

BOISE, IDAHO
JANUARY 2, 2007

Council met in regular session Tuesday, January 2, 2007, Mayor BIETER, presiding.

Roll call showed the following members present: EBERLE, JORDAN, SHEALY and TIBBS. Absent: BISTERFELDT and CLEGG.

Invocation was given by Annette P. Mooney, Boise City Clerk.

Moved by JORDAN and seconded by EBERLE that the minutes from the December 19, 2006, Boise City Council Work Session Meeting be approved.

Roll call on the motion resulted as follows: YEAS: EBERLE, JORDAN and TIBBS. ABSTAIN: SHEALY.

Motion carried.

Moved by JORDAN and seconded by EBERLE that the minutes from the December 19, 2006, Boise City Council Meeting be approved.

Roll call on the motion resulted as follows: YEAS: EBERLE, JORDAN and TIBBS. ABSTAIN: SHEALY.

Motion carried.

Mayor BIETER announced that it was the time and place set for the reappointment of Clint Tate and Richard Young to the Boise Arts Commission for three year terms ending December 18, 2009.

Moved by JORDAN and seconded by EBERLE that the reappointment of Clint Tate and Richard Young to the Boise Arts Commission for three year terms ending December 18, 2009 be approved.

Roll call on the motion resulted as follows: YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

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Mayor BIETER announced that it was the time and place set for the reappointment of Jane Lloyd and John Sahlberg to the Boise Arts Commission for three year terms ending December 31, 2009.

Moved by JORDAN and seconded by EBERLE that the reappointment of Jane Lloyd and John Sahlberg to the Boise Arts Commission for three year terms ending December 31, 2009 be approved.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Mayor BIETER announced that it was the time and place set for the appointment of David Hale to the Boise Arts Commission for a three year term ending December 18, 2009.

Moved by JORDAN and seconded by EBERLE that the appointment of David Hale to the Boise Arts Commission for a three year term ending December 18, 2009 be approved.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Mayor BIETER announced that it was the time and place set for the appointment of Carl Daugenti to the Boise Arts Commission to complete an unexpired term ending December 18, 2007.

Moved by JORDAN and seconded by EBERLE that the appointment of Carl Daugenti to the Boise Arts Commission to complete an unexpired term ending December 18, 2007 be approved.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

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Moved by JORDAN and seconded by EBERLE that the Boise City Checks No. 236022 thru 236549 in the total amount of \$1,423,811.40 as of December 20, 2006 be approved.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Moved by JORDAN and seconded by EBERLE that the Boise City Checks No. 236550 thru 236951 in the total amount of \$952,640.56 as of December 27, 2006 be approved.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The Bid Results for RFP 06-077: Large Parcel Mowing and Weed Control, Aviation and Public Transportation Department were before Mayor and Council as enumerated in staff report dated December 15, 2006.

RECOMMENDATION: The Purchasing Division concurs with Aviation and Public Transportation Department in recommending that RFP 06-077: Large Parcel Mowing and Weed Control be awarded to the lowest responsive and responsible bidder, O'Kelley Ground Maintenance, in a total annual amount not to exceed \$35,000.00.

Moved by JORDAN and seconded by EBERLE that the recommendations be followed and the bid be awarded to O'Kelly Ground Maintenance, in a total annual amount not to exceed \$35,000.00.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The Bid Results for F/B 07-008: City Hall HVAC Upgrades, Public Works Department were before Mayor and Council as enumerated in staff report dated December 18, 2006.

RECOMMENDATION: The Purchasing Division concurs with Public Works Department in recommending that City Hall HVAC Upgrades be awarded to the lowest responsive and responsible

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bidder, Paige Mechanical Group, in a total amount not to exceed \$134,294.00.

Moved by JORDAN and seconded by EBERLE that the recommendations be followed and the bid be awarded to Paige Mechanical Group, in the total contract amount of \$134,294.00, subject to compliance with bonding and insurance requirements.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The Bid Results for RFP 07-015: Fleet Strategic Planning Consulting Services, Finance and Administration Department were before Mayor and Council as enumerated in staff report dated December 21, 2006.

RECOMMENDATION: The Purchasing Division concurs with Finance and Administration Department in recommending that RFP 07-015 Fleet Strategic Planning Consulting Services be awarded to the highest evaluated Proposer, Mercury Associates Inc, in a total amount not to exceed \$75,000.00.

Moved by JORDAN and seconded by EBERLE that the recommendations be followed and the bid be awarded to Mercury Associates Inc., in the total amount not to exceed \$75,000.00

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The Bid Results for F/B 07-022: West Boise Wastewater Treatment Facility Operations Building Addition, WBP-031, Public Works Department were before Mayor and Council as enumerated in staff report dated December 20, 2006.

RECOMMENDATION: The Purchasing Division concurs with Public Works Department in recommending that F/B 07-022 West Boise Wastewater Treatment Facility Operations Building Addition, WBP-031, be awarded to the lowest responsive and responsible bidder, Excelsior Construction, in a total amount not to exceed \$368.000.

Moved by JORDAN and seconded by EBERLE that the recommendations be followed and the bid be awarded to

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Excelsior Construction, in the total contract amount not to exceed \$368,000, subject to compliance with bonding and insurance requirements.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The Bid Results for F/B 07-030: Greenacres Drive Sewer, SWS-110, Public Works Department were before Mayor and Council as enumerated in staff report dated December 15, 2006.

RECOMMENDATION: The Purchasing Division concurs with Public Works Department in recommending that F/B 07-030: Greenacres Drive Sewer, SWS-110, be awarded to the lowest responsive and responsible bidder, Cougar Excavation, in a total amount not to exceed \$44,515.00.

Moved by JORDAN and seconded by EBERLE that the recommendations be followed and the bid be awarded to Cougar Excavation, in the total contract amount of \$44,515.00, subject to compliance with bonding and insurance requirements.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The Bid Results for F/B 07-033: Four Each Utility Vehicles, Parks and Recreation Department were before Mayor and Council as enumerated in staff report dated November 27, 2006.

RECOMMENDATION: The Purchasing Division concurs with parks & Recreation Department in recommending that F/B 07-033: Four Each Utility Vehicles, be awarded to the lowest responsive and responsible bidder, Rocky Mountain Turf, in a total amount not to exceed \$40,562.00.

Moved by JORDAN and seconded by EBERLE that the recommendations be followed and the bid be awarded to Rocky Mountain Turf, in the total contract amount not to exceed \$40,562.00.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

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Motion carried.

The Bid Results for F/B 07-044: 1994 Teco Model V5-55/Aerial Tower, 5-Year Rebuild and Inspection, Parks and Recreation Department were before Mayor and Council as enumerated in staff report dated December 15, 2006.

RECOMMENDATION: The Purchasing Division concurs with Parks & Recreation in recommending that F/B 07-044 be awarded to the lowest responsive and responsible bidder, Mountain States Industrial Services, in a total amount not to exceed \$30,000.00.

Moved by JORDAN and seconded by EBERLE that the recommendations be followed and the bid be awarded to Mountain States Industrial Services, in the total contract amount not to exceed budgeted amount \$30,000.00.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The Bid Results for F/B 07-045: Irrigation Supply Purchase, Parks and Recreation Department were before Mayor and Council as enumerated in staff report dated December 20, 2006.

RECOMMENDATION: The Purchasing Division concurs with Parks & Recreation in recommending that F/B 07-045 Irrigation Supply Purchase be awarded to the lowest responsive and responsible bidder, Horizon, in a total amount not to exceed \$54,340.00.

Moved by JORDAN and seconded by EBERLE that the recommendations be followed and the bid be awarded to Horizon, in the total contract amount not to exceed \$54,340.00.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The Bid Results for F/B 07-053: New, Unused Motorola VRM Modems or Equivalent, Police Department were before Mayor and Council as enumerated in staff report dated December 20, 2006.

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RECOMMENDATION: The Purchasing Division concurs with Police Department in recommending that F/B 07-053: New, Unused Motorola VRM Modems or Equivalent be awarded to the lowest responsive and responsible bidder, Gem State Communications, in a total amount not to exceed \$37,940.00.

Moved by JORDAN and seconded by EBERLE that the recommendations be followed and the bid be awarded to Gem State Communications, in the total contract amount not to exceed \$37,940.00.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The City Clerk requested the following claims(s) be acknowledged and referred to the office of the Treasurer:

- a) Teresa Lindberg, Property Damage
- b) Idaho Power, Property Damage
- c) Qwest Claim No. 400013, Property Damage
- d) Remi Courcenet, Property Damage
- e) Henry Lee, Property Damage
- f) Al Wagner Jr., Property Damage

Moved by JORDAN and seconded by EBERLE that the claim(s) be acknowledged and referred to the office of the Treasurer as requested.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The City Clerk requested February 13, 2007, in Council Chambers be confirmed for a public hearing on:

- a) CUP06-00091/Appeal/Courelly Development, LLC is appealing the Planning and Zoning Commission denial of a conditional use permit to construct a ten unit planned residential development on +/-2.04 acres located at 11801 and 11803 W. Florida Drive in a proposed R-1B (Single Family Residential) zone.
- b) CUP06-00107/Appeal/Scott Gray is appealing the Planning and Zoning Commission approval of a conditional use permit to construct an eight unit planned residential development on

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- +/-1.20 acres located at 2805 N. 36th Street in an R-1C (Single Family Residential) zone.
- c) CSN06-00377/Appeal/Lytle Signs/Golden Goose Egg, LLC are appealing the Hearing Examiner's denial of a sign variance to exceed the allowed height and eliminate the required pole cover and landscape base for a proposed free standing sign located at 851 S. Curtis Road in an R-2 (Combined Residential) zone.

Moved by JORDAN and seconded by EBERLE that February 13, 2007 in Council Chambers be confirmed as requested.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

The City Clerk requested 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 9, 2006
b) Public Safety Liaison Team Minutes, November 16, 2006

Moved by JORDAN and seconded by EBERLE that the minutes, reports and requests be received and directed filed in the office of the City Clerk as requested.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed resolution (R-1-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF BOISE CITY, THROUGH ITS DEPARTMENT OF PLANNING AND DEVELOPMENT SERVICES, AND CAPITAL CITY DEVELOPMENT CORPORATION, FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS TO ASSIST WITH REMOVING AN ARCHITECTURAL BARRIER NEAR THE INTERSECTION OF 8TH STREET AND MYRTLE STREET, BOISE; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE, was read in full.

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Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-1-07) be adopted and that same be numbered Resolution 19416.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed resolution (R-2-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF BOISE CITY, AN AGREEMENT FOR F/B 07-008, CITY HALL HVAC UPGRADES, PUBLIC WORKS DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND PAIGE MECHANICAL GROUP; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-2-07) be adopted and that same be numbered Resolution 19417.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed resolution (R-3-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF BOISE CITY, CHANGE ORDER NUMBER 2 TO F/B 06-123; TWENTY MILE SOUTH FARM POOL AND DEMOLITION, PUBLIC WORKS DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND IRONCREEK LLC; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-3-07) be adopted and that same be numbered Resolution 19418.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

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Proposed resolution (R-4-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF BOISE CITY, CHANGE ORDER NUMBER 1 TO F/B 05-064; CUSTODIAL SUPPLIES, AVIATION AND PUBLIC TRANSPORTATION DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND BOULDER CREEK SUPPLY; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-4-07) be adopted and that same be numbered Resolution 19419.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed resolution (R-5-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF BOISE CITY, AMENDMENT 1 TO TASK ORDER NUMBER 7 TO RFP 05-093C; MISCELLANEOUS WASTE WATER TREATMENT FACILITIES AND SYSTEM PLANNING PROFESSIONAL ENGINEERING SERVICES, PUBLIC WORKS DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND CH2M HILL; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-5-07) be adopted and that same be numbered Resolution 19420.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed resolution (R-6-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF BOISE CITY, AN AGREEMENT FOR RFP 06-077; LARGE PARCEL MOWING AND WEED CONTROL; AVIATION AND PUBLIC TRANSPORTATION, BETWEEN THE CITY OF

BOISE CITY AND O'KELLEY GROUND MAINTENANCE; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-6-07) be adopted and that same be numbered Resolution 19421.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed resolution (R-7-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF BOISE CITY, AN AGREEMENT FOR F/B 07-030; GREENACRES DRIVE SEWER, SWS-110, PUBLIC WORKS DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND COUGAR EXCAVATION; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-7-07) be adopted and that same be numbered Resolution 19422.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed resolution (R-8-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF BOISE CITY, AN AGREEMENT FOR CONTRACT NUMBER 07-CON-068; FIRE HYDRANT INSTALLATION AND REPAIR, FIRE DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND UNITED WATER IDAHO, INC.; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-8-07) be adopted and that same be numbered Resolution 19423.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

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Motion carried.

Proposed resolution (R-9-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF BOISE CITY, AN AGREEMENT FOR F/B 07-022; WEST BOISE WASTEWATER TREATMENT FACILITY OPERATIONS BUILDING ADDITION, WBP-031, PUBLIC WORKS DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND EXCELSIOR CONSTRUCTION; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-9-07) be adopted and that same be numbered Resolution 19424.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed resolution (R-10-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY OF BOISE CITY, AN AGREEMENT FOR RFP 07-015; FLEET STRATEGIC PLANNING CONSULTING SERVICES, FINANCE AND ADMINISTRATION DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND MERCURY ASSOCIATES, INC.; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by EBERLE that the proposed resolution (R-10-07) be adopted and that same be numbered Resolution 19425.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Councilmember JORDAN requested unanimous consent that all ordinances on second reading be read by number and title only and filed for the Third Reading Calendar.

Unanimous consent was granted.

Proposed ordinance (O-84-06) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: SECOND READING OF AN ORDINANCE (CAR06-00008-DA/KAB PROPERTIES, LLC. FOR PROPERTY LOCATED AT 709 N. COLE 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 L-OD (LIMITED OFFICE WITH DESIGN REVIEW) TO C-1D/DA (NEIGHBORHOOD COMMERCIAL WITH DESIGN REVIEW AND A DEVELOPMENT AGREEMENT); SETTING FORTH FINDINGS OF FACT IN SUPPORT OF SUCH ZONE CHANGE; AND PROVIDING AN EFFECTIVE DATE, was read for the second time.

Proposed ordinance (O-85-06) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: SECOND READING OF AN ORDINANCE REPEALING BOISE CITY CODE TITLE 5, CHAPTER 9, RELATING GENERALLY TO THE LICENSING AND REGULATION OF CIRCUSES, MENAGERIES, AND RIDES; AND PROVIDING AN EFFECTIVE DATE, was read for the second time.

Moved by JORDAN and seconded by TIBBS that further reading of (O-79-06) and (O-1-07) be dispensed with and the record show that they have been read the third time in full.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed ordinance (O-79-06) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: THIRD READING OF AN ORDINANCE AMENDING THE SOLID WASTE FRANCHISE AGREEMENT BY AND BETWEEN THE CITY OF BOISE AND ALLIED WASTE SERVICES (ALLIED) TO INCLUDE AN UPDATED RATE SCHEDULE, INCLUDING RATE INCREASE EFFECTIVE DATES, FOR REIMBURSEMENT TO ALLIED FOR SOLID WASTE COLLECTION AND DISPOSAL SERVICES; REPEALING THE PRIOR ALLIED REIMBURSEMENT RATE SCHEDULE ESTABLISHED BY ORDINANCE NO. 6478; APPROVING A SUMMARY OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE, was read for the third time.

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Moved by JORDAN and seconded by EBERLE that the proposed ordinance (O-79-06) be passed and that the same be numbered Ordinance 6527.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed ordinance (O-1-07) by the Council:

BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: FIRST, SECOND AND THIRD READING OF AN ORDINANCE (CAR05-00057/CITY OF BOISE, FOR PROPERTY LOCATED SOUTH AND WEST OF THE AIRPORT TO THE SOUTH OF GOWEN 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 A-2 (OPEN LAND), M-1D (LIMITED INDUSTRIAL WITH DESIGN REVIEW) AND M-2D (GENERAL 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; REPEALING ORDINANCE NO. 6488; AND PROVIDING A WAIVER OF THE READING RULES; AND PROVIDING AN EFFECTIVE DATE, was read for the third time.

Moved by JORDAN and seconded by EBERLE that the proposed ordinance (O-1-07) be passed and that the same be numbered Ordinance 6528.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Mayor BIETER announced that this was the time and place set for a public hearing on CAR06-00060/Annexation/Boise City request for approval for annexation of +/-782 acres located in the general vicinity of 6551 W. Desert Avenue with zoning designations of R-1A (Single Family Residential) and M-1D (Limited Industrial with Design Review Overlay) and approval for a rezone of +/- 20 acres located in the general vicinity of 6551 W. Desert Avenue from A-1 (Open Land) to M-1D (Limited Industrial with Design Review Overlay) and CAR06-00061/Comprehensive Plan Map Amendment/Boise City request for approval of a Comprehensive Plan Map Amendment to change +/-668 acres located in the general vicinity of 6551 W. Desert Avenue from Airport

Conservation Area Designation to Industrial Designation on the Land Use map.

Hal Simmons and Angie Brosious, Planning and Development Services Department, presented the staff report.

Jay Sila, 8355 W. State Street, Idaho Department of Lands representative, addressed the Council in support of the annexation and Comprehensive Plan Map amendment.

Mayor BIETER announced that the public hearing was closed.

Moved by JORDAN and seconded by EBERLE that CAR06-00060/Annexation/Boise City request for approval for annexation of +/-782 acres located in the general vicinity of 6551 W. Desert Avenue with zoning designations of R-1A (Single Family Residential) and M-1D (Limited Industrial with Design Review Overlay) and approval for a rezone of +/-20 acres located in the general vicinity of 6551 W. Desert Avenue from A-1 (Open Land) to M-1D (Limited Industrial with Design Review Overlay) be approved.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Moved by JORDAN and seconded by EBERLE that CAR06-00061/Comprehensive Plan Map Amendment/Boise City request for approval of a Comprehensive Plan Map Amendment to change +/-668 acres located in the general vicinity of 6551 W. Desert Avenue from Airport Conservation Area Designation to Industrial Designation on the Land Use map be approved.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Mayor BIETER announced that this was the time and place set for a public hearing on CAR06-00057/Annexation/Pleasant Valley South, LLC request for approval for annexation of +/-601.30 acres located in the general vicinity of 6298 S. Cole Road with a zoning designation of A-2 (Open Land) and CAR06-00058/Comprehensive Plan Map Amendment/Pleasant Valley South, LLC request for approval of a Comprehensive Plan Map Amendment to change +/-601.30 acres located in the general vicinity of 6298 S. Cole Road from Airport Conservation Area Designation to Planned

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Community Designation on the Land Use map and a Comprehensive Plan Text Amendment to add policies for the Planned Community.

Angie Brosious, Planning and Development Services Department, presented the staff report.

Larry Sale, 3837 N. Holl Road, Eagle, applicant representative, addressed the Council in support of the annexation and Comprehensive Plan Map amendment.

Mayor BIETER announced that the public hearing was closed.

Moved by JORDAN and seconded by EBERLE that CAR06-00057/Annexation/Pleasant Valley South, LLC request for approval for annexation of +/-601.30 acres located in the general vicinity of 6298 S. Cole Road with a zoning designation of A-2 (Open Land) be approved.

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Moved by JORDAN and seconded by EBERLE that CAR06-00058/Comprehensive Plan Map Amendment/Pleasant Valley South, LLC request for approval of a Comprehensive Plan Map Amendment to change +/-601.30 acres located in the general vicinity of 6298 S. Cole Road from Airport Conservation Area Designation to Planned Community Designation on the Land Use map and a Comprehensive Plan Text Amendment to add policies for the Planned Community be approved and add back in the language that, "overall development density for the area south of Lake Hazel Extension shall not exceed six dwelling units per acre".

Roll call on the motion resulted as follows:
YEAS: EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

There being no further business the meeting adjourned at 7:10 o'clock P.M.

APPROVE:

MAYOR

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ATTEST:

CITY CLERK