

**MINUTES OF A REGULAR MEETING OF THE CITY
COUNCIL OF THE CITY OF COEUR D'ALENE, IDAHO,
HELD AT THE LIBRARY COMMUNITY ROOM
OCTOBER 19, 2010**

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 October 19, 2010 at 6:00 p.m., there being present upon roll call the following members:

Sandi Bloem, Mayor

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

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

INVOCATION was led by Pastor Ron Hunter, Church of the Nazarene.

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

PRESENTATIONS:

FINANCE DEPARTMENT: Finance Director Troy Tymesen presented an overview of the Finance Department and how it has taken steps to streamline their operations.

AFFORDABLE HOUSING: Renata McLeod, Project Coordinator, reported on affordable housing in our community. She presented research results dispelling some of the concerns and fears of affordable housing developments.

PUBLIC COMMENT:

Mary Angelfire Gotcha, 1421 N. 9th Street, noted that last week she was in Richland, Washington where she learned to protect herself from psychic vampires. She recalled her encounters with the Police Department arising from charges of trespassing at North Idaho College. She noted that she had changed her name from Mary Barton to Stonecalf Warriorwoman in 2004 and has recently changed her name to Mary Angelfire Gotcha. She claimed that during one stop by a Police officer, she asked him to stop his negative eye rays as it was entering her mind and on another occasion, due to the police officers' negative eye rays, she was knocked back against a wall until she put black film behind her glasses. She requested that the Council look into these matters.

TRAFFIC ON ICHABOD LANE: Brian Donnell, 414 E. Ichabod Lane, voiced his concerns that Ichabod Lane has been experiencing increasing traffic and excessive speeds and he fears for the residents as they have children playing in or near the streets. He believes that the City needs to do something about the traffic as he has stopped three vehicles and talked to three drivers this weekend. He suggested that Ichabod Lane be closed by making it a dead end street. Ronnie Donnell, 3110 N. 6th Street commented that he has grandchildren who live on Ichabod Lane and he has also chased people down who he believes have sped down this street. Deacon Easterly,

426 E. Ichabod Lane, would like to see speed bumps on Ichabod Lane. Mayor Bloem asked the Police Dept. to work with these residents and see what can be done.

WWTP STAFF MEMBER INTRODUCED: Jon Ingalls, introduced Michael Taylor, who is the newest WWTP operator in training.

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

1. Approval of minutes for October 5, 2010.
2. Setting the General Services Committee and the Public Works Committee meetings for Monday, October 25th at 12:00 noon and 4:00 p.m. respectively.
3. RESOLUTION 10-041: 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 APPROVING AN AGREEMENT WITH HDR ENGINEERING, INC. FOR PREPARATION OF A WASTEWATER RATE STUDY AND FINANCIAL PLAN; APPROVAL OF A CONTRACT WITH JUB – EDUCATIONAL CORRIDOR; AND APPROVING THE ANNUAL WAIVER OF COVERED LOAD REGULATIONS CONTAINED IN M.C. 8.36.130 FROM MONDAY, NOVEMBER 9, 2009 THROUGH MONDAY, NOVEMBER 30, 2009 FOR THE ANNUAL FALL LEAF PICKUP PROGRAM.
4. Approval of bills as submitted and on file in the Office of the City Clerk.
5. Approval of Shooting Gallery Permit for Eric Johnson at 403 N. 2nd Street.
6. Approval of beer/wine license transfer from The Office Tavern to Kim Gittel dba Bo Jacks.
7. Approval of cemetery lot transfer from Alice Shove to Virginia Lewis and Steven Shove.

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

COUNCIL COMMENTS:

COUNCILMAN EDINGER: Councilman Edinger announced that absentee voting is now available at City Hall during regular business hours until October 29th.

MAYOR BLOEM: Mayor Bloem invited the public to the annual Mayor's Awards in the Arts to be held this Thursday, October 21st at the Coeur d'Alene Resort.

ADMINISTRATOR'S REPORT: City Administrator Wendy Gabriel announced that The Coeur d'Alene Arts Commission will hold the 15th Annual Mayor's Awards in the Arts celebration this Thursday, October 21st, at 6:00 p.m., at the Coeur d'Alene Resort. Coeur d'Alene Parks Director Doug Eastwood was chosen as the President-Elect of the Idaho Recreation and Parks Association (IRPA). It's new. It's Blue. It's the City of Coeur d'Alene's recycling service which has expanded. Residents are now able to recycle more items with the new, blue 64-gallon recycling carts. For more information about the single-stream recycling program, please call Waste Management at 765-4968 or visit the website at www.wmnorthwest.com/coeurdalene. The Coeur d'Alene Public Library's Pageturner's book club selection for October is "The War Lovers," by Evan Thomas. The discussion will be led by Bob Bennett on Wednesday, October 27, at 10:15

a.m., in the Community Room at the library. The Friends of the Coeur d'Alene Public Library has been recognized by the Idaho Library Association with the "Friend of the Year" Award, a statewide honor given to one "Friend" every year. A public meeting will be held on the Draft FY 2011-2015 Transportation Improvement Plan on October 20th from 4:00 p.m. to 6:00 p.m. at the Post Falls City Hall. The Transportation Improvement Plan is the financially constrained six-year program of highway and transit projects for the Kootenai Metropolitan Planning Organization's planning area which encompasses all of Kootenai County. A workshop about helping trees thrive in the landscape is scheduled for Friday, October 29th at the Trailhead building at Q'emiln Park in Post Falls starting at 9:00 a.m. "Trees in the Landscape 101" is designed for homeowners associations, church trustees, property managers, and any one else who hires, supervises or performs any kind of turf or landscape maintenance activities. There is a \$5 per person registration fee. A registration form is available online at www.communitycanopy.com, or call Katie at 415-0415. Poet and author Philip Burgess will tell a story of Western settlement in his presentation "Penny Post Cards – Homesteading Women," Thursday, October 28th, at 7:00 PM in the Community Room at the Coeur d'Alene Public Library. Coeur d'Alene Recreation Director Steve Anthony received the Outstanding Individual Achievement Award from the Idaho Recreation and Parks Association (IRPA). The Coeur d'Alene Public Library will host a return engagement by classical guitarist Peter Fletcher in a free concert Friday, October 29th, at 7:00 PM in the Library Community Room. Monday, November 8, 2010 marks the start of the City of Coeur d'Alene's annual leaf pick-up program. Please be sure to keep leaves on your property until Monday, November 1st. Please rake your leaves and pine needles about one foot away from the gutter/curb line to allow for water drainage. City crews and equipment are limited, so we need your help. Leaves will be picked up only once. Please do not put leaves in the street after city crews have completed your area, and do not include bagged leaves, branches, rubble, or refuse. Due to weather conditions, equipment malfunctions, and unforeseen circumstances, city crews are unable to provide a precise schedule of where leaf pick-up will take place. Pick-up will start south of Sherman Avenue and move north. Completion is expected by Wednesday, November 24, 2010. If you have questions or need additional information please check the website streets.cdavid.org or call the Street Maintenance Information line at 769-2233. You can download a map of all the bike paths and bike lanes in Coeur d'Alene by going to www.cdavidparks.org. Once there, navigate to the trails page and click on the link for maps and brochures. On Wednesday, October 20th, from 5:00 a.m. until approximately 1:00 p.m., 3rd Street will be closed from Sherman Avenue to Lakeside Avenue so that Street Maintenance Department crews may locate a stormwater line. For more information, please contact Jim Wuest at 769-2265.

RESOLUTION 10-042

A RESOLUTION OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO AMENDING THE POLICY FOR FOOD AND / OR ALCOHOLIC BEVERAGE SERVICE AREAS ON PUBLIC SIDEWALKS.

STAFF REPORT: Jon Ingalls reviewed the staff recommendations for improvements to the outdoor eating/sidewalk encroachment permits. One of the changes recommended is extending the hours of outdoor eating to 11 p.m.

Motion by Kennedy, seconded by Goodlander to adopt Resolution No. 10-042.

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

PUBLIC HEARING – O-4-10 – AMENDMENT TO SHORELINE REGULATIONS:

Mayor Bloem read the rules of order for this public hearing. City Attorney Mike Gridley gave the staff Report.

Mr. Gridley explained that for a number of years the City has been involved in litigation regarding Sanders Beach. The parties to the various lawsuits are working towards a comprehensive resolution of the issues involved in the multiple cases including preservation of the swim area at Sanders Beach. The City Council has tentatively agreed, contingent on the public hearing process, to allow fences to be constructed on Sanders beach extending to the shoreline at locations where public and private property abut in order to provide both the public and the private property owners with a clear boundary between public and private property.

Councilman Edinger noted the staff report indicates that there is a separate issue regarding the use of an existing foundation. The report notes that the City has been approached by a party wishing to place a roof on an existing legal non-conforming foundation. The roof would not further block views of the water but would allow the party to use the now enclosed area. This situation is unique and staff is unaware of any other property in this situation.

Mr. Gridley responded that the proposed ordinance amendments will clarify the boundary between public and private property on Sanders Beach and foster the resolution of on-going litigation. Additionally, the ordinance will allow a property owner to use an existing foundation in a manner that will not impact views.

PUBLIC COMMENTS: Jerry Frank, 1425 E. Lakeshore, spoke in support of the proposed ordinance amendments.

Motion by Goodlander, seconded by McEvers to approve the proposed shoreline regulations amendments and direct staff to prepare a finalized ordinance for Council adoption.

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

EXECUTIVE SESSION: Motion by Hassell , seconded by McEvers to enter into Executive Session as provided by I.C. 67-2345 § C: To conduct deliberations concerning labor negotiations or to acquire an interest in real property, which is not owned by a public agency.

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

The session began at 7:40 p.m. Members presented were the Mayor, City Council, City Administrator, Deputy City Administrator and City Attorney.

Matters discussed were those of labor negotiations. No action was taken and the Council returned to regular session at 8:15 p.m.

EMPLOYEE WORK AGREEMENT AMENDMENTS: Motion by Edinger, seconded by Kennedy to approve the recommendations and direct staff to prepare the necessary amendments to the agreements. Motion carried.

ADJOURNMENT: Motion by Goodlander, seconded by Bruning that this meeting be recessed to October 25th immediately following the 12:00 noon General Services Committee meeting for a Council Workshop to be held in the City Hall former Council Chambers. Motion carried.

The meeting recessed at 8:17 p.m.

Sandi Bloem, Mayor

ATTEST:

Susan Weathers, CMC
City Clerk