

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT COEUR D'ALENE CITY HALL,
SEPTEMBER 16, 2003**

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, September 16, 2003 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Loren Edinger)	Members of Council Present
Dixie Reid)	
Chris Copstead)	
Deanna Goodlander)	
Ben Wolfinger)	
Woody McEvers)	Members of Council Absent

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

INVOCATION was led by Pastor Tom Weadick, Vineyard Christian Fellowship

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

PRESENTATION – MUNICIPAL SERVICES DEPARTMENT ANNUAL REPORT: City Clerk, Susan Weathers, reviewed the goals and objectives that the department developed to help the City meet the City Council's strategic categories.

PUBLIC COMMENTS:

VARIOUS COMPLAINTS FOR 21ST AND CD'A AVE.: Roy Wargi, 2022 E. Cd'A Ave, voiced is discontent regarding several issues. On the east side of 21st St. between Lakeside Ave. and Sherman Ave. there is a fence that is only 2 feet from the curb and there is overgrown shrubbery. He stated that he had talked to Code Enforcement and received no response. He also complained that the crosswalks on Sherman on east side of street and Cd'A Ave. on east side of street are not where he would like to see the kids go into the street. He noted that the City took care of a tree removal situation, but there are still roots that need to be removed. Drivers are obeying the stop sign at 21st and Cd'A. He noted that the Police were there, showed up a couple of times, but cars still roll through and the City continues to do nothing. He feels that a child will get hurt because of the way people speed through there and he requested that the City take care of the traffic. Finally, cats are running around are getting into his garden and he can't do anything about it.

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

1. Approval of minutes for Aug. 26, Sept. 2, 2003.
2. Setting of General Services and Public Works Committees for Sept. 22nd at 4:00 p.m.
3. RESOLUTION 03-084: 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 AN LEASE WITH COSTCO FOR LEASE OF EXCESS PROPERTY; ACCEPTANCE OF IMPROVEMENTS AND MAINTENANCE/WARRANTY AGREEMENT FOR CD'A PLACE 8TH ADDITION; ACCEPTANCE OF IMPROVEMENTS AND MAINTENANCE/WARRANTY AGREEMENT FOR CD'A PLACE 11TH ADDITION AND; ACCEPTANCE OF IMPROVEMENTS AND MAINTENANCE/WARRANTY AGREEMENT FOR ELDORADO ADDITION.
4. Approval of bills as submitted and on file in the City Clerk's Office.
5. Approve of beer/wine license for the Market Café at 1401 N. 4th.
6. Setting of public hearings: O-2-03 - Amending fencing height regulations for October 21, 2003; A-6-03 - Annexation/zoning of Atlas Rd R/W from north boundary of Northshire Subdivision to Prairie Ave for October 21, 2003.
7. Authorizing installation of cooling systems for the Linden, 4th Street and Honeysuckle wellhouses.
8. Authorizing staff to review the City's streetlight standard to include fiberglass street-light poles.
9. Approval of beer/wine license transfer from Lil' Bit Inc. to Kootenai Realty Inc. for the Office Tavern.

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

NEW WELL SITE SEARCH: Motion by Reid, seconded by Copstead to bring this item forward on the agenda. Motion carried. Steven James, JUB Engineering consultant, for the Water Department presented various possibilities for creating a new well site for the City. Motion by Reid, seconded by Wolfinger to authorize staff to proceed with drilling 3 test wells in the low-pressure zones and negotiate with the School District for Persons Field. Motion carried.

PUBLIC HEARING – V-03-6 – VACATION OF PORTION OF 22ND STREET BETWEEN CD'A AVE. AND FERNAN ELEMENTARY SCHOOL: Mayor Bloem announced the rules of order for this public hearing. Chris Bates, Project Manager, gave the staff report.

Mr. Bates reported that Jonathan Garner is requesting vacation of the portion of undeveloped 22nd Street from the north right-of-way of Coeur d'Alene Avenue to the southerly boundary of the Fernan Elementary School. This is an undeveloped sixty foot strip of ground that was never developed into a street and the construction of Fernan

Elementary School at its northerly development has eliminated any possibility or need for the road to be continued. There is no access to the school grounds at this location nor is one desired. The applicant has submitted a signed affidavit from the adjoining property owner to the west relinquishing any interest in any portion of the subject property.

28 notices by certified mail for this public hearing were sent with 5 responses being received - 0 in favor, 1 opposed, 4 neutral. Written comments were distributed for Council review.

PUBLIC COMMENTS: Jonathan Garner, 6424 N. Davenport St., Dalton Gardens, stated that his first plan is to landscape the property and provide more parking for the tenants on the property adjacent to this parcel. His attention is to clean the property and would allow the School to continue to use some of the property for storage as they have been doing.

Motion by Reid, seconded by Wolfinger to approve the vacation of a portion of 22nd Street between Coeur d'Alene Avenue and Fernan Elementary School as requested.
ROLL CALL: Copstead, No; Edinger, Aye; Goodlander, No; McEvers, Aye; Reid, Aye; Wolfinger, Aye. Motion carried.

DRIVE CAREFULLY: Councilman Wolfinger reminded residents that school is back in session, so please drive carefully and watch out for kids and please remember to reduce your speed in the speed zones around schools.

LUNCH AT THE LIBRARY: Councilman Goodlander announced that this Tuesday's Lunch at the Library will feature the Gurdy Hansen Memorial Trail.

PARKS FOUNDATION: Mayor Bloem asked that, anyone who would like to serve on this new commission, to please contact Doug Eastwood or City staff.

APPOINTMENT - LAKE CITY DEVELOPMENT CORPORATION: Motion by Copstead, seconded by Goodlander to re-appoint Brad Jordan to the Lake City Development Corporation. Motion carried.

TUBBS HILL TRAIL PHASE II: Motion by Copstead, seconded by Edinger to authorize staff to proceed with Phase II of the Tubbs Hill Trail improvements. Motion carried.

LIGHTS AT RAMSEY FIELD: Motion by Copstead, seconded by Goodlander that due to a lack of response to the advertisements for bids that staff be authorized to proceed with negotiating the installation of lights at Ramsey Field. Motion carried.

ORDINANCE NO. 3145

AN ORDINANCE AMENDING SECTION 6.05.215G(2) OF THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, TO PROVIDE

APPOINTMENT TO THE ANIMAL CONTROL ADVISORY BOARD OF THREE VETERINARIANS WHILE REQUIRING THE ATTEDANCE OF ONLY ONE VETERINARIAN AT A DANGEROUS DOG HEARING AND CLARIFYING WHAT CONSTITUTES A QUORUM AND AMENDING SECTION 6.05.215G(3) TO PROVIDE FOR CLARIFICATION OF THE MEMBERS NECESSARY TO REACH A DECISION AT A DANGEROUS DOG HEARING; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

Motion by Reid, seconded by Wolfinger to pass the first reading of Ordinance No. 3145.

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

Motion by Goodlander, seconded by Edinger to suspend the rules and to adopt Ordinance No. 3145 by its having had one reading by title only.

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

RESOLUTION 03-085

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO ESTABLISHING A NOTICE OF TIME AND PLACE OF PUBLIC HEARING OF THE PROPOSED AMENDED BUDGET FOR FISCAL YEAR 2002-2003 AND INCLUDING PROPOSED EXPENDITURES BY FUND AND/OR DEPARTMENT, AND STATEMENT OF THE AMENDED ESTIMATED REVENUE FROM PROPERTY TAXES AND THE AMENDED TOTAL AMOUNT FROM SOURCES OTHER THAN PROPERTY TAXES OF THE CITY FOR THE ENSUING FISCAL YEAR, AND PROVIDING FOR PUBLICATION OF THE SAME.

WHEREAS, it is necessary, pursuant to Idaho Code Section 50-1003, for the City Council of the City of Coeur d'Alene, prior to passing an Amended Annual Appropriation Ordinance, to prepare a proposed amended Budget, tentatively approve the same, and enter such proposed amended Budget at length in the journal of the proceedings; NOW, THEREFORE,

BE IT RESOLVED, by the Mayor and City Council of the City of Coeur d'Alene, that the following be and the same is hereby adopted as an Amended Estimate of Expenditures and Anticipated Revenue of the City of Coeur d'Alene for the fiscal year beginning October 1, 2002.

GENERAL FUND EXPENDITURES:

Mayor and Council-----	\$ 160,947	
Administration-----	90,259	
Finance Department-----	462,364	<u>472,364</u>
Municipal Services-----	885,970	
Human Resources-----	364,378	
Legal Department-----	802,249	
Building Maintenance-----	397,455	
Police Department-----	5,661,828	<u>5,687,584</u>
Juvenile Accountability Grant-----	52,374	<u>92,311</u>
Local Law Enforcement Block Grant-----	30,096	<u>81,287</u>
COPS Grant-----	53,125	
Fire Department-----	3,952,897	<u>4,013,162</u>
General Government-----	314,108	<u>569,108</u>
Growth Services-----	1,933,046	<u>2,061,872</u>
Streets/Garage-----	2,018,632	
KCJA Task Force-----	10,470	<u>20,970</u>
Parks Department-----	930,315	
Recreation Department-----	485,466	<u>549,935</u>
City Properties-----	161,000	
TOTAL GENERAL FUND EXPENDITURES:	<u>\$18,766,979</u>	<u>\$19,412,923</u>

SPECIAL REVENUE FUND EXPENDITURES:

Library Fund-----	\$ 766,837	
Impact Fee Fund-----	197,800	<u>675,800</u>
Parks Capital Improvements-----	904,025	<u>955,025</u>
Annexation Fee Fund-----	230,000	
Cemetery Fund-----	286,056	
Insurance Fund-----	296,735	<u>370,735</u>

TOTAL SPECIAL FUNDS:	<u>2,681,453</u>	<u>\$3,284,453</u>
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ENTERPRISE FUND EXPENDITURES:

Street Lighting Fund-----	\$ 489,426	
Water Fund-----	4,742,388	<u>5,572,388</u>
Wastewater Fund-----	10,556,071	<u>10,755,071</u>
Water Cap Fees Fund-----	50,000	
WWTP Cap Fees Fund-----	1,002,895	
Sanitation Fund-----	2,107,913	
City Parking Fund-----	485,701	

Stormwater Management-----	273,178	
TOTAL ENTERPRISE EXPENDITURES:	<u>\$19,707,572</u>	<u>\$20,736,572</u>
TRUST AND AGENCY FUNDS:-----	\$680,174	
CAPITAL PROJECTS FUNDS:-----	\$2,632,050	<u>3,102,050</u>
DEBT SERVICE FUNDS:-----	\$1,621,670	<u>1,696,670</u>
GRAND TOTAL OF ALL EXPENDITURES:	<u>\$46,089,898</u>	<u>\$48,912,842</u>

BE IT FURTHER RESOLVED, that the same be spread upon the Minutes of this meeting and published in two (2) issues of the Coeur d'Alene Press, seven (7) days apart, to be published on the 17th day of September, 2003, and on the 24th day of September, 2003.

BE IT FURTHER RESOLVED, that a Public Hearing on the Budget, be held on the 25th day of September, 2003 at the hour of 12:00 o'clock p.m. on said day, at which time any interested person may appear and show cause, if any he has, why the proposed amended Budget should or should not be adopted.

Motion by Edinger, seconded by Copstead to adopt Resolution 03-085.

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

APPOINTMENT OF INTERIM POLICE CHIEF: Motion by Reid, seconded by Wolfinger to appoint Wendy Carpenter as Interim Police Chief. Motion carried.

EXECUTIVE SESSION: Motion by, seconded by to enter into Executive Session as provided by I.C. Section 67-2345 Subsection A: To consider hiring a public officer, employee, staff member or individual agent; Subsection B: To consider the evaluation, dismissal or disciplining of or to hear complaints or charges brought against a public officer, employee, staff member or individual agent; Subsection C: To conduct deliberations concerning labor negotiations or to acquire an interest in real property not owned by a public agency; and, 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: Wolfinger, Aye; Copstead, Aye; Reid, Aye; Goodlander, Aye; Edinger, Aye. Motion carried.

The session began at 7:00 p.m. Members present were the Mayor, City Council, City Administrator and City staff.

Matters discussed were those of personnel matters, labor negotiations, property

acquisition and legal issues. No action was taken and the Council returned to regular session at 10:20 p.m.

RESOLUTION 03-086

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A CONTRACT FOR EMPLOYEE CONSULTING SERVICES WITH GARREL L. BASS AND ROBERTA J. BASS, HUSBAND AND WIFE.

Motion by Wolfinger, seconded by Copstead to adopt Resolution 03-086.

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

ADJOURNMENT: Motion by, seconded by that this meeting be recessed to September 25, 2003 at 12:00 noon. Motion carried.

The meeting recessed at 10:23 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, City Clerk