

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

APRIL 5, 2011

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 April 5, 2011 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

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

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

INVOCATION: The invocation was led by Robert Fetveit, Elijah House.

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

PUBLIC HEARING – AA-1-11 – ADMINISTRATIVE APPEAL OF FORT SHERMAN CHAPEL NONCONFORMING USE: Mayor Bloem noted that the appellant is unable to attend tonight's Council meeting and has requested that this public hearing be continued. Motion by Edinger, seconded by Goodlander to continue this public hearing until May 3, 2011. Motion carried.

PROCLAMATION – FAIR HOUSING MONTH: On behalf of Mayor Bloem, Councilman Bruning read the proclamation proclaiming the month of April as Fair Housing Month in the City. Patrick Blum from the Disability Action Center accepted the proclamation.

PROCLAMATION – NATIONAL TELE-COMMUNICATORS WEEK: On behalf of Mayor Bloem, Councilman Hassell read the proclamation proclaiming the week of April 10th through the 16th as "National Tele-communicators Week". Deputy Fire Chief Jim Washko as well as two of the 911 dispatchers accepted the proclamation.

PRESENTATION – PLANNING DEPARTMENT: City Planning Director, Dave Yadon, reviewed the history of zoning for the City beginning in the 1920's where houseboats were located at present day Independence Point. In 1975 the State required all cities to have a Planning Department, a Comprehensive Plan, and Zoning and Subdivision ordinances. He explained the team aspect of the Planning Services Department and introduced the members of

the Planning Services Team. He noted that they are currently enhancing public access to city planning services by providing information on the City's website which includes such items as agendas, staff reports and the city's zoning map. He noted that one of department's goals is to continue enhancing the information provided on the City's website for easy access by the residents.

PUBLIC COMMENTS:

MC EUEN FIELD: Rita Sims-Snyder, 818 Front Avenue commented she believes the community is not happy about the proposed McEuen plan because of the lack of transparency in the planning process. She announced that her group has developed their own survey for the public to respond to and recommended the City Council go back to the Committee of 9 Plan for implementation on McEuen Park.

NETTLETON GULCH ANNEXATION: Jeff Coulter, 2692 E. Nettleton Gulch Road, commented that the developers of Nettleton Ranch have not yet addressed the issue of the flood plain.

IDAHO FILM SYMPOSIUM: Russ Simons, 3773 N. Guy Road, Post Falls, Idaho announced the teleconference presentations at the Red Lion in Post Falls on April 16 and 17th. For more information go to www.filmidaho.com/workshops.

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

1. Approval of minutes for March 15, 16, 2011.
2. Setting the General Services Committee and the Public Works Committee meetings for Monday, April 11th at 12:00 noon and 4:00 p.m. respectively.
3. RESOLUTION 11-012: 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 CHANGE ORDER NO. 1 WITH JOHNSON CONTROLS FOR BALL VALVE REPLACEMENT AND BID AWARD AND CONTRACT APPROVAL WITH POE ASPHALT PAVING, INC. FOR THE 2011 STREET OVERLAY PROJECT.
4. Approval of 5-year priority plan for sidewalk replacement
5. Approval of beer/wine license transfers for change of ownership from Boulevard Food Mart to Gary Gas and Food Mart at 1801 Northwest Boulevard and for change of ownership of Cricket's Downtown Bar and Grill.
6. Approval of cemetery lots transfer from Linda and Gary Ghramm to Linda Ghramm-Jones and John Jones.
7. Authorizing Larry Seward, citizen volunteer, to mark, tag and tow abandoned vehicles within the City limits of Coeur d'Alene.

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

APPOINTMENT – CDA TV COMMITTEE AND PLANNING COMMISSION: Motion by Goodlander, seconded by Bruning to appoint Chris Copstead to the CDA TV Committee and re-appoint Tom Messina to the Planning Commission. Motion carried.

ADMINISTRATOR’S REPORT: City Administrator Wendy Gabriel announced that on Saturday, March 19th at 1327 hours, Coeur d’Alene Fire and Police Departments responded to a reported structure fire near the 600 block of Haycraft. The fire was quickly knocked down during initial operations and the fire loss was contained to the apartment first affected. On scene Fire Department paramedics treated two patients with minor smoke inhalation and three cats were rescued out of the adjoining smoke filled apartment. The 2010 Walt Disney film “Secretariat” will be screened this Thursday, April 7th, at 7:00 p.m. in the Community Room at the Library. Folk singer Bob Nelson returns to the Library on this Friday, April 8th, for two free concerts. He will offer a special youth program at 12:30 p.m. and an all-ages program beginning at 7:00 p.m. “Best Water Crew in the World” is a term that Jim Markley, Coeur d’Alene’s Water Superintendent, uses for his crew who voluntarily chose to adjust their schedule to start work at 2:00 AM to get major Sherman Avenue water service line work done at night in order to minimize impacts on the downtown. This critical work must precede the Sherman overlay project and the crew’s flexibility greatly reduced interference on downtown business. The second phase of the Sherman Avenue project involves extending the water main from the alley south of Sherman and 5th Street, north to the water main in Sherman Avenue. For additional information, please contact the Water Department at 769-2210. The City of Coeur d’Alene recently recognized employees at the 2011 Employee Service Awards celebration. The event recognized a combined total of 735 years of service to our city! The City of Coeur d’Alene continuously accepts applications for the positions of Police Officer, Secretarial/Clerical, Janitorial, Library Clerk, and Attorney. For applications and job information, please visit our website at www.cdaid.org or call the Human Resources Department at 769-2205. There are two vacancies on the city’s Natural Open Space Committee. If you are interested in serving, please contact Amy Ferguson, 666-5754, for an application. Our Fire Department recently received a letter from the State Fire Marshall certifying all city firefighters as State Fire Inspectors. The City of Coeur d’Alene Arts Commission is seeking artists to participate in its new “Art Currents” program. The selected artwork will be displayed along Sherman Avenue, Lakeside Avenue, and City Park. Information packets are available at City Hall, or online at www.cdaid.org. Artist proposals are due by 5:00 p.m., April 18, 2011. The Coeur d’Alene, Post Falls, and Rathdrum Police Departments, along with the Kootenai County Sheriff’s Department, the city’s Enough is Enough Committee, and Idaho Drug Free Youth are sponsoring a “Prescription Drug Turn-in Day” as part of the Coeur d’Alene School District’s Safety Fair, on April 30th, at the Coeur d’Alene High School Commons. The Prescription Drug Turn-In will be open from 10:00 a.m. until 2:00 p.m. and Coeur d’Alene Police will be on hand during that period to receive and destroy outdated or unused prescription medication. Citizens can also turn in their medications at the Post Falls City Hall, Rathdrum Police Department, Hayden City Hall, Athol City Hall, and Harrison City Hall from 10:00 a.m. until 2:00 p.m. on Saturday, April 30th. For more information, call 769-2320. If you see a problem while you are out riding your bicycle or just have a comment or suggestion about our bike system, go to the Parks Department website at www.cdaidparks.com and send us an email. As part of an effort to restore native trees to areas of Tubbs Hill, over 2,500 native tree and shrub seedlings will be planted on the hill this April. The scheduled work days are April 9th and 16th. For more information on the planting project and

native habitat restoration on Tubbs Hill, visit the Parks Department web site at parks.cdavid.org or call the Urban Forestry division of the Parks Department at 769-2266. Backflow assemblies must be tested annually at spring irrigation start up. This test, performed by a private, state-licensed backflow tester (the City of Coeur d'Alene has a list of approved testers), verifies that the assembly is functioning correctly. If you have any questions or wish to obtain a state-licensed backflow tester list, contact the City of Coeur d'Alene Water Department at 769-2379. The Water Department offices are located at 3820 Ramsey Road. Congratulations to Gordon Dobler, City Engineer, for fulfilling the extensive requirements to become a Certified Floodplain Manager. Mr. Dobler received this recognition from the Association of State Floodplain Managers after much independent study. The Coeur d'Alene Public Library Spring programs begin April 12th and continue through May 12th. Please visit the library for more information or call 769-2471. At the first annual Coeur d'Alene Police Department Awards Ceremony, Officer Josh Gillmore was honored as the department's Officer of the Year. This honor reflects his strong character, dedication to duty, and professionalism.

ORDINANCE NO. 3404
COUNCIL BILL NO. 11-1002

AN ORDINANCE AMENDING THE ZONING ACT OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, KNOWN AS ORDINANCE NO. 1691, ORDINANCES OF THE CITY OF COEUR D'ALENE, BY CHANGING THE FOLLOWING DESCRIBED PROPERTY FROM R-12 TO R-17 AND PLACING CERTAIN CONDITIONS UPON THE PROPERTY, SAID PROPERTY BEING DESCRIBED AS FOLLOWS, TO WIT: +/- 1.15 ACRE PARCEL LOCATED AT 102 AND 106 HOMESTEAD AVENUE; 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 Hassell, seconded by Kennedy to pass the first reading of Council Bill No. 11-1002.

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

Motion by Goodlander, seconded by Hassell to suspend the rules and to adopt Council Bill no. 11-1002 by its having had one reading by title only.

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

RCA-1-11 – REQUEST TO CONSIDER ANNEXATION OF 105.890-ACRE PARCEL KNOWN AS NETTLETON RANCH: Sean Holm, City Planner, reported that Halko, LLC is requesting approval of a Request to Consider Annexation of a +/- 105.89 acre parcel into the City of Coeur d'Alene. The parcel is located east of and adjacent to the Best Hills Meadows Subdivision. Mr. Holm presented the general site information, basic legal thresholds, basic planning considerations, and basic service considerations. Mr. Holm noted that the applicant

made a request in 2008 and he compared the boundary changes between that request and the applicant's current request. Gary Young, 602 E. Garden Avenue, representing the property owners, Halko, LLC, presented their request for Council to allow his client to proceed with the annexation process.

Motion by Kennedy, seconded by Edinger to deny the request for the applicant to proceed with the annexation process for the 105.89-acre parcel known as Nettleton Ranch. ROLL CALL: McEvers, No; Bruning, Aye; Edinger, Aye; Hassell, Aye; Goodlander, No; Kennedy, Aye. Motion carried.

PUBLIC HEARING – VACATION OF A PORTION OF 18TH STREET AND LOST AVENUE RIGHTS-OF-WAY: Mayor Bloem read the rules of order for this public hearing. Councilmen Bruning and Goodlander declared a conflict of interest. Gordon Dobler, City Engineer, gave the staff report.

He gave the applicant's name as Art Elliot and the request is for the vacation of undeveloped portions of the 18th Street and Lost Avenue rights-of-way adjoining the south 12' of Lot 8, and Lots 9,10, and 11 in Block 12 of the Kaesmeyer Addition subdivision.

He reported that the subdivision was plated in February 1907 and has an R-12 zoning. The subject lots are currently vacant and the surrounding lots consist of single family dwelling units, and the recently completed Ridgepointe Condominium complex adjacent to the west of the subject property. The noted rights-of-way are undeveloped. Mr. Dobler reported that staff mailed 30 notices of tonight's public hearing with 2 responses being received - 1 neutral and 1 in support.

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

Motion by Hassell, seconded by McEvers to approve the vacation of a portion of 18th Street and Lost Avenue rights-of-way as proposed. ROLL CALL: Kennedy, Aye; McEvers, Aye; Goodlander, Aye; Edinger, Aye; Bruning, Aye; Hassell, Aye. Motion carried.

RECESS: Motion by Edinger, seconded by Kennedy to recess this meeting to April 14th, at 7:30 a.m. in the Parkside Tower Conference Room for a joint meeting with Team McEuen. Motion carried.

The meeting recessed at 8:00 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan Weathers, CMC
City Clerk