

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT COEUR D'ALENE CITY HALL,
OCTOBER 15, 2002**

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, October 15, 2002 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

Woody McEvers)	Members of Council Present
Loren Edinger)	
Dixie Reid)	
Chris Copstead)	
Ben Wolfinger)	
Deanna Goodlander)	

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

INVOCATION was led by Curtis Ellis from Youth for Christ Church.

PLEDGE OF ALLEGIANCE: Councilman Goodlander led the pledge of allegiance.

PRESENTATION – GROWTH SERVICES DEPARTMENT ANNUAL REPORT: Growth Services Director, Gordon Dobler, presented the projects and other actions completed by the Growth Services Department. He reported that the major functions of his department are planning, new development, building, capital construction projects, and overlay.

PUBLIC COMMENTS:

SPEED LIMITS AND STOP SIGNS ON 21ST: Damian Sullivan, 2115 Coeur d'Alene Avenue, voiced his concern over vehicles who do not obey the stop signs and speed limits. Dixie Reid feels that we need to get an Emphasis Patrol in that area to educate drivers of the area speed limits. Councilman Edinger suggested that the City Administrator contact the School Principal regarding placement of a crossing guard.

CONSENT CALENDAR: Motion by Wolfinger, seconded by Edinger to removed Item 2-e of Resolution 03-005 from the Consent Calendar. **ROLL CALL:** Goodlander, Aye; Edinger, Aye; Wolfinger, Aye; Copstead, Aye; McEvers, Aye; Reid, Aye. Motion by Goodlander, seconded by Edinger to approve the Consent Calendar as amended.

1. Approval of minutes for October 1, 2002.
2. **RESOLUTION 03-005 - 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 A PIPELINE EASEMENT AGREEMENT AND ACCEPTANCE OF A SPECIAL WARRANTY DEED FOR RIGHT-OF-WAY FOR THE 15TH STREET WIDENING PROJECT WITH NORTHWEST PIPELINE CORPORATION A SUBSIDIARY OF WILLIAMS GAS PIPELINE COMPANY; APPROVAL OF A CHANGE ORDER NO. 2 WITH WILLIAMS BROTHERS CONSTRUCTION, INC. FOR THE WWTP PHASE 4A PROJECT; APPROVAL OF AMENDMENT NO. 2 TO THE ENGINEERING AGREEMENT WITH HDR ENGINEERING FOR THE WWTP PHASE 4A PROJECT; APPROVAL OF CHANGE ORDER NO. 1 WITH KC CONSTRUCTION FOR THE 4TH STREET RECONSTRUCTION PROJECT.

3. Setting of the General Services Committee and Public Works Committee meetings for October 21, 2002.
4. RESOLUTION O3-006 – A RESOLUTION OF THE CITY OF COEUR D’ALENE, KOOTENAI COUNTY, IDAHO DECLARING AN ANNUAL LEAF OR GARDEN WASTE COLLECTION.
5. Approval of beer/wine license transfer from Full Moon Saloon to D’Mouse Trap.
6. Approval of Bills as submitted and on file in the City Clerk’s Office.
7. Authorizing Human Rights Education Foundation to pursue a feasibility study for the use of the former Cultural Center building.

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

PUBLIC HEARING – ZC-9-02 – ZONE CHANGE AT 1423 GOVERNMENT WAY: Mayor Bloem read the rules of order for this public hearing. John Stamsos, Associate Planner, gave the staff report.

Mr. Stamsos gave the applicant’s name as Nancy Powers, the location as an approximately 18,295 square foot parcel at 1423 Government Way, and the reason for the request was a zone change from R-12 to C-17L.

He gave the staff analyses for land use/neighborhood characteristics, zoning, and Comprehensive Plan. He reported that on September 10, 2002 the Planning Commission recommended approval of the requested zone change by a vote of 6 to 0. He noted that a total of 30 notices were mailed announcing the public hearing with a total of 5 responses received - 1 in favor, 0 opposed, 4 neutral.

Public Comments: Todd Butler, 401 S. 18th, spoke on behalf of the applicant and requested the Council approve the request for the development of a professional office building.

Motion by Copstead, seconded by Edinger to approve the requested zone change and to adopt the Findings and Order of the Planning Commission. ROLL CALL: Copstead, Aye; Edinger, Aye; Goodlander, Aye; McEvers, Aye; Reid, Aye; Wolfinger, Aye. Motion carried.

POLITICAL SIGNS: Councilman Copstead reminded residents that this is campaign season and the City has to spend tax dollars to enforce the sign code for political signs and urged candidates to abide by the sign code.

FERNAN ELEMENTARY SCHOOL VISIT: Councilman McEvers reported that he went to Fernan Elementary and visited the 3rd grade classes to talk about city government since they are currently building their own City including a Mayor and City Council.

SCHOOL VISITS: Mayor Bloem announced that during this past week the Council has had a lot of interaction with various schools including Skyway Elementary School for the announcement of the winner of the "Name the Storms" contest. This week the City is hosting a reception for the student representatives who are participating in City Council Committees/Commissions/Boards.

EXECUTIVE TEAM REPORT: Executive Team Leader, Gordon Dobler, announced that Leaf Pickup will commence November 12th in the south end of the City and requested that residents do not place their leaves into the streets until November 9th and 10th. The City staff will be participating in the Adopt a Street program by picking up their assigned area tomorrow night at 5:15 p.m. The Fire Department will be doing their annual Open House this Saturday from 10:00 a.m. to 5:00 p.m. at Fire Station No. 3. Last week, members of the Fire Department attended the Firefighter Memorial in New York.

ORDINANCE NO. 3085

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO PROVIDING FOR THE ISSUANCE OF \$4,115,000 PRINCIPAL AMOUNT OF THE CITY'S GENERAL OBLIGATION STREET IMPROVEMENT REFUNDING BONDS SERIES 2002, TO REFUND AND DEFEASE A PORTION OF THE CITY'S OUTSTANDING GENERAL OBLIGATION STREET IMPROVEMENT BONDS; FIXING THE DATE, FORM, SCHEDULE OF MATURITIES, INTEREST RATES, TERMS AND COVENANTS OF SUCH BONDS; PROVIDING FOR THE REGISTRATION AND AUTHENTICATION OF SAID BONDS; PROVIDING FOR THE LEVY OF TAXES TO PAY BOTH THE PRINCIPAL OF AND INTEREST ON THE BONDS; CREATING AND ADOPTING CERTAIN FUNDS AND ACCOUNTS; AUTHORIZING THE EXECUTION OF AN ESCROW AGREEMENT FOR USE IN THE PAYMENT OF THE REFUNDED BONDS; AUTHORIZING THE PURCHASE OF CERTAIN GOVERNMENT INSURANCE; AUTHORIZING THE SALE AND DELIVERY OF THE BONDS TO SEATTLE-NORTHWEST SECURITIES; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO.

Motion by Wolfinger, seconded by Reid to pass the first reading of Ordinance No. 3085.

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

Motion by Edinger, seconded by Wolfinger to suspend the rules and to adopt Ordinance No. 3085 by its having had one reading by title only.

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

SUMMARY OF ORDINANCE NO. 3085: Motion by Wolfinger, seconded by Reid to approve the Summary of Ordinance No. 3085 for publication purposes. ROLL CALL: Edinger, Aye; Copstead, Aye; Goodlander, Aye; Wolfinger, Aye; McEvers, Aye; Reid, Aye. Motion carried.

ORDINANCE NO. 3083

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 MH-8 TO C-17 AND PLACING CERTAIN CONDITIONS UPON THE PROPERTY, SAID PROPERTY BEING DESCRIBED AS FOLLOWS, TO WIT: THE EAST 60 FEET OF THE WEST 227 FEET OF TRACT 78, EXCEPT THE NORTH 20 FEET, FRUITLANDS ADDITION TO CD'A IN THE NORTHWEST ¼ OF SECTION 2, TOWNSHIP 50 NORTH, RANGE 4 WEST BOISE MERIDIAN, KOOTENAI COUNTY, IDAHO; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

Motion by Edinger, seconded by Wolfinger to pass the first reading of Ordinance No. 3083.

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

Motion by Wolfinger, seconded by Copstead to suspend the rules and to adopt Ordinance No. 3083 by its having had one reading by title only.

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

ORDINANCE NO. 3084

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, VACATING A PORTION OF THE BEAUTY PARK SUBDIVISION, RECORDED IN BOOK "C" OF PLATS, PAGE 56 AND A PORTION OF THE BENTWOOD PARK SUBDIVISION RECORDED IN BOOK "T" OF PLATS, PAGES 192/A/B/C, RECORDS OF

KOOTENAI COUNTY, IDAHO; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

Motion by Goodlander, seconded by Reid to pass the first reading of Ordinance No. 3084.

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

Motion by Wolfinger, seconded by Copstead to suspend the rules and to adopt Ordinance No. 3084 by its having had one reading by title only.

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

EXECUTIVE SESSION: Motion by Wolfinger, seconded by Copstead to enter into Executive Session as provided by Idaho Code 67-2345 Subsection A: To consider hiring a public officer, employee, staff member or individual agent; 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; Subsection C: To conduct deliberations concerning labor negotiations or to acquire an interest in real property not owned by a public agency; 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; Edinger, Aye; Wolfinger, Aye; Copstead, Aye; McEvers, Aye; Reid, 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 property acquisition, personnel matters, and labor negotiations and pending litigation. No action was taken and the Council returned to regular session at 9:05 p.m.

CITY HALL EXPANSION: Motion by Copstead, seconded by Reid to table the Design Contract for City Hall Expansion. Motion carried.

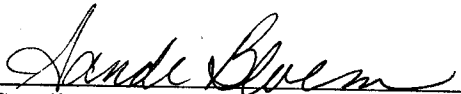
METROPOLITAN STATISTICAL AREA: Motion by Wolfinger, seconded by Copstead to send a letter to our Congressional Delegation regarding the Metropolitan Statistical Area requesting an extension in time to respond. Motion carried.

SAUNDERS CASE: Motion by Copstead, seconded by Wolfinger to direct our Legal Department to settle the Saunders lawsuit. Motion carried.

SCHAFFER CASE: Motion by Wolfinger, seconded by Copstead to direct the Legal Department to settle the Schaffer lawsuit and negotiate a quit claim deed.

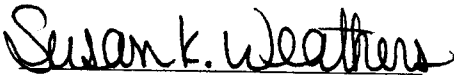
ADJOURNMENT: Motion by Copstead, seconded by Wolfinger, to recess to October 29th at 12:00 noon. Motion carried.

The meeting recessed at 9:11 p.m.



Sandi Bloem, Mayor

ATTEST:



Susan K. Weathers, City Clerk