

MINUTES OF A REGULAR MEETING OF THE CITY  
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,  
HELD AT COEUR D'ALENE CITY HALL,  
APRIL 17, 2007

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, April 17, 2007 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Al Hassell	)	Members of Council Present
Woody McEvers	)	
Loren Edinger	)	
Dixie Reid	)	
Mike Kennedy	)	
Deanna Goodlander	)	

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

**PLEDGE OF ALLEGIANCE:** Councilman Kennedy led the pledge of allegiance.

**PRESENTATIONS:**

PROCLAMATION – “ARBOR DAY WEEK”: Councilman Hassell read the proclamation on behalf of Mayor Bloem declaring the week of April 23<sup>rd</sup> as Arbor Day Week in the City of Coeur d'Alene. Mike Cooper, student representative of the Urban Forestry Committee, accepted the proclamation.

PROCLAMATION – “WEEK OF THE YOUNG CHILD”: Councilman Kennedy read the proclamation declaring the week of April 22<sup>nd</sup> at Week of the Young Child in the City. Barbi Harrison, Vice-President of NIAEYC, accepted the proclamation.

PRESENTATION – “DENIAL OF DEPENDENCE”: School Resource Officer Bret Walton introduced Alex Burrell, Paige Armijo, Chris Detherow, Tyler Gunderson and Jasmine Heigel students from Project CDA. Alex Burrell led the presentation which included a power point presentation they had produced regarding effects of drug use in the schools and our community. Councilman Reid commended the students for their work and thanked them for their efforts.

**PUBLIC COMMENTS:**

KROC CENTER SITE PREPARATION: Larry Spencer, 3711 E. Tobler Road, Hayden, Idaho, commented on the City using \$3,000,000 to fill the Kroc Center site. He noted that he reviewed the contract and believes that it is not a good contract in that the soil is unsuitable. He noted that the future City Park site where the dirt is being moved from will need to be filled before it could be developed into a park. He believes that this is money wasted and would like the City Council to retain an independent counsel to

investigate the discrepancies with this project. He noted that if the Council does not resolve this issue the taxpayers will take action this fall. Councilman Edinger read a letter from Steve Walker, Project Administrator of the Salvation Army at the Kroc Center, who commended the financial stewardship for this Center. The letter went on to note that free structural fill from the airport was 90,000 cubic yards of rocks and boulders that had been stripped of topsoil and could not be used unless it was crushed. This material would have cost \$9.00/cubic yard to crush and haul to the site. The letter also commented on the various options available for filling the Kroc site and it was determined that the most efficient and effective option was the process as selected. Councilman Edinger noted that this facility will help our students and children in our community as well as adults and senior citizens. He recommended all citizens to diligently look at the true facts in light of some false statements that have been circulating the community. Mayor Bloem highly recommended that Mr. Spencer talk with Major Chamness from the Salvation Army to discuss the facts before making any further allegations.

FREESTYLE BMX PARK: Gerald Dale, 2722 W. Poleline, Post Falls, representing the N.I. Freestyle BMX Association, thanked the City for everything that has been done in getting their BMX Freestyle Park going.

PIT BULLS: Vickie Pennington, 4-H Dog Training program owner, presented a petition against the proposed pit bull ban. She presented several articles cautioning against banning specific breeds of dogs. She suggested that additional animal control officers be hired by the City to help control animals. Mayor Bloem noted that an ordinance banning certain breeds was not requested by the Council but rather they referred this issue to staff for review. Councilman Kennedy asked if Vickie has any sample regulations that are effective in controlling dangerous animals. Kat Peterson also voiced her opposition of a dog breed ban in the City. Sharlee Barr, Priest River, also spoke in opposition of banning pit bulls in the City.

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

1. Approval of minutes for March 28, April 3, 5, 2007.
2. Setting of the Public Works Committee and General Services Committee meetings for April 23, 2007 at 4:00 p.m.
3. RESOLUTION 07-032: 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 A CONTRACT WITH ACCELERATED CONSTRUCTION & EXCAVATING FOR THE CATCH BASIN REPLACEMENT PROJECT; BID AWARD AND APPROVAL OF A CONTRACT WITH KNIFE RIVER FOR THE NORTH PINES PARK – PHASE 1 PROJECT; BID AWARD AND APPROVAL OF A CONTRACT WITH DEW DROP SPRINKLERS & LANDSCAPING FOR THE NORTH PINES PARK – PHASE 2 PROJECT; APPROVAL OF AN AMENDMENT TO THE EXISTING IAFF LOCAL 1494 AGREEMENT TO PROVIDE OPEN RESIDENCY AND

- APPROVAL OF A SERVICE AGREEMENT WITH TIM PRENTICE FOR INTERIOR ART WORK FOR THE NEW COEUR D' ALENE LIBRARY.
4. Approval of bills as submitted and on file in the City Clerk's Office.
  5. Approval of Outdoor Eating Facility Encroachment Permit for: Cricket's Downtown Bar and Grill; Syringa Japanese Café & Sushi Bar; The Pita Pit; San Francisco Sourdough Eatery; and, Java on Sherman.
  6. Approval of a new beer/wine license for Cena Coeur d'Alene, Inc. at 182 Neider Ave.
  7. Approval of Cemetery Lot Repurchase from Sara Jo Delaney
  8. Approval of Cemetery Lot Transfer from Cyrus Bittleston to Creta Saxton Reilly and Cemetery Lot Transfer from Clifford and Sally Fender to Clifford Fender.
  9. Approval of Tree Removal from the City Cemetery.
  10. Setting of Public Hearing: ZC-4-07 – Zone Change at 3313 N. 4<sup>th</sup> for May 15, 2007

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

**COUNCIL ANNOUNCEMENTS:**

COUNCILMAN REID : Councilman Reid introduced Boy Scout Troop 296 from Hayden who had been in attendance at tonight's meeting.

MAYOR BLOEM: Mayor Bloem announced the several public workshops will be held for the proposed Comprehensive Plan. On April 23<sup>rd</sup> at the Christ the King Lutheran Church on Pennsylvania Ave from 6:30 p.m. to 8:30 p.m. and then on April 26<sup>th</sup> at Lake City High School again from 6:30 p.m. to 8:30 p.m.

ORDINANCE NO. 3291  
COUNCIL BILL NO. 07-1015

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTION 2.84.020 TO AMEND THE NUMBER OF MEMBERS OF THE ARTS COMMISSION FROM 10 TO 12, TO ESTABLISH TERM LIMITS FOR THE ARTS COMMISSION AND TO OTHERWISE CLARIFY THE INTENT OF THE SECTION; AMENDING SECTION 2.84.030 TO ADD A QUORUM REQUIREMENT; 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 Goodlander, seconded by Edinger to pass the first reading of Council Bill No. 07-1015.

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

Motion by Edinger, seconded by Goodlander to suspend the rules and to adopt Council Bill No. 07-1015 by its having had one reading by title only.

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

**EVALUATION OF WATER RATE STRUCTURES:** Motion by Reid, seconded by Kennedy to approve the Technical Advisory Committee's recommendation to implement a new specified block water rate structure two years from now, to allow for completion of the meter replacement program. Motion carried.

ORDINANCE NO. 3292  
COUNCIL BILL NO. 07-1013

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING SECTION 10.40.030 TO ALLOW BICYCLES IN A PAVED, RECTANGULAR PORTION OF MEMORIAL PARK ADJACENT TO THE SKATE PARK; 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 McEvers, seconded by Hassell to pass the first reading of Council Bill No. 07-1013.

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

Motion by Edinger, seconded by Hassell to suspend the rules and to adopt Council Bill No. 07-1013 by its having had one reading by title only.

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

**EXECUTIVE SESSION:** Motion by Reid, seconded by Hassell to enter into Executive Session as provided by I.C. 67-2345 Subsection C: To conduct deliberations concerning labor negotiations or to acquire an interest in real property; 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: Reid, Aye; Edinger, Aye; Hassell, Aye; Goodlander, Aye; Kennedy, Aye; McEvers, Aye. Motion carried.

The session began at 7:20 p.m. Members present were the Mayor, City Council, City Administrator, Deputy City Administrator, Fire Chief and Deputy City Attorney.

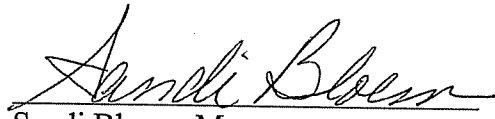
Matters discussed were those of labor negotiations and pending litigation. No action was taken and the meeting reconvened into the regular at 8:21 p.m.

**DOUGLASS CLAIM:** Motion by Goodlander, seconded by Kennedy to take no action on the Douglass claim. Motion carried.

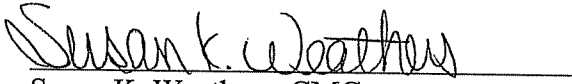
**TOURMEY CLAIM:** Motion by Kennedy, seconded by McEvers to deny the Tourmey claim. Motion carried.

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

The meeting adjourned at 8:22 p.m.

  
Sandi Bloem, Mayor

ATTEST:

  
Susan K. Weathers, CMC  
City Clerk