



C I T Y C O U N C I L
A G E N D A (Amended I)

C I T Y O F B O I S E

DECEMBER 18, 2007

REGULAR MEETING

Tuesday - 12:00 NOON

150 North Capitol Blvd.
City Hall, 3rd Floor - Bonneville Room

MAYOR:

DAVID H. BIETER

CITY COUNCIL MEMBERS:

- * ELAINE CLEGG
Council President
- * DAVID EBERLE
President Pro Tem
- * VERNON BISTERFELDT
- * MARYANNE JORDAN
- * ALAN W. SHEALY
- * JAMES A. TIBBS

CITY ATTORNEY:
Cary Colaiani

CITY CLERK:
Annette P. Mooney

**BOISE, IDAHO
CITY COUNCIL AGENDA**

CITY HALL, 3RD FLOOR - BONNEVILLE ROOM, 12:00 P.M.
DECEMBER 18, 2007

1. ROLL CALL:

BISTERFELDT, CLEGG, EBERLE, JORDAN,
SHEALY, TIBBS

2. REQUEST FOR APPROVAL:

MINUTES OF THE BOISE CITY WORK SESSION MEETING,
December 11, 2007

MINUTES OF THE BOISE CITY COUNCIL MEETING,
December 11, 2007

3. SPECIAL BUSINESS:

Reappointment of Doug Cooper to the
Planning and Zoning Commission for a four
year term expiring January 6, 2012

Reappointment of Brandy Wilson to the
Planning and Zoning Commission for a four
year term expiring January 8, 2012

Reappointment of Brian Ellsworth to the
Planning and Zoning Commission for a four
year term expiring January 6, 2012

(Information)

GFOA 2006 Certificate of Achievement for
Excellence in Financial Reporting & 2006
Award for Outstanding Achievement in
Popular Annual Financial Reporting: Jef
Faw, Finance and Administration
Department

(Action) Reasons for Decision regarding CAR07-00047/Barber Valley Specific Plan/Brighton Corporation

(Information/Action) Travel Requests: Mayor David Bieter and Garry Beaty, IT Department

(Information/Action) Review Fourth Quarter Financial Report and Mayor's Recommendations: Tonya Wallace, Department of Finance and Administration (60 min)

(Information/Action) Review Ada County Highway District's Draft Five Year Work Plan for FY 2009-2013: Karen Gallagher, Planning and Development Services Department (15 minutes)

(Information) Review Proposed Approval Process for Early Release of Checks: Kent Rock, Department of Finance and Administration (15 min)

(Information) Update on Proposed Fire and Police Impact Fees: Jade Riley, Office of the Mayor (10 min)

(Information) Update on Proposed Multi-Agency Firearms Training Center: Michael Masterson (20 min)

(Information) Update on Implementation of Strategic Plan: Jade Riley, Office of the Mayor (10 min)

(Information/Action) Approval of 48/96 Work Schedule for Fire Department Employees: Jeff Ramey, Fire Department (10 min)

(Information) Executive Session: Pending/Potential Litigation, Land Acquisition and Labor Negotiations, I.C. 67-2345(1)(c)(f)

4. CONSENT AGENDA:

*****Items scheduled on Consent Agenda.

**All items with an asterisk(*) are considered to be routine by the Council and will be enacted by one motion. There will be no separate discussion on these items unless a Council Member or citizen so requests in which case the item will be removed from the general order of business and considered in its normal sequence.*

The City Clerk recommends approval of the consent agenda items on today's agenda: that 5A thru 5C, 6A thru 6N and 7A (inclusive) be considered read in full and that proposed resolutions R-491-07, R-492-07, R-493-07, R-494-07, R-495-07, R-498-07, R-499-07, R-500-07, R-501-07, R-502-07, R-503-07, R-504-07, R-505-07 and R-506-07 be adopted.

5. MISCELLANEOUS BUSINESS:

- *A. Request for approval of the Boise City checks nos. 264876 thru 265404 in the total amount of \$2,268,100.89 as of December 12, 2007.**
- *B. Bid/RFP: F/B 08-061: Irrigation Supply Purchase, Parks and Recreation Department**
- *C. The City Clerk requests the following minutes, reports and requests be received by Council and directed filed in the office of the City Clerk:**
 - a) Boise Public Works Commission Minutes, November 8, 2007
 - b) City of Boise Treasury Division, State of the Treasury Report, November 2007

6. RESOLUTIONS:

- *A. R-491-07 A RESOLUTION APPROVING THE TRANSFER OF FY 2008 APPROPRIATIONS FROM THE BOISE CITY TRUST FUND TO IDENTIFIED OTHER FUNDS TO PROVIDE BUDGET AUTHORITY FOR APPROVED CARRY FORWARD BUDGETS FROM FY 2007 INTO FY 2008 (REBUDGETED AND ENCUMBERED ITEMS); AND PROVIDING AN EFFECTIVE DATE.**

- *B.** R-492-07 A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF BOISE CITY, THROUGH ITS DEPARTMENT OF PLANNING AND DEVELOPMENT SERVICES, AND SUPPORTIVE HOUSING AND INNOVATIVE PARTNERSHIPS, INC. (SHIP), FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO ASSIST HOMELESS AND LOW- TO MODERATE-INCOME PERSONS IN RECOVERY TO SECURE PERMANENT EMPLOYMENT AND TO PROMOTE DRUG-FREE SELF-SUFFICIENCY; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- *C.** R-493-07 A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF BOISE CITY, THROUGH ITS DEPARTMENT OF PLANNING AND DEVELOPMENT SERVICES, AND INTERFAITH SANCTUARY HOUSING SERVICES, INC., FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO ASSIST WITH EMERGENCY HOUSING AND SHELTER SERVICES FOR HOMELESS PERSONS IN BOISE; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- *D.** R-494-07 A RESOLUTION APPROVING THE TRANSFER OF FY 2007 APPROPRIATIONS FROM THE BOISE CITY TRUST FUND TO IDENTIFIED OTHER FUNDS TO PROVIDE BUDGET AUTHORITY FOR CONTINGENT UNAPPROPRIATED GRANT AWARDS, ADDITIONAL SERVICES, AND OTHER APPROVED EXPENSES AND REVENUES; AND PROVIDING AN EFFECTIVE DATE.
- *E.** R-495-07 A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF BOISE CITY, THROUGH ITS DEPARTMENT OF PLANNING AND DEVELOPMENT SERVICES, AND TERRY REILLY HEALTH SERVICES, INC. (TRHS), FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS TO FINANCE THE SALARIES OF TRHS STAFF WHO PROVIDE A PROGRAM OF SPECIALIZED MEDICAL SERVICES TO LOW- AND MODERATE-INCOME BOISE RESIDENTS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- *F.** R-498-07 A RESOLUTION APPROVING AN AGREEMENT BY AND BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS DEPARTMENT) AND THE ADA COUNTY HIGHWAY DISTRICT FOR ROADWAY CONSTRUCTION/SEWER INSTALLATION AT THE EAST PARKCENTER BOULEVARD-EAST RIVER CROSSING AS PART OF BOISE CITY SEWER PROJECT CSP 943/ACHD PROJECT NO. 60079; AUTHORIZING THE MAYOR AND CITY CLERK TO

EXECUTE AND ATTEST SAID AGREEMENT ON BEHALF OF BOISE CITY; AND PROVIDING AN EFFECTIVE DATE.

- *G.** R-499-07 A RESOLUTION APPROVING A REIMBURSEMENT AGREEMENT BY AND BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS DEPARTMENT) AND SOUTHFORK, LLC, FOR THE EXTENSION OF SEWER TO SERVE THE SOUTHFORK SUBDIVISIONS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID REIMBURSEMENT AGREEMENT ON BEHALF OF BOISE CITY; AND PROVIDING AN EFFECTIVE DATE.
- *H.** R-500-07 A RESOLUTION APPROVING THE BOISE POLICE DEPARTMENT'S REQUEST FOR OUT OF COUNTRY TRAVEL AND AUTHORIZING THE BOISE POLICE DEPARTMENT TO SEND OFFICER KIP WILLS AS A REPRESENTATIVE OF THE CITY OF BOISE OUTSIDE THE CONTINENTAL UNITED STATES TO THE FEDERAL MOTOR CARRIER SAFETY ADMINISTRATION'S DRUG INTERDICTION ASSISTANCE PROGRAM INSTRUCTOR CERTIFICATION COURSE IN CHILLIWACK, BRITISH COLUMBIA, CANADA, JANUARY 14-25, 2008; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.
- *I.** R-501-07 A RESOLUTION APPROVING A REIMBURSEMENT AGREEMENT BY AND BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS DEPARTMENT) AND MICHAEL S. HOMAN FOR THE EXTENSION OF SEWER TO SERVE THE SKYLIGHT SUBDIVISION; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID REIMBURSEMENT AGREEMENT ON BEHALF OF BOISE CITY; AND PROVIDING AN EFFECTIVE DATE.
- *J.** R-502-07 A RESOLUTION APPROVING A SUPPLEMENT AGREEMENT NO. THREE TO DEPARTMENT OF AIR FORCE LEASE NO. DACA67-5-84-66 BETWEEN BOISE CITY (DEPARTMENT OF AVIATION) AND THE UNITED STATES OF AMERICA ACTING BY AND THROUGH THE DEPARTMENT OF ARMY, CORP OF ENGINEERS, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID LEASE SUPPLEMENT; AND PROVIDING AN EFFECTIVE DATE.
- *K.** R-503-07 A RESOLUTION APPROVING AN AMENDMENT NUMBER THREE TO A LEASE AGREEMENT BETWEEN BOISE CITY (DEPARTMENT OF AVIATION) AND BOISE AIR SERVICE, LLC. FOR THE LEASE OF CERTAIN PREMISES UPON BOISE AIR TERMINAL (GOWEN FIELD); AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID LEASE AGREEMENT ON BEHALF OF BOISE CITY; AND PROVIDING AN EFFECTIVE DATE.

- *L. R-504-07 A RESOLUTION APPROVING A REVISED AND RESTATED AGREEMENT OF LEASE BETWEEN BOISE CITY (DEPARTMENT OF AVIATION) AND BOISE AIR SERVICE, LLC. FOR THE LEASE OF CERTAIN PREMISES UPON BOISE AIR TERMINAL (GOWEN FIELD); AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID REVISED AND RESTATED AGREEMENT OF LEASE ON BEHALF OF BOISE CITY; AND PROVIDING AN EFFECTIVE DATE.
- *M. R-505-07 A RESOLUTION APPROVING AN ASSIGNMENT AND ASSUMPTION OF A LEASE AGREEMENT FROM BETWEEN BOISE AIR SERVICE, LLC, AN IDAHO LIMITED LIABILITY COMPANY ("ASSIGNOR"), TO BHI PROPERTIES, LLC., AN IDAHO LIMITED LIABILITY COMPANY ("ASSIGNEE") FOR THE LEASE OF CERTAIN PREMISES UPON BOISE AIR TERMINAL (GOWEN FIELD); AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST THE CONSENT PORTION OF THE ASSIGNMENT AND ASSUMPTION AGREEMENT ON BEHALF OF BOISE CITY; AND PROVIDING AN EFFECTIVE DATE.
- *N. R-506-07 A RESOLUTION APPROVING AN AGREEMENT FOR A JOINTLY FUNDED RECREATION COORDINATOR BY AND BETWEEN THE CITY OF BOISE, BY AND THROUGH ITS DEPARTMENT OF PARKS AND RECREATION ("CITY") AND THE UNIVERSITY OF IDAHO ("UI"); PROVIDING FOR PAYMENT BY UI OF \$13,000.00 TOWARD THE FUNDING OF A RECREATION COORDINATOR, WHO SHALL BE A CITY EMPLOYEE; AUTHORIZING EXPENDITURE OF SAID FUNDS; AND PROVIDING AN EFFECTIVE DATE.

**7. SUBDIVISIONS - FINAL
PLATS:**

SUBDIVISION MAP

SUBDIVISION SUMMARY

- *A. Leicester Square Condominiums SUB07-00043 Final Plat, Boise City (proposed 15 unit residential condominium development on 1.93 acres with a density of 7.77 units per acre located on the northeast corner of 26th Street and Sunset Avenue or 2504 and 2514 North 26th Street and 2500 West Sunset Avenue)

8. ORDINANCES:

The City Clerk recommends that Council consider items 8A thru 8G to be included on the first reading calendar and be read by title; and that items 8H and 8I be included on the third reading calendar.

FIRST READING CALENDAR

- A.** O-103-07 FIRST READING OF AN ORDINANCE (CAR07-00046/SILVER SPRINGS HOMES, LLC. FOR PROPERTY LOCATED AT 3811 AND 3861 W. NEZ PERCE STREET) AMENDING ZONING CLASSIFICATIONS OF THE CITY OF BOISE CITY TO CHANGE THE CLASSIFICATION OF REAL PROPERTY PARTICULARLY DESCRIBED IN SECTION ONE OF THIS ORDINANCE FROM R-1C (SINGLE FAMILY RESIDENTIAL) TO R-2D (COMBINED RESIDENTIAL WITH DESIGN REVIEW); SETTING FORTH A REASONED STATEMENT IN SUPPORT OF SUCH ZONE CHANGE; AND PROVIDING AN EFFECTIVE DATE.
- B.** O-106-07 FIRST READING OF AN ORDINANCE CREATING A NEW TITLE 2 CHAPTER 25, BOISE CITY CODE TO: FORMALIZE AS A COMMITTEE THE BOISE CITY ACCESSIBLE PARKING COMMITTEE; PROVIDE FOR THE APPOINTMENT OF MEMBERS; PROVIDE FOR TERMS OF OFFICE; PROVIDE FOR THE SELECTION OF A CHAIRMAN; PROVIDE FOR A SECRETARY OF THE COMMITTEE; PROVIDE FOR A DEFINITION OF A QUORUM AND DESIGNATE THAT MEMBERS SHALL SERVE WITHOUT COMPENSATION AND PROVIDE FOR THE DUTIES OF THE COMMITTEE; AND PROVIDING AN EFFECTIVE DATE.
- C.** O-107-07 FIRST READING OF AN ORDINANCE AMENDING BOISE CITY CODE TITLE 10, CHAPTER 11, SECTION 03 DISABLED PERSONS PARKING, UPDATING LANGUAGE FROM DISABLED TO ACCESSIBLE, CLARIFYING SUBSECTION (C) THAT BOISE CITY, AS ALLOWED BY STATE LAW, USES AN ACCESSIBLE PARKING COMMITTEE AND THE BOISE CITY DIVISION OF PARKING SERVICES TO DETERMINE THE LOCATION AND NUMBER OF ACCESSIBLE PARKING SPACES WITHIN THE BOISE CITY LIMITS; PROVIDING FOR AN APPEAL; ADDING SPACE STANDARDS FOR ACCESS; AND PROVIDING AN EFFECTIVE DATE.

- D. O-109-07 FIRST READING OF AN ORDINANCE (CAR07-00056/BOISE NEW HOPE-CHURCH OF THE NAZARENE FOR PROPERTY LOCATED AT 8555 AND 8585 W. OVERLAND ROAD) AMENDING ZONING CLASSIFICATIONS OF THE CITY OF BOISE CITY TO CHANGE THE CLASSIFICATION OF REAL PROPERTY PARTICULARLY DESCRIBED IN SECTION ONE OF THIS ORDINANCE FROM R-1A (SINGLE FAMILY RESIDENTIAL) TO L-OD (LIMITED OFFICE WITH DESIGN REVIEW); SETTING FORTH A REASONED STATEMENT IN SUPPORT OF SUCH ZONE CHANGE; AND PROVIDING AN EFFECTIVE DATE.
- E. O-112-07 FIRST READING OF AN ORDINANCE CREATING ORDINANCE TITLE 1, CHAPTER 24, BOISE CITY CODE: TO ESTABLISH THE OFFICE OF ECONOMIC DEVELOPMENT; TO MAKE THE OFFICE OF ECONOMIC DEVELOPMENT A DIVISION OF THE OFFICE OF THE MAYOR; AND PROVIDING AN EFFECTIVE DATE.
- F. O-113-07 FIRST READING OF AN ORDINANCE AMENDING TITLE 1, CHAPTER 6, BOISE CITY CODE: TO CLARIFY THAT CERTAIN POSITIONS ARE NO LONGER APPOINTED POSITIONS; AND PROVIDING AN EFFECTIVE DATE.
- G. O-114-07 FIRST READING OF AN ORDINANCE AMENDING TITLE 1, CHAPTER 1, BOISE CITY CODE: TO CLARIFY THAT CERTAIN POSITIONS ARE NO LONGER APPOINTED POSITIONS; TO MAKE CERTAIN MAYOR'S OFFICE EMPLOYEES SERVE AT THE PLEASURE OF THE MAYOR; TO CLARIFY THE MAYOR'S AUTHORITY TO SELECT AND HIRE CERTAIN MAYOR'S OFFICE EMPLOYEES; AND PROVIDING AN EFFECTIVE DATE.

SECOND READING CALENDAR

NO ORDINANCES SCHEDULED ON THE SECOND READING CALENDAR

THIRD READING CALENDAR

- H. O-96-07 THIRD READING OF AN ORDINANCE (CAR07-00053/JOE AND MELISSA RAMAKER FOR PROPERTY LOCATED AT 6312 E. WARM SPRINGS AVENUE) ANNEXING CERTAIN LANDS AND TERRITORY, SITUATED IN ADA COUNTY, IDAHO, AND ADJACENT AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF BOISE CITY; ESTABLISHING AND DETERMINING THE LAND USE CLASSIFICATION OF SAID LANDS AS A-2 (OPEN LAND); PROVIDING THAT COPIES OF THIS ORDINANCE SHALL BE FILED WITH THE ADA COUNTY ASSESSOR, THE ADA COUNTY RECORDER, AND THE IDAHO STATE TAX COMMISSION, AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

- I. O-97-07 THIRD READING OF AN ORDINANCE (CAR07-00045/WINTERCREEK PROPERTIES, LLC. FOR PROPERTY LOCATED AT 11230 W. JOPLIN ROAD) ANNEXING CERTAIN LANDS AND TERRITORY, SITUATED IN ADA COUNTY, IDAHO, AND ADJACENT AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF BOISE CITY; ESTABLISHING AND DETERMINING THE LAND USE CLASSIFICATION OF SAID LANDS AS M-1D (LIMITED INDUSTRIAL WITH DESIGN REVIEW); PROVIDING THAT COPIES OF THIS ORDINANCE SHALL BE FILED WITH THE ADA COUNTY ASSESSOR, THE ADA COUNTY RECORDER, AND THE IDAHO STATE TAX COMMISSION, AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

8. UNFINISHED BUSINESS:

NO UNFINISHED BUSINESS SCHEDULED

9. NEW BUSINESS:

PUBLIC HEARING SCHEDULE

A. SUBDIVISIONS

1. Gill Wood Subdivision No. 2 SOS07-00017 Vacation of Plat Notes and Drainage Easements requested by Interstate Truck and Equipment Co. (located on the south side of Interstate 84, approximately 350 feet east of Cole Road and north of West Melrose Street)

LEGEND:

BCC BOISE CITY CODE
CAA DAYCARE, GRANDFATER RIGHTS, FENCE,
HOME OCCUPATION, VARIANCE, STAFF LEVEL
EXPANSIONS
CAR ANNEXATIONS/REZONES
CFH FLOODPLAIN/HILLSIDE
CLP CITY LIGHTING PROJECT
CP COMPREHENSIVE PLAN
CSN SIGN APPLICATIONS
CSP CITY SEWER PROJECT
CUP CONDITIONAL USE/MODIFICATIONS
CZC ZONING CERTIFICATES, ZONING LETTERS
CONVERSION OF DUPLEX TO TOWNHOUSE
DRH DESIGN REVIEW/MODIFICATIONS
DRI DESIGN REVIEW INSPECTION
(SEWERS)
F/B FORMAL BID
GEO GEOTHERMAL
LID LOCAL IMPROVEMENT DISTRICT
RFP REQUEST FOR PROPOSAL
RSP REHABILITATION SEWER PROJECT
V VARIANCE
ZO ZONING ORDINANCE AMENDMENT

ZONING DESIGNATION:

A OPEN LAND
CD CONSERVATION DISTRICT OVERLAY
D DESIGN REVIEW
DD DOWNTOWN DESIGN REVIEW OVERLAY
HD HISTORIC DESIGN REVIEW OVERLAY
C-1 NEIGHBORHOOD COMMERCIAL
C-2 GENERAL COMMERCIAL
C-3 SERVICE COMMERCIAL
C-4 PLANNED COMMERCIAL
C-5 CENTRAL BUSINESS DISTRICT
H HISTORIC OVERLAY
H-S HEALTH SERVICE
L-O LIMITED OFFICE
M-1 LIGHT INDUSTRIAL
M-2 HEAVY INDUSTRIAL
M-4 PLANNED INDUSTRIAL
N-O NEIGHBORHOOD OFFICE
PC PEDESTRIAN COMMERCIAL
R-1 SINGLE FAMILY RESIDENTIAL
R-2 COMBINED RESIDENTIAL
R-3 MULTI-FAMILY RESIDENTIAL
R-O RESIDENTIAL OFFICE
T-1 TECHNOLOGICAL-INDUST. PARK
T-2 TECHNOLOGICAL-MANUFACTURING PARK
U UNIVERSITY

If you have special needs and require assistance please speak with the City Clerk.

RECONSIDERATION OF VOTE

(A council member who voted on the prevailing side of an agenda item at the last regularly scheduled meeting may move for reconsideration under the rules of procedure adopted by the council, Boise City Code 1-02-16). This may occur at anytime during the Council meeting.