

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT COEUR D'ALENE CITY HALL
JUNE 7, 2005**

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 May 3, 2005 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Dixie Reid) Members of Council Present
Woody McEvers)
A. J. Al Hassell, III)
Ben Wolfinger)
Loren Edinger)
Deanna Goodlander)

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

INVOCATION: The invocation was led by Ben Wolfinger.

PLEDGE OF ALLEGIANCE: The pledge was led by Councilman McEvers.

PRESENTATION – SPECIAL NEEDS VOLUNTEER AWARD: Recreation Director, Steve Anthony presented Aliah Lynn with a plaque expressing the City's appreciation for providing over 400 hours of volunteer service to the Special Need Program. Steve also presented a plaque from the Girl's State Softball program for hosting this year's tournament.

PUBLIC COMMENTS:

BMX USING SKATEBOARD PARK: Oristo Rena 1109 S. Riverside Harbor Dr., would like the Council to allow bicycles at the skateboard park. Councilman Wolfinger recalled that he had championed the bicyclists' wish to use Skateboard Park with the bicyclists however, the cyclists did not keep their end of the bargain and it ended up the City had to ban BMX from Skateboard Parks. He also requested the Council create a BMX Park. Councilman Goodlander asked if there is a location for the City to create a Park for the bicyclists away from the skateboarders. Steve reported that Doug Eastwood had met and there is a slab for BMX bikes other than the bike course. He noted that what the BMX cyclists needs to do is organize a group and present a proposal to the Parks and Recreation Commission. Councilman Goodlander asked if City staff could come up with something for the BMX cyclists a park. Steve responded that staff does have the necessary documentation to present a proposal to the Parks and Recreation Commission. Motion by Edinger, seconded by Goodlander to send the idea a BMX track to Park and

Recreation Commission in a partnership with the BMX cyclists. DISCUSSION Council President Reid reminded the cyclists that this does not mean that the codes will be amended to allow for cyclists to use the Skateboard Park. Motion carried. Motion carried.

CONSENT CALENDAR: Motion by Reid, seconded by Wolfinger to approve the Consent Calendar as presented except that Item 6 is removed from the calendar.

1. Approval of minutes for May 17, 2005.
2. Setting the Public Works Committee and General Services Committee meeting for June 13, 2005 at 4:00 p.m.
3. RESOLUTION NO. 05-039 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 PROFESSIONAL SERVICES AGREEMENT WITH MECKEL ENGINEERING FOR THE PURPOSE OF PROVIDING OBSERVATION OF THE INSTALLATION OF UNDERGROUND UTILITIES IN PHASE 2 OF THE GOVERNMENT WAY PROJECT; APPROVAL OF PUD-6-04 – MEMORANDUM OF AGREEMENT FOR LAKE FOREST TOWNHOUSES; APPROVAL OF AN FOR SUMMER ARTS PROGRAM INSTRUCTOR SERVICES; APPROVAL OF A SERVICES AGREEMENT WITH YVONNE BENZINGER FOR SUMMER ARTS PROGRAM DIRECTOR SERVICES AND APPROVAL OF S-2-03 FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENTS AGREEMENT FOR THE LANDINGS 2ND ADDITION; AND APPROVAL OF A BID AWARD TO L & L CARGILE, INC. FOR THE HARRISON AVENUE CATCH BASIN REPLACEMENT PROJECT; AND APPROVAL OF AN AGREEMENT WITH LMN ARCHITECTS FOR THE DEVELOPMENT OF HEIGHT REGULATIONS FOR DOWNTOWN COEUR D'ALENE.
4. Authorization of staff to advertise for bids for the Street Department Storage Building.
5. Acceptance of bid from Coeur d'Alene Tractor for the Purchase of a Water Dept. Backhoe.
6. Setting of a public hearing for A-3-05 (zoning and annexation at 7935 and 7693 Ramsey Road) for July 5, 2005.
7. Approval of beer/wine licenses for Smoke N' Shop at 814 N. 4th and Bella Rose at 213 Sherman Ave.
8. Approval of fireworks stand permits.

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

COUNCILMAN WOLFINGER WELCOMED BACK: Councilman McEvers welcomed Councilman Wolfinger back to his role as Councilman after all the work he has done following the triple homicide at Wolf Lodge.

COMMITTEES/COMMISSIONS/BOARDS APPOINTMENTS: Motion by Edinger seconded by Goodlander to appoint Bill Porath to the Bicycle/Pedestrian Committee and Rod Colwell to the Lake City Development Corporation. Motion carried.

ACCEPTANCE OF DONATION OF SPRAY PAD: Motion by Hassell, seconded by Wolfinger to accept the donation of a spray pad at Bluegrass Park from Greenstone Corporation. **DISCUSSION:** Councilman McEvers wondered about the use of water and the conservation of water, and if this fountain could be used for educational purposes in teaching the youth how water is used and how much is used. Councilman Hassell did note that the water is recycled but staff could quantify the amount used for educational purposes. Motion carried.

RESOLUTION 05-040

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN AMENDMENT TO THE ANNEXATION AGREEMENT BETWEEN THE CITY OF COEUR D'ALENE AND YACHT CLUB OF COEUR D'ALENE, LTD, YACHT CLUB OF COEUR D'ALENE, INC., MARK E. HALL, ROBERT A. HALL AND SALLY AN (HALL) ERICKSON.

Motion by Goodlander, seconded by Wolfinger to adopt Resolution 05-040.

City Attorney Gridley noted that the City will be retaining the easement at this location.

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

RESOLUTION 05-041

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN AGREEMENT FOR AUCTIONEER SERVICES WITH MR. AUCTION, IT PRINCIPAL PLACE OF BUSINESS AT 5100 RIVERBEND AVENUE, SUITE A, POST FALLS, IDAHO 83854.

Motion by Goodlander, seconded by Hassell to adopt Resolution 05-041 and to declare the items listed as surplus.

Councilman Wolfinger wanted to make sure that the radios are deprogrammed before being sent to the auction.

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

ORDINANCE NO. 3219

COUNCIL BILL NO. 05-1007

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, VACATING PORTIONS OF MULLAN AVENUE AND SEVENTH (7TH) STREET FROM THE PLAN OF THE CITY OF COEUR D'ALENE AND THE CORRECTED PLAT OF THE TOWN OF COEUR D'ALENE AND KINGS SUBDIVISION RESPECTIVELY, RECORDED IN BOOK "A" OF DEEDS, PAGES 112/113 AND BOOK "C" OF DEEDS PAGES 144/145, RECORDS OF KOOTENAI COUNTY, GENERALLY DESCRIBED AS THAT PORTION OF MULLAN AVENUE LYING BETWEEN THE WESTERLY RIGHT-OF-WAY LINE OF EIGHTH (8TH) STREET AND THE WESTERLY RIGHT-OF-WAY LINE OF 7TH STREET, AND THAT PORTION OF SEVENTH (7TH) STREET AND THE NORTHERLY RIGHT-OF-WAY LINE OF MULLAN AVENUE, COEUR D'ALENE, KOOTENAI COUNTY, IDAHO; 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 by Reid, seconded by Goodlander to pass the first reading of Council Bill No. 05-1007.

Councilman Wolfinger asked if there are plans to widen or expand 8th street. Councilman Goodlander responded that yes, it is planned to expand 8th street/

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

Motion by, seconded by to suspend the rules and to adopt Council Bill No. 05-1007 by its having had one reading by title only.

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

EXECUTIVE SESSION: Motion by Reid, seconded by Wolfinger to enter into Executive Session as provided by Idaho Code 67-2345: Subsection A: To consider hiring a public officer, employee, staff member or individual agent; Subsection C: To conduct deliberations concern labor negotiations or to acquire an interest in real property not owned by a public agency; Subsection F: To consider and advise its legal representatives in pending litigation or where there is a general public awareness of probable litigation.

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

The session began at 6:32 p.m. Members present were the Mayor, City Council, City Attorney and Finance Director.

Matters discussed were those of pending litigation. No action was taken and the Council returned to regular session at 7:45 p.m.

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

The meeting adjourned at 7:45 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, CMC
City Clerk