

**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 4, 2003**

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 4, 2003 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

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

Ben Wolfinger	)	Members of Council Absent
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**CALL TO ORDER:** The meeting was called to order by Mayor Bloem.

**INVOCATION:** The invocation was led Rev. Ron Hunter, Church of the Nazarene.

**PLEDGE OF ALLEGIANCE** was led by Councilman Copstead.

**PROCLAMATION – RED CROSS MONTH:** Council President Reid read the proclamation on behalf of Mayor Bloem who proclaimed the month of March as Red Cross Month. Lisa McLeod, representing the Red Cross, accepted the proclamation and noted that the Red Cross is coming out with a new program named “Family Disaster Preparedness”.

**PRESENTATION – POLICE DEPARTMENT VIDEO:** Police Chief, Tom Cronin, provided the Council with a viewing of the 3-minute promotional video for recruitment purposes for the Police Department. Chief Cronin introduced the creators of the video, High School Seniors Kyle Munkittrick and Will Mueller.

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

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

1. Approval of minutes for February 18, 2003.
2. Setting of General Services and Public Works Committee meetings for March 10, 2003 at 4:00 p.m.
3. RESOLUTION 03-028- 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 3 AGREEMENTS WITH DIAMOND PARKING, INC., FOR THE MANAGEMENT OVERSIGHT OF PUBLIC PARKING LOTS, ON-STREET PARKING AND BOAT MOORAGE WITHIN THE CENTRAL BUSINESS DISTRICT; APPROVAL OF A JOINT EXERCISE OF POWERS AGREEMENT WITH THE POST FALLS HIGHWAY DISTRICT, FOR MUTUAL AID; AWARD OF BID AND APPROVAL OF A CONTRACT WITH INTERSTATE CONCRETE, FOR THE 2003 STREET OVERLAY PROJECT; APPROVAL OF AN EMPLOYMENT CONTRACT; APPROVAL OF A NON-EXCLUSIVE PERMIT AGREEMENT WITH DEBI K. SMITH D/B/A HAWAIIAN SNOW, FOR HAWAIIAN SNOW AND GOURMET COFFEE CONCESSION; APPROVAL OF A LEASE WITH RUTH CODY BARKER FOR THE CONCESSION STAND AT MEMORIAL FIELD CONSISTING OF 236.5 SQUARE FEET; APPROVAL OF A MAINTENANCE AGREEMENT WITH CD'A LITTLE LEAGUE FOR THE USE OF BRYAN PLAYFIELD FOR THE 2003 LITTLE LEAGUE SEASON..

4. Authorization to advertise for bids for the Parks Dept. Trucks and Turf Vehicles.
5. Approval of a beer/wine license for Anthony's at 315 E. Walnut.

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

**PUBLIC HEARING – REPEALING PARKLAND DEDICATION REGULATIONS:** Mayor Bloem read the rules of order for this public hearing. Dave Yadon, City Planning Director, gave the staff report.

Mr. Yadon reported that with the adoption of the 1996 Impact Fee ordinance, Parkland Dedication Regulations have been superseded by the Impact Fee Regulations; therefore the entire parkland dedication chapter of the Municipal Code is no longer necessary. He noted that the impact fee ordinance still allows for dedication of parkland on a project.

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

**ORDINANCE NO. 3099**

**AN ORDINANCE AMENDING TITLE 16, OF THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, TO REPEAL CHAPTER 16.38 WHICH PROVIDES FOR PARKLAND DEDICATION; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; AND PROVIDING AN EFFECTIVE DATE HEREOF.**

Motion by Reid, seconded by Copstead to pass the first reading of Ordinance No. 3099.

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

Motion by Edinger, seconded by Copstead to suspend the rules and to adopt Ordinance No. 3099 by its having had one reading by title only.

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

**PUBLIC HEARING – O-12-02 – BIKEWAYS PLAN UPDATE:** 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 City's Bikeways Plan was last reviewed in 1993. In June 2001, the Mayor authorized the reactivation of a Bikeways Committee to review the 1993 plan and to consider possible updates and discuss future bikeway projects. The plan designates primarily what are known as Class I and II bike paths.

Mr. Yadon reported that the Planning Commission is recommending approval of this plan and it be adopted as an addendum to the Coeur d'Alene Comprehensive Plan.

**PUBLIC COMMENTS:** Matt Kvaser, 621 Dollar Street, was a member of the Bikeways Committee and noted that this plan is also a part of the KCATT plan. He also noted that the committee recommends that the City create a permanent pedestrian/bikeways plan oversight committee.

Motion by Copstead, seconded by Reid to approve the Bikeway Plan as presented.

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

Motion by Copstead, seconded Goodlander to bring forward to General Services Committee ideas of developing an advisory committee that is comprised of a broad group of citizens – walkers, runners, bikers, skaters, wheelchair users of all ages – that would encourage pedestrian and bicycle safety including encouraging safe ways to bike or walk to schools, making streets, crosswalks and sidewalks safer for pedestrians and bicyclists, and to make sure that the Bikeway Plan is implemented. Motion carried.

**PUBLIC HEARING – O-5-02 – HILLSIDE DEVELOPMENT OVERLAY ORDINANCE:** Mayor Bloem gave the rules of order for this public hearing. City Planning Director, Dave Yadon, gave the staff report.

Mr. Yadon reviewed the process of public hearing and workshops that the Council has undertaken in preparation for tonight's public hearing. He noted that the Council has reviewed and modified the proposed hillside regulations as a result of Council discussion and public input at workshops on January 28, 2003 and February 10, 2003 as well as public hearings held on December 17, 2002 and February 4, 2003. He also reported that

staff has prepared the "color palette" as requested by Council. He reported that 111 notices were mailed to property owners within 300 feet of the proposed moratorium area. A total of 14 comments were received, 6 in favor, 7 opposed and 1 neutral. Written comments were distributed for Council review.

**PUBLIC COMMENTS:** Motion by Copstead, seconded by Goodlander to limit each person to 3 minutes of comments and that time would not be allowed to be passed along to someone else. Motion carried. Ida Hawkins, 820 N. 23rd, representing the League of Women Voters, spoke in support of adopting hillside develop regulations suggesting such items as provide for underground utilities, no on-street parking, minimum street standards on hillsides. Peter Cooper, 1671 Hayden, Hayden Lake, suggested that the ordinance should be rewritten to provide for design review committees to regulate the hillside development. Sandy Emerson, 2929 E. Lookout Drive, Cd'A, spoke in support of the hillside development regulations. Paul Hoskinson, 2790 Fernan Hill Drive, generally supports the regulations except for some definitions such as "all disturbing construction" and feels that there should be exemptions for pre-existing construction, and opposes the color palette. Ed Coe, 328 N. Forest Drive, representing Bill and Nancy Kobbs, whose property, he feels, this ordinance is directed at and should not be adopted. Loretta Hartman, 3410 Lodgepole Rd., spoke in opposition to this ordinance. Buehl Hollister, Hauser Lake, spoke of his concern of the quality of the lakes and supports the adoption of the ordinance to protect the water quality of Fernan Lake and also supports a color palette. Joseph Corege, 3600 Fernan Hill Road, spoke in opposition to the proposed regulations. Carol Bechtel, Sky Harbor Drive, spoke in opposition to the proposed hillside regulations and the proposed moratorium. She also read a letter from Lawrence H. Ewert, 1021 Crestline Drive, who also opposes the proposed ordinance. Dwight Hamilton, 5016 E. Dewey Drive, opposes the proposed ordinance. Carl Hartman, 3410 Lodgepole Rd., spoke in opposition to the proposed ordinance. Sherry Howell, 1711 Jenny Lynn Lane, Cd'A, representing the City of Fernan Lake, spoke in support of the proposed regulations. Chuck Church, 303 N. Washington, Prairie City, OR, spoke in opposition to the regulations. Bill Radobanko, 7500 Mulholland, Dalton Gardens, spoke in support of the proposed regulations and encouraged its passage. Janet Robnett, PO Box E, Coeur d'Alene, spoke in opposition to the proposed regulations and in particular the issue that it is not an issue of minor or major deviation, but the issue is the requirement for permission. She also presented amending language regarding density. Jason Langdon, 227 Grouse Meadows, spoke in opposition to the proposed regulations noting that regulations are needed but feels that the proposed regulations goes too far. Michael Perez, 3747 E. Sky Harbor Drive, President of the Armstrong Park Homeowners Association, reported that the majority of the association property owners are in favor of the proposed regulations. Mike Reagan, 1044 Northwest Blvd., voiced his concerns regarding PUD provisions in this set of regulations, and also although he is in support of the proposed regulations, however, they are not in support of these regulations for Fernan Lake hillside.

AN ORDINANCE AMENDING CHAPTER 17 OF THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO BY AMENDING SECTION 17.07.230 TO PROVIDE FOR PLANNED UNIT DEVELOPMENT CRITERIA WITHIN THE HILLSIDE OVERLAY ZONE; ADDING NEW SECTIONS TO BE DESIGNATED SECTIONS 17.08.900, 17.08.905, 17.08.910, 17.08.915, 17.08.920, 17.08.925, 17.08.930, 17.08.935, 17.08.940, 17.08.945, 17.08.950, 17.08.955 TO ESTABLISH A HILLSIDE OVERLAY AND REQUIREMENTS FOR HILLSIDE GRADING, EROSION CONTROL, DRAINAGE, TREE PRESERVATION, WILDFIRE MITIGATION, BUILDING LOCATION, DESIGN STANDARDS, SENSITIVE SURFACE WATER QUALITY, VARIANCES, INSPECTIONS, PENALTIES AND SEVERABILITY; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

Motion by Goodlander, seconded by Copstead to pass the first reading of Ordinance No. 3091 as amended to change 17.08.940B to read: Density: The following densities shall apply to divisions of land ~~or planned unit developments~~, unless a deviation is granted pursuant to the planned unit development process up to but not to exceed the density allowed in the underlying zone.

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

Motion by Copstead, seconded by Goodlander to suspend the rules and to adopt Ordinance No. 3091 by its having had one reading by title only.

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

**SUMMARY – ORDINANCE NO. 3091:** Motion by Copstead, seconded by Goodlander to adopt the summary of Ordinance No. 3091 for publication purposes.

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

**RECESS:** Motion by Reid, seconded by Edinger to call for a recess. Motion carried. The recess began at 8:25 p.m. The meeting reconvened at 8:40 p.m.

**PUBLIC HEARING – 0-9-02m – INTERIM MORATORIUM ON HILLSIDE DEVELOPMENT ON LOTS, PARCELS, AND TRACTS OF LAND ABUTTING AND ADJACENT TO FERNAN LAKE:** Mayor Bloem reviewed the rules of order for this public hearing. City Planning Director, Dave Yadon, gave the staff report.

Mr. Yadon noted that the purpose of this public hearing is to determine whether sufficient information exists to support a determination that an imminent peril to the health of Fernan Lake exists which effects the public health, safety and welfare of the citizens of Fernan Village, City of Coeur d'Alene and Kootenai County and that such an imminent peril exists justifying a one hundred-eighty day (180) moratorium on any planned unit development, special use, subdivision, short plat or building permit application is imposed on any hillside lots, parcels or tracts adjacent to or abutting Fernan Lake having topographical slopes of 15% or greater, or where adverse slope stability, erosion, or sedimentation are likely to enter Fernan Lake.

He reported that notices were mailed to 111 property owners as reported in the previous public hearing.

**PUBLIC COMMENTS:** Motion by Copstead, seconded by Goodlander to adopt all the testimony and evidence previously given in the public hearings on the Hillside Overlay District Zoning and Regulations that is relevant to the proposed extension of the Interim Moratorium and incorporate that testimony and evidence into the official record of this item. Motion carried. Ed Coe, 328 N. 4<sup>th</sup> objected to the Council extending the moratorium since only proof of imminent danger must exist in order to enact a moratorium and the moratorium is to obtain that proof. Carol Bechtel, Sky Harbor Drive, questioned if the property she would like to purchase would be affected by the moratorium. Loretta Hartman, 3410 Lodgepole, Indian Meadows, spoke in opposition to the proposed moratorium. Sherry Howell, 1711 Jenny Lynn Lane, Cd'A, speaking on behalf of the City of Fernan Lake Village, spoke in support of the proposed moratorium. She assured the Council that the City of Fernan Lake Village would develop a storm water plan as well as completing the Lake Management Plan on Fernan Lake. Sherry Howell stated that she is not aware of any buildable lots in Fernan but assured Council that the issue of Fernan imposing a moratorium along with the City will be addressed. Al Isaacson, 3023 Westwood Ct., reported that the lake management plan study could be completed in six months. He also addressed the concerns of stormwater runoff into the lake with the construction of just one roadway. Scott Ward, from Strata Geotechnical Engineering firm, reported that there are concerns regarding the stability of the hillside with development affecting the runoff into Fernan Lake. He listed Strata's proposed items to be included in a study for the City of Fernan Village. He confirmed that this study would research the impact of the water and sedimentation from the slopes into the lake. Mike Reagan, attorney for the City of Fernan Village, reported that the City of Fernan Village will be updating the Lake Management Plan for Fernan Lake and he would support a moratorium on construction in Fernan Village if that were what it would take for the City of Coeur d'Alene to implement a moratorium. Council President Reid noted that since only 25% of the hillside abutting Fernan Lake is within the City limits of Coeur d'Alene that the remaining 75% of hillside have a moratorium placed on it as well. Mr. Reagan noted that the jurisdiction of the City of Fernan Village on Fernan Lake is only a quarter mile onto the lake. Carl Hartman, 3410 Lodgepole Rd., spoke in opposition to the moratorium. Jim Elder, 110 Hazelwood, Fernan Lake, said he would support a moratorium in Fernan Village. He also noted the DEQ also supports the moratorium to conduct the study on Fernan Lake. Pat Acuff, 112 Hazelwood, Mayor of

the City of Fernan Village, said he would proceed with the moratorium process for Fernan Village. Chuck Church, 303 N. Washington, Prairie City, Oregon, spoke in opposition to the proposed moratorium. Ron Douglas, 214 Lakeview Dr., supports the moratorium.

## ORDINANCE NO. 3100

**AN ORDINANCE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; EXTENDING AN INTERIM MORATORIUM ON THE ACCEPTANCE OF PLANNED UNIT DEVELOPMENT, SPECIAL USE PERMIT, SUBDIVISION OR BUILDING PERMIT APPLICATIONS ON HILLSIDE LOTS, PARCELS OR TRACTS, ADJACENT TO OR ABUTTING FERNAN LAKE, WHERE SUCH LOTS, PARCELS OR TRACTS HAVE TOPOGRAPHICAL SLOPES OF 15% OR GREATER, OR WHERE ADVERSE SLOPE STABILITY, EROSION, OR SEDIMENTATION ARE LIKELY TO ENTER FERNAN LAKE.**

Motion by Edinger, seconded by Goodlander to pass the first reading of Ordinance No. 3100.

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

Motion by Edinger, seconded by Goodlander to suspend the rules and to adopt Ordinance No. 3100 by its having had one reading by title only.

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

RECESS: Mayor Bloem called for a recess at 10:00 p.m. The meeting reconvened at 10:07 p.m.

**SPECIAL NEEDS FUNDRAISER:** Councilman Copstead announced that Papa Murphy's will be holding a fundraiser on Monday, March 23<sup>rd</sup>, where 20% of the profits received that day will be donated to the Special Needs Recreation Program.

**COLLEGE SCHOLARSHIPS:** Councilman Copstead announced that the Coeur d'Alene Legends Sports Photography is offering two \$200 college scholarship. Any student that had participated in youth sports in the Recreation Program could apply for one of these scholarships.

**PURPOSE OF EXECUTIVE SESSIONS:** Councilman McEvers reviewed the rules under which the Council may enter into Executive Session.

**NATIONAL CHAMPIONS:** Mayor Bloem expressed her appreciation for being able to participate with North Idaho College in honoring the North Idaho Wrestling Team as National Champions.

**EXECUTIVE TEAM REPORT:** Mike Gridley announced that Deputy Fire Chief Cochran and Inspector Halverson attended the Idaho Building Officials Conference in Nampa. On Saturday, the Red Crew quickly contained a trailer fire in the 3400 block of Government Way. Streets Maintenance Department and Growth Services Department will be partnering on a signal improvement project for 15<sup>th</sup>/Best and Kathleen/Government Way. The Recreation Department will be taking registration for the Spring Soccer Season March 3<sup>rd</sup> through March 7<sup>th</sup> for children ages 5 to 13. Arbor Day Celebrations will be held at the North Idaho Fairgrounds on April 26<sup>th</sup> at 10:00 a.m. Applications for the Mayor's Award for Excellence in Childcare are now available at the City Hall Customer Center at 710 E. Mullan Ave., at the Panhandle Health-Environmental Division at 2195 Ironwood Ct., or at the Childcare Resource Center at 1106 Ironwood Drive.

**COLOR PALETTE FOR HILLSIDE DEVELOPMENT REGULATIONS:** Motion by Goodlander, seconded by McEvers to direct staff to bring the color palette resolution to the next Council meeting. Motion carried.

**CHERRY HILL CONCEPTUAL PLAN:** Motion by Copstead, seconded by Reid to:

1. Allocate the utility portion of N.I.C. Conversion funds to construct a BMX track, a BMX park and tennis courts at Cherry Hill;
2. Use up to 50% of the McEuen Tennis Court Fund for the tennis courts;
3. Authorize a variance for up to three years to accrue funds for the driveway and parking lot;
4. Authorize the City and BMX Association to design/build the BMX track and BMX pad;
5. Accept the offer from BMX Association to pay \$10,000 (\$3,333.00 per year) over the next three years toward improvements to the site. Funds to be used at the City's discretion for improvements;
6. Define the 6F boundary line as indicated on Exhibit A, 2/24/03, as including the proposed tennis courts and adjacent play area, BMX pad and parking and excluding a portion of property along the northern property line to allow for driveway access to future park development east of the site.

Motion carried.

**PARKS AND OUTDOORS RECREATION LONG RANGE PLAN:** Motion by Copstead, seconded by Reid to approve an update of the Long Range Plan for Parks and Outdoor Recreation. Motion carried.



## ORDINANCE NO. 3101

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 C-17L (COMMERCIAL LIMITED AT 17 UNITS/ACRE) TO C-17 (GENERAL COMMERCIAL AT 17 UNITS/ACRE) TO C-34 (COMMERCIAL AT 34 UNITS PER ACRE), CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

Motion by Edinger, seconded by Goodlander to pass the first reading of Ordinance No. 3101.

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

Motion by Edinger, seconded by Copstead to suspend the rules and to adopt Ordinance No. 3101 by its having had one reading by title only.

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

**PERMIT SUBMISSION TO EPA – NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM:** Motion by Reid , seconded by Copstead to authorize staff to proceed with the permit submission to EPA for Phase II National Pollutant Discharge Elimination System. Motion carried.

## ORDINANCE NO. 3102

AN ORDINANCE ANNEXING TO AND DECLARING TO BE A PART OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, SPECIFICALLY DESCRIBED PORTIONS OF SECTION 22, 23, 26, 27, TOWNSHIP 51 NORTH, RANGE 4 WEST, BOISE MERIDIAN; ZONING SUCH SPECIFICALLY DESCRIBED PROPERTY HEREBY ANNEXED; CHANGING THE ZONING MAPS OF THE CITY OF COEUR D'ALENE; AMENDING SECTION 1.16.040, COEUR D'ALENE MUNICIPAL CODE, BY DECLARING SUCH PROPERTY TO BE A PART OF PRECINCT #21; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE HEREOF.

Motion by Reid, seconded by Copstead to pass the first reading of Ordinance No. 3102.

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

Motion by Edinger, seconded by Copstead to suspend the rules and to adopt Ordinance No. 3102 by its having had one reading by title only.

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

#### RESOLUTION 03-029

**A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AUTHORIZING AN AGREEMENT FOR ANNEXATION AND ACCEPTING THE DEDICATION OF RIGHT-OF-WAY ON RAMSEY ROAD AND WILBUR AVENUE, WITH J.B. DODGE, LLC, ITS PRINCIPAL PLACE OF BUSINESS AT P.O. BOX 1318, COEUR D'ALENE, IDAHO 83816-1318.**

Motion by Reid, seconded by Copstead to adopt Resolution 03-029.

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

**EXECUTIVE SESSION:** Motion by Copstead, seconded by McEvers to enter into Executive Session as provided by I.C. 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.

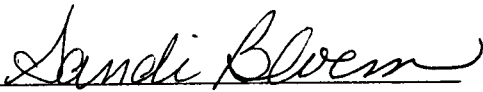
ROLL CALL: Copstead, Aye; McEvers, Aye; Reid, Aye; Goodlander, Aye; Edinger, Aye. Motion carried.

The session began at 10:30 p.m. Members present were the Mayor, City Council, City Administrator, and City Attorney. Matters discussed were those of labor negotiations, property acquisition and legal issues. No action was taken and the Council returned to regular session at 11:25 p.m.


**CODE ENFORCEMENT CONTRACT:** Motion by Goodlander, seconded by Reid to terminate the Code Enforcement Contract. Motion carried.

**ADJOURNMENT:** Motion by Edinger, seconded by Reid to recess this meeting to March 12<sup>th</sup> at 7:00 a.m. and then to March 12<sup>th</sup> at 5:00 p.m. Motion carried.

The meeting recessed at 11:28 p.m.

  
Sandi Bloem, Mayor

ATTEST:

  
Susan K. Weathers, City Clerk