



# **CITY COUNCIL AGENDA CITY OF BOISE**

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## **Regular Evening Meeting**

**Tuesday, January 15, 2019  
6:00 PM**

City Hall - Maryanne Jordan City Council Chambers  
150 Capitol Blvd  
Boise, ID 83702

### **MAYOR**

David H. Bieter

### **CITY COUNCIL MEMBERS**

#### **Council President**

Lauren McLean

#### **Council President Pro Tem**

Elaine Clegg

#### **Council Member**

Scot Ludwig

#### **Council Member**

TJ Thomson

#### **Council Member**

Lisa Sánchez

#### **Council Member**

Holli Woodings

***Our Vision: To Make Boise the Most Livable City in the Country***

**BOISE, IDAHO**  
**City Council Agenda**

6:00 PM

January 15, 2019

City Hall - Maryanne Jordan City Council Chambers

I. INVOCATION

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

Pursuant to Idaho Code Section 74-204(4), all agenda Items are action items, and a vote may be taken on these items.

IV. REQUEST FOR APPROVAL

1. City Council Minutes - Work Session - Jan 8, 2019 4:00 PM
2. City Council Minutes - Regular Evening Meeting - Jan 8, 2019 6:00 PM

V. SPECIAL BUSINESS

1. Appointment of Janelle Finfrock to the Planning and Zoning Commission for a four year term ending October 26, 2022

VI. 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.

***\*A. Expenses***

- \*1. Request for approval of the Boise City checks 489377-489625 and ACH 57379-57432 in the total amount of \$1,179,126.36 as of January 3, 2019.

***\*B. Public Hearing Requests***

- \*1. The City Clerk requests SOS18-00022 / Michael D'ddabbo / 11775 W. Goldenron Avenue / Plat Note Vacation / Michael D'Addabbo is requesting the vacation of a Building Setback Plat Note for the Big Sky Subdivision Number 2, Block 2, Westerly Portion of Lot 1. The plat note requires residential setback that are more restrictive than the Boise City Development Code. The property is located within Section 34, T. 4 N., R. 1 E. B.M. and addressed as 11775 W. Goldenrod Avenue, Boise, Idaho, 83704 be scheduled in Council Chambers on February 12, 2019.
- \*2. The City Clerk requests SOS18-00024 / Lone Tree Hill, LLC / 11449 W. Ustick Road / Easement Vacation / Lone Tree Hill, LLC is requesting the vacation of a 16' wide sidewalk easement located along the north property line of Lot 1, Block 1 of the Station Subdivision, located within Government Lot 3 of Section 3, T. 3 N., R. 1 E. B.M. The property is addressed as 11449 W. Ustick Road, Boise, Idaho, 83713 be scheduled in Council Chambers on February 12, 2019.

**\*C. Travel Requests**

- \*1. Elaine Clegg, City Council, to attend the National League of Cities Congressional Cities Conference in Washington, DC, on March 9-13, 2019.

**\*D. Minutes and Reports**

- \*1. Open Space and Clean Water Advisory Committee Minutes, December 6, 2018
- \*2. Internal Audit Quarterly Report, January 2019
- \*3. Historic Preservation Commission Hearing Minutes | November 26, 2018
- \*4. Planning & Zoning Commission Minutes, October 1, 2018
- \*5. Planning & Zoning Commission Minutes, October 8, 2018
- \*6. Planning & Zoning Commission Minutes, November 5, 2018
- \*7. Treasury report November 2018

**\*E. Resolutions**

- \*1. RES-11-19 A RESOLUTION APPROVING THE RENEWAL OF RFP 18-023(B), PUBLIC LIBRARY CLEANING SERVICES, BETWEEN THE CITY OF BOISE CITY (LIBRARY) AND CLEARVIEW CLEANING SERVICE, INC.; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

- \*2. RES-14-19 A RESOLUTION APPROVING A FIRST AMENDMENT TO GRANT AGREEMENT BETWEEN THE CITY OF BOISE CITY AND IDAHO HOUSING AND FINANCE ASSOCIATION, FOR THE USE OF GENERAL FUNDS FOR THE CONSTRUCTION OF ADARE MANOR, A RESIDENTIAL RENTAL HOUSING DEVELOPMENT; AUTHORIZING THE MAYOR AND CITY CLERK, RESPECTIVELY, TO EXECUTE AND ATTEST THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- \*3. RES-15-19 A RESOLUTION APPROVING THE RENEWAL OF RFP 15-088 (C), CITY LANDSCAPE MAINTENANCE, BETWEEN THE CITY OF BOISE CITY (PARKS AND RECREATION DEPARTMENT) AND SUNSHINE LANDSCAPE, INC.; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- \*4. RES-16-19 A RESOLUTION APPROVING THE RENEWAL OF RFP 15-099, MEDIA BUYING AND CREATIVE DEVELOPMENT, BETWEEN THE CITY OF BOISE CITY (DEPARTMENT OF AVIATION) AND RIZEN CREATIVE; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- \*5. RES-17-19 A RESOLUTION APPROVING THE RENEWAL OF RFP 15-088 (B), CITY LANDSCAPE MAINTENANCE, BETWEEN THE CITY OF BOISE CITY (PARKS AND RECREATION DEPARTMENT) AND STARK SPRINKLER AND LANDSCAPE; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- \*6. RES-18-19 A RESOLUTION APPROVING CHANGE ORDER NUMBER THREE TO RFP 15-088 (C), CITY LANDSCAPE MAINTENANCE, BETWEEN THE CITY OF BOISE CITY (PARKS AND RECREATION DEPARTMENT) AND SUNSHINE LANDSCAPE, INC.; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.
- \*7. RES-19-19 A RESOLUTION APPROVING THE RENEWAL OF RFP 15-088 (A), CITY LANDSCAPE MAINTENANCE,

BETWEEN THE CITY OF BOISE CITY (PARKS AND RECREATION DEPARTMENT) AND IRONCREEK, LLC DBA METCALF LANDSCAPING; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

\*8. RES-20-19 A RESOLUTION APPROVING AN AGREEMENT AND AWARD FOR FB 19-183; THIRTY-TWO (32) NEW/UNUSED CLUB CAR, BETWEEN THE CITY OF BOISE CITY (FLEET SERVICES) AND STAN'S GOLF CARS; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT AND AWARD; AND PROVIDING AN EFFECTIVE DATE.

\*9. RES-21-19 A RESOLUTION APPROVING THE RENEWAL OF RFQ 17-168 (A), FABRICATION AND INSTALLATION OF INTERPRETIVE SIGNS, BETWEEN THE CITY OF BOISE CITY (ARTS AND HISTORY) AND M.R. PRIEST, INC. DBA ADVANCED SIGN AND DESIGN; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

***\*F. Subdivisions - Final Plats/Time Extensions***

NO SUBDIVISIONS - FINAL PLATS/TIME EXTENSIONS SCHEDULED.

**VII. ORDINANCES**

**A. First Reading**

1. ORD-2-19 AN ORDINANCE APPROVING THE REVISION, COMPILATION, CODIFICATION, AND ADOPTION OF THE GENERAL ORDINANCES OF CITY CODE OF THE CITY OF BOISE CITY, IDAHO AS PREPARED BY STERLING CODIFIERS, INC., WHICH SHALL SUPERSEDE ALL PRIOR LAWS AND ORDINANCES OF THE CITY OF BOISE CITY AND SHALL BE ACCEPTED IN ALL COURTS AS THE OFFICIAL CODE AND LAW OF THE CITY OF BOISE CITY; REPEALING ALL ORDINANCES OR PARTS THEREOF TO THE EXTENT THEY CONFLICTS WITH THIS ORDINANCE; PROVIDING ALL ORDINANCES OF A GENERAL NATURE INCLUDED IN THE OFFICIAL CODE ARE CONSIDERED A CONTINUATION OF SAID ORDINANCE PROVISION AND ARE CONTINUOUSLY EFFECTIVE NOTWITHSTANDING SOME PROVISIONS THEREOF

BEING ELIMINATED BY THIS CODIFICATION;  
PROVIDING ALL ORDINANCES OF A SPECIAL  
NATURE ARE NOT INCLUDED IN THE OFFICIAL CODE  
AND REMAIN IN FULL FORCE AND EFFECT;  
PROVIDING FOR A METHOD OF PERPETUAL  
CODIFICATION BY WHICH STERLING SHALL REVIEW  
NEW AND FUTURE ORDINANCES, PUBLISH HARD  
COPIES OF THE CODE, PROVIDE A SUPPLEMENTAL  
SERVICE AS NEW ORDINANCES ARE ENACTED AND  
CODIFIED, AND HOST THE OFFICIAL ONLINE  
VERSION OF THE CODE; PROVIDING THAT CERTAIN  
TYPES OF ORDINANCES SHALL NOT BE INCLUDED IN  
THE CODE; PROVIDING THAT THE CODE SHALL BE  
AMENDED TO CORRECT GRAMMATICAL AND  
SPELLING ERRORS; PROVIDING THAT THE CODE  
SHALL BE AMENDED TO REMOVE OBSOLETE TERMS  
AND INACCURATE AND UNNECESSARY LANGUAGE  
AND PROVISIONS; PROVIDING THAT THE CODE  
SHALL BE AMENDED TO ADD AND AMEND  
DEFINITIONS AND CORRECT INTERNAL  
INCONSISTENCIES; PROVIDING FOR THE  
REFORMATTING, RENUMBERING, AND RENAMING  
OF PROVISIONS WITHIN THE CODE; PROVIDING A  
STREAMLINED APPROACH TO ALL CITY FINES AND  
FEES BY PLACING THEM ONTO A MASTER FINES AND  
FEES SCHEDULE; STREAMLINING REFERENCES TO  
INFRACTION AND MISDEMEANOR PENALTIES AND  
SEVERABILITY CLAUSE; INCORPORATING RECITALS  
INTO THIS ORDINANCE; ADOPTING NEW PROVISIONS  
IN TITLE 1 TO ESTABLISH THAT THE RECODIFIED  
CODE IS THE OFFICIAL CODE, SETTING FORTH HOW  
TO AMEND SUCH CODE AND FORBIDDING THE  
UNLAWFUL ALTERATION THEREOF; ADOPTING NEW  
PROVISIONS IN TITLE 1 THAT SET FORTH A GENERAL  
SEVERABILITY CLAUSE FOR THE ENTIRE CODE AND  
ENFORCEMENT OF CODE IN COURT; ADOPTING NEW  
PROVISIONS IN TITLE 1 THAT PROVIDE GENERAL  
DEFINITIONS, RULES OF CONSTRUCTION AND  
INTERPRETATION OF THE CODE, AND PROVIDING FOR  
THE USE OF CATCHLINES; AMENDING AND UPDATING  
THE DESCRIPTIONS OF BOISE CITY DEPARTMENTS TO  
ACCURATELY AND SUCCINCTLY REFLECT THEIR  
CURRENT FUNCTIONS, AND CORRECTING INTERNAL  
ERRORS THEREIN; AMENDING CERTAIN CHAPTERS OF  
THE BUSINESS LICENSING PROVISIONS TO CORRECT  
INCONSISTENCIES, ELIMINATE REDUNDANCIES, AND  
AMEND PROVISIONS IN THOSE CHAPTERS TO  
COMPORT WITH THE GENERAL LICENSING  
PROVISIONS CHAPTER; AMENDING THE ALCOHOL

BEVERAGES CHAPTER TO ADD CLARIFYING LANGUAGE FOR LICENSING PROVISIONS AND TO UPDATE CATERING PERMIT PROVISIONS TO COMPLY WITH STATE CODE; AMENDING THE SIDEWALK CAFES CHAPTER TO UPDATE REQUIREMENTS FOR REPORTING CHANGES TO SIDEWALK CAFÉS AND DISPLAYING PERMITS; AMENDING THE VENDOR, SOLICITOR AND TEMPORARY MERCHANT CHAPTER TO ELIMINATE THE REQUIREMENT THAT THE LICENSE DESCRIBE THE TYPE OF GOODS TO BE SOLD; AMENDING THE DOWNTOWN VALET PARKING CHAPTER TO UPDATE INSURANCE REQUIREMENTS AND THE “SUSPENSION OF USE OF THE PUBLIC RIGHT-OF-WAY BY OPERATOR” PROVISION; AMENDING THE PAWNBROKER’S AND JEWELRY AUCTIONS CHAPTER TO ELIMINATE SALES HOURS LIMITATION; AMENDING THE PRIVATE SECURITY CHAPTER TO REQUIRE BACKGROUND CHECKS ON EVENT SECURITY STAFF; AMENDING THE TAXICAB CHAPTER TO UPDATE REGULATIONS REGARDING LICENSE RENEWALS, VEHICLE GRANDFATHER RIGHTS, INSPECTIONS, SMOKING IN TAXIS, AND THE PROCESSING OF CREDIT AND DEBIT CARD PAYMENTS BY CUSTOMERS; AMENDING THE CHILDCARE CHAPTER TO UPDATE REGULATIONS REGARDING STAFF RATIOS, TRAINING, RECORDSKEEPING, LICENSING REQUIREMENTS, LICENSING EXEMPTIONS, DENIALS, SUSPENSIONS AND REVOCATIONS, CLARIFYING BACKGROUND CHECK REQUIREMENTS, AND AMENDING TO COMPLY WITH STATE AND FEDERAL CODE AND REGULATIONS; AMENDING THE ANIMAL CONTROL CHAPTER TO AMEND THE “ANIMAL-AT-LARGE” SECTION TO “DOG-AT-LARGE”; AMENDING THE OFFENSES AGAINST PUBLIC OR PRIVATE PROPERTY CHAPTER TO ADD PROHIBITED BEHAVIORS ON THE BOISE RIVER; AMENDING THE ASSEMBLAGES CHAPTER TO UPDATE AUTHORIZED PERSONNEL WHO MAY EXAMINE PREMISES; AMENDING THE BOISE SMOKE-FREE CHAPTER TO UPDATE THE SMOKING PROHIBITION ON PUBLIC TRANSPORTATION; AMENDING THE FIRE PREVENTION CHAPTER TO INCREASE THE PENALTY FOR A SECOND OFFENSE OF CHAPTER 33 OF THE INTERNATIONAL FIRE CODE; AMENDING THE SANITARY REGULATIONS NUISANCES CHAPTER TO ELIMINATE THE 24 HOUR PERIOD TO CURE IN THE PENALTIES SECTION; AMENDING THE CONSTRUCTION SITE EROSION CONTROL CHAPTER TO ADD A DEFINITION; AMENDING THE NUISANCE PROPERTY

ABATEMENT CHAPTER TO REPLACE REFERENCES TO “UNIFORM FIRE CODE” WITH “INTERNATIONAL FIRE CODE”; AMENDING TITLE 10 DEFINITIONS CHAPTER TO AMEND THE “ABANDONED OR UNIDENTIFIED VEHICLE” DEFINITION; AMENDING NON-TENANT RENTAL CAR BUSINESS PERMIT CHAPTER TO UPDATE THE INSURANCE REQUIREMENTS; PROVIDING FOR SEVERABILITY OF THE CODE IF ANY PART IS ADJUDGED INVALID OR UNCONSTITUTIONAL; PROVIDING THAT STATE AND CITY CODE AUTHORIZES THE CITY TO REQUIRE CERTAIN APPLICANTS AND BUSINESS LICENSEES TO SUBMIT FINGERPRINTS FOR A STATE RECORDS CHECK BY THE STATE, AND IF NECESSARY, A NATIONAL BACKGROUND AND CRIMINAL HISTORY CHECK BY THE FBI FOR SCREENING PURPOSES, AND THAT SUCH CRIMINAL HISTORY RECORDS SHALL REMAIN CONFIDENTIAL AND NOT BE DISSEMINATED TO PRIVATE PARTIES OR ENTITIES; PROVIDING A FULL TEXT COPY OF THIS ORDINANCE AND THE AMENDED CODE FOR PUBLIC REVIEW; ADOPTING THE AMENDED CODE AS THE OFFICIAL CODE; WAIVING THE READING RULES; APPROVING A SUMMARY OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

2. ORD-3-19 AN ORDINANCE AMENDING TITLE 11, CHAPTERS 7 AND 9 OF THE BOISE CITY CODE, LIMITING AVAILABILITY OF AND CHANGING STANDARDS FOR MINOR LAND DIVISION PROCESS; ALLOWING WAIVER OF CURB, GUTTER, AND SIDEWALK REQUIREMENTS IN LIMITED SITUATIONS ON PROPERTY LINE ADJUSTMENTS; RENUMBERING SECTIONS AS NEEDED; AND ESTABLISHING AN EFFECTIVE DATE.

***B. Second Reading***

NO ORDINANCES SCHEDULED FOR THE SECOND READING CALENDAR.

***C. Third Reading***

NO ORDINANCES SCHEDULED FOR THE THIRD READING CALENDAR.

**VIII. UNFINISHED BUSINESS**

NO UNFINISHED BUSINESS SCHEDULED.

**IX. NEW BUSINESS**

***A. Public Hearings***



1. CUP18-00067 / Hatch Design Architecture / 3000 S. Wise Way / Special exception for a self-storage facility on a 1.62-acre parcel located in an R-OD/DA (Residential Office with Design Review and Development Agreement) zone.
2. ZOA18-00003 / Boise City Planning & Development Services / Amendment to the Development Code regarding Section 11-07-07-05 - Allowed Fences and Retaining Walls, and Section 11-012-03 - Definition of Grade. Changes include clarifications of height and dimensions for retaining walls and fences and how height is measured, setbacks for multiple fences/retaining walls, and the definition of grade.
3. REQUEST FOR DEFERRAL - DRH18-00207  
  
DRH18-00207 / R+L Carriers / Appeal of the Planning and Zoning Commission's denial of an approximately 77,000 square foot trucking terminal with office, maintenance building, fuel station and related site improvements. The 13.3-acre site is located at 7901 S Eisenman Rd in an M-1D (Light Industrial with Design Review) zone.

X. ADJOURNMENT

LEGEND:		ZONING DESIGNATION:	
BCC	BOISE CITY CODE	A	OPEN LAND
CAA	DAYCARE, GRANDFATHER RIGHTS, FENCE,	CD	CONSERVATION DISTRICT OVERLAY
HOME	OCCUPATION, VARIANCE, STAFF LEVEL EXPANSIONS	D	DESIGN REVIEW
CAR	ANNEXATIONS/REZONES	DD	DOWNTOWN DESIGN REVIEW OVERLAY
CFH	FLOODPLAIN/HILLSIDE	HD	HISTORIC DESIGN REVIEW OVERLAY
CLP	CITY LIGHTING PROJECT	C-1	NEIGHBORHOOD COMMERCIAL
CP	COMPREHENSIVE PLAN	C-2	GENERAL COMMERCIAL
CSN	SIGN APPLICATIONS	C-3	SERVICE COMMERCIAL
CSP	CITY SEWER PROJECT	C-4	PLANNED COMMERCIAL
CUP	CONDITIONAL USE/MODIFICATIONS	C-5	CENTRAL BUSINESS DISTRICT
CZC	ZONING CERTIFICATES, ZONING LETTERS	H	HISTORIC OVERLAY
	CONVERSION OF DUPLEX TO TOWNHOUSE	H-S	HEALTH SERVICE
DRH	DESIGN REVIEW/MODIFICATIONS	L-O	LIMITED OFFICE
DRI	DESIGN REVIEW INSPECTION (SEWERS)	M-1	LIGHT INDUSTRIAL
F/B	FORMAL BID	M-2	HEAVY INDUSTRIAL
GEO	GEO THERMAL	M-4	PLANNED INDUSTRIAL
LID	LOCAL IMPROVEMENT DISTRICT	N-O	NEIGHBORHOOD OFFICE
RFP	REQUEST FOR PROPOSAL	PC	PEDESTRIAN COMMERCIAL
RSP	REHABILITATION SEWER PROJECT	R-1	SINGLE FAMILY RESIDENTIAL
V	VARIANCE	R-2	COMBINED RESIDENTIAL
ZO	ZONING ORDINANCE AMENDMENT	R-3	MULTI-FAMILY RESIDENTIAL
		R-O	RESIDENTIAL OFFICE
		T-1	TECHNOLOGICAL-INDUST. PARK
		T-2	TECHNOLOGICAL-MANUFACTURING PARK
		U	UNIVERSITY

Arrangements for auxiliary aids and services necessary for effective communication for qualified persons with disabilities or language assistance requests need to be made as soon as possible, but no later than three working days before the scheduled meeting. Please contact the City Clerk if an auxiliary aid is needed.

#### 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.