

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT THE LIBRARY COMMUNITY ROOM
DECEMBER 15, 2009**

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 December 15, 2009 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

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

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

INVOCATION was led by Assistant Pastor Carl Cook, Candlelight Christian Fellowship.

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

PROCLAMATION – HOMELESS PERSON’S MEMORIAL DAY: On behalf of Mayor Bloem Councilman Bruning read a proclamation proclaiming December 21st as Homeless Person’s Memorial Day. Russell Haakinson accepted the proclamation for the Dirne Health Centers.

PRESENTATION – CITIZEN APPRECIATION AWARD: Police Chief Wayne Longo read the plaque to be awarded to Jerry Gunderson as a Citizen Appreciation Award for his bravery in restraining an armed robber at Shopko. Mayor Bloem presented letters of commendation to Police Sergeants Walther and McCormick for their actions in the arrest of the robber.

PRESENTATION - KOOTENAI COUNTY POLICE AND FIREFIGHTERS FOUNDATION: Director Bud Arce from the Kootenai County Police and Firefighters Foundation presented a report of their activities for the past year.

PUBLIC COMMENTS:

21-GUN SALUTE REQUESTED: Eric Mesher, 1111 W. Darling Ave., Hayden, requested that his organization who hosts a Fallen Heroes Motorcycle Rally be allowed to do a 21-gun salute during his group’s rally. He would like the City to designate the Fallen Heroes Memorial Park as a designated memorial site for doing 21-gun salutes. Motion by Edinger, seconded by Kennedy to refer this issue to the General Services Committee. Motion carried.

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

1. Approval of minutes for December 1, 2009.
2. Setting the General Services Committee and the Public Works Committee meetings for Monday, December 21st at 2:30 p.m. and 4:00 p.m. respectively.
3. RESOLUTION 09-052: 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 S-3-06 FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENT AGREEMENT FOR HAWK'S NEST 4TH ADDITION AND APPROVAL OF AN AGREEMENT FOR PUD-4-06 AND PUD-4-06M FOR RIVERSTONE WEST PLANNED UNIT DEVELOPMENT (PUD).
4. Approval of Annual Road and Street Financial Report
5. Approval of bills as submitted and on file in the Office of the City Clerk.
6. Approval of beer/wine license for: C & C Grocery at 3280 W. Prairie Ave.; The Wine Cellar at 313 Sherman, and; Walgreens at 3335 W. Appleway.
7. Approval of City Boundaries and authorizing staff to submit to the State Tax Commission.

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

COUNCIL ANNOUNCEMENTS:

COUNCILMAN GOODLANDER: Councilman Goodlander reported that she volunteered to ring the bell at Shopko for the Salvation Army as part of her Rotary Club.

COUNCILMAN MC EVERS: Councilman McEvers announced that the City of Hayden will be televising their Council meetings on CDA TV, Channel 19.

COUNCILMAN EDINGER: Councilman Edinger wished everyone a very Merry Christmas and a Happy and Prosperous New Year.

COUNCILMAN GOODLANDER: Councilman Goodlander announced that a Mudgy and Millie "moose-ltoe" party will be held at 12:00 noon at the Library on December 19th.

ADMINISTRATOR'S REPORT: City Administrator Wendy Gabriel reported Avista has plans to start work on trimming trees that obstruct power lines on the new City property located south of Fernan Lake. She announced that there is a winter storm warning tonight with 1-2 more inches of snow with freezing drizzle and cautioned everyone to drive carefully. Mrs. Gabriel corrected a newspaper article that ran in the Coeur d'Alene Press today which stated that an injunction has been made; however, Jim Brannon had just filed a request for an injunction to prevent the elected candidates from being sworn in on Jan. 5. Our mobile Santa that rides on the old fire truck is coming to town. He will be in the following areas: On December 20th he will be west of 7th Street and south of Appleway; December 21st he will be east of 7th Street and south of Appleway; December 22nd he will be east of US 95 and north of Appleway, and; December 23rd he will be west of US 95 and north of Appleway. She announced that the Idaho Dept. of Lands has awarded

the City a \$6,000 transportation enhancement grant for trees to be planted at certain locations in Coeur d'Alene. She gave kudos to Karen Haskew, City Urban Forester, for obtaining this grant. The Holidays and Heroes program was a resounding success with children shopping at Wal-Mart. The Coeur d'Alene Police Department wants to remind residents to move your boats, trailers, or other inoperable vehicles from the streets during the winter months. She noted that any vehicle left on the street or buried in the snow will be considered abandoned and will be removed at owner's expense. Mrs. Gabriel also reported that the Police Department experiences increased robberies during the holiday season and she provided residents with advice such as locking all doors and windows whenever you leave your residence, not putting gifts in view of windows and other precautionary measures. She announced that there will be a City Council Workshop on January 13th at 12:00 noon to review the proposed animal control regulations and she invited the public to attend. Wednesday morning KXLY television will be at Fire Station No. 2 at 5 a.m. for a demonstration on Christmas trees and potential fire hazards.

RESOLUTION NO. 09-053

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN AGREEMENT FOR USE OF REAL PROPERTY WITH COEUR D' ALENE SCHOOL DISTRICT NO. 271 FOR A TEMPORARY OFF-LEASH DOG PARK.

STAFF REPORT: Doug Eastwood explained that the School is allowing the use of their property off Atlas Road for an off-leash dog park. The lease is an annual lease with the City of Coeur d'Alene renewable for up to three years. The City is participating in this temporary park with the Kootenai Dog Park Association by providing used fencing for this site and will also assist in doing a weekly maintenance of the park.

Motion by Goodlander, seconded by Edinger to adopt Resolution 09-053.

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

RESOLUTION NO. 09-054

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A LOAN OFFER, ACCEPTANCE AND AGREEMENT FOR WASTEWATER TREATMENT FACILITY DESIGN AND CONSTRUCTION (THE "LOAN OFFER") FROM THE STATE OF IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY ("DEQ").

STAFF REPORT: Finance Director, Troy Tymesen, reported that the Wastewater Treatment Plant in 2001 received judicial confirmation to upgrade the plant in an aggregate up to \$28,000,000.00. The first bonds were issued in 2007 for \$15,000,000.00 and acquired by DEQ. The city has the opportunity of a loan offer from DEQ for up to \$13,000,000.00 at a 0.5% fixed interest rate for 20 years with no loan fees. The City could take this bond issue to the open market in the form of a revenue bond; however, the interest rate would not be 0.5% fixed for 20

years. He noted that the savings to the rate payer if all \$13,000,000.00 is used would be in excess of \$4,000,000.00 if the City had gone out for a commercial loan rate that did not exceed 3.75%.

Motion by Goodlander, seconded by Hassell to adopt Resolution 09-054.

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

EXECUTIVE SESSION: Motion by Hassell, seconded by to enter into Executive Session as provided by I.C. 67-2345, SUBSECTION F: To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel as executive session does not satisfy this requirement.

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

The Council met in Executive Session at 7:10 p.m. Members present were the Mayor, City Council, City Administrator, Deputy City Administrator and City Attorney.

Matters discussed were those of litigation. No action was taken and the Council returned to the regular meeting at 8:16 p.m.

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

The meeting adjourned at 8:16 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan Weathers, CMC
City Clerk