

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT COEUR D'ALENE CITY HALL
MARCH 7, 2006**

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 March 7, 2006 at 12:00 noon, there being present upon roll call the following members:

Sandi Bloem, Mayor

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

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

INVOCATION was led by Dr. Ron Hunter, Church of the Nazarene.

MOMENT OF SILENCE: Council President Ron Edinger asked for a moment of silence and prayer for the family of former City Councilman Harry Fields who passed away this week.

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

PRESENTATION – RIVERSTONE PARK AND POND: Mike Tillford from Riverstone Development presented an overview of the proposed park and pond that will be constructed within their development. Mr. Tillford distributed photos of the Central Premix Site prior to the proposed improvements. He believes that their proposed design will eliminate this brown field and transform it into an attractive environmentally sound park and pond site featuring a 60' water fountain. He noted that the developer has agreed to maintain the park area for three years and maintain the fountain pumps as well as the pond liner system in perpetuity. Mr. Tillford reported that it is planned to have this project completed by Fall, 2006. It is estimated that the park and the pond will cost about \$3.3 million.

PUBLIC COMMENTS:

COMPLAINTS OF A CRIME: Mike Barber, PO Box 1425, Coeur d'Alene, ID 83814, complained that crimes against him have gone unaddressed by the City.

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

1. Approval of minutes for January 17, 2006.
2. Setting the Public Works Committee and General Services Committee meeting for February 13, 2006 at 4:00 p.m.
3. SS-1-06 – Final Plat approval for Nelson Lots in Bratton Garden Tracts – 2-lot short plat.
4. S-1-06 – Final Plat approval for Ironwood Medical Condominium.
5. Approval of beer/wine licenses for Red Arrow Wines at 1901 Sherman Avenue and The Pendulum at 401 N. 2nd Street.

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

PATRIOT ACT: Councilman Reid announced that the U.S. Senate approved the U.S. Patriot Act, and included in this act is an anti-meth bill which requires that pseudoephedrine products be locked up and also provides funding for treatment, drug courts and drug hot spot grants. She commended the Federal Government for their work as well as the State Senate.

DEER PROBLEM: Councilman Reid reported that she had received a letter from John Jacklich complaining about the deer problem in Cd'A. She believes that the deer now constitute a health problem. As a result of the increased population of the deer in our city, cougars have also been sighted in the city limits. She would like staff to work with the Idaho Fish and Game to address this issue.

MOTION: Motion by Reid, seconded by Goodlander to have staff contact Fish and Game to discuss the problem of deer in the city limits.

DISCUSSION: Councilman Edinger noted that he believes that the reason deer are coming into town is development on the hillsides where they have their natural habitat. Councilman McEvers believes it is sad that we have to have growth overcome nature. Councilman Reid noted that the deer population is now twenty times greater than when Columbus landed in the U.S. She noted that she does not want to see them eliminated but at least thinned out.

Motion carried.

GRADING AND BLASTING ORDINANCES: Councilman Kennedy reported that citizens have discussed a need for a grading ordinance and a need for a blasting ordinance.

MOTION: Motion by Kennedy seconded by Edinger to direct staff to research the grading and blasting ordinances and report back to the Public Works Committee what options are available regarding regulating grading and blasting within the city limits. Motion carried.

APPOINTMENTS – URBAN FORESTRY COMMITTEE AND DESIGN REVIEW COMMITTEE: Motion by Edinger seconded by McEvers to appoint Bruce Martinek to the Urban Forestry Committee and reappoint Scott Razor and George Ives to the Design Review Committee. Motion carried.

RESOLUTION 06-015

A RESOLUTION OF THE CITY OF COEUR D’ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF COEUR D’ALENE FIRE DEPARTMENT DEPUTY CHIEFS.

Motion by Edinger, seconded by Hassell to adopt Resolution 06-015.

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

PUBLIC HEARING – O-1-06 – AMENDING MINIMUM STREET FRONTAGE REQUIREMENTS FOR LOTS ON CUL-DE-SACS AND KNUCKLES: Mayor Bloem read the rules of order for this legislative public hearing. John Stamsos, Associate Planner, gave the staff report.

Mr. Stamsos reported that tonight’s public hearing is to determine whether the City should amend the Municipal Code establishing a minimum street frontage requirement for lots on cul-de-sacs and knuckles of 26-feet at the curb line and a minimum lot width of 40-feet at the front setback line of said lot.

Mr. Stamsos explained that in many cases, where a subdivision is designed with cul-de-sacs or knuckles, in order to lay out the lots in an orderly and efficient manner some lots have to be laid out with less than the minimum street frontage in order to work. The practice of the Planning Commission has been to approve these less than standard street frontages with deviation from standards. By amending the code, it would provide for adequate access to these lots and allow for better layout of lots on cul-de-sacs and knuckles.

DISCUSSION: Councilman Hassell asked that if the Council reduced the standard, wouldn’t that create smaller lots for houses to be constructed on. John Stamsos responded that there were only 25 deviations for cul-de-sacs last year which is a small number compared to all the subdivisions created last year. Councilman Goodlander asked how many cul-de-sacs were approved without deviations that fit within our standard guidelines. John Stamsos responded 25% of the cul-de-sacs created were approved with deviations. Councilman Goodlander agreed with Councilman Hassell regarding the concern of lowering the city standard. Mayor Bloem as if this reduction of frontage would affect the number of lots able to be created. John Stamsos responded that lot sizes would remain the same. Councilman Reid asked if this amendment would change the size of the cul-de-sac. John noted that this amendment only affects the

frontage of the lot and not the overall size of the lot. Councilman McEvers asked if this amendment came from staff. John responded that this amendment originated with staff and the Planning Commission suggested the 40' width. Councilman McEvers asked if this amendment would encourage cul-de-sacs and knuckles. John commented that he does not know if it would encourage or discourage cul-de-sacs. Mr. Stamos elaborated that the reason the Planning Commission felt that these lots needed at least 40' width is to accommodate the construction of homes and adequate driveways on the cul-de-sac. Councilman Edinger noted that the city had tried to get away from cul-de-sacs due to snow removal, etc. and hopes that this does not encourage cul-de-sacs. John reported that fewer cul-de-sacs have been requested over the past few years. Councilman Goodlander asked Deputy Administrator Jon Ingalls what effect a 26'-wide cul-de-sac does has on snow plowing. Jon Ingalls responded that since the snow is now stacked in the middle, snow plowing is not as big of an issue as it used to be. Additionally he agreed that the number of cul-de-sacs has decreased.

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

ORDINANCE NO. 3428
COUNCIL BILL NO. 06-1007

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING SECTION 17.06.120 TO ESTABLISH MINIMUM STREET FRONTAGE REQUIREMENTS FOR CUL-DE-SAC AND KNUCKLE LOTS; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SEVERABILITY CLAUSE; PROVIDE FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF

Motion by Reid, seconded by McEvers to pass the first reading of Council Bill No. 06-1007.

DISCUSSION: Councilman McEvers asked City Engineer Gordon Dobler for his input on this issue. Mr. Dobler explained that proposed amendment is not offering anything new and that this has been done for several years as deviations. As for lot sizes it is very improbable that the number of lots on a cul-de-sac would increase with this amendment. Councilman Hassell commented that he believes that if we accommodate the deviations we are creating a new lower standard and would increase the number of cul-de-sacs. Mr. Dobler stated his belief that the City does have the authority to manage the number and size of cul-de-sacs.

ROLL CALL: Edinger, Aye; Hassell, No; Goodlander, No; Kennedy, Aye; McEvers, Aye; Reid, Aye. Motion carried.

Motion by Reid, seconded by McEvers to suspend the rules and to adopt Council Bill No. 06-1007 by its having had one reading by title only.

ROLL CALL: Edinger, Aye; Hassell, No; Goodlander, No; Kennedy, Aye; McEvers, Aye; Reid, Aye. Motion carried.

EXECUTIVE SESSION: Motion by Reid, seconded by Kennedy to enter into Executive Session as provided by Idaho Code 67-2345, SUBSECTION C: To conduct deliberations concerning labor negotiations or to acquire an interest in real property, which is not owned by a public agency.

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

The Council entered into Executive Session at 7:00 p.m. Those present were the Mayor, City Council, City Administrator, Deputy City Administrator and City Attorney. Matters discussed were those of labor negotiations.

No action was taken and the Council returned to regular session as 7:18 p.m.

NEW LIBRARY PROJECT AND COUNTY BOATHOUSE: The Council discussed a possible Library project and potential sites for the County's Boathouse. No action was taken.

RETURN TO EXECUTIVE SESSION: Motion by Goodlander, seconded by Kennedy to return to Executive Session under I.C. 67-2345 SUBSECTION F: To consider and advise its legal representatives in pending litigation or where there is a general public awareness of probably litigation.

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

The session resumed at 8:19 p.m. Those 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 regular session as 9:08 p.m.

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

The meeting adjourned at 9:08 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, CMC
City Clerk