

RESOLUTION NO. 2022 - 2022-47

A RESOLUTION OF THE CALDWELL URBAN RENEWAL AGENCY, CITY OF CALDWELL, CANYON COUNTY, IDAHO, ACKNOWLEDGING AND DETERMINING THAT INCREMENT REVENUE WILL BE RECEIVED IN 2023 FOR THE 2022 ASSESSMENT YEAR BASED UPON THE 2022-2023 BUDGET OF THE URBAN RENEWAL AGENCY.

WHEREAS, the Caldwell Urban Renewal Agency (the “CURA”) is a duly constituted urban renewal agency operating under the laws of the State of Idaho; and,

WHEREAS, the CURA adopted an urban renewal plan in 1998 called the Urban Renewal Plan Caldwell East Urban Renewal Project (the “Plan”); and,

WHEREAS, said plan was amended in 2014 by that certain “2014 Amendment to the Urban Renewal Plan for the Caldwell East Urban Renewal Project Including Workable Program/Implementation Plan,” a copy of which is attached hereto as Exhibit A; and,

WHEREAS, said amendment provided that the duration of the plan would be as follows:

Except for the nondiscrimination and non-segregation provisions which shall run in perpetuity, the provisions of this Plan shall be effective, and the provisions of other documents formulated pursuant to this Plan shall be effective for twenty-four (24) years from the original date of adoption of this Plan by the City of Caldwell through December 21, 2022 provided, however, that the revenue from property taxes shall be restricted to collection of taxes assessed for the twenty-three (23) year period commencing with the 1999 assessment through the 2022 assessment.

;and,

WHEREAS, the agency has adopted a budget for the fiscal year 2022-2023 pursuant to Idaho Code Title 50, §§ 50-2001 et seq., and 50-2901 et seq.; and,

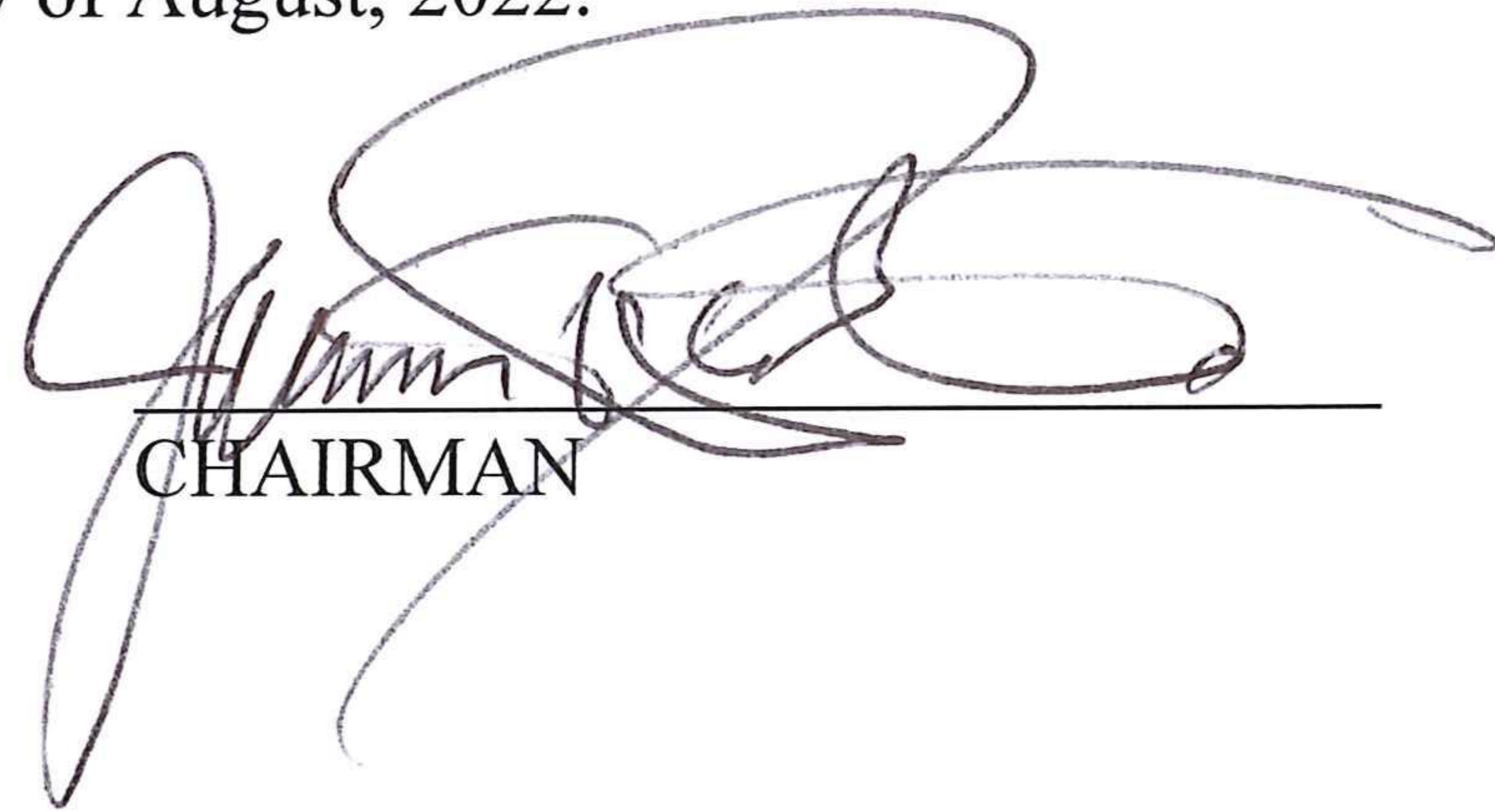
WHEREAS, the agency has determined in said budget that revenue from the 2022 assessment year, which shall be received in 2023, is necessary to complete all of the projects in the Plan; and,

WHEREAS, the agency has determined that the Plan shall have the full duration set forth in the plan documents and the amendments thereto.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE URBAN RENEWAL AGENCY OF THE CITY OF CALDWELL, IDAHO:

1. That the Agency determines that the Plan shall have its full duration and the agency shall receive the 2022 assessment revenue, which shall be received in the 2023 calendar year, to complete the projects of the Plan.

ADOPTED AND APPROVED THIS 8th day of August, 2022.



CHAIRMAN

ATTEST:



SECRETARY



2014 AMENDMENT TO THE URBAN RENEWAL PLAN FOR THE CALDWELL EAST URBAN RENEWAL PROJECT INCLUDING WORKABLE PROGRAM/IMPLEMENTATION PLAN

Section 100 INTRODUCTION

The urban renewal plan amendments set forth in this document ("2014 Amendments") apply to the Urban Renewal Plan for the Caldwell East Urban Renewal Project and Caldwell East Workable Program/Implementation Plan, originally adopted by the Caldwell City Council pursuant to Ordinance No. 2260 in 1998 and previously amended December 23, 2002, September 29, 2003 and November 21, 2005 (collectively the "Plan") further amend the Plan in three (3) general respects. First, these 2014 Amendments amend Section 800 of the Plan to allow for tax increment financed urban renewal projects to be implemented after December 31, 2014. Second, these 2014 Amendments add some detail to Sections 301(b), 311, and 311.1 of the Urban Renewal Plan for the Caldwell East Urban Renewal Project and Sections I., III., and IV. of the Caldwell East Workable Program/Implementation Plan dealing with rehabilitation and redevelopment goals, objectives, plans and projects. Third, these 2014 Amendments amend Section 304 of the Urban Renewal Plan for the Caldwell East Urban Renewal Project to provide for more focused cooperation with public bodies on identification and implementation of projects.

Section 200 AMENDMENTS TO THE URBAN RENEWAL PLAN (part of the Plan)

The Urban Renewal Plan for the Caldwell East Urban Renewal Project is hereby amended as follows:

200.1: Section 800 regarding Duration of this Plan, as amended November 21, 2005, is hereby further amended to read, in its entirety, as follows:

Except for the nondiscrimination and non-segregation provisions which shall run in perpetuity, the provisions of this Plan shall be effective, and the provisions of other documents formulated pursuant to this Plan shall be effective for twenty-four (24) years from the original date of adoption of this Plan by the City of Caldwell through December 21, 2022 provided, however, that the revenue from property taxes shall be restricted to collection of taxes assessed for the twenty-three (23) year period commencing with the 1999 assessment through the 2022 assessment.

200.2: Section 301(b) regarding General elimination and prevention of blight is amended to read, in its entirety, as follows:

A voluntary program incentivizing the rehabilitation, renovation and conservation of real property improvements by bringing buildings up to the general safety, aesthetic, thematic and other standards set forth in the City's building code or neighborhood development plans or studies which should include the provision of grants and loan programs to assist owners of residential/commercial, and industrial property;

200.3: Section 304 regarding Cooperation with Public Bodies shall be amended by addition of the following paragraph:

Subsequent to December 31, 2014, the Agency shall work specifically with the public bodies affected by revenue allocation to identify and implement urban renewal projects important to those public bodies and consider the scope of such projects in light of such public bodies' pro rata connection to tax increment. All projects and funding shall be at the discretion of the Agency, not the public bodies. For guidance, the Agency's construction of the new Canyon County Administration Building prior to December 31, 2014 shall be deemed an identified and implemented project for Canyon County and the Agency's construction of two sewer projects (Revenue Allocation Bonds Series 2006A for various sewer system improvements including collection lines and related facilities for the system, and Revenue Allocation Bonds Series 2008 for Caldwell Wastewater Treatment Plant upgrades – Phase 4) prior to December 31, 2014 shall be deemed identified and implemented projects for the City of Caldwell.

200.4: Section 311 regarding Rehabilitation and Conservation is amended to read, in its entirety, as follows:

Section 311 Rehabilitation and Conservation

The Agency is authorized to rehabilitate, renovate, and conserve, or cause to be rehabilitated, renovated, and conserved, any building or structure in the Project Area owned by the Agency for preparation of redevelopment and disposition. The Agency is also authorized and directed to advise, encourage, and assist in the rehabilitation, renovation and conservation of property in the Project Area not owned by the Agency. The Agency is also authorized to acquire, restore, rehabilitate, move, and conserve, and assist in the acquisition, restoration, rehabilitation, relocation, and conservation of, buildings of historical or architectural significance. As necessary in carrying out this Plan, the Agency is authorized to move, or cause to be moved, any substandard structure or building or any structure or building which can be rehabilitated to a location within or outside the Project Area. Subsequent to December 31, 2014, the Agency's efforts assist

in the rehabilitation, renovation and conservation of property not owned by the Agency shall be primarily focused on the downtown core and other areas of emphasis identified by the Agency within the Project Area.

200.5: Subsections 311.1, 311.1(I), 311.1(I)C and D, and 311.1(II)C of Section 311.1 regarding Property Rehabilitation Loans and Grants are amended to read, in their entirety, as follows:

Section 311.1 Property Rehabilitation Loans and Grants

With revenue allocation funds and other funding sources available to it, and as allowed by law and/or the Act, the Agency will implement a program of voluntary repair and rehabilitation of buildings within the revenue allocation area (the "Rehabilitation Program") in accordance with Sections 50-2007(g) and 50-2903(13)(e) of the Idaho Code. The goal of the Rehabilitation Program is to bring buildings in the area up to the general safety, aesthetic, thematic and other standards set forth in the City's building code or neighborhood development plans or studies through building code enforcement and by providing to property owners incentives to remodel, repair, replace, and/or rehabilitate their buildings. The Rehabilitation Program may include loans and/or grants to property owners as described below. Subsequent to December 31, 2014, the Rehabilitation Program shall be primarily focused on the downtown core and other areas of emphasis identified by the Agency within the Revenue Allocation Area and Project Area.

The Agency, with the cooperation and assistance of the City, plans to implement its Rehabilitation Program through the following financial incentives and programs:

I. Grant and Lending Programs. The Agency will establish a program to utilize revenue allocation funding, bank funding and other available public or private funds to provide grants or below market rate loans to property owners to bring buildings in the area up to the general safety, aesthetic, thematic and other standards set forth in the City's building code or neighborhood development plans or studies under the Rehabilitation Program. Prior to making any loans, Program Guidelines will be established to include the following:

1. Applicant eligibility criteria and qualifications. Consideration may be given to the income of individual owners to the degree that interest is subsidized below market and for credit purposes.
2. Interest rates to vary depending on market condition.

3. Maximum and minimum terms for loans to be dependent on ability to repay, property value and appraisal, and availability of funds,
4. Provisions to recycle Agency funds as loans are repaid.
5. Procedures for deferment of repayment until property sold where appropriate (see below).
6. Procedures for administration and servicing of loans.
7. Loan or grant conditions, requirement and assurances together with penalties for failing to comply.
8. Such other procedures and provisions as may be deemed necessary.

Grant and Lending programs that are expected to be a part of the Rehabilitation Program include:

C. Building Improvement Loans. The Agency, with the assistance and cooperation of the City, to the extent funds can be made available, may provide below market rate financing to other building owners in the Project Area who agree to bring their buildings up to the general safety, aesthetic, thematic and other standards set forth in the City's building code or neighborhood development plans or studies.

D. Grants. Grants may be awarded in conjunction with or instead of loans. The Agency shall condition the award of grants upon grant assurances that obligate the grant recipients to operate their properties for purposes consistent with the urban renewal objectives of the Agency.

II. Other Financial Incentives. Other financial incentives may be made available to properties which are subject to real estate taxes to implement the Rehabilitation Program include:

C. Voluntary LID's and BID's. Voluntary LID's and BID's may be established each year, with the assistance of the City, which would allow property owners of businesses to do improvements and hookups and finance those improvements at a low interest rate over 10 years. The voluntary LID's and BID's would make it possible for City services to be connected as they are extended.

**Section 300 AMENDMENTS TO THE CALDWELL EAST WORKABLE PROGRAM/
IMPLEMENTATION PLAN (part of the Plan)**

The Caldwell East Workable Program/Implementation Plan is hereby amended as follows:

300.1: Section I. entitled "PLAN GOALS" of the Caldwell East Workable Program/Implementation Plan shall be amended by addition of the following goal:

m. Improve the downtown core area through an incentivized program of voluntary rehabilitation, renovation and conservation by property owners to bring their buildings up to the general safety, aesthetic, thematic and other standards set forth in the City's building code or neighborhood development plans or studies.

300.2: Section III. entitled "ANALYSIS OF NEED" of the Caldwell East Workable Program/Implementation Plan shall be amended by addition of the following paragraph:

DOWNTOWN CORE

There exists a need to revitalize the downtown core area within the Project Area and Revenue Allocation Area through initiation of physical and aesthetic improvements.

300.3: Section IV. entitled "PROPOSED WORKABLE PROGRAMS/
IMPLEMENTATION PLAN" of the Caldwell East Workable Program/Implementation Plan shall be amended by addition of the following paragraph:

DOWNTOWN CORE

The Rehabilitation Program set forth in the Urban Renewal Plan should be specifically extended to use of grants and loans by property owners in the downtown core for voluntary rehabilitation, renovation and conservation by property owners to bring their buildings up to the general safety, aesthetic, thematic and other standards set forth in the City's building code or neighborhood development plans or studies.

[End of Amendments]