

BOISE, IDAHO
October 4, 2011

Council met in regular session Tuesday, October 4, 2011, Mayor DAVID H. BIETER, presiding.

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

Invocation was given by Jamie Heinzerling, Clerk.

Moved by SHEALY and seconded by CLEGG that the minutes from the September 27, 2011, Boise City Council Meeting be approved.

Roll call on the motion resulted as follows: YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Councilmember SHEALY requested unanimous consent to remove proposed resolution R-322-11 from the Consent Agenda.

Unanimous consent was granted.

Moved by CLEGG and seconded by EBERLE that the Boise City Checks No. 356655 thru 357082 in the total amount of \$2,846,740.58 as of September 28, 2011 be approved.

Roll call on the motion resulted as follows: YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

The Bid Results for IFB 12-018; Park Wide Concessions Resale, Food and Alcohol Beverage Items, Parks and Recreation Department were before Mayor and Council as enumerated in staff report dated September 20, 2011.

RECOMMENDATION: The Department of Finance and Administration Division concurs with Parks and Recreation Department in recommend that Sole Source IFB 12-018; Park Wide Concessions Resale, Food and Alcohol Beverage Items be

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awarded to Treasure Valley Distributing, IBC Wonder/Hostess, Cash & Carry, M&W Market, Stein Distributing, Idaho Distributing, Food Services of America, Treasure Valley Coffee, Gem State Paper and Supply, Pastry Perfection, Hayden Beverage and Meadow Gold Dairies, in a total amount not to exceed \$104,000.00.

Moved by CLEGG and seconded by EBERLE that the recommendations be followed and that Sole Source IFB 12-018; Park Wide Concessions Resale, Food and Alcohol Beverage Items be awarded to Treasure Valley Distributing, IBC Wonder/Hostess, Cash & Carry, M&W Market, Stein Distributing, Idaho Distributing, Food Services of America, Treasure Valley Coffee, Gem State Paper and Supply, Pastry Perfection, Hayden Beverage and Meadow Gold Dairies, in a total amount not to exceed \$104,000.00.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

The Bid Results for CP 12-017; Authorization to Procure IBM Hardware from WSCA/State Contract B27166-PADD 1069, Information Technology Department were before Mayor and Council as enumerated in staff report dated September 20, 2011.

RECOMMENDATION: The Department of Finance and Administration Division concurs with Information Technology Department in recommending that CP 12-017; Authorization to Procure IBM Hardware be awarded to, IBM , in a total amount not to exceed the equipment budget.

Moved by CLEGG and seconded by EBERLE that the recommendations be followed and the bid be awarded to IBM in the total contract amount of in a total amount not to exceed the equipment budget.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

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

- a) Pana Fotopoulos, Personal Injury
- b) Breanna Cobiskey, Property Damage

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- c) Amica Vogler, Property Damage
- d) Kathy Washburn, Property Damage

Moved by CLEGG 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: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

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 City Historic Preservation Commission Minutes, August 22, 2011
- b) Boise City Parks and Recreation Commission Minutes, July 21, 2011

Moved by CLEGG 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: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Proposed resolution (R-316-11) by the Council:

CLEGG, EBERLE, JORDAN, MCLEAN, SHEALY and THOMSON.

Titled: A RESOLUTION APPROVING THE RENEWAL OF FB 10-007; CITY WIDE TREE TRIMMING SERVICES BETWEEN THE CITY OF BOISE CITY (PARKS AND RECREATION DEPARTMENT) AND FOREST MANAGEMENT, INC.; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by CLEGG and seconded by EBERLE that the proposed resolution (R-316-11) be adopted and that same be numbered Resolution 21445.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

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Proposed resolution (R-317-11) by the Council:

CLEGG, EBERLE, JORDAN, MCLEAN, SHEALY and THOMSON.

Titled: A RESOLUTION APPROVING THE RENEWAL OF RFP 09-153; REPAIR PARTS AND RELATED SERVICES BETWEEN THE CITY OF BOISE CITY (DEPARTMENT OF FINANCE AND ADMINISTRATION, FLEET SERVICES DIVISION) AND DYNA PARTS LLC DBA NAPA AUTO PARTS; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by CLEGG and seconded by EBERLE that the proposed resolution (R-317-11) be adopted and that same be numbered Resolution 21446.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Proposed resolution (R-319-11) by the Council:

CLEGG, EBERLE, JORDAN, MCLEAN, SHEALY and THOMSON.

Titled: A RESOLUTION APPROVING THE RENEWAL OF RFP 09-192; EMPLOYEE ASSISTANCE PROGRAM BETWEEN THE CITY OF BOISE CITY (HUMAN RESOURCES DEPARTMENT) AND LYTLE EAP PARTNERS; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by CLEGG and seconded by EBERLE that the proposed resolution (R-319-11) be adopted and that same be numbered Resolution 21447.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Proposed resolution (R-320-11) by the Council:

CLEGG, EBERLE, JORDAN, MCLEAN, SHEALY and THOMSON.

Titled: A RESOLUTION APPROVING THE RENEWAL OF SS 10-015; TELEPHONE AND DATA SERVICES, BETWEEN THE CITY OF BOISE CITY (INFORMATION TECHNOLOGY DEPARTMENT) AND TW TELECOM HOLDINGS,

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INC.; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by CLEGG and seconded by EBERLE that the proposed resolution (R-320-11) be adopted and that same be numbered Resolution 21448.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Proposed resolution (R-321-11) by the Council:

CLEGG, EBERLE, JORDAN, MCLEAN, SHEALY and THOMSON.

Titled: A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE BOISE POLICE DEPARTMENT AND DRUG FREE IDAHO TO ACCEPT UP TO \$8,000 IN GRANT FUNDING FOR UNDERAGE DRINKING PROJECTS SUCH AS SHOULDER TAP OPERATIONS, COMPLIANCE CHECKS AND PARTY PATROLS FOR THE PERIOD OF OCTOBER 1, 2011, THROUGH SEPTEMBER 30, 2012; AUTHORIZING THE BOISE POLICE DEPARTMENT TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by CLEGG and seconded by EBERLE that the proposed resolution (R-321-11) be adopted and that same be numbered Resolution 21449.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Moved by SHEALY and seconded by EBERLE that further reading of (O-30-11) be dispensed with and the record show that it has been read the third time in full.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Proposed ordinance (O-30-11) by the Council:

CLEGG, EBERLE, JORDAN, MCLEAN, SHEALY and THOMSON.

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Titled: AN ORDINANCE DESIGNATING THE MASONIC TEMPLE LODGE LOCATED AT 215 NORTH 10TH STREET BOISE IDAHO AS A HISTORIC LANDMARK PURSUANT TO BOISE CITY CODE 2-18-08; AND PROVIDING AN EFFECTIVE DATE, was read for the third time.

Moved by SHEALY and seconded by EBERLE that the proposed ordinance (O-30-11) be passed and that the same be numbered Ordinance 6826.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Mayor BIETER announced that this was the time and place set for Purchasing Brief RFP 11-187; Design Review Guidelines and Review Process Implementation, Planning and Development Services

Denis Ryal, Department of Finance and Administration; Sarah Schafer and Hal Simons, Planning and Development Staff, presented the staff report.

Moved by SHEALY and seconded by EBERLE RFP 11-187; Design Review Guidelines and Review Process Implementation, Planning and Development Services be awarded to Makers & Urban Design.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Mayor BIETER announced that this was the time and place set for a public hearing on DRH11-00164 / APPEAL/ BELINDA ISLEY - Appeal of the Historic Preservation Commission's denial on a request to change a condition of approval requiring smooth cement fiberboard siding located at 1708 N. 7th Street.

Sarah Schafer, Planning and Development Services, presented the staff report.

Belinda Isley, 912 Arguile, Boise, Idaho testified on the issue and answered Council questions.

Mayor BIETER announced that the public hearing was closed.

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Moved by SHEALY and seconded by MCLEAN that the appeal DRH11-00164 be upheld and the Historic Preservation Commission decision be overturned and direct staff to bring back findings based on likelihood that the Historic Preservation Commission abused discretion in this case.

Roll call on the motion resulted as follows:
YEAS: CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

Moved by EBERLE and seconded by SHEALY that the Boise City Council meeting be adjourned at 6:47 o'clock P.M.

Roll call on the motion resulted as follows: YEAS:
CLEGG, EBERLE, MCLEAN, SHEALY and THOMSON.

Motion carried.

APPROVE:

MAYOR

ATTEST:

CITY CLERK