

MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT COEUR D'ALENE CITY HALL,
MARCH 21, 2006

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 Hall, March 21, 2006 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Al Hassell)	Members of Council Present
Woody McEvers)	
Deanna Goodlander)	
Mike Kennedy)	
Loren Edinger)	
Dixie Reid)	

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

INVOCATION: The invocation was led by Pastor Mike Slothower, River of Life Church.

PLEDGE OF ALLEGIANCE: Councilman Hassell led the pledge of allegiance.

PROCLAMATION – WEEK OF THE YOUNG CHILD: Councilman Hassell read the proclamation whereby Mayor Bloem proclaimed the week of April 2nd through April 8th as “The Week of the Young Child”. Martha Anderson accepted the proclamation.

PRESENTATION – KOOTENAI COUNTY POLICE AND FIRE MEMORIAL FOUNDATION: Police Sgt. Lee Brainard, introduced Mike Murphy, President of the Memorial Foundation, who explained that their foundation is based on funding resources for police officers and firefighters who are injured in the line of duty as well as for their family members who may experience an illness. Mike Murphy presented an overview of the program, which is based on the LAPD model. Vice President Gene McCloskey described the LAPD Foundation and how it functions. He noted that they will be having fund raising efforts such as a golf tournament on August 25th and a dinner in January.

PRESENTATION – NORTH IDAHO CENTENNIAL TRAIL FOUNDATION – PRAIRIE TRAIL: Mike Gridley, Vice Chairman and Matt Snow, Chairman of the Centennial Trail Foundation, presented the newest proposed trail called Prairie Trail. Mr. Gridley explained that Prairie Trail is to be located on the abandoned Union Pacific Railroad. The vision is to have a 5.2 mile trail from Riverstone to Meyer Road. It is their belief that this trail could also be used as an alternative transportation route. He noted that funding sources would come from grants and working with developers along the route. They requested a letter of support for their Prairie Trail project as well as a letter

of support for the grade separated crossings from the City Council.

MOTION: Motion by Goodlander, seconded by Edinger to authorize the mayor to write a letter of support for the Prairie Trail project as well as a letter of support for the grade separated crossings. Motion carried.

PUBLIC COMMENTS:

REQUEST FOR A SUN LAW: Barb Krumpacker, 1015 Lakeside, proposed a Sun Law, which would prohibit the construction of multi-story buildings that might potentially block the sunlight from entering into a window on an adjacent building.

PROPOSAL FOR NO TRAFFIC/PARKING TICKETS IN COEUR D'ALENE:

Paul Berger "CB103 Court", Harrison, Idaho, spoke in opposition to the City issuing a speeding ticket or parking ticket within the City limits of Coeur d'Alene. He believes that not only must he pay for the ticket but he also must pay higher insurance premiums. He believes that the City can do better and he suggested an instructional facility whereby the City would charge a fee for offending drivers to attend traffic school. He further recommended that those who attend the school would not have the infraction reported, which in turn would prevent people from getting bad driving records that would increase their insurance costs. He believes that this would eliminate irate citizens and the money spent on tickets and increased insurance would be kept in the residents' pockets who would then vote for such things as bond levies. Chief Carpenter noted that the Police Department is proposing a traffic school at the upcoming Council Strategic Planning Workshop.

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

1. Approval of minutes for March 7, 2006.
2. Setting of the Public Works Committee meeting for March 27th at 4:00 p.m. General Services Committee's meeting has been cancelled for that date.
3. RESOLUTION 06-016: 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 EXTENSION OF SUBDIVISION IMPROVEMENT AGREEMENT AND LETTER OF CREDIT FOR BELLERIVE SUBDIVISION; APPROVAL OF A SUB-LEASE EXTENSION WITH THE UNIVERSITY OF IDAHO; AND APPROVAL OF CHANGE ORDER NO. 3 FOR THE WWTP PHASE 4B CONSTRUCTION
4. RESOLUTION 06-019: A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO APPROVING REVISED STANDARD DRAWINGS FOR PUBLIC WORKS CONSTRUCTION.
5. Acceptance of Right-of-Way for Randle Avenue from Geraldine Robideaux.
6. Approval of a mobile food vendor permit for TMG, Inc.
7. Setting of public hearing for A-1-06 (Annexation of Hawk's Nest property) for April 18, 2006.
8. Approval of bills as submitted and on file in the City Clerk's Office.

DISCUSSION: Councilman Goodlander asked if the standards drawings were reviewed with the Ped/Bike Committee. City Engineer Gordon Dobler affirmed that he had presented the proposed changes to that committee twice.

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

COUNCIL COMMENTS: SCHOOL NEEDS: Councilman Kennedy would like to hold discussion sessions for the Council. He spoke about the school levy being voted down and he voiced his concern of a “disconnect” in our community in that the school levy was voted down and yet the same night the Planning Commission held a public hearing in which no opposing comments for the annexation of an 800-unit subdivision were received. He noted that when he campaigned the three issues voiced by the residents were growth, taxes and the changing makeup of Coeur d’Alene. He would like some input from citizens on these types of issues. He is concerned that the Council is getting conflicting messages from the citizens. He would like to have a discussion regarding growth with the citizens of Coeur d’Alene.

Councilman Edinger noted that when the Planning Commission has hearings, they ask the Police, Streets, Water and Fire Departments and the School District for comments. It is interesting to read the comments and although the City never receives comments from the School District, he does believe that these annexations must have an impact on schools.

Councilman McEvers noted that when he served on the Planning Commission, he had the same concern. He recalled that the schools response was that the schools will always find a way to take care of the kids. He also suggested that maybe legislation be proposed to allow schools to impose impact fees.

Councilman Reid noted that she believes that we already know what impact an 800-unit subdivision is going to have on our schools. The only thing that the city can control is the impact on Police, Fire and city services, but not schools since they are a separate government entity.

APPOINTMENT – PARKING COMMISSION: Motion by Edinger, seconded by Kennedy to appoint Thomas George to the Parking Commission. Motion carried.

RESOLUTION NO. 06-017

A RESOLUTION OF THE CITY OF COEUR D' ALENE, KOOTENAI COUNTY, IDAHO REPEALING A MEMORANDUM OF UNDERSTANDING, WITH THE TRUSTEES OF SCHOOL DISTRICT 271.

Motion by Goodlander, seconded by Hassell to adopt Resolution 06-017

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

ORDINANCE NO. 3249
COUNCIL BILL NO. 06-1005

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING SECTIONS 12.28.180 AND 12.28.200 REQUIRING INSTALLATION OF CURB RAMPS; 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 Reid, seconded by Hassell to pass the first reading of Council Bill No. 06-1005.

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

Motion by Reid, seconded by Edinger to suspend the rules and to adopt Council Bill No. 06-1005 by its having had one reading by title only.

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

TEMPORARY STOP SIGN AT ATLAS AND KATHLEEN: Motion by Reid, seconded Edinger to authorize staff to install a temporary 4-way stop sign at Kathleen Avenue and Atlas Road. Motion carried.

WATER CONSERVATION PROGRAM: Barry Rosenberg, President of Kootenai Environmental Alliance, provided a power point presentation regarding water conservation measures for our area. Motion by Reid, seconded by Kennedy to approve the Water Department proceeding with the Water Conservation Program. Motion carried.

ORDINANCE NO. 3250
COUNCIL BILL NO. 06-1000

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, ADOPTING A NEW CHAPTER 2.100 ENTITLED "CDATV COMMITTEE", ESTABLISHING THE CDATV COMMITTEE TO OVERSEE THE POLICIES AND PROCEDURES FOR THE OPERATION OF THE CITY OF COEUR D'ALENE CABLE TELEVISION STATION; PROVIDING AN APPEAL BOARD AND FOR APPEALS TO THE CITY COUNCIL; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH

AND PROVIDING A SEVERABILITY CLAUSE. THE ORDINANCE SHALL BE EFFECTIVE UPON PUBLICATION OF THIS SUMMARY.

Motion by Edinger, seconded by Reid to pass the first reading of Council Bill No. 06-1000.

DISCUSSION: Ad Hoc Committee Chairman Dave Walker explained the history that led to the creation of CDATV and this ordinance creating a standing Committee to oversee this government/public education television channel. Councilman Hassell noted that although this channel is not at 24 hours for CDATV, it is our goal to reach 24 hours. Councilman McEvers asked the public what is important - going 24 hours using such items as reader boards vs. quality. He noted that he believes that this is a great avenue for new Councilmen to learn about the operations of the City and also to help educate the citizens on everything that goes on within the City structure. He also asked for volunteers to help produce the variety of program suggestions. Councilman Goodlander noted that when the new Library is built that televising will be moved to the new Library and that citizens will then be able to watch a variety of entertaining programs such as readings by authors.

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

Motion by Hassell, seconded by Edinger to suspend the rules and to adopt Council Bill No. 06-1000 by its having had one reading by title only.

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

RESOLUTION NO. 06-018

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A CONTRACT FOR EMPLOYEE CONSULTING SERVICES, WITH WILLIAM AND MARY SWEIKERT, HUSBAND AND WIFE.

Motion by Edinger, seconded by McEvers to adopt Resolution 06-018.

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

GRANT APPLICATION – COOPERATIVE INFORMATION NETWORK FOR THE CITY LIBRARY: Motion by Hassell, seconded by Kennedy to authorize staff to proceed with submitting a grant application for the Cooperative Information Network. Motion carried.

PUBLIC HEARING – L.I.D. 145 – GOVERNMENT WAY IMPROVEMENT

PROJECT: Mayor Bloem read the rules of order for this public hearing. Dick Suchocki, Project Manager, gave the staff report.

Mr. Suchocki explained that this L.I.D. is to cover the City's local match of \$700,000 for a Federal/State grant for this project. He noted that \$478,000 that was not included in the overall grant was paid for by the City of Coeur d'Alene. He noted that improvements included widening, sidewalks, water and sewer line replacement.

He noted that two letters of protest were received: one from Andrew Marchese who protested the diminished lot size and the lack of a driveway entrance on his vacant lot, and; George Di Iorio who protested the fairness of reconstructing his sidewalks. Copies of their letters of protest were distributed for Council review. One letter in favor of the LID was received from Mike Allasina wrote his appreciation for the great job done on Government Way.

PUBLIC COMMENTS: Robert Schmidt, 2516 Rockford Blvd., Spokane, WA, complimented Mr. Suchocki for his time and knowledge and was impressed at how helpful Mr. Suchocki was in this process and expressed his appreciation for the great result of the project.

RESOLUTION NO. 06-020

A RESOLUTION OF THE CITY OF COEUR D'ALENE, OF KOOTENAI COUNTY, IDAHO, HEARING, CONSIDERING AND DISPOSING OF PROTESTS REGARDING THE ASSESSMENT ROLL FOR LOCAL IMPROVEMENT DISTRICT NO. 145; CONSIDERING THE ENGINEER'S REPORT THEREFOR; MAKING AMENDMENTS AND FINAL DISPOSITION OF PROTESTS; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

Motion by Reid, seconded by McEvers to adopt Resolution 06-020 including the disposition of protests as follows: Andrew Marchese, deny; George DiIorio, deny.

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

**ORDINANCE NO. 3251
COUNCIL BILL NO. 06-1009**

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, OF KOOTENAI COUNTY, IDAHO, APPROVING AND CONFIRMING THE ASSESSMENT ROLL OF ITS LOCAL IMPROVEMENT DISTRICT NO. 145 FOR THE CONSTRUCTION AND INSTALLATION OF CERTAIN STREET, WATER AND SEWER SYSTEM IMPROVEMENTS WITHIN THE LIMITS OF LOCAL IMPROVEMENT DISTRICT NO. 145; PROVIDING FOR ASSESSMENTS AND FOR THE ISSUANCE OF BONDS OR OTHER DEBT OBLIGATION;

CREATING CERTAIN FUNDS AND ACCOUNTS AND PROVIDING FOR CERTAIN COVENANTS WITH REGARD THERETO; PROVIDING FOR THE APPEAL PROCEDURE; PROVIDING FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO

Motion by Hassell, seconded by Goodlander to pass the first reading of Council Bill No. 06-1009.

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

Motion by Edinger, seconded by McEvers to suspend the rules and to adopt Council Bill No. 06-1009 by its having had one reading by title only.

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

ADJOURNMENT: Motion by Reid, seconded by Edinger that there being no further business this meeting is adjourned. Motion carried.

The meeting recessed at 7:49 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, CMC
City Clerk