

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT COEUR D'ALENE CITY HALL,
NOVEMBER 4, 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 November 4, 2003 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

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

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

INVOCATION: The invocation was led by Reverend Ron Hunter from the Church of the Nazarene.

PLEDGE OF ALLEGIANCE was led by Councilman Copstead.

PUBLIC COMMENTS:

LCEA CONTRACT: Wayne Frisbie, 2803 N. 9th Street, representing the Lake City Employees Association, expressed their appreciation for the work by Mayor, Council, and management staff in working the LCEA to develop a workable employment agreement.

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

1. Approval of minutes for October 21, 2003.
2. Setting of General Services and Public Works Committee meetings for Nov. 10, 2003 at 4:00 p.m.
3. RESOLUTION 04-005: A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO DECLARING AN ANNUAL LEAF OR GARDEN WASTE COLLECTION
4. RESOLUTION 04-006: 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 A LETTER OF AGREEMENT WITH THE HUMAN RIGHTS EDUCATION INSTITUTE, FOR USE OF THE CITY-OWNED BUILDING LOCATED AT 414 ½ MULLAN

ROAD REGARDING INSURANCE REQUIREMENTS; APPROVAL OF AMENDMENT NO. 2 TO THE CONTRACT WITH HDR ENGINEERING, FOR DESIGN OF THE WWTP PHASE 4B; AWARD OF CONTRACT TO BUDDY'S BACKHOE, FOR REPLACEMENT OF THE WWTP ODOR CONTROL BIOFILTER MEDIA; APPROVAL OF AN ENCROACHMENT PERMIT AT 213 CANFIELD AVENUE OVER AN EXISTING WATER LINE EASEMENT; APPROVAL OF S-2-03 - FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENT AGREEMENT FOR THE LANDINGS SUBDIVISION; APPROVAL OF S-5-03 - FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENT AGREEMENT FOR THE SUNSHINE MEADOWS SUBDIVISION; APPROVAL OF S-1-02 - FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENT AGREEMENT FOR ECHO GLENN 1ST ADDITION AND ACCEPTANCE OF RIGHT-OF-WAY DEDICATION ON RAMSEY ROAD FROM BIBLE CHURCH, INC.

5. Authorizing bid for production water wells at Persons Field and the Landings at Waterford.
6. Approval of donation of large painting of Cataldo Mission to North Idaho Museum
7. Approval of purchase of Building Maintenance Vehicle.
8. Approval of beer/wine licenses for Connoisseur's Catering and Café and Chillers Restaurant and approval of beer/wine/liquor license for O'Shay's at 313 Cd'A Lake Drive.
9. Approval of purchase of vehicle for Deputy Fire Chief
10. Approval to proceed with application for DUI grant for purchase of two in-car video systems.
11. Setting of Public Hearing - Grant application for ICDB grant for enhancements to 4th Street from Anton Ave. to Timber Lane for Dec. 2, 2003.

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

PUBLIC HEARING – V-03-8 - VACATION OF RIGHT-OF-WAY ON AMENDED PLAT OF THE HAYDEN LAKE IRRIGATED TRACTS: Mayor Bloem read the rules of order for this public hearing. Gordon Dobler, Growth Services Director, gave the staff report.

Mr. Dobler gave the applicant's name as Prairie Falls Development, LLC, the location as Sunshine Meadows subdivision between Atlas Road and Ramsey Roads south of Prairie Avenue. He noted that the applicant is requesting vacation of portions of the Hayden Lake Irrigated Tracts. The amended plat of the Hayden Irrigated Tracts originally consisted of portions of seven sections (11, 14, 15, 21, 22, 23 and 27) that were further subdivided into ten-acres tracts in 1910. Rights-of-way were dedicated on the plat along groups of eight tracts (roughly 80 acre pieces) to allow for future placement of roadways. As the county developed, roads were constructed in some of the rights-of-way and others were developed around this plat. The current established road network and the

subsequent residential development in the City and County had thus eliminated the need for the majority of these rights-of-way.

He noted that a total of 21 notices were mailed for this public hearing with 1 response in favor with no comments.

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

Motion by Edinger, seconded by Goodlander to approve the vacation of rights-of-way on the amended plat of the Hayden Lake Irrigated Tracts as requested. Goodlander, Aye; Edinger, Aye; Wolfinger, Aye; Copstead, Aye; McEvers, Aye; Reid, Aye. Motion carried.

FRIENDS OF THE LIBRARY BOOK SALE: Councilman Goodlander announced that the final Friends of the Library Book Sale for 2003 will be held Friday, November 7th, 10 a.m. to 6 p.m., at the Coeur d'Alene Public Library, 201 E. Harrison Avenue. The sale features fiction and nonfiction books, and the cost is 50 cents for hardbacks, and 25 cents for paperbacks. Also available are phonograph records and replacement cases for CDs and cassettes. All proceeds support Summer Reading and other children's programs at the Coeur d'Alene Public Library.

PARKS AND RECREATION COMMISSION VACANCY: Mayor Bloem announced that there is a vacancy on the Parks and Recreation Commission and invited anyone who may be interested in serving on this Commission to contact City Hall.

RE-APPOINTMENT TO CHILDCARE COMMISSION: Motion by Copstead, seconded by Edinger to re-appoint Bob Goetz, Lesley Schoch and Virginia Lawlor to the Childcare Commission. Motion carried.

APPOINTMENT TO PARKS FOUNDATION: Motion by Copstead, seconded by Edinger to appoint Ron Ouren, Dick Barclay, Sherry Lenarz, Steve Flerchinger, Terese Runge, Steven Wetzal and Jonathan Mueller to the newly formed Parks Foundation. Motion carried.

EXECUTIVE TEAM REPORT: Wendy Hague, representing the Executive Team, announced that the fall Leaf Pick Up is still a go and scheduled to begin on Wednesday November 12th. Crews will begin in the area south of Sherman Avenue and work northward. Since leaves can plug storm drains, please keep leaves on your property until Friday, November 7th. Pickup will start south of Sherman Avenue and work northward. Completion is expected by Wednesday, November 26, 2003 The Library also accepts donations of used books that are in a useable and sanitary condition. Volunteers are being sought to fill out the schedule for the Friends of the Library gift-wrap booth during December at the Coeur d'Alene Resort Plaza Shops. Adult and youth groups are asked to staff the booth for at least one day. The Friends will provide wrapping supplies and instruction. The booth will be open Friday through Sunday each week beginning on

December 5th. Youth groups should provide an adult supervisor. All proceeds will go to the Building Fund for the new Library building. To volunteer or for more information contact David Townsend at the Library, 208-769-2315. Fire Chief Gabriel extended his congratulations to Matt Sowa of the Fire Department for passing all his Paramedic exams and to firefighters Joe Weihart and Aric Pisa for passing the academy in Spokane.

ANIMAL CONTROL PROPOSAL FROM WATSON AGENCY: Motion by Copstead, seconded by Goodlander to return to staff the proposal from the Watson Agency for housing impounded animals and to deny the additional paragraph to the Kootenai Humane Society Agreement. Motion carried.

2003-04 CITY SNOW PLAN: Motion by Reid, seconded by Edinger to approve the 2003-04 plan. Motion carried.

JOINT USE AGREEMENT WITH COEUR D'ALENE GOLF COURSE FOR WATER: Motion by Reid, seconded by Edinger to authorize staff to negotiate a contract with Welch Comer for a Joint Use Agreement for water with the Coeur d'Alene Golf Course. Motion carried.

ORDINANCE NO. 3152

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, VACATING A PORTION OF THE RIGHT-OF-WAY OF KATHLEEN AVENUE BETWEEN 2ND STREET AND 4TH STREET IN COEUR D'ALENE, KOOTENAI COUNTY, IDAHO; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE

Motion by Wolfinger, seconded by Copstead to pass the first reading of Ordinance No. 3152.

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

Motion by Edinger, seconded by Wolfinger to suspend the rules and to adopt Ordinance No. 3152 by its having had one reading by title only.

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

ORDINANCE NO. 3153

AN ORDINANCE ANNEXING TO AND DECLARING TO BE A PART OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, SPECIFICALLY DESCRIBED PORTIONS OF SECTIONS 33 AND 34, TOWNSHIP 50, NORTH, RANGE 4 WEST, BOISE MERIDIAN; ZONING SUCH SPECIFICALLY DESCRIBED PROPERTY HEREBY ANNEXED; CHANGING THE ZONING MAPS OF THE CITY OF COEUR D'ALENE; REPEALING ALL ORDINANCES AND

PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

Motion by Wolfinger, seconded by Copstead to pass the first reading of Ordinance No. 3153.

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

Motion by Wolfinger, seconded by Copstead to suspend the rules and to adopt Ordinance No. 3153 by its having had one reading by title only.

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

EXECUTIVE SESSION: Motion by Reid, seconded by Copstead to enter into Executive Session as provided by I.C. 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: Goodlander, Aye; Edinger, Aye; Wolfinger, Aye; Copstead, Aye; McEvers, Aye; Reid, Aye. Motion carried.

The session began at 6:23 p.m. Members present were the Mayor, City Council, City Administrator, City Attorney, Finance Director and 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 8:00 p.m.

LAKE CITY EMPLOYEES WORK AGREEMENT: Motion by Wolfinger, seconded by Copstead to direct staff to negotiate clarification language in the LCEA contract and bring a resolution back to the next City Council meeting. Motion carried.

RESOLUTION 04-008

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A COLLECTIVE BARGAINING AGREEMENT WITH THE COEUR D'ALENE POLICE ASSOCIATION.

Motion by Copstead, seconded by Wolfinger to adopt Resolution 04--008.

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

ADJOURNMENT: Motion by Edinger, seconded by Copstead to recess this meeting to November 10, 2003 at 3:30 p.m. for a canvass of votes. Motion carried.

The meeting recessed at 8:05 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, City Clerk