



February 27, 2009

Fred Tillman, Chairman
Ada County Board of Commissioners
200 West Front Street
Boise, ID 83702

Dear Fred,

We are in receipt of your check dated today in the amount of \$63,000. We understand that the check is in partial satisfaction of the CCDC invoice sent for the parking usage by Ada County Courthouse patrons for the months of November 2008, December 2008, January 2009 and February 2009.

In various conversations with County staff it appears as though there may be some level of confusion with respect to this issue. Let me recap my understanding of where we are.

- 1) Ada County requested CCDC to provide the first hour of parking at the County Courthouse without charge to the customer with that amount being paid by the County.
- 2) That agreement was for the ten month period December 2007 through September 2008 and concluded at the end of September 2008.
- 3) The County requested the program be extended into FY 2009.
- 4) After a thorough study by a well represented parking committee, the CCDC Board adjusted short term transient parking rates within the system under their control to \$2.50 per hour.
- 5) By agreement between CCDC and Ada County, CCDC has the unilateral right to set parking rates in those facilities it operates in the Courthouse Corridor.
- 6) In a joint meeting with the Board of County Commissioners and CCDC Commissioners, options were presented with respect to how the First Hour Free cost might be compensated to the Agency. However, no alternative direction was given us at that time or since.
- 7) Analysis on a longer-term redefinition of the arrangement between the County and CCDC is being pursued that could influence these issues over time.
- 8) CCDC Board direction to me has been reaffirmed that the market rate of \$2.50 per hour is the established short term transient rate. This was conveyed verbally to County staff and in our letter of January 12, 2009.
- 9) Absent some other arrangement on how the full rate is to be compensated to the Agency, the only choice available is collection from the parking customer.
- 10) CCDC has never agreed to the rate represented by the County's payment today.
- 11) The payment received today is insufficient to allow us to continue the First Hour Free Program.



We have recalculated the amount currently in arrears and have attached an invoice for the balance. In an effort to ensure there is no misunderstanding on our position we wanted to convey our position to you in directly in writing at this time. We will also extend the date when we will reinstate the full cost parking regimen to March 9th to allow the balance of the arrears to be satisfied. We expect full payment no later than the close of business on March 5th. I have no further flexibility from my Board of Commissioners.

We are looking forward to a mutually satisfactory resolution to these issues. Please feel free to give me a call if further clarification is needed.

Sincerely,



Phil Kushlan
Executive Director

CC: Cheryl Larabee
John May
Ryan Armbruster
Todd Bunderson
Megan Larsen
Max Clark
Ted Argyle



CAPITAL CITY DEVELOPMENT CORP.

121 N. 9th St. Suite 501
 Boise, Idaho 83702
 (208) 384-4264

Invoice

Date	Invoice #
2/27/2009	1685

Bill To
Ada County Attn: Ada County Commissioner 200 W. Front Street Boise, ID 83702

Summary of Transactions							
Month	Transaction Date	Tickets Pulled	Rate	Gross	10 minute reduction	Net Invoice Due	Balance Due
Oct	10/31/2008	19,922	\$2.50	\$49,805.00	\$ (8,302.50)	\$ 41,502.50	\$ 41,502.50
	11/26/2008				Partial payment received	\$(15,750.00)	25,752.50
Nov	11/30/2008	17,636	2.50	44,090.00	(7,349.80)	36,740.20	62,492.70
	12/31/2008				Interest Charge	254.00	62,746.70
Dec	12/31/2008	21,249	2.50	53,122.50	(8,855.52)	44,266.98	107,013.68
	1/31/2009				Interest Charge	616.37	107,630.05
Jan	1/31/2009	19,867	2.50	49,667.50	(8,277.92)	41,389.58	149,019.63
	2/27/2009				Interest Charge	912.58	149,932.21
	2/27/2009				Partial payment received	(63,000.00)	86,932.21
Est Feb	2/27/2009	19,655	2.50	49,137.50	(8,189.58)	40,947.92	\$ 127,880.13

Application of Partial Payments				
	Description	Invoice Amount	Payments Applied	Remaining Outstanding
10/31/2008	Oct free parking	\$ 41,502.50	(41,502.50)	\$ -
11/30/2008	Nov free parking	36,740.20	(36,740.20)	-
12/31/2008	Dec free parking	44,266.98	(507.30)	43,759.68
12/31/2008	Interest charges	254.00		254.00
1/31/2009	Jan free parking	41,272.92		41,272.92
1/31/2009	Interest charges	616.37		616.37
2/27/2009	Estimated Feb free parking	40,947.92		40,947.92
2/27/2009	Interest charges	912.58		912.58

Total Due Upon Receipt	\$	127,880.13
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Memo:

Please Remit check payable to: **Capital City Development Corp**
121 N. 9th St., Suite 501
Boise, ID 83702