

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

June 7, 2011

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 June 7, 2011 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

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

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

INVOCATION: The invocation was led by Pastor J.O. from Heart of the City Church.

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

PRESENTATION – MINI-MEGALoadS UPDATE: Mike Porcelli from the Idaho Department of Transportation presented an overview of the possible mini-megaloads that would be coming north on US 95 and then onto I-90 on their way to Ft. McMurray in Canada. He noted that the 60 loads would only go through the City during night-time hours to minimize any impact on traffic. They are planning to begin the end of June and last through September. The loads will travel through Cd'A from 10 p.m. and 4 a.m. with only one load a day going through the City.

PUBLIC COMMENTS:

MC EUEN PARK : Frank Orzell, 310 E. Garden Avenue, commented on the May 24th Council meeting. Helen Larsen, 6893 Cd'A Lake Drive, asked about a traffic impact study for the Park.

MINI-MEGALoadS: Terry Harris, Kootenai Environment Alliance, commented on the impact of the mini-megaloads going through the City and believes that the City does have the opportunity to approve or deny the route through the City.

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

1. Approval of minutes for May 17, 24, 2011.
2. Setting the General Services Committee and the Public Works Committee meetings for Monday, June 13th at 12:00 noon and 4:00 p.m. respectively.

3. RESOLUTION 11-019: 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 RENEWAL OF AN AGREEMENT WITH HANDSHAKE PRODUCTIONS FOR THE SUMMER CONCERT SERIES; APPROVING A LEASE AGREEMENT WITH THE CHAMBER OF COMMERCE FOR USE OF CITY PARKING LOTS ON THE 4TH OF JULY; APPROVING A MEMORANDUM OF UNDERSTANDING WITH DALTON WATER DISTRICT FOR MAIN UPSIZING; BID AWARD AND APPROVAL OF A CONTRACT WITH S&L UNDERGROUND, INC. FOR THE 2011 OPEN TRENCH SEWER REPLACEMENT PROJECT; APPROVING THE 2011 – 2012 SCHOOL RESOURCE OFFICER AGREEMENT WITH SCHOOL DISTRICT 271; AND AUTHORIZING THE DESTRUCTION OF TEMPORARY RECORDS – LEGAL CIVIL DIVISION.
4. Declaring the City's intention to exchange approx. 1233 sq. ft. of City owned real property contained in Lot 12, Riverstone West First Addition for approx. 1233 sq. ft. of real property contained in Lot 11, Riverstone West First Addition and setting a public hearing on the proposed exchange for July 5, 2011 (also known Boundary Line Adjustments at Riverstone Park).
5. Approval of 2011 Fireworks Stand Permits as presented.
6. Approval of cemetery lots transfers from Ron and Rolaine Brunnell to Marc and Traci Stevenson and from Herald Thom to Donald Thom.
7. Approval of repurchase of cemetery lots from Don Gibbons.
8. Approval of mobile food concession permit for ice cream/snack truck
9. Approval of beer/wine license transfer for The Beverage Shack on 4th Street.
10. Approval of beer/wine license for FIRE at 517 E. Sherman Ave.,.

Motion by McEvers, seconded by Goodlander to pull item 5 (the Fireworks Stand permits) from the Consent Calendar for a separate vote by Council. Motion carried.

DISCUSSION: Councilman McEvers noted that only one city resident will be selling fireworks in Coeur d'Alene and the remaining permit applicants come from outside the city limits.

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

ROLL CALL ON FIREWORKS STAND PERMITS: Goodlander, No, McEvers, No; Kennedy, Aye; Bruning, Aye; Edinger, Aye; Hassell, Aye. Motion carried.

ADMINISTRATOR'S REPORT: City Administrator Wendy Gabriel announced that the Specialized Needs Recreation will hold a volunteer training tomorrow, June 8th, from 5:00 PM until 8:00 PM at the SNR facility, 1323 Sherman Avenue, Suite E. If you would like more information about this training, please call Angie Goucher at 755-6781. Dedication of ArtCurrents is scheduled for Friday, June 10th. For more information on the ArtCurrents project, please call Steve Anthony, Arts Commission liaison, at 769-2249. If you are interested in serving as a student representative or alternate on any of the following committees, please call Victoria Bruno at 769-2204 for an application. The Coeur d'Alene Public Library is introducing

a new program: Teen Knitting Club, designed for ages 12-18 – for girls and boys – the first session will be Monday, June 13th, at 4:00 PM. The City of Coeur d'Alene is currently accepting applications for: Mechanic, Deadline June 17th. For applications and job information, please visit our website at www.cdaid.org or call the Human Resources Department at 769-2205. Specialized Needs Recreation (SNR) is holding Camp All-Stars “Summer Break” Day Camp, from June 13th through August 19th, at 1323 Sherman Avenue, Suite E. Camp runs Monday through Friday, from 9:00 a.m. until 3:00 p.m., for 10 weeks during the summer. If you would like more information about Camp All-Stars, call Angie Goucher at 755-6781. There are two vacancies on the city’s Noise Abatement Board, please contact Susan Weathers at 769-2231 for an application. There are two vacancies on the city’s Natural Open Space Committee, please contact Amy Ferguson, 666-5754, for an application. The winning bid for Phase 1-A of the Education Corridor was submitted by MDM Construction based in Hayden with the low bid of \$3,690,050. There is an easy way to find out the identity of trees currently in bloom – it’s called the “Bloom Report,” which the city provides on a weekly basis throughout the early summer. The Bloom Report appears on CDATV Channel 19 and the Parks Department website at <http://parks.cdaid.org>. Or drop by the Parks Department office in City Hall to pick up free tree information. Always be sure your bike is in good working order before leaving home. If your gears aren’t shifting correctly or your brakes aren’t stopping you quickly enough, a simple tune-up at your local bike shop can help you on your way. Seat pouches that can hold space inner tubes and bike tools can also be purchased at any bike shop. Coeur d’Alene and the libraries of the Community Library Network are offering “Novel Destinations” for their adult patrons. Each time you visit a participating library and check out a book or other item you can enter to win a Sunday brunch for two at the Dockside at The Coeur d’Alene Resort! Casey Fisher, Chief Operator in the Wastewater Department, received the distinction as Operator of the Year by the Pacific Northwest Clean Water Association and Larry Parsons, Collections Supervisor, received the Wastewater Collections Operator of the Year. Sherman Avenue overlay project continues tomorrow, June 8th, with grinding the mainline from 1st to 7th and starting the side streets. The side streets will be finished on the 9th. On the 9th, the mainline from 1st to 7th will be paved as time allows. The paving will start at 7:00 PM and end at 7:00 AM. Sherman Avenue will be closed with detours during the paving hours. The side streets will be paved on the 13th. The Cat’s Eye will drop steel in 15th for the grind and profile milling starting Monday, the 13th, and 15th will be ground the week of the 13th and paved back. Updates on more specific information on 15th Street will be provided.

ORDINANCE NO. 3408
COUNCIL BILL NO. 11-1009

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING SECTION 10.32.220 TO CHANGE THE SPEED LIMIT ON U.S. HIGHWAY 95 THE SOUTHERLY CITY LIMITS AND MILEPOST 431.34 TO 35 MILE AN HOUR; PROVIDING REPEAL OF CONFLICTING ORDINANCES; PROVIDING SEVERABILITY; PROVIDING THE PUBLICATION OF A SUMMARY AND PROVIDING AN EFFECTIVE DATE.

Motion by Kennedy, seconded by Bruning to pass the first reading of Council Bill No. 11-1009.

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

Motion by Edinger, seconded by Kennedy to suspend the rules and to adopt Council Bill no. 11-1009 by its having had one reading by title only.

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

A-1-11 – FINDINGS AND ORDER FOR PUBLIC HEARING ON ANNEXATION OF PROPERTY AT SOUTHEAST CORNER OF 15TH AND BEST: Motion by Hassell, seconded by Bruning to approve the Findings and Order for the annexation of property at the southeast corner of 15th and Best. ROLL CALL: McEvers, Aye; Kennedy, Aye; Goodlander, Aye; Hassell, Aye; McEvers, Aye. Motion carried.

RESOLUTION NO. 11-020

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN ANNEXATION AGREEMENT WITH JAY PLECHNER FOR PROPERTY LOCATED AT THE SOUTHEAST CORNER OF 15TH AND BEST.

Motion by Goodlander, seconded by Kennedy to adopt Resolution 11-020.

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

ORDINANCE NO. 3409
COUNCIL BILL NO. 11-1008

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 7, TOWNSHIP 50, NORTH, RANGE 3W, BOISE MERIDIAN; ZONING SUCH SPECIFICALLY DESCRIBED PROPERTY HEREBY ANNEXED; CHANGING THE ZONING MAPS OF THE CITY OF COEUR D'ALENE; AMENDING SECTION 1.16.160, COEUR D'ALENE MUNICIPAL CODE, BY DECLARING SUCH PROPERTY TO BE A PART OF PRECINCT #50; 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 Edinger, seconded by Kennedy to pass the first reading of Council Bill No. 11-1008.

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

Motion by Goodlander, seconded by Kennedy to suspend the rules and to adopt Council Bill no. 11-1008 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.

ORDINANCE NO. 3410
COUNCIL BILL NO. 11-1007

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 10, TOWNSHIP 50, 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 1.16.030, COEUR D'ALENE MUNICIPAL CODE, BY DECLARING SUCH PROPERTY TO BE A PART OF PRECINCT #35; 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 Goodlander, seconded by Hassell to pass the first reading of Council Bill No. 11-1007.

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

Motion by Kennedy, seconded by McEvers to suspend the rules and to adopt Council Bill No. 11-1007 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.

PUBLIC HEARING – V-11-3 – VACATION OF PORTIONS OF UNDEVELOPED RIGHTS-OF-WAY IN THE RIVERSIDE PARK ADDITION: Mayor Bloem announced the rules of order for this public hearing. City Engineer Gordon Dobler gave the staff report.

Mr. Dobler reported that the applicant, North Idaho Centennial Trail Foundation, Inc. is requesting the vacation of undeveloped portions of Fourth Avenue, River Avenue, Abbingon Street, Elmwood Street, a portion of the sixteen foot alley adjoining Lots 1, 2 & 3, Bloc, 36, and a portion of the sixteen foot alley adjoining Lots 4 & 5, Block 19, Riverside Park Addition subdivision.

The subdivision was platted in June 1907 and until recently, as a gravel pit with UPRR line running through it. The portions of right-of-way that are being requested for vacation are now, and have always been, undeveloped. Mr. Dobler explained that the vacation of rights-of-way is basically a “housekeeping” item since the remainder of the subdivision was vacated in May

1962. He noted that this vacation would allow Riverstone, LLC and the Trail Foundation to create a defined boundary that is linear instead of sawtooth in shape.

He reported that a total of 13 notices of tonight's public hearing were mailed with no responses being received.

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

MOTION: Motion by Goodlander, seconded by Kennedy to approve the vacation of rights-of-way in favor of the North Idaho Centennial Trail Foundation and to direct staff to prepare the vacation ordinance.

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

PUBLIC HEARING – ZC-2-11: ZONE CHANGE AT 1813 N. GOVERNMENT WAY:

Mayor Bloem read the rules of order for this public hearing. No conflicts of interest were declared by any Council member. Tami Stroud, City Planner, gave the staff report.

Mrs. Stroud gave the applicant's name as Scott Poorman, the location as an 11,173 sq. ft. parcel at the SW corner of Government Way and Emma Avenue (1813 N. Government Way) and the request as a zone change from R-12 to C-17L.

She went on to give the staff analyses for land use, zoning, utilities, traffic and streets. She reported that on April 12, 2011 the Planning Commission recommended approval of this zone change by a 5-0 vote.

On May 13, 2011, a total of 27 notices of tonight's public hearing were mailed with 3 responses being received - 3 neutral. Written comments were distributed for Council review.

PUBLIC COMMENTS: Scott Poorman, 8884 Government Way, Hayden, Idaho, spoke on behalf of the owners of the property Jennie and Pedro Marquez. He noted that since 1986 five properties within the area of the subject property have had zone changes approved from residential to commercial.

DISCUSSION: Councilman Bruning believes that the C-17L zoning is a good transition zone between the commercial zoning on the east side of Gov't Way and the residential zoning on the west side of the subject property.

MOTION: Motion by Kennedy, seconded by Edinger to approve the requested zone change from R-12 to C-17-L for the property located at 1813 N. Government Way and to adopt the Findings and Order of the Planning Commission.

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

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

The meeting adjourned at 7:10 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan Weathers, CMC
City Clerk