemetery Perpetual Care Fund	98,000	
Jewett House	59,640	
Reforestation / Street Trees / Community Canopy	68,500	
Arts Commission	6,600	
Public Art Funds	250,800	
TOTAL SPECIAL FUNDS:	<u>\$ 3,866,776</u>	<u>\$ 4,020,776</u>

ENTERPRISE FUND EXPENDITURES:

Street Lighting Fund	\$ 572,000	
Water Fund	8,202,517	
Wastewater Fund	20,877,169	22,977,169
Water Cap Fee Fund	1,100,000	
WWTP Cap Fees Fund	900,000	
Sanitation Fund	3,499,362	3,539,362
City Parking Fund	179,957	
Drainage Fund	1,016,995	
TOTAL ENTERPRISE EXPENDITURES:	<u>\$ 36,348,000</u>	<u>\$ 38,488,000</u>

FIDUCIARY FUNDS:	\$ 2,567,700	
STREET CAPITAL PROJECTS FUNDS:	2,072,370	3,072,370
DEBT SERVICE FUNDS:	1,255,435	
GRAND TOTAL OF ALL EXPENDITURES:	<u>\$ 77,853,494</u>	<u>\$ 83,192,716</u>

BE IT FURTHER RESOLVED, that the same be spread upon the Minutes of this meeting and published in two (2) issues of the Coeur d'Alene Press, seven (7) days apart, to be published on August 27, 2014 and September 3, 2014.

BE IT FURTHER RESOLVED, that a Public Hearing on the Budget be held on the 16th day of September, 2014 at the hour of 6:00 o'clock p.m. on said day, at which time any interested person may appear and show cause, if any he has, why the proposed amended Budget should or should not be adopted.

STAFF REPORT: Deputy Finance Director Vonnie Jensen stated that budget amendments are allowed by Idaho Code and the action requested tonight is to set a public hearing for September 16, 2014. Amendments include an increase in the general fund of \$2 Million, which include expenditures for construction approved in Fiscal Year 2012-2013 for the McEuen Park/Front Avenue projects that was not completed within the Fiscal Year 2012-2013. Another large amendment includes the transfer from the General Fund to the Insurance Fund. Additional unanticipated expenditures include a retirement payout, overtime, and wastewater treatment plant project. She reviewed unanticipated revenues and fund balance and expressed comfort with the budget amendment requested.

MOTION: Motion by Gookin, seconded by Adams to approve **Resolution No. 14-035**.

DISCUSSION: Councilmember Gookin asked for clarification regarding the engineering overlay carryover item from 2013 and wondered if it was the second overlay budget held over for the McEuen project. Ms. Jensen explained that this is a carryover from last year as the City did not spend the authorized budget amount as the project was not completed before the end of the fiscal year. This amendment will give budget authority to spend those dollars within this fiscal year as required by law. Councilmember Gookin clarified that this is not new money but rather, money not spent within the previous fiscal year; however, it still affects the budget. Mr.

Tymesen stated that it is best to look at the audited financial plan and stated that this amendment also includes forecasting 30 days out, due to the timeline requirement of the Idaho State code.

ROLL CALL: Gookin Aye; Miller Aye; Edinger Aye; Evans Aye; Adams No. **Motion carried.**

DISCUSSION REGARDING THE POLICE CHIEF SWEARING IN LOCATION:

Councilmember Gookin expressed concern that the swearing in of the Police Chief will be located at the police station as it is too small of a venue and felt that it should be moved to the Library Community Room. He stated that he understood that the time and date work best for the Police Department as more officers would be able to attend. His concern is that the new Police Chief is for the community, not just the Police Department. Mr. Tymesen stated that the city has traditionally provided a swearing in ceremony at the police station, so that officers on patrol would be able to attend. Additionally, the specific day of the event includes a City Council meeting which would require set up time and would not allow for social time after the event as people would need to allow the meeting to start on time. Councilmember Edinger stated that the swearing in at the Police Department is traditional and that the most amount of police personnel would be able to attend, and he believes there is enough space. Additionally, Mr. White is the Police Chief and that is going to be his location so it is appropriate to keep it at the police station. Councilmember Adams stated that he felt the room is small, as he attended a recent event there and there was no place for him to sit; therefore he does not believe there is enough room at that location and felt it was short notice. Councilmember Evans felt there is some tradition and culture in the Police Department regarding the ceremony and she would be hesitant to disrupt that. She believes that there should be as many officers present as possible and is not worried about getting back to the Council meeting timely, so she would like it to remain at the Police Department. Councilmember Miller stated that the meet and greets with the new Chief were open to the public and the swearing in ceremony is more of a personal family event for the Chief. She expressed that he has stated that he is going to be very engaged with the public and there should be more interactive opportunities down the road. Councilmember Miller stated that this was a good discussion but she thinks the staff decision makes more sense; and that the general public could squeeze in if they really wanted to attend. Mayor Widmyer stated that the tradition is always at the Police Department and he would be in favor of leaving the ceremony at the Police Department. Mr. Tymesen stated that he would invite Mr. White to attend the Council meeting that night to be introduced to the public at that time.

EXECUTIVE SESSION: Motion by Gookin, seconded by Adams 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: Miller Aye; Evans Aye; Adams Aye; Gookin Aye. **Motion carried.**

The City Council entered into Executive Session at 7:56 p.m. Those present were the Mayor, City Council, City Administrator, and City Attorney. Council returned to regular session at 8:58 p.m.

ADJOURNMENT: Motion by Evans seconded by Adams that there being no other business that this meeting be adjourned. **Motion Carried.**

The meeting adjourned at 8:58 p.m.

Steve Widmyer, Mayor

ATTEST:

Renata McLeod, City Clerk