

**MINUTES OF A REGULAR MEETING OF THE CITY  
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,  
HELD AT THE LIBRARY COMMUNITY ROOM  
FEBRUARY 16, 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 February 16, 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

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

**PRESENTATION – LCDC ANNUAL REPORT:** Executive Director Tony Berns presented a history and overview of the Lake City Development Corporation including defining the boundaries of the two urban renewal districts known as the Lake District and River District. Mr. Burns provided the Corporations' Vision statement and Mission statement. He announced the members of the Board of Commissioners as well as their subcommittees. Mr. Burns went on to review to accomplishments of 2009 highlighting such partnerships as the midtown and IHFA workforce housing project, Education Corridor partnership initiative, Sorensen partnership, Prairie Trail partnership and other redevelopment initiatives. He then presented the Board's 2010 strategic priorities.

**PRESENTATION – NEIGHBORHOOD STABILIZATION FUNDS:** North Idaho Housing Coalition Executive Director Lori Isenberg presented an overview of the Neighborhood Stabilization funds and who may be eligible for assistance through this funding.

**PUBLIC COMMENTS:**

Harold Hocker, 1413 E. Spokane Street,

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

1. Approval of minutes for February 2, 2010.

2. Setting the General Services Committee and the Public Works Committee meetings for Monday, February 22<sup>nd</sup> at 12:00 noon and 4:00 p.m. respectively.
3. RESOLUTION 10-004: 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 CITY DOCK LEASE RENEWAL FOR LAKE COEUR D' ALENE CRUISES; APPROVING CITY DOCK LEASE RENEWAL FOR BROOKS SEAPLANE; APPROVING CITY DOCK LEASE RENEWAL FOR COEUR D' ALENE PARASAIL WATERSPORTS; APPROVAL OF THE DESTRUCTION OF CERTAIN PARKS DEPARTMENT TEMPORARY AND SEMI-PERMANENT RECORDS AND APPROVING A SUB-RECIPIENT AGREEMENT WITH ST. VINCENT DEPAUL FOR CDBG FUNDS
4. RESOLUTION 10-005: A RESOLUTION OF THE CITY OF COEUR D' ALENE, KOOTENAI COUNTY, IDAHO TO THE SECRETARY OF THE AIR FORCE, THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES IN CONGRESS ASSEMBLED, AND TO THE CONGRESSIONAL DELEGATION REPRESENTING THE STATE OF IDAHO IN THE CONGRESS OF THE UNITED STATES.
5. Approval of bills as submitted and on file in the Office of the City Clerk.
6. Approval of cemetery lot repurchase from Amanda Nash.
7. Approval of beer/wine license transfers for Kelly's Irish Pub (formerly Grumpy's) and for the purchase of Zip Stop at 3675 Government Way by Kim Gittel.
8. Setting of a public hearing for the O-1-10 (commercial design guidelines) for April 6, 2010.

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

**COUNCIL ANNOUNCEMENTS:**

COUNCILMAN: .

COUNCILMAN: .

COUNCILMAN :

**APPOINTMENT TO CDA TV COMMITTEE:** Motion by , seconded by to appoint Joe Kunka to the CDA TV Committee. Motion carried.

**ADMINISTRATOR'S REPORT:** City Administrator Wendy Gabriel reported that

COUNCIL BILL NO 09-1023  
ORDINANCE NO. 3374

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, REPEALING CHAPTER 13.20 AND ADOPTING A NEW CHAPTER 13.20, ENTITLED UNIFORM WASTEWATER REQUIREMENTS, TO REGULATE DISCHARGE INTO THE PUBLIC SEWER SYSTEM AND WASTEWATER TREATMENT PLANT BY ESTABLISHING DEFINITIONS AND OTHER ADMINISTRATIVE PROVISIONS, DISCHARGE LIMITS AND PROHIBITIONS, FACILITY LICENSING AND DISCHARGE PERMIT REQUIREMENTS, WASTEWATER SAMPLING AND REPORTING REQUIREMENTS, PRETREATMENT REQUIREMENTS, REQUIREMENTS FOR NOTIFICATION OF SPILLS, ENFORCEMENT PROCEDURES, PROVIDING THAT VIOLATIONS OF THE CHAPTER ARE MISDEMEANORS PUNISHABLE BY 180 DAYS IN JAIL OR A FINE OF \$1,000 OR BOTH; 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 , seconded by to pass the first reading of Council Bill No. 09-1023.

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

Motion by , seconded by to suspend the rules and to adopt Council Bill No. 09-1023 by its having had one reading by title only.

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

COUNCIL BILL NO. 10-1000  
ORDINANCE NO. 3375

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING SECTION 12.36.015 TO REMOVE THE REFERENCE TO "*OVER 1" IN DIAMETER*" FROM THE PRUNING DEFINITION; 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 , seconded by to pass the first reading of Council Bill No. 10-1000.

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

Motion by , seconded by to suspend the rules and to adopt Council Bill No. 10-1000 by its having had one reading by title only.

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

**RATIFYING LETTER OF INTENT FOR WHITEWATER CREEK DEVELOPMENT:**

Motion by Kennedy, seconded by to ratify the letter of intent for Whitewater Creek Development. Motion carried.

COUNCIL BILL NO. 10-1001  
ORDINANCE NO. 3376

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 36, TOWNSHIP 51, NORTH, RANGE 4W, BOISE MERIDIAN; ZONING SUCH SPECIFICALLY DESCRIBED PROPERTY HEREBY ANNEXED; CHANGING THE ZONING MAPS OF THE CITY OF COEUR D'ALENE; AMENDING SECTION 1.16.110, COEUR D'ALENE MUNICIPAL CODE, BY DECLARING SUCH PROPERTY TO BE A PART OF PRECINCT #45; 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 by , seconded by to pass the first reading of Council Bill No. 10-1001.

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

Motion by , seconded by to suspend the rules and to adopt Council Bill No. 10-1001 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.

**EXECUTIVE SESSION:** Motion by , seconded by 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: Hassell, Aye; Goodlander, Aye; Kennedy, Aye; McEvers, Aye; Bruning, Aye; Edinger, Aye. Motion carried.

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

Matters discussed were those of land acquisition, litigation, and claims. No action was taken and the Council returned to the regular meeting at p.m.

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

The meeting adjourned at p.m.

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Sandi Bloem, Mayor

ATTEST:

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Susan Weathers, CMC  
City Clerk