

**MINUTES OF A REGULAR MEETING OF THE CITY  
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,  
HELD AT COEUR D'ALENE CITY HALL  
DECEMBER 6, 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 December 6, 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	)	
Loren Edinger	)	
Deanna Goodlander	)	
Ben Wolfinger	)	

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

**INVOCATION** was led by Tom Weadick from Vineyard Christian Fellowship.

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

**PROCLAMATION – WILLIAM “BILL” MCFARLAND DAY:** On behalf of Mayor Bloem, Councilman Edinger read the proclamation proclaiming December 15<sup>th</sup> as William “Bill” McFarland Day in the City. Jim McFarland, son of Bill McFarland, accepted the proclamation on behalf of his father and family. He announced that on December 15<sup>th</sup> they will be holding an open house to congratulate Bill for all his years of service to the City. City Attorney Mike Gridley recalled the three generations of McFarland’s that have worked as Coeur d’Alene City Attorney which included Bill, his father, and his grandfather who wrote the articles of incorporation for the City of Coeur d’Alene in 1887.

**PERSONS FIELD PUBLIC HEARING PULLED:** Mayor Bloem announced that tonight’s public hearing regarding Persons Field has been pulled by the School District. Councilman Edinger commended the School Board for their decision to pull their appeal regarding Persons Field.

**PRESENTATION - ANNUAL SNOW PLAN:** Interim Street Superintendent, Tim Martin presented the new video “CDA Snow Challenge”. He recognized Councilman McEvers and David Hern as well as the CDATV Ad Hoc Committee for their efforts in creating this video. Councilman Edinger commended the Street Department for all their excellent effort in keeping our city streets safe during the winter months. Mr. Martin

reported that there are two crews that work around the clock during winter months. He noted that the Street crew plows over 600 lane miles within a 40-hour period.

**PUBLIC COMMENTS:**

**PERSONS FIELD:** Jan Nuskiewicz 1606 Cd'A Ave., submitted a petition to save Persons Field. She believes that the City Council needs to keep in better touch with the community and that Persons Field should be preserved for public access. Bill Wolfe, 1221 Wallace, believes that the loss of Persons Field would be detrimental to the community and requested that the Council take whatever steps are necessary to preserve Persons Field as a city park. Dr. Sandra Kettle, 1202 Wallace Ave., stated that it is her goal to preserve Persons Field as a park. Jody Teeter, 1320 Pennsylvania Ave., opposes Persons Field being used for a school. Robert B. MacNeil, 524 N. 17<sup>th</sup> Street, commented that he is "taking the Council to the woodshed" for their lack of notifying the residents of the City's intent to negotiate away Persons Field to the School District. He believes that the Council has failed in their trust and credibility to the residents of Coeur d'Alene. He believes that the Council has an obligation to ask for public input on all issues that involve the public. He believes that it appears that this issue has been going on for a long time and it was only because of the Planning and Zoning requirements that notices were mailed just to residents within 300 feet of the Park and that is unconscionable. He would like the Council to consider going to the professional people on staff to ask about the need for recreational facilities in our city. He commented that the School Board members including Christie Wood and Vern Newby were puzzled by the proposal before them last night and they both had suggested letting the Council decide on the issue tonight instead of them making a decision. He also questioned why the Council did not ask him for his opinion regarding the use of Persons Field before proceeding with this proposal. He would like the City Council to purchase the portion of Persons Field owned by School District 271 and asked the Council to commit to him tonight that this would be developed into a full use park. Susie Snedaker, 821 Hastings, read a letter from Doug Fagerness regarding Persons Field. She asked the Council to cancel the "moratorium" between the City and School District for considering this field as a future middle school site. David Wilson, 1218 Wallace, asked the Council to make a plan to obtain the other half of Persons Field and make it a permanent park.

Mayor Bloem, asked Mr. MacNeil to re-organize his neighborhood group and she would be willing to meet with them and better explain the process of what had occurred regarding discussions between the School District and the City. Council President Reid thanked the residents for taking their time to come to the Council meeting and provide their input on this issue.

**COUNCIL CONGRATULATED FOR RECENT ELECTIONS:** Joe Kunka, 932 E. Homestead Avenue, congratulated everyone on their recent election and noted that he would be willing to help the City in whatever capacity they feel he can be of benefit.

**SMACM: MOTHERS AGAINST CHILD MOLESTERS:** Tamara Cougar, 619 N. 19<sup>th</sup> Street, recalled her ordeal with her husband who molested their child and then

received an extremely light sentence. She announced that it is her goal to fight the loopholes in the judicial system which allows for such light sentences and protect our youth from these crimes. Mandy Royalty 1275 E. Stockman, Post Falls, asked for the Council's support of this program. MacKenzie, a minor child, asked that the laws be changed against child molesters.

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

1. Approval of minutes for November 6, 8, 15, 2005.
2. Setting the Public Works Committee and General Services Committee meeting for December 12, 2005 at 4:00 p.m.
3. RESOLUTION 05-079: 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 BID AWARD AND APPROVAL OF AN AGREEMENT WITH CANNON CONSTRUCTION, INC. FOR THE INSTALLATION OF WATER METER READERS; APPROVAL OF AN AGREEMENT WITH SPRINT FOR POLICE DEPARTMENT WIRELESS DATA; APPROVAL OF AN AGREEMENT WITH ALLWEST GEOTECHNICAL ENGINEERING FOR FUTURE LIBRARY SITE; APPROVAL OF AN AMENDMENT TO THE GRANT PARTNERSHIP AGREEMENT (HUMAN RIGHTS EDUCATION INSTITUTE); APPROVAL OF SS-3-05 – FINAL PLANT APPROVAL WITH SUBDIVISION IMPROVEMENT AGREEMENT FOR CENTENNIAL TRAIL CONDOMINIUMS; APPROVAL OF SS-11-05 – FINAL PLAT APPROVAL WITH SUBDIVISION IMPROVEMENT AGREEMENT FOR LONE PINE SUBDIVISION AND APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH WELCH COMER FOR NORTHEAST WATER ZONE ENGINEERING SERVICES.
4. Approval of Easements: Stimson Storm Manhole Easement and Stimson Tieback Easement.
5. Acceptance of Annual Road and Street Financial Report.
6. Approval of beer/wine license for Coeur d'Alene Grocery at 410 W. Neider Ave.

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

**HUMAN RIGHTS EDUCATION CENTER GRAND OPENING:** Councilman Wolfinger announced that the Human Right Education Center will have their grand opening this Saturday, December 10th.

**DOWNTOWN REGULATIONS AND KROC CENTER WORKSHOPS:** Mayor Bloem announced that there will be two meetings on December 14<sup>th</sup>. The first meeting is from 5:00 to 7:30 p.m. at the 1<sup>st</sup> Presbyterian Church which is a workshop on the proposed height regulations in the Downtown area. Public input is welcomed. The Salvation Army representing the Kroc Foundation will also hold their workshop from 6:00 to 8:00 p.m., at the Coeur d' Alene High School auditorium. The architects from the Salvation Army will be there to present examples of previous community centers that

have been constructed. This workshop will allow the public an opportunity to provide input into the design of the City's Community Center.

**PARK AT MILL RIVER:** Motion by Hassell, seconded by Edinger to endorse the Parks Foundation's acceptance of the Park at Mill River property with considerations based on the revised concept of Neighborhood Inc. as future parkland for the City of Coeur d'Alene. Councilman Edinger noted that by the Council accepting this donation the Council will be increasing the Parks maintenance budget by \$8,000 annually. Motion carried with Council President Reid abstaining.

**SAFETY FENCE AT VETERANS PARK:** Motion by Hassell, seconded by Goodlander to have the safety fence around Veterans Park remain on site until December 23, 2005. Motion carried.

#### RESOLUTION NO. 05-080

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING LEASE AGREEMENTS WITH WILLIAM R. BROOKS d/b/a BROOKS SEAPLANE SERVICE, ITS PRINCIPAL PLACE OF BUSINESS AT P.O. BOX 1028, COEUR D' ALENE, IDAHO 83816 AND LAKE COEUR D'ALENE CRUISES, INC., IT'S PRINCIPAL PLACE OF BUSINESS AT 1<sup>ST</sup> AND SHERMAN, HAGADONE BUILDING, COEUR D'ALENE, IDAHO 83814

Motion by Hassell, seconded by Edinger to adopt Resolution 05-080.

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

**PUBLIC HEARING – SP-11-05/V-1-05 – SPECIAL USE PERMIT AND VARIANCE ON HEIGHT LMITATIONS FOR 15<sup>TH</sup> AND GARDEN AVENUE (PERSONS FIELD):** Mayor Bloem announced that the appellant pulled its request for this public hearing.

**EXECUTIVE SESSION:** Motion by Reid, seconded by Wolfinger to enter into Executive Session as provided by Idaho Code 67-2345: 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; 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; Wolfinger, Aye; Hassell, Aye; McEvers, Aye; Reid, Aye; Edinger, Aye. Motion carried.

The session began at 7:15 p.m. Members present were the Mayor, City Council, City Administrator, and City Attorney.

Matters discussed were those of personnel issues and pending litigation. No action was taken and the Council returned to regular session at 7:40 p.m.

**COTTRELL LITIGATION:** Motion by Goodlander, seconded by Hassell to approve the settlement in the Cottrell case. Motion carried.

**TAYLOR CLAIM:** Motion by Hassell, seconded by Edinger to authorize the settlement in the Taylor claim. Motion carried.

RESOLUTION NO. 05-081

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO APPROVING AN ENGAGEMENT LETTER FOR LEGAL SERVICES WITH MENTOR LAW GROUP, PLLC.

Motion by Wolfinger, seconded by Edinger to adopt Resolution 05-081.

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

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

The meeting adjourned at 7:45 p.m.

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Sandi Bloem, Mayor

ATTEST:

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Susan K. Weathers, CMC  
City Clerk