

CITY OF MERIDIAN ORDINANCE NO. _____

BY THE CITY COUNCIL: BIRD, HOAGLUN, ROUNTREE, ZAREMBA

AN ORDINANCE AMENDING MERIDIAN CITY CODE SECTION 3-5-2(A), REGARDING PAWNBROKERS DEALING IN PRECIOUS METALS; AMENDING MERIDIAN CITY CODE SECTION 3-5-9(B)(4), REGARDING PAWNBROKER RECORDS; ADDING A NEW CHAPTER, CHAPTER 9, TO TITLE 3, MERIDIAN CITY CODE, REGARDING PRECIOUS METAL DEALERS: DEFINITIONS; APPLICABILITY AND EXEMPTIONS; LICENSE REQUIRED, APPLICATION, AND PROCEDURES; OPERATING REQUIREMENTS FOR REGULATED TRANSACTIONS INVOLVING TYPE 1 PRECIOUS METAL; OPERATING REQUIREMENTS FOR REGULATED TRANSACTIONS INVOLVING TYPE 2 PRECIOUS METAL; PROHIBITED ACTS BY PRECIOUS METAL DEALERS, PENALTIES, AND ENFORCEMENT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, there is a resurgence of precious metal dealing in the City of Meridian due to economic and other forces nationwide as well as locally, including higher-than-average unemployment rates, a strong market price for precious metals, and a rising incidence of theft of jewelry, coins, and other objects containing precious metals;

WHEREAS, absent regulation, stolen jewelry, coins, and other precious metals are received by precious metal dealers and melted down before law enforcement can locate the stolen property, effectively halting further investigation, destroying evidence to prove the crime has been committed, and eliminating the possibility of recovery of the stolen property;

WHEREAS, absent regulation, patrons of precious metal dealers are vulnerable to fraud;

WHEREAS, pawnbrokers are currently subject to licensing and regulation, including a requirement that they electronically record and report to the Meridian Police Department all merchandise received and parties to the pawn, a system that has been beneficial to pawnbrokers, law enforcement, and victims of property crime, and that would be equally beneficial in the context of precious metal dealers;

WHEREAS, the regulation of precious metal dealers would serve the health, safety, and welfare of the citizens of and visitors to the City of Meridian; and

WHEREAS, a task force including business owners dealing in coins, jewelry, and other precious metal items; a pawnshop operator; a person familiar with the effects of precious metal theft; concerned Meridian citizens, and Meridian police officers met over the course of several weeks to discuss the risks and benefits of the regulation of precious metals, and such task force has recommended to the Mayor and City Council of the City of Meridian that this ordinance be adopted as a measure that will serve diverse interests affected by the regulation of transactions involving coins and other precious metal items;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MERIDIAN, IDAHO:

Section 1. That Meridian City Code section 3-5-2(A) shall be amended as follows:

3-5-2: LICENSE REQUIRED; APPLICATION AND PROCEDURE:

A. **License Required:** It shall be unlawful for any person to engage in the business of a pawnbroker unless a valid license therefor has been issued as herein provided and said license is in full force and effect. Pawnbrokers shall be subject to any and all applicable requirements of Title 3, Chapter 9, Meridian City Code with respect to any transaction involving an item which is composed in whole or in part of precious metals, as such are defined therein.

Section 2. That Meridian City Code section 3-5-9(B) shall be amended as follows:

3-5-9: RECORDS:

* * *

B. **Contents:** Every transaction shall be memorialized in writing and signed by the person with whom the transaction is made. All parties to the transaction are entitled to receive a copy of this written record. The written record of every regulated transaction shall include the following information:

1. Name, address, telephone number, and store number of the pawnshop in which the transaction took place;
2. The name of the employee conducting the transaction;
3. Nature and date of the transaction and an identification number for the transaction;
4. Complete description of the property purchased, pledged, traded or cosigned including, as applicable: brand name, make, model, serial number, color, size, and any identifying marks. Additionally:
 - a. Jewelry shall be described with, as applicable, the type, weight, color, number and description of stones, style, size or length, any engraving, and whether it is considered a man's, woman's, or child's piece, provided that any and all applicable requirements of Title 3, Chapter 9, Meridian City Code shall apply to any transaction involving an item which is composed in whole or in part of precious metals, as such are defined therein, and to any pawnbroker carrying on such transaction;
 - b. Vehicles shall be described with, as applicable, the vehicle identification number (VIN), make, model and color;
 - c. Firearms shall be described with, as applicable, the make, brand, model number, serial number, caliber, type, barrel length, finish;
5. Full name, complete current residential address, current phone number, date of birth, race, sex, height, weight, hair and eye color of the person or persons with whom the transaction is made;

6. Type, including state or governmental agency of issue, and identifying number of the personal photo identification used by the person with whom the transaction is made;
7. The term of the loan or repurchase period, and the date on which the loan is due and payable or the repurchase option expires.

Section 3. That a new chapter, Chapter 9, shall be added to Title 3, Meridian City Code, to read as follows:

**TITLE 3
CHAPTER 9
PRECIOUS METAL DEALERS**

3-9-1: DEFINITIONS:

The terms as used in this chapter shall have the following meanings:

- A. **PRECIOUS METAL:** Any item composed in whole or in part of gold, silver, platinum, or palladium. Precious Metals shall be classified as follows:
1. **TYPE 1 PRECIOUS METAL:** Any item, other than bars, bullion, coins, or ingots, composed in whole or in part of gold, silver, platinum, or palladium. Type 1 Precious Metals shall include, but shall not be limited to: jewelry, silverware, utensils, and serving dishes composed in whole or in part of gold, silver, platinum, or palladium.
 2. **TYPE 2 PRECIOUS METAL:** Bars, bullion, coins, or ingots composed in whole or in part of gold, silver, platinum, or palladium. Type 2 Precious Metals shall include, but shall not be limited to: medallions, international coins, U.S. legal tender coins, numismatic items, and commemorative coins composed in whole or in part of gold, silver, platinum, or palladium.

Where an item composed in whole or in part of gold, silver, platinum, or palladium exhibits characteristics of both or neither a Type 1 and/or a Type 2 Precious Metal, such item shall be classified and handled as a Type 1 Precious Metal.

- B. **PRECIOUS METAL DEALER:** Any person who conducts Regulated Transactions as or in the course of “activity engaged in for profit,” as such term is defined by the U.S. Internal Revenue Code.
- C. **REGULATED TRANSACTION:** The acquisition of Precious Metal, whether new or previously owned, for consideration in the form of cash, goods or other precious metal, whether by sale or trade.

3-9-2: APPLICABILITY; EXEMPTIONS:

This Chapter shall not apply to:

- A. Pawnbrokers who do not conduct regulated transactions involving precious metals. A person holding a City of Meridian Pawnbroker License may engage in regulated transactions and/or act

as a precious metals dealer without being separately licensed pursuant to this chapter so long as such person first obtains a Precious Metal Dealer Endorsement for his or her City of Meridian Pawnbroker License.

- B. Wholesale purchases of Precious Metal directly from manufacturers or wholesalers for sale of such Precious Metal at retail.
- C. Financial institutions licensed under federal or state banking laws.
- D. A transaction in which a retail merchant accepts merchandise containing Precious Metals where the same merchant previously sold the same merchandise to the same person presenting such merchandise for exchange or refund.
- E. A transaction in which a jeweler accepts a new or previously-owned piece(s) of jewelry containing Precious Metal for the purpose of remodeling, refashioning, rebuilding, or repairing such jewelry, where the jeweler reasonably believes the person presenting such jewelry for such purpose to be the bona fide owner of the jewelry presented, or agent of such bona fide owner.
- F. Hobbyists who acquire Precious Metal by sale or trade solely as a hobby for pleasure or relaxation, and not as or in the course of “activity engaged in for profit,” as such term is defined by the U.S. Internal Revenue Code.

3-9-3: LICENSE REQUIRED; APPLICATION; PROCEDURES:

- A. **License or endorsement required.** It shall be unlawful for any owner or operator of premises to act as a Precious Metal Dealer, conduct regulated transactions, or allow other persons on the premises to conduct regulated transactions, without a valid City of Meridian Precious Metal Dealer License or, with regard to pawnbrokers holding a valid City of Meridian Pawnbroker License, a Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License.
- B. **Application for License.** Application for a City of Meridian Precious Metal Dealer License shall be made to the City Clerk and shall include:
 - 1. Application fee and background check fee per fee schedule.
 - 2. Fingerprints, taken by the Idaho State Police, of the applicant.
 - 3. A completed application form provided by the City Clerk, which form shall include the following information:
 - a. Applicant's name, physical address, mailing address, driver's license number, and date of birth.
 - b. Whether the applicant has had any license revoked by the City of Meridian or any other governmental entity within the five (5) years preceding the application date.

- c. Whether the applicant has been convicted of any felony or misdemeanor within the five (5) years preceding the application date, the nature of the offense, and the date, and the punishment or penalty assessed therefor.
- d. A description of the regulated transactions that are to be conducted and the Precious Metals to be handled under the City of Meridian Precious Metal Dealer License.
- e. Street address of the premises at which regulated transactions are to occur.

C. **Application for Endorsement.** Application for a Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License shall be made to the City Clerk and shall include:

- 1. Application fee per fee schedule.
- 2. A copy of the applicant's valid and current City of Meridian Pawnbroker License.
- 3. A completed application form provided by the City Clerk, which form shall include the following information:
 - a. Applicant's name, physical address, and mailing address.
 - b. Street address and parcel number of the premises at which regulated transactions are to occur.
 - c. A description of the regulated transactions that are to be conducted and the Precious Metals to be handled under the Precious Metal Dealer Endorsement.

D. **Investigation.** Upon receipt of all application materials for a City of Meridian Precious Metal Dealer License or a Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License, the City Clerk shall refer such application to the chief of police or designee, who shall cause an investigation to determine the validity and completeness of the information therein. The chief of police or designee shall endorse upon the application the findings of the investigation and return it to the City Clerk.

E. **Notice of decision.** Upon receipt of the findings of the chief of police or designee, but no later than twenty one (21) calendar days from the date of submission of the completed application and all application materials required by this subsection, the City Clerk shall either issue the License or Endorsement to the applicant or deny the application. Where the City Clerk denies an application for a City of Meridian Precious Metal Dealer License or Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License, the City Clerk shall notify the applicant of such denial in writing, and shall include the grounds for such denial and notice of the right to appeal such decision as set forth in this chapter. Written notice of the denial shall be sent via U.S. mail to the applicant at the address set forth on the application.

F. **Denial of license.** The City Clerk shall deny a City of Meridian Precious Metal Dealer License where:

- 1. The applicant is under the age of eighteen (18) years;

2. The applicant has had a similar license revoked by this City or any other governmental entity within the five (5) years immediately preceding the date of the application;
3. The applicant has been convicted of any crime, whether felony or misdemeanor, related to theft, fraud, deception, or moral turpitude within the five (5) years immediately preceding the date of the filing of the application; or
4. The applicant has misrepresented or made a false or fraudulent statement of material or relevant facts contained in the application.

G. **Denial of endorsement.** The City Clerk shall deny a Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License where the applicant has misrepresented or made a false or fraudulent statement of material or relevant facts contained in the application.

H. **Appeal of denial.** Appeal of the City Clerk's denial of an application for a City of Meridian Precious Metal Dealer License or Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License may be made by the applicant. Such appeal shall be made in writing, shall state the reasons for such appeal, and shall be delivered to the City Clerk via U.S. mail or in person within fourteen (14) days of such denial. Upon receipt of such written appeal, the City Clerk shall schedule a public hearing on the appeal at a City Council meeting within thirty (30) days. Following a public hearing on the appeal, City Council shall either affirm or reverse the City Clerk's action and shall issue written findings supporting such decision. The City Council's decision on such appeal shall be a final decision.

I. **Granting of license or endorsement.** The City of Meridian Precious Metal Dealer License or Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License shall include, on its face:

1. The name of the individual licensed or endorsed to act as a Precious Metal Dealer;
2. Street address of the premises at which regulated transactions may occur;
3. A description of the regulated transactions that may occur under such license;
4. The dates during which such license or endorsement is valid.

J. **Term of license.** Unless earlier revoked, such license or endorsement shall be effective through December 31 of the year issued.

K. **Not transferable.** A City of Meridian Precious Metal Dealer License or Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License shall not be transferable, either as to person or place.

L. **Revocation.** The City Clerk may revoke a City of Meridian Precious Metal Dealer License or Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License where:

1. A term or condition of the license or endorsement is violated.

2. In the course of any regulated transaction, the licensee, endorsee, or any agent of such licensee or endorsee violates a provision of this section or of any other local, state, or federal law.
3. It is found, after issuance of such license or endorsement, that it was issued pursuant to falsified, inaccurate, or incomplete information on the application.
4. The licensee or endorsee is convicted of any crime, whether felony or misdemeanor, related to theft, fraud, deception, or moral turpitude.

The City Clerk shall notify the licensee of such revocation in writing, and shall mail such notice to the applicant at the mailing address set forth in the mobile sales unit license application. Such revocation shall be effective immediately upon mailing by the City Clerk.

M. Appeal of revocation. Appeal of the City Clerk's revocation of City of Meridian Precious Metal Dealer License or Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License may be made by the licensee or endorsee. Such appeal shall be made in writing, shall state the reasons for such appeal, and shall be delivered to the City Clerk via U.S. mail or in person within fourteen (14) days of such revocation. Upon receipt of such appeal, the City Clerk shall schedule a public hearing on the appeal at a City Council meeting within thirty (30) days. The City Council's decision on such appeal shall be a final decision.

3-9-4: OPERATING REQUIREMENTS FOR REGULATED TRANSACTIONS INVOLVING TYPE 1 PRECIOUS METAL:

- A. Records.** At the time of each and every regulated transaction involving a Type 1 Precious Metal, the person conducting such transaction shall create a record of such regulated transaction in the manner and by the method as shall be established by the Chief of Police in a written administrative policy approved by resolution of City Council.
1. The record of a regulated transaction involving a Type 1 Precious Metal shall include the following information:
 - a. Clear photograph of the item(s) acquired, purchased, sold, pledged, traded, and/or cosigned (where two or more items are involved in one regulated transaction, one photograph may be taken of the lot so long as all items may be clearly discerned);
 - b. Name, address, and telephone number of the location of the transaction;
 - c. Full name of the person conducting the transaction;
 - d. Full name, physical address, date of birth, race, sex, height, weight, and hair and eye color of the person or persons with whom the transaction is made;
 - e. Issuing agency and identifying number of the valid personal photo identification of the person with whom the transaction is made;

- f. Date, time, and nature of the transaction, including the amount and terms of the transaction;
 - g. Complete description of the item(s) acquired, purchased, sold, pledged, traded, or cosigned including, as applicable: type; style; composition; weight; color; size; dimensions; whether considered a man's, woman's, or child's piece; and any other identifying marks, engravings, flaws, or characteristics; and
 - h. Signatures of both parties to the transaction.
2. The record of any and all regulated transactions involving Type 1 Precious Metal shall be transmitted within twenty-four (24) hours of such transaction in the manner and by the method as shall be established by the Chief of Police.
 3. Upon request of the chief of police or designee, the Precious Metal Dealer shall produce any and all records of regulated transactions involving Type 1 Precious Metal and shall permit the chief of police or designee to examine them. Any such inspection shall occur during regular and usual business hours.
 4. The record of a regulated transaction involving Type 1 Precious Metal shall be retained by the Precious Metal Dealer for a minimum of one (1) year following such transaction.
- B. Retention period.** Each and every Precious Metal Dealer shall retain all Type 1 Precious Metals acquired, without melting or otherwise changing the physical form or characteristics thereof, for a minimum of seven (7) calendar days from the date of the regulated transaction, except that, whenever the chief of police or designee shall notify any Precious Metal Dealer that any item(s) in his or her possession may be stolen property or otherwise related to criminal activity, the Precious Metal Dealer shall retain such item(s), without melting or otherwise changing the physical form or characteristics thereof, for a minimum of sixty (60) calendar days from the date of such notification, unless earlier released in writing by the Chief of Police or designee. Until the expiration of the applicable retention period, the dealer shall not sell, alter or dispose of a purchased item in whole or in part, or remove it from the premises. All items required to be retained under this section shall be open to and made available for inspection.

3-9-5: OPERATING REQUIREMENTS FOR REGULATED TRANSACTIONS INVOLVING TYPE 2 PRECIOUS METAL:

- A. Records.** At the time of each and every regulated transaction involving a Type 2 Precious Metal, the person conducting such transaction shall create a record of such regulated transaction.
1. The record of a regulated transaction involving a Type 2 Precious Metal shall include the following information:
 - a. Name, address, and telephone number of the location of the transaction;
 - b. Full name(s) of the person conducting the transaction;
 - c. Date and time of the transaction;

- d. Name, valid personal photo identification number, and date of birth of the person with whom the transaction is made; and
 - e. Complete description of the item(s) acquired.
2. In the course of an active law enforcement investigation, and upon provision of investigation report number by the chief of police or designee, the Precious Metal Dealer shall produce any and all records of regulated transactions involving Type 2 Precious Metal and shall permit the chief of police or designee to examine them. Any such inspection shall occur during regular and usual business hours.
 3. The record of a regulated transaction involving Type 2 Precious Metal shall be retained by the Precious Metal Dealer for a minimum of one (1) year following such transaction.
- B. Retention period.** Whenever the chief of police or designee shall notify any Precious Metal Dealer that any item(s) in his or her possession may be stolen property or otherwise related to criminal activity, the Precious Metal Dealer shall retain such item(s), without melting or otherwise changing the physical form or characteristics thereof, for a minimum of sixty (60) calendar days from the date of such notification, unless earlier released in writing by the Chief of Police or designee. Until the expiration of the applicable retention period, the dealer shall not sell, alter or dispose of a purchased item in whole or in part, or remove it from the premises. All items required to be retained under this section shall be open to and made available for inspection.

3-9-6: PROHIBITED ACTS; PENALTY; ENFORCEMENT:

- A. Prohibited acts by Precious Metal Dealers.** It shall be unlawful for any Precious Metal Dealer, or any employee or agent thereof, to:
1. Fail to strictly comply with any provision of this Chapter.
 2. Conduct a regulated transaction at a place, manner, or location:
 - a. That is not authorized under a valid, current City of Meridian Precious Metal Dealer License or Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License.
 - b. In violation of any provision of this Chapter.
 3. Conduct a regulated transaction where any required license, permit, and/or certification required for such transaction, including, but not limited to a City of Meridian Precious Metal Dealer License or Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License, is expired or is not valid and current for any reason.
 4. Misrepresent any purpose, procedure, or consequence of a regulated transaction.

5. Represent the issuance of a City of Meridian Precious Metal Dealer License or Precious Metal Dealer Endorsement for a City of Meridian Pawnbroker License as an endorsement or recommendation of such licensed activity.
6. Fail to create, transmit, and/or retain records of regulated transactions as required by this chapter.
7. Falsify any official record or entry on an official record required to be kept pursuant to this chapter or transmit any false record to the police.
8. Obliterate, destroy, or remove from the place of business any records required to be kept pursuant to this chapter.
9. Refuse to allow the chief of police or designee, upon provision of an active law enforcement investigation report number, to conduct a meaningful inspection of the business premises, or any records or other goods located or required to be located at the place of business, during regular and usual business hours.
10. Fail to report to the Meridian Police Department, within twenty-four (24) hours, the acquisition or attempted sale of Precious Metals reasonably believed to be lost or stolen.
11. Remove or allow removal from the premises any item acquired in a regulated transaction within seven (7) calendar days following the receipt of said property.
12. Enter into a regulated transaction with a person who is under eighteen (18) years of age; incompetent; or under the influence of drugs or alcohol.
13. Allow any agent or person in his or her employ, charge, contractual control, or tenancy to conduct a regulated transaction where such agent, employee, charge, contractor, or tenant does not meet the qualifications for licensing as a Precious Metal Dealer, except that only the owner or operator of the premises where regulated transactions are conducted shall be required to obtain a City of Meridian Precious Metal Dealer License.

B. Prohibited acts by parties to regulated transactions. It shall be unlawful for any person to:

1. Provide a false name or address, or any false, untrue or misleading information or statement in the course of a regulated transaction.
2. Offer or attempt to engage in a regulated transaction where such person is not the bona fide owner of such item or shown to be the agent of the bona fide owner of such item.
3. Offer or attempt to engage in a regulated transaction where a reasonable person would believe that the item offered is stolen.

C. Penalty: A violation of any provision of this section shall be a misdemeanor, punishable by such fine and/or imprisonment as established by Idaho Code. In addition to such penalty, any person violating any provision of this section shall be subject to any and all other applicable administrative, criminal, and/or civil penalties.

3-9-7: SEVERABILITY:

If any provision or section of this chapter shall be held to be invalid by a court of competent jurisdiction, then such provision or section shall be considered separately and apart from the remaining provisions or sections of this chapter, which shall remain in full force and effect.

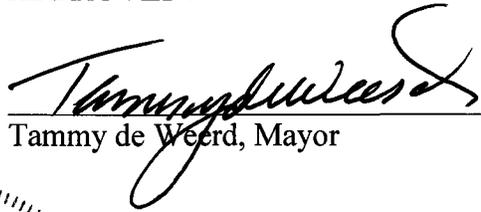
Section 4. That all ordinances, resolutions, orders, or parts thereof or in conflict with this ordinance are hereby voided.

Section 5. That this ordinance shall be effective on November 1, 2011.

PASSED by the City Council of the City of Meridian, Idaho, this 20th day of September, 2011.

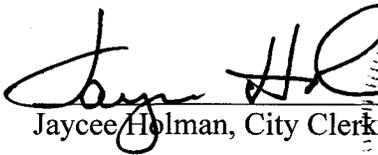
APPROVED by the Mayor of the City of Meridian, Idaho, this 20th day of September, 2011.

APPROVED:



Tammy de Weerd, Mayor

ATTEST:



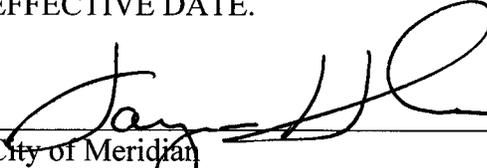
Jaycee Holman, City Clerk



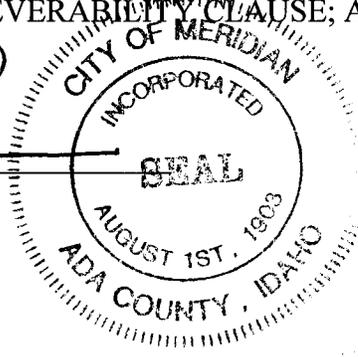
**NOTICE AND PUBLISHED SUMMARY
OF ORDINANCE PURSUANT TO I.C. § 50-901(A)**

**CITY OF MERIDIAN ORDINANCE NO. 11- 1488
PROVIDING FOR AN AMENDMENT OF THE MERIDIAN CITY CODE
SECTIONS 3-5-2(A) AND 3-5-9(B); AND ADDING A NEW CHAPTER,
CHAPTER 9, TO TITLE 3, MERIDIAN CITY CODE**

AN ORDINANCE AMENDING MERIDIAN CITY CODE SECTION 3-5-2(A), REGARDING PAWNBROKERS DEALING IN PRECIOUS METALS; AMENDING MERIDIAN CITY CODE SECTION 3-5-9(B)(4), REGARDING PAWNBROKER RECORDS; ADDING A NEW CHAPTER, CHAPTER 9, TO TITLE 3, MERIDIAN CITY CODE, REGARDING PRECIOUS METAL DEALERS: DEFINITIONS; APPLICABILITY AND EXEMPTIONS; LICENSE REQUIRED, APPLICATION, AND PROCEDURES; OPERATING REQUIREMENTS FOR REGULATED TRANSACTIONS INVOLVING TYPE 1 PRECIOUS METAL; OPERATING REQUIREMENTS FOR REGULATED TRANSACTIONS INVOLVING TYPE 2 PRECIOUS METAL; PROHIBITED ACTS BY PRECIOUS METAL DEALERS, PENALTIES, AND ENFORCEMENT; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.



City of Meridian
Mayor and City Council
By: Jaycee Holman, City Clerk

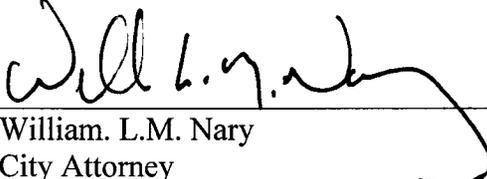


First Reading: 8-23-11
Adopted after first reading by suspension of the Rule as allowed pursuant to
Idaho Code § 50-902: YES _____ NO
Second Reading: 9-6-11
Third Reading: 9-20-11

**STATEMENT OF MERIDIAN CITY ATTORNEY AS TO
ADEQUACY OF SUMMARY OF ORDINANCE NO. 11- 1488**

The undersigned, William L.M. Nary, City Attorney of the City of Meridian, Idaho, hereby certifies that he is the legal advisor of the City and has reviewed a copy of the attached Ordinance no. 11- _____ of the City of Meridian, Idaho, and has found the same to be true and complete and provides adequate notice to the public pursuant to Idaho Code § 50-901A(3).

DATED this 20 day of September, 2011.



William L.M. Nary
City Attorney