Council met in regular session Tuesday, December 12, 2006, Mayor DAVID H. BIETER, presiding.

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

Invocation was given by Robert Barros-Bailey, Deputy City Clerk.

Moved by CLEGG and seconded by TIBBS that the minutes from the December 5, 2006, Boise City Council Work Session Meeting be approved.

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

Motion carried.

Moved by CLEGG and seconded by TIBBS that the minutes from the December 5, 2006, Boise City Council Meeting be approved.

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

Motion carried.

Councilmember JORDAN requested unanimous consent to pull item 7Jd, Ada County Highway District, Vacation/Exchange of excess property on Ustick Road for necessary Right-of-Way for Ustick Road, Five Mile to Cole, Project No. 504004, be placed under Special Business.

Unanimous consent was granted.
Moved by JORDAN and seconded by CLEGG that the Boise City Checks No. 234934 thru 235466 in the total amount of $1,868,252.80 as of December 6, 2006 be approved.

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

Motion carried.

The Bid Results for F/B 07-029: Boise City Public Library Ceiling Tile Replacement, PWE 604, Public Works Department were before Mayor and Council as enumerated in staff report dated December 1, 2006.

RECOMMENDATION: The Purchasing Division concurs with Public Works Department in recommending that F/B 07-029: Boise City Public Library Ceiling Tile Replacement, PWE 604 be awarded to the lowest responsive and responsible bidder, Precision Steel & Gypsum, Inc., in a total amount not to exceed $101,000.

Moved by JORDAN and seconded by CLEGG that the recommendations be followed and the bid be awarded to Precision Steel & Gypsum, Inc., in a total amount not to exceed $101,000, subject to compliance with bonding and insurance requirements.

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

Motion carried.

The Bid Results for Sole Source Purchase 07-CON-063: Purchase of Magazine Subscriptions, Boise Public Library were before Mayor and Council as enumerated in staff report dated November 30, 2006.

RECOMMENDATION: The Purchasing Division concurs with Boise Public Library in recommending that Sole Source Purchase 07-CON-063: Purchase of Magazine Subscriptions be awarded to Ebsco Subscription Services, in a total amount not to exceed $28,899.54.
Moved by JORDAN and seconded by CLEGG that the recommendations be followed and the bid be awarded to Ebsco Subscription Services, in a total amount not to exceed $28,899.54.

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

Motion carried.

The Bid Results for Authorization to Procure Laboratory Equipment and Supplies, using Idaho State Contract No. SBPO1118-02, Boise City Purchasing Contract 07-CON-059, Public Works Department were before Mayor and Council as enumerated in staff report dated November 29, 2006.

RECOMMENDATION: The Purchasing Division concurs with Public Works Department in recommending that Authorization to Procure Laboratory Equipment and Supplies, using Idaho State Contract No. SBPO1118-02, Boise City Purchasing Contract 07-CON-059 be awarded to Fisher Scientific, in a total annual amount not to exceed $73,000.

Moved by JORDAN and seconded by CLEGG that the recommendations be followed and the bid be awarded to Fisher Scientific, in a total annual amount not to exceed $73,000.

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

Motion carried.

The Bid Results for Finance and Administration Department, Finance and Administration Department were before Mayor and Council as enumerated in staff report dated November 29, 2006.

RECOMMENDATION: The Purchasing Division concurs with Finance and Administration Department in recommending that Finance and Administration Department be awarded to the highest ranking proposer, Abyss Towing and Recovery, LLC,
no anticipated expenses would come from any Boise City fund.

Moved by JORDAN and seconded by CLEGG that the recommendations be followed and the bid be awarded to Abyss Towing and Recovery, LLC, no anticipated expenses would come from any Boise City fund.

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

Motion carried.

The Bid Results for Recommendation to Reject All Proposals and Re-Bid, RFP 07-020: Legal Services, Legal Department were before Mayor and Council as enumerated in staff report dated November 27, 2006.

RECOMMENDATION: The Purchasing Division concurs with Legal Department in recommending that RFP 07-020: Legal Services be rejected and the project re-bid.

Moved by JORDAN and seconded by CLEGG that the recommendations be followed and the bid be rejected and the project re-bid.

Roll call on the motion resulted as follows:
YEAS:  CLEGG, 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)  Leroy Vierra, Property Damage

Moved by JORDAN and seconded by CLEGG 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, JORDAN, SHEALY and TIBBS.
Motion carried.

The City Clerk requested January 30, 2007, in Council Chambers be confirmed for a public hearing on:

a) CAR06-00068/Rezone/Costa Pacific Communities requests approval for a rezone of +/-11 acres located at 10230 W. Franklin Road from M-1D (Limited Industrial with Design Review) to PC-D (Pedestrian Commercial with Design Review Overlay). This request is contingent upon City Council approval of CAR06-00053 and CAR06-00054 Comprehensive Plan Amendment and Rezone currently scheduled for City Council action on December 12, 2006.

b) CAR06-00070/Rezone/Benco Properties, Inc. requests approval for a rezone of +/-0.25 acres located at 8199 W. Overland Road from R-1C (Single Family Residential) to N-OD (Neighborhood Office with Design Review Overlay).

c) CAR06-00067/City of Boise requests an amendment to Boise City Code Title 11, Chapter 2, Sections 4 & 5 to eliminate the requirement that one member of the Design Review Committee be a member of the Planning and Zoning Commission, and to add a requirement that one member of the Planning and Zoning Commission shall be a non-voting, ex-officio liaison to the Design Review Committee.

Moved by JORDAN and seconded by CLEGG that January 30, 2007 in Council Chambers be confirmed as requested.

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

Motion carried.

The City Clerk requested February 6, 2007, in Council Chambers be confirmed for a public hearing on:
a) F/B 07-088/Appeal/Ridgeway Industrial, Inc. is appealing the Purchasing Department’s denial of a protest for the lack of the Paige Mechanical Group having a valid Public Works License in good standing. Paige Mechanical Group has the proper license for the work requested and is in good standing according to the State of Idaho Public Works Licensing Board.

b) CAR06-00030/Zoning Ordinance Amendment/Boise State University requests approval of a Zoning Ordinance Amendment to Chapter 11-04-11 regarding requirements for the U-zone.

Moved by JORDAN and seconded by CLEGG that February 6, 2007 in Council Chambers be confirmed as requested.

Roll call on the motion resulted as follows: YEAS: CLEGG, 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) Employee Health Plan Trust Trustee Minutes, October 26 and November 15, 2006
b) Sole Source Purchase: Library – Purchase of magazine subscriptions through Ebsco Subscription Services
c) Sole Source Purchase: Planning and Development Services, Housing and Community Development Division – Project Management for Chronic Homelessness Initiative
e) Boise City Building Construction Report, Calendar Report, Jan.-Nov. 2006
g) Boise City Building Construction Report, November 2006
Moved by JORDAN and seconded by CLEGG 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, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed resolution (R-488-06) by the Council:

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

Titled: A RESOLUTION APPROVING A HOUSING REHABILITATION LOAN FOR JOHN AND JANETTE CRANCER FOR REAL PROPERTY LOCATED AT 1933-1939 PRIEST PLACE, BOISE, IDAHO; THROUGH PLANNING AND DEVELOPMENT SERVICES DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID LOAN DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE A RESOLUTION APPROVING A HOUSING REHABILITATION LOAN FOR JOHN AND JANETTE CRANCER FOR REAL PROPERTY LOCATED AT 1933-1939 PRIEST PLACE, BOISE, IDAHO; THROUGH PLANNING AND DEVELOPMENT SERVICES DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID LOAN DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-488-06) be adopted and that same be numbered Resolution 19383.

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

Motion carried.

Proposed resolution (R-489-06) by the Council:
Titled: A RESOLUTION OF THE MAYOR AND COUNCIL, OF THE CITY OF BOISE, IDAHO, ADOPTING A RECORD RETENTION SCHEDULE; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID RESOLUTION ON BEHALF OF BOISE CITY; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-489-06) be adopted and that same be numbered Resolution 19384.

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

Motion carried.

Proposed resolution (R-490-06) 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 F/B 07-011; NEW, UNUSED 2007 POLICE PATROL VEHICLES, POLICE DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND DAN WIEBOLD FORD; AND PROVIDING AN EFFECTIVE DATE.

Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-490-06) be adopted and that same be numbered Resolution 19385.

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

Motion carried.

Proposed resolution (R-491-06) 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, A RENEWAL OF F/B 06-026; MISCELLANEOUS ELECTRICAL SERVICES, PUBLIC
WORKS DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND QUALITY ELECTRIC; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-491-06) be adopted and that same be numbered Resolution 19386.

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

Motion carried.

Proposed resolution (R-492-06) 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, TASK ORDER NUMBER 18 TO RFP 05-084B; MISCELLANEOUS CIVIL ENGINEERING SERVICES, PUBLIC WORKS DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND J-U-B ENGINEERS, INC.; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-492-06) be adopted and that same be numbered Resolution 19387.

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

Motion carried.

Proposed resolution (R-493-06) 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, TASK ORDER NUMBER 19 TO RFP 05-084B; MISCELLANEOUS CIVIL ENGINEERING SERVICES, PUBLIC WORKS DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND J-U-B ENGINEERS, INC.; AND PROVIDING AN EFFECTIVE DATE, was read in full.
Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-493-06) be adopted and that same be numbered Resolution 19388.

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

Motion carried.

Proposed resolution (R-494-06) 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 07-029, BOISE CITY LIBRARY CEILING TILE REPLACEMENT, PWE 604, PUBLIC WORKS DEPARTMENT, BETWEEN THE CITY OF BOISE CITY AND PRECISION STEEL & GYPSUM, INC.; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-494-06) be adopted and that same be numbered Resolution 19389.

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

Motion carried.

Proposed resolution (R-495-06) by the Council:

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

Titled: A RESOLUTION APPROVING A RIGHT OF WAY CONTRACT AND EASEMENT AGREEMENT BY AND BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS DEPARTMENT) AND THE WARTMAN FAMILY TRUST FOR THE INSTALLATION OF A SIGNAL LIGHT POLE TO SERVE THE SOUTH FIVE MILE FIRE STATION; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTESY SAID RIGHT OF WAY CONTRACT AND EASEMENT AGREEMENT ON BEHALF OF BOISE CITY; AND PROVIDING AN EFFECTIVE DATE, was read in full.
Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-495-06) be adopted and that same be numbered Resolution 19390.

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

Motion carried.

Proposed resolution (R-496-06) by the Council:
BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: A RESOLUTION APPROVING A REIMBURSEMENT AGREEMENT BY AND BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS DEPARTMENT) AND LIBERTY DEVELOPMENT, INC. FOR THE EXTENSION OF SEWER TO SERVE THE DEVONSHIRE PLACE #1 SUBDIVISION; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID REIMBURSEMENT AGREEMENT ON BEHALF OF BOISE CITY; AND PROVIDING AN EFFECTIVE DATE, was read in full.

Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-496-06) be adopted and that same be numbered Resolution 19391.

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

Motion carried.

Proposed resolution (R-497-06) 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 07-005; VEHICLE TOWING AND IMPOUND SERVICES, FINANCE AND ADMINISTRATION DEPARTMENT, PARKING DIVISION, BETWEEN THE CITY OF BOISE CITY AND ABYSS TOWING & RECOVERY, LLC; AND PROVIDING AN EFFECTIVE DATE, was read in full.
Moved by JORDAN and seconded by CLEGG that the proposed resolution (R-497-06) be adopted and that same be numbered Resolution 19392.

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

Motion carried.

Mayor BIETER announced it was the time and place to discuss the Ada County Highway District, Vacation/Exchange of excess property on Ustick Road for necessary Right-of-Way for Ustick Road, Five Mile to Cole, Project No. 504004.

Karen Gallagher, Planning and Development Services Department, and Terry Little, Ada County Highway District (ACHD), briefed the Council on this vacation/exchange of excess property on Ustick Road.

Councilmember JORDAN requested unanimous consent that this item be pulled from the Council's Consent agenda and to be placed through the regular administrative process.

Unanimous consent was granted.

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-82-06) by the Council:
BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: AN ORDINANCE (CAR06-00044/CONGER MANAGEMENT GROUP FOR PROPERTY LOCATED AT 9839 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 A-1 (OPEN LAND) TO R-1B (SINGLE FAMILY RESIDENTIAL); SETTING FORTH FINDINGS OF
FACT IN SUPPORT OF SUCH ZONE CHANGE; AND PROVIDING AN EFFECTIVE DATE, was read for the second time.

Moved by JORDAN and seconded by CLEGG that further reading of (O-67A-06), and (O-81-06) 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: CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Motion carried.

Proposed ordinance (O-67A-06) by the Council:
BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.

Titled: AN ORDINANCE (CAR06-00031/DAVID MARMILLON FOR PROPERTY LOCATED AT 2109 S. LEADVILLE AND 801 W. PENNSYLVANIA STREETS) AMENDING ORDINANCE NO. 6512 FOR THE REZONE OF PROPERTY IN BOISE CITY FROM R-1C (SINGLE FAMILY RESIDENTIAL) TO R-M1D (SINGLE FAMILY RESIDENTIAL WITH MODULAR LOTTING & DESIGN REVIEW) TO CORRECT AN ERROR IN THE REASONS FOR DECISION; AMENDING THE LAND USE MAPS OF THE CITY TO INCLUDE THE REVISED LAND USE CLASSIFICATION; DIRECTING THE CITY CLERK TO FILE A COPY OF THIS ORDINANCE WITH THE APPROPRIATE OFFICIALS; AND PROVIDING AN EFFECTIVE DATE, was read for the third time.

Moved by JORDAN and seconded by CLEGG that the proposed ordinance (O-67A-06) be passed and that the same be numbered Ordinance 6523.

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

Motion carried.

Proposed ordinance (O-81-06) by the Council:
BISTERFELDT, CLEGG, EBERLE, JORDAN, SHEALY and TIBBS.
Titled: AN ORDINANCE (CAR06/00017-DA/PAUL RALPHS FOR PROPERTY LOCATED AT 10500 W. MILCLAY STREET AND 3372 N. FIVE MILE 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-1C (SINGLE FAMILY RESIDENTIAL) TO N-OD/DA (NEIGHBORHOOD OFFICE WITH DESIGN REVIEW AND A DEVELOPMENT AGREEMENT); SETTING FORTH FINDINGS OF FACT IN SUPPORT OF SUCH ZONE CHANGE; AMENDING THE LAND USE MAPS OF THE CITY TO INCLUDE THE REVISED LAND USE CLASSIFICATION; DIRECTING THE CITY CLERK TO FILE A COPY OF THIS ORDINANCE WITH THE APPROPRIATE OFFICIALS; AND PROVIDING AN EFFECTIVE DATE, was read for the third time.

Moved by JORDAN and seconded by CLEGG that the proposed ordinance (O-81-06) be passed and that the same be numbered Ordinance 6524.

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

Motion carried.

Birmingham Place Subdivision SUB06-00051 Preliminary and Final Plat, Boise City, was before Mayor and Council.

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

Moved by CLEGG and seconded by EBERLE that Birmingham Place Subdivision SUB06-00051 Preliminary and Final Plat be granted as requested subject to conditions stated in staff with a waiver as presented.

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

Motion carried.

Councilmember EBERLE requested unanimous consent that an additional paragraph regarding traffic with the first sentence talking about the traffic on the collector, minor arterial and which principle arterial that that minor
arterial is likely to feed this traffic onto and those level of services for each one of those three and a second sentence which provides Council with the annual tally that talks about how many vehicle trips are approved for each one of those principle arterials be added to all subsequent subdivision applications.

Unanimous consent was granted.

Brillheart Subdivision SUB06-00079 Preliminary and Final Plat, Boise City Subdivision, was before Mayor and Council.

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

Moved by JORDAN and seconded by CLEGG that Brillheart Subdivision be granted as requested subject to conditions stated in staff report.

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

Motion carried.

Maranatha Subdivision SUB06-00087 Preliminary and Final Plat, Boise City Subdivision, was before Mayor and Council.

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

Moved by JORDAN and seconded by EBERLE that Maranatha Subdivision be granted as requested subject to conditions stated in staff report with the addition of the condition by the fire department.

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

Motion carried.
Alpenstrasse Subdivision SUB06-00093 Preliminary Plat, Boise City Subdivision, was before Mayor and Council.

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

Terry Little, ACHD and Dave Hanneman, Fire Department, answered the Council's questions.

William W. Weaver, 5797 Bogart Lane, applicant representative, addressed the Council in support of the subdivision.

Moved by JORDAN and seconded by CLEGG that Alpenstrasse Subdivision be granted as requested subject to conditions stated in staff report.

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

Motion carried.

Castlewood Subdivision SUB06-00098 Preliminary and Final Plat, Boise City Subdivision, was before Mayor and Council.

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

Moved by JORDAN and seconded by CLEGG that Castlewood Subdivision be granted as requested subject to conditions stated in staff report.

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

Motion carried.

RECESS: 6:55 P.M.

RECONVENE: 7:00 P.M.
Mayor BIETER announced that this was the time and place set for a public hearing on CAR06-00041/Comprehensive Plan Map Amendment/Quasar Development requests approval of a Comprehensive Plan Map Amendment to change +/-1.738 acres located at 916 E. Park Boulevard from Commercial Designation to Mixed-Use Designation on the Land Use Map and CAR06-00042/Rezone/Quasar Development requests approval for a rezone of +/-1.738 acres located at 916 E. Park Boulevard from C-3D (Service Commercial with Design Review) to R-OD (Residential Office with Design Review).

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

Deanna Smith, 1208 E. Jefferson Street, East End Neighborhood Association, addressed the Council in support of the subdivision.

Joanne Butler, 251 E. Front Street, applicant representative, Shawn Nichols, and David Waldren, 80 W. Cottonwood Court, Eagle, Idaho addressed the Council in support of the subdivision.

Mayor BIETER announced that the public hearing was closed.

Moved by JORDAN and seconded by CLEGG that CAR06-00041/Comprehensive Plan Map Amendment/Quasar Development requests approval of a Comprehensive Plan Map Amendment to change +/-1.738 acres located at 916 E. Park Boulevard from Commercial Designation to Mixed-Use Designation on the Land Use Map be approved.

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

Motion carried.

Moved by JORDAN and seconded by CLEGG that CAR06-00042/Rezone/Quasar Development requests approval for a rezone of +/-1.738 acres located at 916 E. Park Boulevard from C-3D (Service Commercial with Design Review) to R-OD (Residential Office with Design Review) be approved.

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

Mayor BIETER announced that this was the time and place set for a public hearing on CAR06-00050/Comprehensive Plan Land Use Map Amendment/Gemstar Properties, LLC requests approval of a Comprehensive Plan Land Use Map Amendment to change the designation of +/-9.8 acres located at 3750 S. Maple Grove Road from Estate Density (3 DU/Acre) to Low Density Residential (6 DU/Acre).

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

Terry Little, ACHD and Alison Tate, Legal Department, answered the Council's questions.

Ashley Ford, 453 S. Fitness Place, Eagle, Idaho, applicant representative and Susan Wildwood, P.O. Box 6502, Boise, addressed the Council in support of the amendment.

Mayor BIETER announced that the public hearing was closed.

Moved by CLEGG and seconded by JORDAN that CAR06-00050/Comprehensive Plan Land Use Map Amendment/Gemstar Properties, LLC request for approval of a Comprehensive Plan Land Use Map Amendment to change the designation of +/-9.8 acres located at 3750 S. Maple Grove Road from Estate Density (3 DU/Acre) to Low Density Residential (6 DU/Acre) be approved.

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

Motion carried.

Mayor BIETER announced that this was the time and place set for a public hearing on CAR06-00053/Comprehensive Plan Map Amendment/Costa Pacific Communities requests approval of a Comprehensive Plan Map Amendment to change +/-42.28 acres located at 10230 W. Franklin Road from Industrial Use Designation to Mixed-Use Designation on the
Land Use map and CAR06-00054/Rezone/Costa Pacific Communities requests approval for a rezone of +/-42.28 acres located at 10230 W. Franklin Road from M-1D (Limited Industrial with Design Review) to R-3D/DA (Multi-Family Residential with Design Review Overlay).

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

Rudy Kadlub, Wilsonville, Oregon, applicant representative, addressed the Council in support of the amendment and rezone.

Mayor BIETER announced that the public hearing was closed.

Moved by JORDAN and seconded by CLEGG that CAR06-00053/Comprehensive Plan Map Amendment/Costa Pacific Communities requests approval of a Comprehensive Plan Map Amendment to change +/-42.28 acres located at 10230 W. Franklin Road from Industrial Use Designation to Mixed-Use Designation on the Land Use map be approved.

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

Motion carried.

Moved by JORDAN and seconded by CLEGG that CAR06-00054/Rezone/Costa Pacific Communities requests approval for a rezone of +/-42.28 acres located at 10230 W. Franklin Road from M-1D (Limited Industrial with Design Review) to R-3D/DA (Multi-Family Residential with Design Review Overlay) be approved.

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

Motion carried.

There being no further business the meeting adjourned at 8:24 o'clock P.M.
APPROVE:

__________________________________
MAYOR

ATTEST:

__________________________________
CITY CLERK