

MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT THE LIBRARY COMMUNITY ROOM,
MAY 20, 2008

The Mayor and Council of the City of Coeur d'Alene met in a regular session of said Council at the Coeur d'Alene Library, May 20, 2008 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)	
Mike Kennedy)	
John Bruning)	
Deanna Goodlander)	
Loren Ron Edinger)	

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

INVOCATION was led by councilman Bruning.

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

PRESENTATIONS:

PROCLAMATION - BEACH SAFETY WEEK: On behalf of Mayor Bloem, Councilman Bruning read the Mayor's proclamation announcing the week of May 20th as Beach Safety Week. Nancy Lowery, City Beach Manager accepted the proclamation. She introduced the members of the lifeguard staff that will work at City Beach this summer.

PUBLIC COMMENTS:

Stonecalf Warriorwoman, 1421 N. 9th Street Apt. B4, read two prayers regarding generosity. She warned citizens of Vice President Chaney's attempts at mind control and announced that she would be willing to be Barack Obama's Vice-Presidential candidate.

RELAY FOR LIFE: Susan Snedaker, 821 Hastings Ave., presented a quilt made by seven women for the Reach for Recovery breast cancer program. She announced that this weekend is the 15th Annual Relay for Life to be held at Greyhound Park. She noted that two weeks ago she had requested assistance with a zoning violation. She believes the ordinance does not have any teeth regarding a boarding house. She believes that now is the time for the City to enact an ordinance involving both long term and transient housing (renting for a day, week, or month). She believes that the City should institute a small fee (\$5) to register rental property. Currently a rental property in her neighborhood

has 6 people living in the house. She noted that Big Bear Lake has an ordinance relating to this issue. She also has not received a response to her questions regarding transitional housing and would like to know the Council's position on this issue.

SIDEWALK REPAIRS: Barb Crumpacker, 1015 Lakeside, had repaired her sidewalk and, if the City does take over the repairing of sidewalks, she would like to be reimbursed for her expenditures. She also voiced her concern of having City employees do the work but believes it would be more prudent to have the City contract with a business to do the work. Councilman Goodlander responded that the City should compensate those people that had repaired their sidewalks. She also suggested that Ms. Crumpacker attend the City's sidewalk meetings. Councilman Kennedy concurred with Councilman Goodlander in supporting reimbursement to those who repaired their sidewalks. He also noted reasons why contracting out the sidewalk repairs is not feasible mainly due to the ADA requirements and the unique challenges of the various sidewalks as well as the need for additional staffing for the Street crews during the winter.

Kathy Kinsel, 621 Foster, thanked the Council for keeping an open mind in resolving the issue with sidewalk repairs and working with the citizens. She also requested that the areas that received the notices for repairs be the first sidewalks repaired by the City.

Dave Fealko, 1005 Front Avenue, requested Council reimburse those who had repaired their sidewalks and asked about the process that prioritizes the future repairs. Councilman Hassell responded that the City will come up with a list of all sidewalks and prioritize according to location to civic, business and then residential areas. Mr. Fealko asked if the City is going to help homeowners with the trees located in the right-of-way abutting their property. He also noted that he had repaired his sidewalk about 1 ½ years ago and wanted to know if he was going to be reimbursed for his repairs. Regarding trees, Councilman Hassell responded that associated tree work that goes along with sidewalk repairs will have Urban Forestry and Parks Department assistance in keeping the trees from being destroyed. In regard to reimbursement, he noted that if anyone received a letter, and they repaired their sidewalks they would be reimbursed.

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

1. Approval of minutes for May 6, 2008.
2. Due to the Memorial Day holiday the General Services Committee and Public Works Committee meetings are being set for **TUESDAY** May 27th at 12:00 noon and 4:00 p.m. respectively.
3. RESOLUTION 08-027: 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 DECLARATION OF SURPLUS PROPERTY FOR THE ANNUAL CITY SURPLUS AUCTION; APPROVAL OF A MUTUAL AID AGREEMENT WITH THE SPOKANE VALLEY FIRE DEPARTMENT; APPROVAL OF A PROFESSIONAL COLLECTION SERVICES AGREEMENT WITH CHAPMAN FINANCIAL SERVICES, INC.; APPROVAL OF SS-20-07 – FINAL PLAT

APPROVAL AND SUBDIVISION IMPROVEMENT AGREEMENT FOR BROKEN BARN ESTATES; APPROVAL OF SS-21-07 – FINAL PLAT APPROVAL AND SUBDIVISION IMPROVEMENT AGREEMENT FOR FRUIT LAND FIRST ADDITION; APPROVAL OF OUTDOOR EATING FACILITY ENCROACHMENT PERMITS AGREEMENTS FOR IRONHORSE RESTAURANT, MOOSE MARKET, AND THE WINE CELLAR ON E. SHERMAN AVE., AND APPROVAL OF AN AGREEMENT WITH THE CITY OF HAYDEN FOR USLA LIFEGUARD TRAINING.

4. RESOLUTION 08-028: A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, SUPPORTING SUBMITTAL FOR A ONE MILLION TWO HUNDRED THOUSAND DOLLAR GRANT FOR THE GOVERNMENT WAY (DALTON TO HANLEY) RECONSTRUCTION PROJECT.
5. RESOLUTION 08-029: A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AMENDING FEES FOR DOWNTOWN PUBLIC PARKING LOTS BY INCREASING THE NUMBER OF EVENT PARKING DAYS AND EXPANDING EVENT PARKING TO ALL CITY OWNED PUBLIC PARKING LOTS.
6. Approval of bills as submitted and on file in the Office of the City Clerk.
7. Setting of public hearings: A-2-08 - Zoning and Annexation of 2212 W. Prairie Ave. for June 17, 2008.
8. SS-3-08 - Final Plat Approval for Riverview Condominiums, 1st Addition
9. Approval of beer/wine license for La Paistre at 502 E. Sherman Ave.
10. Approval of street closure permit for a Farmer's Market on Memorial Day (May 26th) and Labor Day (Sept. 1st) on 5th Street from 9:00 a.m. to 5:00 p.m.

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

COUNCIL COMMENTS:

COUNCILMAN GOODLANDER: Councilman Goodlander reported on the statistics regarding last month's patron usage of the new Library.

COUNCILMAN HASSELL: Councilman Hassell noted that the City enters into various cooperative agreements such as lifeguard training for the City of Hayden which helps keep property taxes down for both entities.

COUNCILMAN KENNEDY: He noted that today is the school voting day and next Tuesday (May 27th) is the Primary election.

MAYOR BLOEM: Mayor Bloem announced that there will be an information meeting regarding the Higher Education Corridor at NIC's Meyer Health and Science Building on Thursday (May 22nd) at 6:30 p.m. and urged all those who are interested to attend this forum.

ADMINISTRATORS REPORT: Deputy City Administrator Jon Ingalls announced that there are some city facilities including the Independence Point Dock, 3rd Street Boat launch and possibly 3rd street parking lot that will be closed due to impending flooding.

AIC CONFERENCE VOTING AND ALTERNATE VOTING DELEGATES: Motion by Hassell, seconded by Goodlander to select the Mayor as the voting delegate and Councilman Kennedy as alternate for the 2008 Annual AIC Conference held June 25-27, 2008. Motion carried.

RESOLUTION NO. 08-030

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A SERVICE PROVIDER AGREEMENT WITH CERTIFIED PAYMENTS, INC. TO ENABLE THE CITY TO ACCEPT VISA, MASTERCARD, AMERICAN EXPRESS AND DISCOVER CARDS AS PAYMENT FOR UTILITY BILLS.

STAFF REPORT: Finance Director Troy Tymesen reported that the proposed contract is to allow the city to accept credit card payments for utility bills. He noted that the City will not be charged an annual fee, a charge back fee or user fee. The plan is to start accepting credit card payments for utility bills and eventually allow credit card payments for other departments' services. He also noted that there is a 30-day cancellation clause with this company. Councilman Bruning asked if the credit card service could be used for the Parks Department. Councilman Hassell also requested that the Parks Department and Cemetery be added to the second tier of accepting credit card payments. Councilman Edinger also asked about using credit card payments for Building permits.

Motion by Goodlander, seconded by Hassell to adopt Resolution 08-030.

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

RESOLUTION NO. 08-031

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH HDR ENGINEERING, INC., FOR LOW PHOSPHORUS DEMONSTRATION PILOT FACILITY.

STAFF REPORT: WWTP Superintendent Sid Fredrickson presented an overview of the treatment process demonstration testing at the Wastewater Treatment Plant. He noted that EPA requires Wastewater treatment plants comply with their emission standards by the end of the 7-year permit cycle. Councilman Kennedy noted that the State of Washington dictates the emission standards for Northern Idaho and their standards are the highest in the United States. Mr. Fredrickson also noted that no treatment plant in the

world could currently meet the standards that have been imposed by the State of Washington.

Motion by Hassell, seconded by Kennedy to adopt Resolution 08-031.

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

SIDEWALK POLICY REVISION: Deputy City Administrator explained that staff recommends that the Council adopt Alternative No. 5 creating the ADA Hazard Abatement account and policy that would enable the City to repair sidewalks and pedestrian ramps with in-house city staff, and which would be tied to the collection of foregone taxes so that repairs done by the City do not defer from established priorities and services. He noted that the earliest that taxes would be considered is this fall during the budget process. If budgeted as recommended, by the summer of 2009, staff could have the program staffed and up and running. Mr. Ingalls reported that staff also recommends that sidewalk repairs be approached on a geographic basis as opposed to tying them to the overlay program. He noted that staff would present to the Council a list of those areas they would like to be working in over the next several years. Councilman Kennedy proposes amending the motion to change the policy by stating that going forward this policy would prioritize ADA sidewalk compliance requirements through the prioritization by a citizen committee. He noted that the intent is not to just replace downtown sidewalks first. City Attorney Gridley explained that the reason for creating a priority list is to reduce the liability for complying with ADA standards and noted that civic areas include the routes to such civic places as schools, markets, and libraries. Councilman Edinger suggested that the Ped./Bike Committee take on the task of prioritizing sidewalk repairs. City Attorney Gridley believes that it should not just be the Ped./Bike Committee but also participation by a citizen group.

Motion by Kennedy, seconded by Hassell to direct staff to proceed with Alternative No. 5, to prepare the necessary resolution for the adoption of a revised sidewalk policy and to consider the financial costs for inclusion in the FY 2008-2009 budget. Motion by Edinger, seconded by Kennedy to call for the question. Motion carried. Main motion then carried.

ORDINANCE NO. 3333
COUNCIL BILL NO. 08-1009

AN ORDINANCE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AUTHORIZING THE ISSUANCE AND SALE OF A GENERAL OBLIGATION BOND OF THE CITY IN THE AGGREGATE PRINCIPAL AMOUNT OF \$573,941 TO PROVIDE FUNDS TO PAY A PORTION OF THE COST OF THE RENOVATION OF A CITY FIRE STATION AND TO PAY COSTS OF ISSUANCE OF SUCH BOND; PROVIDING THE DATE, FORM, TERMS AND MATURITIES OF THE BOND; PROVIDING FOR THE ANNUAL LEVY OF TAXES TO PAY THE

PRINCIPAL OF AND INTEREST ON THE BOND; AND AUTHORIZING THE SALE OF THE BOND.

STAFF REPORT: Finance Director Troy Tymesen reported that in 2005 the citizens voted for a G.O. Bond which allowed the City to take \$3,000,000 to public safety improvements. Tonight we are looking at issuing \$573,941 in bonds to cover the costs of improving Fire Station No. 2, and the completion of the Fire Administration building and the purchase of a fire truck. He introduced Eric Heringer from Seattle-Northwest Securities Corporation regarding the issuance of the bonds. Mr. Heringer reported that most of the bonds were sold in 2006 and tonight staff is requesting Council to authorize the sale of the remaining \$573,941 portion of the bonds. This last portion will be for a 7-year term bond is bank qualified and will be issued to US Bank with an interest rate of 3.931%.

Motion by Kennedy, seconded by Hassell to pass the first reading of Council Bill No. 08-1009.

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

Motion by Edinger, seconded by Kennedy to suspend the rules and to adopt Council Bill No. 08-1009 by its having had one reading by title only.

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

RECESS: Mayor Bloem called for a recess at 8:05 p.m. The meeting reconvened at 8:15 p.m.

PUBLIC HEARING - O-4-08 - AMENDING OFF-STREET PARKING REQUIREMENTS FOR HOTELS/MOTELS: Mayor Bloem noted that this is a public hearing that had been continued from the May 6th Council meeting. The staff report was given by City Planning Director, Dave Yadon.

Mr. Yadon reported that this proposal is a private-party request from Ken Clausen of KVC Development Company who is asking the Council to reduce the required number of parking spaces needed for hotel/motel development to one stall per sleeping room or unit. He noted that this represents a 20% reduction in parking stalls for the hotel/motel designation.

On April 8, 2008 the Planning Commission heard this request and recommended approval.

Councilman McEvers questioned why the Parking Commission was not asked to review this proposed code amendment. Mr. Yadon explained that the Parking Commission was created to oversee the on-street and off-street parking in the Downtown Business Core

and was later expanded to Midtown. He noted that this proposed code amendment would affect all hotel/motel sites throughout the City excluding those areas in the Downtown/Midtown and Infill areas.

PUBLIC COMMENTS: Ken Clauson, 7807 East Big Rock Rd. Spokane, WA commented that this ordinance would bring the parking requirements in line with other cities throughout the region. He also noted that nationally hotel/motel franchises are generally required to have 1 stall per guest room.

Motion by Goodlander, seconded by Hassell to approve the proposed amendments to the off-street parking regulations for hotels/motels and direct staff to prepare the necessary ordinance. **ROLL CALL:** Bruning, Aye; Edinger, Aye; Goodlander, Aye; Hassell, Aye; Kennedy, Aye; McEvers, Aye. Motion carried.

PUBLIC HEARING - O-1-07d - MODIFICATION TO THE INFILL OVERLAY REGULATIONS: Mayor Bloem read the rules of order for this public hearing. City Planning Director, Dave Yadon, gave the staff report.

Mr. Yadon reported that the proposed amendments would modify the development standards in the following ways:

- For the Design Overlay - East it would increase the allowable building height from 35 feet to 38 feet for commercially zoned property, and
- For all Design Overlay district - establish side yard setbacks for construction abutting existing single-family residences, and
- Add a design guideline for the Design Overlay – East zone establishing maximum horizontal dimensions of not more than 100’ and a minimum 15’ separation of buildings facing a street.

Mr. Yadon noted that the Design Review Commission has reviewed the suggested changes.

Mayor Bloem asked if the height is from the curb level. Mr. Yadon explained that the height limit is measured from the finished grade of the building which could be higher than curb level.

PUBLIC COMMENTS: Barb Crumpacker, 1015 Lakeside, supported the proposed amendments except that she would like to see the height limit at 35’. Dave Fealko, 1005 Front Avenue, can accept 38’ from existing ground level, but his concern is the berming up of land for new structures. Lynn Morris, 304 S. 11th Street, representing the East Mullan Homeowners Association thanked the City Council and Planning Commission for listening to their group’s suggestions, and noted that they have had a concern of berming for some time. She noted that the East Mullan Homeowners Association supports the proposed modifications. Rita Sims-Snyder, 818 Front Avenue, encouraged Council to approve the proposed amendments. She noted that she would rather see the setback amendments be required for single-family homes not just single-story homes.

Motion by Hassell, seconded by Goodlander to approve the proposed modifications to the Infill Overlay Regulations and to direct staff to prepare the necessary ordinance amending the existing regulations. ROLL CALL: Edinger, Aye; Goodlander, Aye; Hassell, Aye; Kennedy, Aye; McEvers, Aye; Bruning, Aye. Motion carried.

Motion by Edinger, seconded by Kennedy that the Council supports addressing the berming regulations. Motion carried.

PUBLIC HEARING - O-5-08 - AMENDMENTS TO THE ZONING PERFORMANCE STANDARDS: Mayor Bloem gave the rules of order for this public hearing. City Planner Dave Yadon gave the staff report.

Mr. Yadon reported that over the past several months a couple of issues of easily remedied problems have come to the attention of staff.

The first issue involves the impact to existing commercial and/or manufacturing zoned properties when an abutting property is rezoned to residential. Our noise performance standard protects residentially zoned properties only. In other words, he explained, the uses of surrounding properties cannot create noise above a given level measured from the residential property. A problem arises when a commercial or manufacturing property is rezoned to residential because the surrounding properties are not subject to restrictions on noise that may not have applied to them prior to the rezone. Staff is proposing to amend the performance standards to resolve this issue.

The second involves the recently adopted Accessory Dwelling Unit regulations, in that the City requires that either the accessory or principal dwelling unit be occupied by the owner or a relative of the owner. We have had an issue with creative individuals transferring a minor (1% or more) ownership stake in the property to a tenant to get around this requirement. To resolve this issue, staff is recommending that the code be amended to require that a majority owner or relative live in the accessory or principal dwelling.

In summary Mr. Yadon explained that in both instances, the code amendments are aimed at correcting unintended consequences of previously adopted codes. In the case of the accessory dwelling unit amendment, the proposed amendment will ensure that the original intent of the code is being met. In the case of the performance standards, the amendment is aimed at protecting surrounding property owners when the City determines that a zone change on a neighboring property is appropriate.

PUBLIC COMMENTS: Susan Snedaker, 821 Hastings, asked how the Council plans on enforcing this code amendment if in fact the Council can enforce it. Troy Tymesen, Finance Director, noted that the Finance Department, who does the City's utility billing, requires that the owner be responsible for paying the utility bills and thus the policing of this ordinance would be done through the utility billing process.

Motion by Edinger, seconded by Goodlander to approve the proposed amendments to the zoning performance standards and direct staff to prepare the necessary ordinance. ROLL CALL: Goodlander, Aye; Hassell, Aye; Kennedy, Aye; McEvers, Aye; Bruning, Aye; Edinger, Aye. Motion carried.

PUBLIC HEARING - ZC-2-08 - ZONE CHANGE AT 3285 FRUITLAND LANE:

Mayor Bloem read the rules or order for this quasi-judicial public hearing. Councilman Bruning declared a conflict of interest and recused himself from this hearing. Councilman Kennedy noted that Mr. Hocker had discussed this issue with him. Councilman Hassell and Goodlander noted that they have had discussed with staff regarding this site. Senior Planner John Stamsos gave the staff report.

Mr. Stamsos gave the applicant's name as the City of Coeur d'Alene, the location as a 3.25 acre parcel at 3285 Fruitland Lane and the reason for the request as a zone change from MH-8 to R-17. He went on to give the staff analyses for land use, zoning, utilities, streets and traffic. He noted that the Planning Commission also approved a PUD to accompany this requested zone change.

On April 8, 2008 the Planning Commission recommended approval of the requested zone change with the following conditions:

1. The formation of a homeowners association, pursuant to Section 17.07.235 of the Municipal Code, to ensure perpetual maintenance of all open space areas.
2. Install sanitary sewer main lines and appurtenances in both Neider Avenue and Howard Street to the westerly and northerly boundaries of the subject property.
3. Connect the existing water main lines in Fruitland Lane and Howard Street with a twelve inch (12") loop. Install all appurtenances and fire hydrants necessary in both Neider Avenue and Howard Street and "stub out" of Howard Street for future extension to the north.
4. Construct Neider Avenue to a full forty foot (40') road section and Howard Street to a full thirty six foot (36') road section with concrete curbing on both sides and sidewalk along the frontages of the subject property. Both Howard and Fruitland will be required to be constructed from the current end of asphalt of Fruitland/Howard intersection. Install concrete curb, sidewalk and pavement widening along the Fruitland Lane frontage to meet current City standards.
5. Utilize centralized storm water swale locations in lieu of curbside swales to facilitate maintenance.

105 notices were sent out regarding this public hearing with 3 responses being received - 1 opposed 2 neutral.

PUBLIC COMMENTS: Troy Tymesen, representing the applicant which is the City of Coeur d'Alene, noted that the proposed project and PUD is to allow for workforce housing and the City is partnering with St. Vincent DePaul who has received HUD funding for the construction of the proposed housing units. He also noted that future projects for this subject property is to include senior housing units.

Sheryldene Rogers, consultant with St. Vincent DePaul, described the type of development proposed for this site. She noted that HUD 2002/811 program is for funding very low income elderly housing and very low income persons with disabilities. She noted that this is independent living, and it is permanent housing not transitional. Approximately \$1.3 million for 15 units has been allocated by HUD for this project. She went on to explain the requirements for having HUD grant funding. She noted that the City is required to be the landowner with a long-term lease for the housing project. She noted that the initial phase is to provide affordable housing for persons with disabilities and later phases will include housing for low-income seniors. She reviewed the timeline for this project with late 2009 realizing occupancy of the housing units. In response to Councilman Hassell's question, Ms. Rogers noted that Phase 2 will have approximately 15 units.

Steve Anthony, Recreation Director, spoke in support of this project as he works with the Special Needs program. He noted that he has a son with disabilities who is a responsible person who has not missed a shift at his job at Albertson's in the past several years. However, he noted that his son will never be rich but with this type of program could become an independent responsible adult within our society.

Harold Hocker, 1413 E. Spokane Ave. voiced his concern of the lack of parking spaces for these units. He also voiced his concern regarding how the city is going to have 45 units that have 2-3 bedrooms per unit fit on this 3+ acre parcel and have only one parking space for these multiple-bedroom units. Mr. Tymesen responded that this project is for 500 sq. ft. units with one bedroom and provides for one parking space per unit.

Motion by Hassell, seconded by Kennedy to approve the requested zone change at 3285 Fruitland Lane from MH-8 to R-17 with the recommended conditions and to adopt the Findings and Order of the Planning Commission.

DISCUSSION: Councilman McEvers asked besides donating the land for this project, what other funding from the City is going to be used. Mr. Tymesen responded that City staff is proposing to take the impact fees in that quadrant to construct the streets to city standards and to pay a portion of the cost of the utility infrastructure for this project.

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

RECESS: Mayor Bloem called for a 2-minutes break at 10:00 p.m. The meeting reconvened at 10:05 p.m.

PUBLIC HEARING - AMENDEMENTS TO THE ANNUAL APPROPRIATIONS FOR FY 2007-2008: Mayor Bloem gave the rules or order for this public hearing. Finance Director Troy Tymesen gave the staff report.

Mr. Tymesen reported that the proposed budget amendments include \$4,638,199 in additional revenues which will be used to defray the costs of additional expenditures incurred thus far this fiscal year.

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

ORDINANCE NO. 3334
COUNCIL BILL NO. 08-1010

AN ORDINANCE AMENDING ORDINANCE NO. 3314, THE ANNUAL APPROPRIATION ORDINANCE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007 APPROPRIATING THE SUM OF ~~\$66,679,040~~ \$71,317,159, WHICH SUM INCLUDES ADDITIONAL MONIES RECEIVED BY THE CITY OF COEUR D'ALENE IN THE SUM OF \$4,638,199; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

Motion by Goodlander, seconded by Hassell to pass the first reading of Council Bill No. 08-1010.

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

Motion by Hassell, seconded by McEvers to suspend the rules and to adopt Council Bill No. 08-1010 by its having had one reading by title only.

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

EXECUTIVE SESSION: Motion by Hassell, seconded by McEvers 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: Goodlander, Aye; Kennedy, Aye; McEvers, Aye; Bruning, Aye; Edinger, Aye; Hassell, Aye. Motion carried.

The Council met in Executive Session at 10:45 p.m. Those present were the Mayor, City Council, City Administrator, and City Attorney.

Matters discussed were those of litigation. No action was taken and the City Council returned to their regular session at 10:50 p.m.

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

The meeting adjourned at 10:50 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan K. Weathers, CMC
City Clerk