

MINUTES OF REGULAR MEETING
OF
BOARD OF COMMISSIONERS
CAPITAL CITY DEVELOPMENT CORPORATION

121 N. 9th St., Conference Room
Boise, ID 83702
Monday April 13, 2009
12:00 p.m.

Chair Larabee convened the meeting with a quorum at 12:02 p.m.

ATTENDANCE: - Present were: Commissioner Cheryl Larabee, Commissioner Phil Reberger, Commissioner Alan Shealy, Commissioner John May, Commissioner Dave Eberle, Commissioner Andy Simonds, and Commissioner John Hale. Commissioner Chuck Hedemark arrived at 12:06 pm. Commissioner Pat Shalz was absent.

Agency staff members present were: Phil Kushlan, Executive Director; Todd Bunderson, Chief Financial Officer; Max Clark, Parking and Facilities Director; Pam Sheldon, Planning Director; Jon Cecil, Planning Manager; Mike Hall, Development Director; Katina Dutton, Development Manager; Scot Oliver, Special Projects Manager; Megan Larsen, Controller; Deah Leuthold, Administrative Specialist; Also present was Agency legal counsel, Ryan Armbruster.

Others in attendance are listed on the attached attendance sheet, which is incorporated and made part of these minutes as of herein set forth in full.

CONSIDER- CHANGES, MODIFICATIONS, OR ADDITIONS TO THE AGENDA: No changes were made.

CORRESPONDENCE: Entered into the record.

CONSENT AGENDA:

Approve meeting minutes from February 24, 2009
Approve meeting minutes from March 9, 2009
Paid Invoice Reports
Resolution #1179 Records Disposition
Progress Report on Streetcar, Shiels Oblatz Johnsen (SOJ)

Commissioner Reberger moved to approve the Consent Agenda. Commissioner Eberle seconded the motion.

The motion carried 7-0.

POSTPONEMENT OF PUBLIC HEARING: Phil Kushlan, Executive Director, gave a report.

Commissioner Hedemark arrived at 12:06 pm.

Commissioner Eberle recommended that if progress with the County has not been made by CCDC's own budget meeting in August, the item should go forward.

Sharon Ullman, Ada County Commissioner, addressed the Board.

Chair Larabee asked for any other public testimony. There was none.

Commissioner Eberle moved to approve the postponement of the public hearing on parking rates. Commissioner Shealy seconded the motion.

The motion carried 8-0.

CONSIDER: RESOLUTION #1178 REVISIONS TO ELEMENTS OF CONTINUITY FOR BICYCLE RACKS & TRANSIT SHELTERS: Max Clark, Parking and Facilities Director, gave a report.

Chair Larabee asked for any public comment. There was none.

Commissioner Reberger moved to extend the public comment period for an additional 10 days. Commissioner Shealy seconded the motion.

The motion carried 8-0.

Commissioner Eberle moved to adopt Resolution #1178 adopting new design standards for downtown transit shelters and bicycle racks with the provision that the design of the transit shelters be brought back to the board for further approval before it takes effect. Commissioner Shealy seconded the motion.

The motion carried 8-0.

REPORT - OPERATIONS REPORT: Max Clark, Parking and Facilities Director, gave a report.

REPORT – DIRECTORS REPORT: Phil Kushlan, Executive Director, gave a report.

DISCUSSION - COMMISSIONER DISCUSSION: A discussion was held.

No action was required.

EXECUTIVE SESSION: A motion was made by Commissioner Shealy to go into an executive session at 1:12 p.m. to Discuss Pending Litigation [Idaho Code §67-2345(f)]. Commissioner May seconded the motion. A roll call vote was taken;

Commissioner Shealy; Aye

Commissioner Hale; Aye
Commissioner May; Aye
Commissioner Larabee; Aye
Commissioner Simonds; Aye
Commissioner Hedemark; Aye
Commissioner Reberger; Aye
Commissioner Eberle; Aye

The motion carried 8-0.

Communications ensued with legal counsel for CCDC to discuss the legal ramification of and legal options for pending litigation or controversies not yet being litigated, but imminently likely to be litigated.

Commissioner Hale left Executive Session at 1:35pm.

EXECUTIVE SESSION ADJOURNMENT: A motion was made by Commissioner Shealy to adjourn executive session at 1:40 p.m. and return to the public meeting. Commissioner May seconded the motion. A roll call vote was taken;

Commissioner Shealy; Aye
Commissioner May; Aye
Commissioner Larabee; Aye
Commissioner Simonds; Aye
Commissioner Hedemark; Aye
Commissioner Reberger; Aye
Commissioner Eberle; Aye

The motion carried 7-0.

ADJOURNMENT: There being no further business to come before the Board, a motion was made by Commissioner Eberle to adjourn the meeting. Commissioner Hedemark seconded the motion.

All said Aye.

The meeting was adjourned at 1:44 p.m.

ADOPTED BY THE BOARD OF DIRECTORS OF THE CAPITAL CITY DEVELOPMENT CORPORATION ON THE 8th day of June, 2009.



Cheryl Larabee, Chairman



Andy Simonds, Secretary