

RESOLUTION TBD-2022 (Police and Fire Mitigation Fee)

A RESOLUTION OF THE CITY OF STAR, IDAHO WITHIN ADA AND CANYON COUNTIES, CREATING A POLICY FOR THE ISSUANCE OF MITIGATION FEES FOR STAR POLICE AND MID-STAR FIRE PERSONNEL ON RESIDENTIAL AND MULTI-FAMILY BUILDING PERMITS; EXPLAINING THE REASONS FOR THE ISSUANCE OF MITIGATION FEES; ENCOURAGING OTHER ENTITIES TO REPEAL AND REPLACE OR MODIFY HOUSE BILL 389 (2021) AND PROVIDING AN EFFECTIVE DATE

BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF STAR IDAHO WITHIN ADA AND CANYON COUNTIES WILL ISSUE MITIGATION FEES FOR STAR POLICE AND MID-STAR FIRE PERSONNEL IN THE FOLLOWING MANNER:

Whereas, the City Council and Mayor of the City of Star find:

- House Bill 389 (HB389), passed in the 2021 Idaho Legislative Session, has reduced the amount of new construction value to an extent that it harms the orderly growth of cities and districts such as Star throughout Idaho that rely on new construction market value to provide essential services (Police and Fire);
- 100% of the property taxes levied in the City of Star are used to pay for police services;
- Due to various government responses to COVID since 2020, Star has seen a large influx of new construction to accommodate the new citizens to the city;
- The City of Star enjoys low levy rates and as a policy does not raise taxes to recover Foregone amounts;
- The City of Star, through the Comprehensive Plan, requires the following metrics to be met for Police Public Safety:
 - The City of Star will operate under a proactive police model versus a reactive police model. The proactive police model allows for officers to get ahead of any criminal activity that may arise in the city which provides for greater safety for the residents and property in the city.
 - The City of Star will maintain a four (4) minute or less response time on all Code 3 calls. Code 3 calls are those calls which require an immediate emergency response.
 - The City of Star will maintain less than 18 crimes per 1,000 residents.
 - To achieve the above goals the City of Star will operate at a level of one (1) commissioned officer per 1,000 residents. Based on COMPASS numbers of an average of 2.7 residents per housing unit in Star; every 370 new residential units constructed will require a new officer.
- The City of Star for fiscal year 2022/2023 is operating at .80 commissioned officers per 1,000 residents; the COMPASS Population estimate is 15,230 residents and the city has 12 commissioned officers;
- The City of Star recognizes the need for an additional fire station for the Mid/Star Fire District due to the increase in call volume and the growth of the city; and
- Mid/Star Fire District is limited on hiring personnel to staff a new fire station due to HB389;

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Whereas, the Mayor and City Council of the City of Star encourages entities and other districts to request the modification, repeal and/or replacement of House Bill 389 to allow cities and other taxing entities to provide the essential services required by the citizens due to growth; and

Whereas, the Mayor and City Council of the City of Star and the Building Contractors Association of Southwestern Idaho, Inc. have worked together coming up with a mitigation fee to address the needs of public safety in the City of Star as follows:

- At the issuance of a building permit for single family residential and multi-family residential, the following mitigation fees will apply:
 - Police Mitigation Fee: \$ 1,120.00 per residential unit/door.
 - Fire Mitigation Fee: \$ 1,200.00 per residential unit/door.
 - Example for apartments: A 100-unit apartment complex would be assessed the following mitigation fee: $100 \times \$2,320.00 = \$232,000.00$.
- These mitigation fees are only to be used for the addition of personnel for each entity as outlined above;
- Every two (2) years the BCA and the City of Star will meet to discuss the continuation of the mitigation fees, beginning in April of 2024; and
- The BCA will work with the Idaho State Legislature to address the concerns of HB389 and the impacts of orderly growth addressing the concerns above.

Therefore, be it resolved the policy outlined above is hereby enacted.

PASSED and APPROVED by the Star City Council on September 20, 2022 and shall take effect and be in full force from this date forward.

DATED this _____ day of **September 2022**.

Trevor A Chadwick, Mayor

ATTEST: _____
Jacob M Qualls, City Clerk / Treasurer