

A RESOLUTION OF THE EAGLE URBAN RENEWAL AGENCY, THE URBAN RENEWAL AGENCY OF THE CITY OF EAGLE, IDAHO, ACCEPTING THAT CERTAIN SOUTHEAST HIGHWAY 44 AREA ELGIBILITY REPORT ON ELIGIBILITY FOR THE SOUTHEAST HIGHWAY 44 AREA AS AN URBAN RENEWAL AREA AND JUSTIFICATION FOR DESIGNATING THE ADDITIONAL AREA AS APPROPRIATE FOR AN URBAN RENEWAL PROJECT; AUTHORIZING THE CHAIRMAN TO TRANSMIT THE REPORT AND THIS RESOLUTION TO THE CITY COUNCIL OF THE CITY OF EAGLE REQUESTING ITS CONSIDERATION FOR DESIGNATION OF THE URBAN RENEWAL AREA AND SEEKING FURTHER DIRECTION FROM THE COUNCIL; AND PROVIDING AN EFFECTIVE DATE.

THIS RESOLUTION, made on the date hereinafter set forth by the Urban Renewal Agency of Eagle, Idaho, also known as the Eagle Urban Renewal Agency, an independent public body corporate and politic, authorized under the authority of the Idaho Urban Renewal Law of 1965, as amended, Chapter 20, Title 50, Idaho Code, a duly created and functioning urban renewal agency for Eagle, Idaho, hereinafter referred to as the “Agency.”

WHEREAS, on the 10th day of October, 2006, the City Council of the City of Eagle, Idaho respectively, approved City Council Resolution No. 06-50 thereby creating the Urban Renewal Agency of the City of Eagle (“Agency”), authorizing it to transact business and exercise the powers granted under the authority of the Idaho Urban Renewal Law of 1965, as amended, Chapter 20, Title 50, Idaho Code (hereinafter the “Law”), and the Local Economic Development Act, Chapter 20, Title 50, as amended (hereinafter the “Act”), upon making the findings of necessity required for creating said urban renewal agency;

WHEREAS, City Council Resolution No. 06-50 also authorized the Mayor to appoint, with the advice and consent of City Council, a number of Commissioners of the Urban Renewal Agency as allowed by the Law;

WHEREAS, City Council Resolution No. 06-50 also approved that certain eligibility report entitled the *East State Street Area Urban Renewal Eligibility Report* (“East State Eligibility Report”), dated October 4, 2006, prepared by Harlan W. Mann, Real Estate Consultant (“Consultant”) which examined an area bounded generally by S. Parkinson Street on the east, Highway 44 on the south, S. Edgewood Road, East State Street, and Academy on the west, and on the north by E. Bishop Way and East Syringa Street for the purpose of determining whether such area is a deteriorating area and deteriorated area as defined by Idaho Code, Sections 50-2018(9) and 50-2903(8);

WHEREAS, subsequently, City Council Resolution No. 06-54, adopted on November 28, 2006, approved that certain eligibility report entitled the *Downtown Area Urban Renewal Eligibility Report* (“Downtown Eligibility Report”), dated November 20, 2006, also prepared by Consultant which examined an area that included property on both sides of State Street from Cobblestone on the west to Academy Avenue on the east. At one point between 2nd Street and East Plaza Drive, the area extends southwest to State Highway 44 for the purpose of determining whether such area is a deteriorating area and deteriorated area as defined by Idaho Code Sections 50-2018(9) and 50-2903(8);

WHEREAS, the Agency Board convened its initial organizational meeting on February 27, 2007;

WHEREAS, as authorized by Resolutions 06-50 and 06-54, the Agency commenced the planning process for an urban renewal plan upon convening the Board meeting on February 27, 2007;

WHEREAS, as a result of the planning process, it has become apparent that additional property within the City and adjacent to the area covered in the East State Eligibility Report and the Downtown Eligibility Report (collectively the “Eligibility Reports”), may be deteriorating or deteriorated and should be examined as to whether such an area is eligible for urban renewal planning purposes;

WHEREAS, the Agency, on April 4, 2007, requested Consultant to review the additional area and to prepare an additional eligibility report for the supplemental area;

WHEREAS, Consultant has reviewed the additional area and submitted his *Southeast Highway 44 Area Urban Renewal Eligibility Report* (the “Southeast Highway 44 Area Eligibility Report”), dated April 27, 2007;

WHEREAS, pursuant to Idaho Code Section 50-2008, an urban renewal project may not be planned or initiated unless the local governing body has, by resolution, determined such area to be a deteriorated area or deteriorating area, or combination thereof, and designated such area as appropriate for an urban renewal project;

WHEREAS, Idaho Code Section 50-2906 also requires that in order to adopt an urban renewal plan containing a revenue allocation financing provision, the local governing body must make a finding or determination that the area included in such plan is a deteriorated area or deteriorating area;

WHEREAS, the Agency Board finds it in the best public interest to accept the Southeast Highway 44 Area Eligibility Report.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF THE CITY OF EAGLE, IDAHO, A/K/A/ EAGLE URBAN RENEWAL AGENCY, AS FOLLOWS:

Section 1. That the above statements are true and correct.

Section 2. That the Board acknowledges acceptance and receipt of the Southeast Highway 44 Area Eligibility Report, attached hereto as Exhibit 1.

Section 3. That the Chairman of the Board of Directors or Executive Director is hereby authorized to transmit the Southeast Highway 44 Area Eligibility Report to the City of Eagle City Council requesting that the Council:

- a. Determine whether the additional area identified in the Southeast Highway 44 Area Eligibility Report qualifies as an urban renewal project and justification for designating the area bounded approximately by State Street and Highway 44 on the north, the Idaho concrete property at State and Highway 55 on the east, the Boise River on the south, and the parcel just east of the intersection of the intersection of East Shore Drive and East Riverside Drive, for an urban renewal project;
- b. if such designation is made, whether the Agency should proceed with the preparation of an Urban Renewal Plan for the area, which Plan may include a revenue allocation provision as allowed by law.

Section 4. That this Resolution shall be in full force and effect immediately upon its adoption and approval.

PASSED By the Urban Renewal Agency of Eagle, Idaho, on June 6, 2007. Signed by the Chairman of the Board of Commissioners, and attested by the Secretary to the Board of Commissioners, on June 6, 2007.

URBAN RENEWAL AGENCY OF EAGLE

By _____
Chairman

ATTEST:

By _____
Secretary