

BOISE COUNTY BOARD OF COMMISSIONERS
MONDAY, MARCH 29th, 2010
BOISE COUNTY COMMISSIONERS' ROOM
OFFICIAL MEETING MINUTES

Chairman Terry C Day called the meeting to order at 9:00 A.M. The Pledge of Allegiance was recited.

PRESENT: Chairman Terry C Day, Commissioners Linda W Zimmer and Jamie A Anderson and Clerk Constance Swearingen

OTHERS PRESENT: Chief Deputy Clerk Dee Woodstrom

BOISE BASIN RECREATION DISTRICT PETITION APPROVAL: Chairman Terry C Day stated that the petitioners had secured the required number of signatures of registered voters needed (20%) to place the formation of the Boise Basin Recreation District issue on the ballot in the Primary election in May. He further stated that the petitioners had exceeded the required number of 429 signatures, and at last count, the 436 registered voters had signed the petitions. Commissioner Jamie Anderson stated that Deputy Prosecutor Cherese McLain had reviewed the petitions and had no questions on them. She further queried the Clerk as to the boundaries and the required deposit as mandated in Idaho Code. Clerk Swearingen stated that all signatures had been verified by Elections Deputy Clerk Kristin Vedros, that the boundaries had been verified that they did not overlap into any other recreation districts, and that she was working on getting a cost for the deposit. Chairman Terry C Day disclosed that he had been involved with the recreation district petition process because he served as the Chairman of the Mores Creek Recreation Foundation. He further stated that he had contacted ICRMP and secured their approval on his participation.

Commissioner Linda W Zimmer made a MOTION to approve the Boise Basin Recreation District petitions and to move the issue forward to the ballot in the May Primary election. Commissioner Jamie Anderson called for further discussion and read from the law which stated that the Commissioners had to enter an order into the record approving the issue. Commissioner Anderson stated that with the presentation of an Order and with substantial compliance with the law, she SECONDED the motion. All ayes, motion carried. Clerk Swearingen stated she would draft an Order and compute the cost during the next several days.

MISCELLANEOUS & CORRESPONDENCE:

- Gardena Surplus Property Update – Commissioner Jamie Anderson provided the Board an update on the process of acquiring the parcel of land.

Commissioner Jamie Anderson requested confirmation from the Board on who should be discussing this issue with the Department of Lands Board liaison. Commissioner Anderson stated that she would like to propose the contact be limited to herself, Deputy Prosecutor Cherese McLain and the Honorable retired Judge McDevitt.

Chairman Terry Day requested clarification on the sale process. Commissioner Jamie Anderson stated that the Fish and Game Department had declared this property surplus, at which point the Idaho State Land Board advertised it for sale to local jurisdictions. She further stated that when Boise County learned of the sale, the Commissioners verified that the Road and Bridge Department used and needed the property to access the river as did the local fire departments. She went on to clarify that the County Road and Bridge Department could not afford to purchase the property (cost of \$125,000) nor could they

afford to purchase an easement. She stated that the sale of this property had never been offered to the public but that the law gave the County authority to work through a 501(c)(3) entity to purchase the property on the County's behalf in order to ensure the public's best interest was served by maintaining permanent easement to the Payette River for the County Road Department and the local fire departments. She further stated the County would maintain the access road at a higher level to ensure year round accessibility.

Commissioner Linda W Zimmer stated that she believed that there were other entities interested in the property and that the County's decision to work solely with a specific religious 501(c)(3) foundation could cause problems in the future. Commissioner Anderson stated that she believed that securing permanent easement to the Payette River for the local fire departments and the County Road and Bridge Department, at no cost to the public, would prevent future law suits. She further stated that Judge McDevitt had offered to prepare the necessary legal documents to effect this land transfer, also at no cost to the County or public.

Commissioner Jamie Anderson stated that the Idaho Land Board would hold a public hearing on May 13th at 7:00 PM in Horseshoe Bend to take public comment on whether the public supported the County purchasing the property. She further stated that once this had been accomplished that a three-way transfer of the property would be done (Idaho Land Board, Boise County and the 501(c)(3) foundation).

The point of contact was again discussed. Commissioner Jamie Anderson stated that Tracy Rauch, representing the Idaho Land Board, would like to have a point-of-contact person at the County to whom she would discuss any issues concerning the property and the exchange. Commissioner Linda Zimmer stated that she believed that a representative from the Road and Bridge Department and the fire departments needed to be included in the discussions. Commissioner Jamie Anderson assured the Board that both the Road and fire departments had had significant input on the process. The Board agreed to have Deputy Prosecutor Cheresse McLain as the primary point of contact for Tracy Rauch; however, Road Superintendent Bill Jones, local fire chiefs and Commissioner Jamie Anderson were not precluded from contacting Ms. Rauch and the Idaho Land Board.

Chairman Terry Day asked Road Department Superintendent Bill Jones if he had any input. Mr. Jones stated that his department had provided input previously and that their only concern was that of access. He stated that the Road Department would need a large enough turn-around place for their trucks and that the designated area had to be stable enough to handle heavy water trucks if they were to maintain the access road.

- Boise County Firewise Campaign – The Board reviewed the work plan and public notice for the proposed Title III Firewise project. They stated that the public notice needed to be advertised for 45 days.

Clerk Swearingen asked whether the Planning and Zoning staff who were assigned to complete the Red Zone assessments were qualified to do so or whether they would need to be trained. She further stated that the costs of training these employees, if needed, should be included in the budget for the project. Emergency Management Services Coordinator Gordon Ravenscroft stated that they would receive their training through the Idaho Department of Lands at no cost.

Commissioner Jamie Anderson requested that the ESRI licensing for the County fire departments be included with next year's costs.

Chairman Terry C Day made a MOTION to approve the advertisement of the public notice for the Boise County Firewise Campaign. Commissioner Jamie Anderson SECONDED. All ayes, motion carried.

Having no further business, Chairman Terry Day adjourned the meeting until 9:00 AM on Monday, April 5th, 2010.

Approved this 5th day of April, 2010.

TERRY C. DAY, Chairman
Boise County Board of Commissioners

Attest:

Constance Swearingen, Clerk to the Board