

**Dalton Gardens City Council Special Meeting
Thursday, August 20, 2020, 6:00 p.m.
City Hall, 6360 N. 4TH Street, Dalton Gardens**

Meeting will be conducted via teleconference

Please click this link to join the webinar via computer/smartphone:

<https://us02web.zoom.us/j/86806021699?pwd=ellRmp6T2JtYW5LZzJNSExFdjJlQT09>

Password: 505472

PHONE NUMBER: 1 669 900 6833 OR 1 346 248 7799

WEBINAR ID: 834 1856 3810

PASSWORD: 505472

CALL TO ORDER

ROLL CALL:

PLEDGE OF ALLIGENCE

1. ACTION ITEM - BUDGET HEARING FY 2020-2021

Notice is hereby given that the City Council of Dalton Gardens, Kootenai County, Idaho will hold a public hearing for the consideration of the proposed budget for the fiscal period October 1, 2020 to September 30, 2021, pursuant to the provisions of Section 50-1002, Idaho Code. The proposed expenditures and revenues for the fiscal year 2020-2021 have been tentatively approved by the City Council. Publication dates for the notice of the public hearing were August 10, 2020 and August 17, 2020 in the legal section of the Coeur d'Alene Press.

2. ACTION ITEM - APPROPRIATION ORDINANCE #267

An ordinance of the City of Dalton Gardens, Idaho entitled the annual appropriation ordinance for the fiscal year beginning October 1, 2020, and ending on September 30, 2021, appropriating the sum of \$1,165,467.50 to defray the expenses and liabilities of the City of Dalton Gardens for said fiscal year, authorizing a levy of a sufficient tax upon the taxable property and specifying the objects and purposes for which said appropriation is made.

3. ACTION ITEM - DISCUSSION/APPROVAL TO CHANGE 4TH STREET LANE WIDTH FOR STRIPING

4. ACTION ITEM – APPROVAL FOR HMH ENGINEERING TO START WORK ON NEW TRANSPORTATION PLAN

5. ACTION ITEM - APPROVAL OF AMENDING TITLE 9, CHAPTER 1, SECTION 1 OF DALTON GARDENS MUNICIPAL CODE TO CLARIFY REQUIREMENTS FOR APPROACHES TO PRIVATE PROPERTY

ADJOURN – ACTION ITEM

City Hall is ADA accessible. If special accommodations are needed for the disabled, please notify the City Clerk 6360 N. 4th Street, Dalton Gardens, ID 208-772-3698 forty-eight hours in advance of the public hearing.

**NOTICE OF PUBLIC HEARING
PROPOSED BUDGET FOR FISCAL YEAR 2020-2021
CITY OF DALTON GARDENS, IDAHO**

A public hearing, pursuant to Idaho Code 50-1002, will be held for consideration of the proposed budget for the fiscal year from October 1, 2020 to September 30, 2021. The hearing will be held at the Dalton Gardens City Hall at 6360 N. 4th Street, Dalton Gardens, Idaho at 6:00 p.m. on August 20, 2020. All interested persons are invited to appear and show cause, if any, why such budget should or should not be adopted. Written comments are welcomed. Copies of the proposed City budget are available at City Hall during regular office hours (9:00 a.m. to 4:00 p.m. weekdays). City Hall is accessible to persons with disabilities. Anyone desiring accommodations for disabilities related to the budget documents or the hearing, please contact the Dalton Gardens City Hall, (208) 772-3698 at least 48 hours prior to the public hearing. The proposed FY 2020 - 2021 budget is shown below as proposed expenditures and revenues.

	FY 18-19 ACTUAL EXPENDITURES	FY 19- 20 BUDGET EXPENDITURES	FY 20- 21 PROPOSED EXPENDITURES
GENERAL FUND:			
General & Admin.	338,003.14	363,582.00	424,689.00
Law Enforcement	28,459.39	34,000.00	19,718.50
Street Fund	306,621.60	320,975.00	515,555.00
LID Phase 1 & 2	414,878.59	99,213.00	99,500.00
Parks	34,432.41	55,505.00	55,505.00
Planning & Zoning	<u>42,641.23</u>	<u>50,500.00</u>	<u>50,500.00</u>
TOTAL EXPENSES	1,165,036.36	923,775.00	1,165,467.50
REVENUES	FY19 Revenues	FY 20 Revenues	FY21 Revenues
Property Tax Levy	154,648.78	155,367.00	162,500.00
State Rev. Sharing	309,207.17	309,000.00	301,872.00
Court Fines	10,048.24	10,000.00	5,000.00
Highway Funds	175,003.63	159,800.00	133,641.00
Licenses & Permits	86,723.50	73,600.00	73,800.00
Franchise	49,658.04	48,000.00	47,000.00
LID Assessments	311,121.06	90,213.00	100,213.00
Other Income	<u>124,392.25</u>	<u>77,795.00</u>	<u>341,441.50</u>
TOTAL REVENUE	1,220,802.67	923,775.00	1,165,467.50

The proposed expenditures and revenues for the fiscal year 2020-2021 have been tentatively approved by the City Council. Publication dates for the notice of the public hearing are August 10 & August 17, 2020.

Valerie S. Anderson, Clerk/Treasurer

**CITY OF DALTON GARDENS
APPROPRIATION ORDINANCE NO 267**

An Ordinance of the CITY OF DALTON GARDENS, IDAHO entitled the ANNUAL APPROPRIATION ORDINANCE for the fiscal year beginning October 1, 2020, and ending September 30, 2021, appropriating the sum of \$1,165,467.50 to defray the expenses and liabilities of the CITY OF DALTON GARDENS for said fiscal year, authorizing a levy of a sufficient tax upon the taxable property and specifying the objects and purposes for which said appropriation is made.

BE IT ORDAINED by the Mayor and Council of the City of Dalton Gardens, Kootenai County, Idaho:

Section 1: That the sum of \$1,165,467.50 is, and the same is appropriated to defray the necessary expenses and liabilities of the City of Dalton Gardens, Kootenai County, Idaho for the fiscal year beginning October 1, 2020.

Section 2: The objects and purposes for which such appropriation is made, and the amount of each object and purpose is as follows:

**ESTIMATED EXPENDITURES:
GENERAL FUND**

Administration	424,689.00
Law Enforcement	19,718.50
Parks	55,505.00
Planning & Zoning	<u>50,500.00</u>
TOTAL	550,412.50
Street Department	515,555.00
LID Sewer Project	<u>99,500.00</u>
TOTAL EXPENDITURES	\$1,165,467.50

Section 3: That a general tax levy on all taxable property with the City of Dalton Gardens be levied in an amount allowed by law for the general purposes for said City, for the fiscal year beginning October 1, 2020.

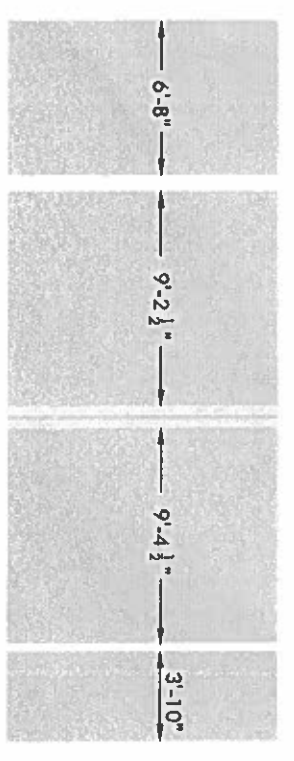
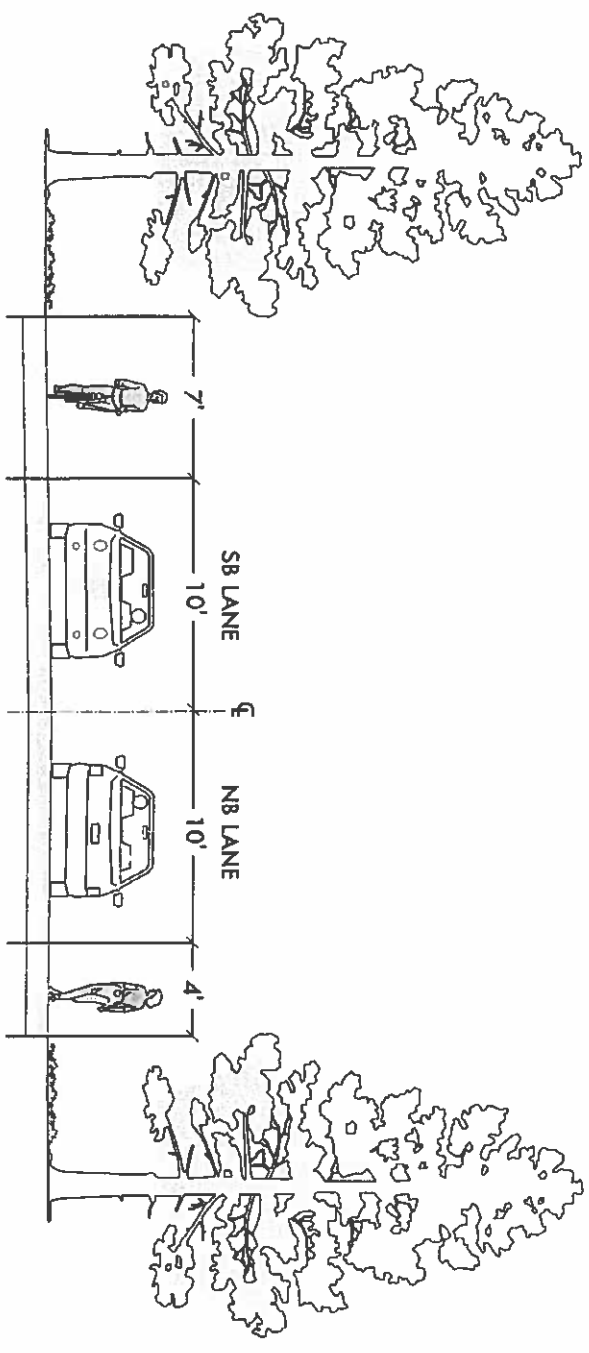
Section 4: All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Section 5: This ordinance shall take effect and be in full force upon its passage, approval and publication in one issue of the Coeur d'Alene Press, a newspaper of general circulation in the City of Dalton Gardens, and the official newspaper of said City.

PASSED under suspension of rules upon which a roll call vote was taken and duly enacted an Ordinance of the City of Dalton Gardens, Kootenai County, Idaho at a convened meeting of the City of Dalton Gardens City Council held on the 20th day of August 2020.

Dan Edwards, Mayor

Valerie S. Anderson, City Clerk/Treasurer



HMMH
 engineering
 3882 N. Schreiber Way, Suite 104
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 (208) 635-5825

4TH ST. - CITY OF DALTON GARDENS, IDAHO

ORDINANCE NO ____

AN ORDINANCE OF THE CITY OF DALTON GARDENS, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, AMENDING TITLE 9, CHAPTER 1, SECTION 1 OF DALTON GARDENS MUNICIPAL CODE TO CLARIFY REQUIREMENTS FOR APPROACHES TO PRIVATE PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING REPEAL OF CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED by the Mayor and City Council of the city of Dalton Gardens, Kootenai County, Idaho, that Title 9, Chapter 1, Section 1: Access from Private Property to Public Ways and Private Streets; Approach is hereby amended as follows:

Section 1. Dalton Gardens Municipal Code Title 9, Chapter 1, Section 9-1-1 is hereby amended as follows:

9-1-1: ACCESS FROM PRIVATE PROPERTY TO PUBLIC WAYS AND PRIVATE STREETS; APPROACH:

A. Definitions:

APPROACH: A point of vehicular access from private property onto a public right-of-way.

DRIVEWAY, COMMERCIAL: A means of vehicular access from private property that is zoned commercial or a business that carries an active business license within the City that services one or more lots or parcels onto a public or private road or street.

DRIVEWAY, COMMON: A means of vehicular access from private property that serves two (2) or more lots or parcels onto a public or private road or street.

DRIVEWAY, RESIDENTIAL, COMMUNITY OR PUBLIC: A means of vehicular access from private residential, community (schools, community centers or churches) or public (property owned by the government) property onto a public or private road or street to a point within an individual lot.

PUBLIC RIGHT-OF-WAY: A right-of-way open to the public and under the jurisdiction of a public agency, where the public agency has no obligation to construct or maintain said right-of-way for vehicular traffic, nor shall there be any liability for any injury or damage for failure to maintain it or any highway signs.

RIGHT-OF-WAY: A parcel of land dedicated or reserved for use as a public way, which normally includes streets, sidewalks, utilities or other service functions.

B. Permit Required:

1. All vehicular approaches (private, common, commercial or public driveways) shall obtain ~~require~~ an approach permit prior to construction of the approach.

- ~~2. A single approach for one single family dwelling a residential parcel is are exempt from the requirement for a separate approach permit, when shown on the site plan and submitted as part of a building permit for a primary structure. All the requirements of the approach standards shall continue to apply. The number of approaches serving an individual lot or parcel may be restricted to a single two way approach, and in some cases, common driveways serving two (2) or more lots may be required. The width of an approach shall be determined according to this Code and shall meet the requirements of the local fire protection district.~~
- ~~3. The City Council may approve annual approach permit agreements with utility companies having existing franchise agreements with the City or regulated by the Idaho Public Utilities Commission.~~

C. Permit Application:

- ~~1. Commercial and shared approaches. No approach permit for a commercial or shared approach under this chapter shall be issued unless a written application for the issuance of an approach permit is submitted to the City. The application shall be reviewed by the City. Prior to permit issuance, the applicant shall stake mark the driveway location for a site inspection by the City. The City, per the Local Highway Technical Assistance Council's "Manual for Use of Public Right of Way, Standard Approach Policy" has the right to may require a traffic study studies to determine impacts and applicable mitigation to of impacts. The City Clerk shall issue the permit only after all application items have been completed or satisfactorily addressed, all reviews have been completed and all fees have been paid.~~
- ~~2. Approaches to individual residential properties. No approach permit for an approach to individual residential parcel under this chapter shall be issued unless a written application for the issuance of an approach permit is submitted to the City. The application shall be reviewed by the City. Prior to permit issuance, the applicant shall mark the driveway location for a site inspection by the City. The City may accept photos in lieu of a site inspection. The City Clerk shall issue the permit only after all application items have been completed or satisfactorily addressed, all reviews have been completed and all fees have been paid.~~

D. Approach Standards:

- ~~1. No residential parcel located outside of the incorporated city limits of Dalton Gardens shall be eligible for an approach onto a right of way owned by the city of Dalton Gardens, unless that is the only access to the parcel. Such parcels shall not be eligible for more than one approach. All vehicular approaches shall be located, designed and constructed according to this code, as amended, and the local highway technical assistance council's "Manual For Use Of Public Right-Of Way, Standard Approach Policy", as amended and adopted by reference to the extent it is not in conflict with this code, with the exception of application fees as set forth in section F of said manual.~~
- ~~2. The width of a single private driveway approach shall be determined according to this code and shall meet the requirements of the local fire protection district. At a minimum, the width of the private driveway shall be twenty feet (20') with a driving surface of twelve feet (12') for residential properties.~~
- ~~3. Common residential driveways or approaches that access two (2) or more lots or parcels, commercial accesses and other off street parking areas shall have a minimum width of 20 feet, and a maximum width of 28 feet. be laid out and designed according to the local highway technical assistance council's "Manual For Use Of Public Right Of Way, Standard Approach~~

~~Policy", as amended and adopted by reference to the extent it is not in conflict with this code, with the exception of application fees as set forth in section F of said manual and meet the following additional requirements:~~

~~a. Approach Widths: The minimum driveway and approach widths shall be determined from the operating speed and the classification of the street providing access, the volume of traffic being generated, the potential for truck use, and fire protection requirements. The maximum two-way approach and driveway width shall be forty feet (40') where it can be demonstrated that generated traffic warrants a separate left turn lane for exiting vehicles. A forty foot (40') wide approach may also be considered where heavy truck use prevails.~~

~~b. Pavement Markings: Pavement markings for persons with disabilities, pathways, crosswalks, stop bars, delineations, turning arrows, bicycles, etc., may be required.~~

~~E. Permit Fees: An approach permit fee based on the application shall be charged by the city for issuance of an approach permit under this chapter and to pay for the cost of inspection of the work by the city, according to a schedule of charges to be adopted by resolution and policy of the city council. Fees for an approach permit and inspections related to such permits shall be as set forth in the duly adopted fee resolution for the City.~~

Section 2. Severability. This ordinance is hereby declared to be severable. Should any portion of this ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions shall continue in full force and effect and shall be read to carry out the purpose(s) of the ordinance before the declaration of partial invalidity.

Section 3. Repeal of Conflicting Provisions. All provisions of the current Dalton Gardens Municipal Code, or ordinances of the city of Dalton Gardens, which conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

Section 4. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval, and publication according to law.

PASSED by the City Council as an Ordinance of the city of Dalton Gardens upon roll call vote on the ____ day of August, 2020.

APPROVED by the Mayor on this ____ day of August, 2020.

CITY OF DALTON GARDENS, IDAHO

By: _____
Dan Edwards, Mayor

ATTEST:

Valerie Anderson, City Clerk