

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT THE LIBRARY COMMUNITY ROOM
JANUARY 19, 2010**

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 January 19, 2010 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Deanna Goodlander)	Members of Council Present
Mike Kennedy)	
Woody McEvers)	
Loren Ron Edinger)	
A. J. Al Hassell, III)	
John Bruning)	

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

INVOCATION was led by Pastor "J. O."

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

PRESENTATION – DISABILITY RIGHTS ADVOCATE AWARDS: On behalf of Amy Dreps, Director of the Disability Action Center, Patrick Bloom and Virgil Edwards presented their annual Disability Rights Advocate awards to various business staff and volunteers who promoted disability rights.

PUBLIC COMMENTS:

Harold Hocker, 1413 E. Spokane Street, voiced his disappointment in the lack of response to his proposed increased fees for building permits and school impact fees. He spoke in opposition to the judge's ruling regarding urban renewal being able to spend taxpayer money without people having a vote on how the money is spent. He believes that the ice skating rink building collapsed due to neglect and should not be receiving taxpayer money to repair the building.

Kathy Kincel, 621 Foster, spoke in support of the proposed animal control regulations especially the dogs running at large regulations.

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

1. Approval of minutes for January 5, 13, 2010.
2. Setting the General Services Committee and the Public Works Committee meetings for Monday, January 25th at 2:30 p.m. and 4:00 p.m. respectively.

3. RESOLUTION 10-001: 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 AWARD OF CONSTRUCTION CONTRACT TO CONTRACTORS NORTHWEST, INC. FOR WWTP PHASE 5B; AGREEMENT WITH HDR ENGINEERING FOR CONSTRUCTION ENGINEERING SERVICES FOR WWTP PHASE 5B; FINAL CHANGE ORDER NO. 2 WITH CAMERON, REILLY, LLC FOR THE NEIDER AVE. / HOWARD STREET EXTENSION PROJECT; RIGHT-OF-WAY PURCHASE AGREEMENT WITH KEITH – WILSON, LLC FOR HOWARD STREET EXTENSION; EXTENSION FOR COMPLETION OF ANNEXATION AGREEMENT WITH NIC FOR THE EDUCATION CORRIDOR PROPERTY; AMENDMENT NO. 1 TO THE ANNEXATION AGREEMENT WITH WESTERN PROPERTY MANAGEMENT, LLC; CHANGE ORDER NO'S 1 – 5 WITH SAFCO, INC. FOR THE 4TH STREET IMPROVEMENT PROJECT; AND AGREEMENT FOR MAINTENANCE / WARRANTY OF SUBDIVISION WORK WITH MDM CONSTRUCTION, INC. FOR HAWK'S NEST 4TH ADDITION.
4. Approval of bills as submitted and on file in the Office of the City Clerk.
5. Setting of a public hearing for the HUD Community Development Block Grant Funds 2010 Annual Action Plan for February 2, 2010.

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

COUNCIL ANNOUNCEMENTS:

COUNCILMAN GOODLANDER: Councilman Goodlander expressed how gratified she was to see the number of residents that volunteer their time to make our community such a great place to live.

COUNCILMAN KENNEDY: Councilman Kennedy announced that the Idaho Meth Project is also hosting a lunch and if anyone would like more information they can contact him.

COUNCILMAN MC EVERS: Councilman McEvers announced that Rustlers Roost will be hosting a meeting between the area BMX riders and skateboarders beginning at 4:30 p.m. tomorrow night for a brain storming session to see how we can get some cooperation on the use of the skate park and BMX park

APPOINTMENT TO LAKE CITY DEVELOPMENT CORPORATION: Motion by Edinger, seconded by Kennedy to re-appoint Denny Davis to the Lake City Development Corporation. Motion carried.

ADMINISTRATOR'S REPORT: City Administrator Wendy Gabriel reported that there are over 275 children enrolled in the K-2nd grade basketball program. Special Needs Camp All Stars will be beginning soon. For more information please contact Angie Goucher through the Recreation Dept. Tomorrow night a forum on Meth will be held at NIC and she encouraged all

family members from age 10 and older to attend. The Library Book Club will be meeting again starting this month. Library games are back with the Wii games available in the Community Room.

PUBLIC HEARING – AMENDMENTS TO THE HUD COMMUNITY DEVELOPMENT BLOCK GRANT 2009 ACTION PLAN: Mayor Bloem read the rules of order for this public hearing. Project Manager, Renata McLeod, gave the staff report. Councilman Bruning abstained from this public hearing as he has a conflict of interest.

Mrs. McLeod reported that tonight's public hearing is to consider authorizing the following proposed amendments to the CDBG 2009 Annual Action Plan:

- Grant award to St. Vincent De Paul for a public services project to include transitional housing through the Angel Arms project, and case management in the amount of \$44,600.
- Grant award to Habitat for Humanity toward infrastructure to property located at Hazel Avenue (specifically, Lots 3 and 4, Block 11, Roche Park Addition, Coeur d'Alene, Idaho) which will provide up to 5 housing units, in an amount not to exceed \$45,400.

She noted that The City of Coeur d'Alene conducted a competitive RFP process, that included submittal of a grant application, review by the Ad Hoc Committee (August 4, 2009) and recommendations being made to the City Council on August 18, 2009. Thereafter, it was clarified by our HUD representative that this process requires a substantial amendment to the CDBG Plan Year 2009 Action Plan. Therefore, this request to City Council will formalize the process, provide an additional public comment opportunity, and allow staff to move forward with sub-recipient agreements with St. Vincent De Paul and Habitat for Humanity.

The City posted this proposed amendment to its web page, according to our citizen participation plan, and solicited public comments for thirty-days (December 1, 2009 – December 31, 2009). No comments were received.

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

MOTION: Motion by Edinger seconded by Goodlander to authorize the proposed amendments to the CDBG 2009 Annual Action Plan which include granting an award to St. Vincent De Paul for a public services project to include transitional housing through the Angel Arms project, and case management in the amount of \$44,600, and granting an award to Habitat for Humanity toward infrastructure to property located at Hazel Avenue (specifically, Lots 3 and 4, Block 11, Roche Park Addition, Coeur d'Alene, Idaho) which will provide up to 5 housing units, in an amount not to exceed \$45,400. Motion carried.

EXECUTIVE SESSION: Motion by Bruning, seconded by Hassell to enter into Executive Session as provided by I.C. 67-2345, SUBSECTION C: To conduct deliberations concerning labor negotiations or to acquire an interest in real property, which is not owned by a public agency; and SUBSECTION 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. The mere presence of legal counsel as executive session does not satisfy this requirement, and SUBSECTION J: To engage in communications with a representative of the public agency's risk manager or insurance provider to discuss the adjustment of a pending claim or prevention of a claim likely to be filed. The mere presence of a representative of the public agency's risk manager or insurance provider at an executive session does not satisfy this requirement.

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

The Council met in Executive Session at 6:35 p.m. Members present were the Mayor, City Council, City Administrator, Deputy City Administrator and City Attorney.

Matters discussed were those of labor negotiations, litigation, and claims. No action was taken and the Council returned to the regular meeting at 7:40 p.m.

RESOLUTION NO. 10-002

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN LOCAL NO. 710 INTERNATIONAL ASSOCIATION OF FIREFIGHTERS AND THE CITY OF COEUR D'ALENE.

Motion by Kennedy, seconded by Edinger to adopt Resolution 10-002.

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

BEERY CLAIM: Motion by Edinger, seconded by Goodlander to approve taking action as recommended by the City Attorney in the Beery Claim. Motion carried.

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

The meeting adjourned at 7:43 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan Weathers, CMC
City Clerk