I. INVOCATION

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

PRESENT: McLean, Clegg (Remote), Woodings, Bageant (Remote), Hallyburton (Remote), Sánchez, Thomson (Remote)

ABSENT:

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

Motion to amend the agenda pursuant to Idaho Code Section 74-204(4)(c) by adding the following: (a) RES-117-20, a Resolution finding that an emergency exists, ratifying the Mayor's declaration of emergency, and extending the declaration; (b) ORD-11-20, which provides for emergency powers during a public health crisis; and (c) RES-118-20, which provides for actions to be taken by the City to better protect the public and the City's employees.

The good faith reason these items were not previously included is because of the fast-moving nature of this public health emergency as additional cases of COVID-19 are confirmed within Idaho and the CDC continues to update us. As set forth in each of the listed items, an emergency to health and welfare of the citizens of Boise exists and action is necessary at this meeting to protect the citizens of Boise.

RESULT: APPROVED [UNANIMOUS]
MOVER: Holli Woodings, Council President Pro Tem
SECONDER: Lisa Sánchez, Council Member
AYES: McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez, Thomson

IV. REQUEST FOR APPROVAL

1. City Council Minutes - Work Session - Mar 10, 2020 4:00 PM
RESULT:  ACCEPTED [6 TO 0]
MOVER:  Holli Woodings, Council President Pro Tem
SECONDER:  Lisa Sánchez, Council Member
AYES:  McLean, Woodings, Bageant, Hallyburton, Sánchez, Thomson
ABSTAIN:  Clegg

2.  City Council Minutes - Regular Evening Meeting - Mar 10, 2020 6:00 PM

RESULT:  ACCEPTED [6 TO 0]
MOVER:  Holli Woodings, Council President Pro Tem
SECONDER:  Lisa Sánchez, Council Member
AYES:  McLean, Woodings, Bageant, Hallyburton, Sánchez, Thomson
ABSTAIN:  Clegg

V. SPECIAL BUSINESS

1.  Boise City Council to sit as a Board of Corrections to hear and correct assessments levied for operation and maintenance of the Boise City Municipal Irrigation System for the 2020 irrigation season.

   No one in the audience spoke on this item.

RESULT:  DISCUSSED

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.

RESULT:  APPROVED [UNANIMOUS]
MOVER:  Holli Woodings, Council President Pro Tem
SECONDER:  Lisa Sánchez, Council Member
AYES:  McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez, Thomson

*  *****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 504937-505152 and ACH 62210-62291 in the total amount of $2,055,883.11 as of March 5, 2020.

B. MINUTES AND REPORTS

*1. Open Space and Clean Water Advisory Committee Minutes, December 5, 2019
*2. Open Space and Clean Water Advisory Committee Minutes, February 6, 2020

C. RESOLUTIONS

*1. RES-101-20 A RESOLUTION APPROVING A UTILITY EASEMENT AGREEMENT BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS DEPARTMENT) AND WESTERN INVESTING, LLC FOR AN EASEMENT FOR A SEWER MAIN LOCATED AT SUNNYRIDGE SUBDIVISION 4, DRI-1473; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID UTILITY EASEMENT AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

*2. RES-102-20 A RESOLUTION APPROVING A UTILITY EASEMENT AGREEMENT BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS DEPARTMENT) AND BARBER STATION, INC., FOR A UTILITY EASEMENT IN THE SHARED DRIVEWAY AND PARKING LOT, BARBER VALLEY SUBDIVISION, DRI-1881; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID UTILITY EASEMENT AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

*3. RES-103-20 A RESOLUTION APPROVING A UTILITY EASEMENT AGREEMENT BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS DEPARTMENT) AND PIVOT RE BARBER, LLC, FOR AN UTILITY EASEMENT IN BARBER VALLEY SUBDIVISION, DRI-1881; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

*4. RES-104-20 A RESOLUTION APPROVING A UTILITY EASEMENT AGREEMENT BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS DEPARTMENT) AND BVA UC RE BARBER, LLC, FOR A UTILITY EASEMENT IN BARBER
VALLEY SUBDIVISION, DRI-1881; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

*5. RES-105-20 A RESOLUTION APPROVING A SITE SUPPLEMENT AGREEMENT BETWEEN POWDER RIVER, ON BEHALF OF VERIZON WIRELESS, AND THE CITY OF BOISE CITY FOR THE INSTALLATION OF A 5G SMALL CELL TOWER AT 208 W. FORT ST.; AUTHORIZING THE MAYOR AND CITY CLERK, RESPECTIVELY, TO EXECUTE AND ATTEST THE SITE SUPPLEMENT AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

*6. RES-106-20 A RESOLUTION APPROVING AUTHORIZATION TO PROCURE CP 20-013-02 CASSIA PARK PLAYGROUND EQUIPMENT AND SURFACE PURCHASE AND INSTALLATION BETWEEN THE CITY OF BOISE CITY (PARKS AND RECREATION DEPARTMENT) AND LANDSCAPE STRUCTURES, INC. OFF OF CP 20-013; AND PROVIDING AN EFFECTIVE DATE.

*7. RES-107-20 A RESOLUTION APPROVING AN AGREEMENT AND AWARD FOR RFP 20-138(A) BOI FINANCIAL SERVICES BETWEEN THE CITY OF BOISE CITY (DEPARTMENT OF AVIATION) AND LEIGHFISHER, INC., A WHOLLY OWNED SUBSIDIARY OF JACOBS ENGINEERING GROUP, INC.; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT AND AWARD; AND PROVIDING AN EFFECTIVE DATE.

*8. RES-108-20 A RESOLUTION APPROVING AN AGREEMENT AND AWARD FOR RFP 20-138(B) BOI FINANCIAL SERVICES BETWEEN THE CITY OF BOISE CITY (DEPARTMENT OF AVIATION) AND RICONDO & ASSOCIATES, INC.; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT AND AWARD; AND PROVIDING AN EFFECTIVE DATE.

*9. RES-109-20 A RESOLUTION APPROVING, AS TO BOTH FORM AND CONTENT, THE RENEWAL TO THE LICENSE AGREEMENT BY AND BETWEEN THE CITY OF BOISE CITY (DEPARTMENT OF PARKS AND RECREATION) AND GEM STATE DISC GOLFERS; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID

AGREEMENT ON BEHALF OF BOISE CITY; AND ESTABLISHING AN EFFECTIVE DATE.


*11. RES-111-20 A RESOLUTION APPROVING AN AGREEMENT AND AWARD FOR FB 20-202; CITY HALL BUILDING 2 - CHILLER, COOLING TOWER AND PUMPS REPLACEMENT, BETWEEN THE CITY OF BOISE CITY (PUBLIC WORKS) AND ACS ELECTRICAL SERVICE, INC DBA AMERICAN CHILLER SERVICE; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT AND AWARD; AND PROVIDING AN EFFECTIVE DATE.

*12. RES-112-20 A RESOLUTION APPROVING, AS TO BOTH FORM AND CONTENT, A LICENSE AGREEMENT BY AND BETWEEN THE CITY OF BOISE CITY (DEPARTMENT OF PARKS AND RECREATION) AND ALOHA ICE TROPICAL SNO, LICENSING ALOHA ICE TO BE THE CONCESSIONAIRE AT ESTHER SIMPLOT PARK; AUTHORIZING THE MAYOR AND CITY CLERK TO RATIFY SAID AGREEMENT ON BEHALF OF BOISE CITY; AND ESTABLISHING AN EFFECTIVE DATE.

*13. RES-113-20 A RESOLUTION APPROVING A COMMUNICATION EQUIPMENT LEASE AGREEMENT BETWEEN THE CITY OF BOISE CITY (DEPARTMENT OF AVIATION) AND SOCIETE INTERNATIONALE DE TELECOMMUNICATIONS AERONAUTIQUES DBA SITA SCRL FOR THE LEASE OF CERTAIN FACILITIES AND PREMISES UPON BOISE AIRPORT; DECLARING THE PROPERTY NOT NEEDED FOR CITY PURPOSES; AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AND ATTEST SAID LEASE AGREEMENT ON BEHALF OF BOISE CITY; AND PROVIDING FOR AN EFFECTIVE DATE.
*14. RES-114-20 A RESOLUTION APPROVING A PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF BOISE CITY (AVIATION DEPARTMENT), AND CHARLES BAKO AND SHIRLEY WILLIAMS, IN THEIR ROLE AS CO-TRUSTEES FOR THE DAVID AND FRANKIE F BAKO TRUST FOR REAL PROPERTY LOCATED AT 3589 W. VICTORY ROAD, BOISE CITY, ADA COUNTY, IDAHO; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AUTHORIZING THE AIRPORT DIRECTOR OR HER DESIGNATED STAFF TO EXECUTE AND ATTEST SUCH OTHER DOCUMENTS AS MAY BE NECESSARY TO EFFECTUATE THE CITY OF BOISE CITY’S PURCHASE AND ACQUISITION OF THE REAL PROPERTY DESCRIBED IN THE PURCHASE AND SALE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

*15. RES-115-20 A RESOLUTION APPROVING A GRANT AWARD AGREEMENT BETWEEN THE CITY OF BOISE CITY, BY AND THROUGH ITS BOISE PUBLIC LIBRARY, AND THE IDAHO STEM ACTION CENTER; AUTHORIZING AND RATIFYING THE SIGNATURE OF THE LIBRARY DIRECTOR’S DESIGNEE EXECUTING THE GRANT AWARD AGREEMENT AS THE AUTHORIZED RECIPIENT OFFICIAL ON BEHALF OF THE CITY OF BOISE; AUTHORIZING THE BOISE PUBLIC LIBRARY TO ACCEPT RECEIPT OF THE $3,500 GRANT AWARD; AND PROVIDING AN EFFECTIVE DATE.

*16. RES-116-20 A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF BOISE CITY (DEPARTMENT OF AVIATION) AND STEVEN BENNETT FOR ACTIVATION AND USE OF AEROBATIC PRACTICE AREA OVER RUNWAY 09/27; AUTHORIZING THE MAYOR AND CITY CLERK TO RESPECTIVELY EXECUTE AND ATTEST SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

*17. RES-117-20 A RESOLUTION FINDING THAT AN EMERGENCY EXISTS, PURSUANT TO TITLE 67, SECTION 2808, IDAHO CODE, AND BOISE CITY’S BUSINESS OPERATIONS MANUAL; RATIFYING THE MAYOR’S OFFICIAL DECLARATION OF A LOCAL DISASTER EMERGENCY AND EXTENDING THE DECLARATION BEYOND SEVEN (7) DAYS, IN ACCORDANCE WITH TITLE 46, SECTION 1011, IDAHO CODE; AND ESTABLISHING AN EFFECTIVE DATE.

VII. ORDINANCES
A. SECOND READING

Moved that all ordinances on second reading be read by number and title only and filed for the Third Reading Calendar.

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1. ORD-10-20 AN ORDINANCE AMENDING BOISE CITY CODE TITLE 3, LICENSES AND PERMITS, TO ENACT A NEW CHAPTER 18, ENTITLED "NEWS RACKS"; SETTING FORTH THE AUTHORITY, PURPOSE, AND INTENT TO CREATE SUCH LICENSE AND FEES; INCORPORATING EXISTING GENERAL LICENSING PROVISIONS; SETTING FORTH GENERAL PROVISIONS INCLUDING THE DEFINITION OF KEY TERMS; REQUIRING A LICENSE; ESTABLISHING FIXED PEDESTAL ZONES; PROVIDING IMPLEMENTATION PROCEDURES; DETAILING NUISANCE AND NON-USE PROCEDURES; PROVIDING OBLIGATIONS OF LICENSEES; INCORPORATING EXISTING DENIAL, REVOCATION, SUSPENSION, REVIEW, AND PENALTY PROCEDURES; APPROVING A SUMMARY OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

B. THIRD READING

Moved that further reading of (ORD-7-20), (ORD-8-20) and (ORD-9-20) be dispensed with and the record show that they have been read the third time in full.

Council Member Thomson abstained from ORD-7-20.

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1. ORD-7-20 AN ORDINANCE (CAR19-00020) FOR PROPERTY LOCATED AT 12600 W. GOLDENROD AVENUE 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-1C (SINGLE FAMILY RESIDENTIAL); SETTING FORTH A REASONED STATEMENT IN SUPPORT OF SUCH ZONE CHANGE; AND PROVIDING AN EFFECTIVE DATE.
RESULT: APPROVED [6 TO 0]
MOVER: Holli Woodings, Council President Pro Tem
SECONDER: Lisa Sánchez, Council Member
AYES: McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez
ABSTAIN: Thomson

2. ORD-8-20 AN ORDINANCE (CAR19-00001 FOR PROPERTY LOCATED AT 211 W. HIGHLAND STREET, BOISE, ID 83706) 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 SINGLE FAMILY RESIDENTIAL (R-1C) TO TOWN LOT RESIDENTIAL WITH DESIGN REVIEW AND DEVELOPMENT AGREEMENT (R-1MD/DA); SETTING FORTH A REASONED STATEMENT IN SUPPORT OF SUCH ZONE CHANGE; AND PROVIDING AN EFFECTIVE DATE.

RESULT: APPROVED [UNANIMOUS]
MOVER: Holli Woodings, Council President Pro Tem
SECONDER: Lisa Sánchez, Council Member
AYES: McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez, Thomson

3. ORD-9-20 AN ORDINANCE (CAR19-00023) FOR PROPERTY LOCATED AT 10390 W. STATE 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 SINGLE FAMILY RESIDENTIAL, URBAN (R-1C) TO PEDESTRIAN COMMERCIAL WITH DESIGN REVIEW (PCD); SETTING FORTH A REASONED STATEMENT IN SUPPORT OF SUCH ZONE CHANGE; AND PROVIDING AN EFFECTIVE DATE.

RESULT: APPROVED [UNANIMOUS]
MOVER: Holli Woodings, Council President Pro Tem
SECONDER: Lisa Sánchez, Council Member
AYES: McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez, Thomson

C. FIRST, SECOND AND THIRD READING

Moved that all rules of the council interfering with the immediate consideration of ORD-11-20 be suspended; that the portions of Idaho Code Section 50-902 requiring an ordinance to be read on three different days, twice by title and once in full, be dispensed with; that the Record show it has been read the third time in full.
RESULT: APPROVED [UNANIMOUS]
MOVER: Holli Woodings, Council President Pro Tem
SECONDER: Lisa Sánchez, Council Member
AYES: McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez, Thomson

1. ORD-11-20 AN ORDINANCE ENACTING A NEW CHAPTER 15 TO TITLE 1, BOISE CITY CODE, ENTITLED EMERGENCY POWERS; SETTING FORTH THE AUTHORITY, PURPOSE AND INTENT; DEFINITIONS; DESCRIBING PUBLIC HEALTH EMERGENCY ORDERS; PROCESS FOR ENACTING PUBLIC HEALTH EMERGENCY ORDERS; PROVIDING FOR EXCLUSIONS; PROVIDING FOR SUSPENSION OF SERVICES; FORCE MAJEURE CLAUSE; PENALTY; SUNSET PROVISION; PROVIDING FOR A WAIVER OF THE READING RULES; AND PROVIDING AN EFFECTIVE DATE UPON PROCLAMATION BY THE MAYOR POSTED IN FIVE PUBLIC PLACES OF THE CITY.

RESULT: APPROVED [UNANIMOUS]
MOVER: Holli Woodings, Council President Pro Tem
SECONDER: Lisa Sánchez, Council Member
AYES: McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez, Thomson

VIII. UNFINISHED BUSINESS

A. SUBDIVISIONS

1. All in One Construction and Remodel Services, LLC, SOS20-00002, Boise City Vacation of Plat Note, (SOS20-00002 / *Deferred until Further Notice* / All in One Construction and Remodel Services, LLC / 5750 N Cloverdale Rd / Request to vacate the required front and side yard building setback and north side yard utility and drainage easement for the property located on Lot 20, Block 1, of the Jones-Striburek Subdivision on 0.85 acres in a R-1C (Single-Family Residential) zone.)

RESULT: DEFERRED [UNANIMOUS]  
MOVER: Holli Woodings, Council President Pro Tem
SECONDER: Lisa Sánchez, Council Member
AYES: McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez, Thomson

IX. NEW BUSINESS

1. RES-118-20 A RESOLUTION ENUMERATING AND RATIFYING ACTIONS AND POLICIES TO BE TAKEN TO PRESERVE AND PROTECT THE PUBLIC HEALTH AND WELFARE DURING THIS DECLARATION OF A LOCAL DISASTER EMERGENCY DUE TO THE CORONAVIRUS THREAT; DIRECTING CITY STAFF TO TAKE ALL MEASURES NECESSARY TO
EFFECTUATE THE POLICIES AND DIRECTIVES CONTAINED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

RESULT: APPROVED [UNANIMOUS]
MOVER: Holli Woodings, Council President Pro Tem
SECONDER: Lisa Sánchez, Council Member
AYES: McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez, Thomson

X. ADJOURNMENT

Motion to adjourn the City Council meeting.

RESULT: APPROVED [UNANIMOUS]
MOVER: Holli Woodings, Council President Pro Tem
SECONDER: Lisa Sánchez, Council Member
AYES: McLean, Clegg, Woodings, Bageant, Hallyburton, Sánchez, Thomson

APPROVE:

Lauren McLean, Mayor

ATTEST:

Lynda Lowry, Ex-Officio City Clerk