

**BOARD OF ADA COUNTY
MINUTES OF THE DEVELOPMENT SERVICES MEETING
TUESDAY, APRIL 8, 2013
9:00 A.M.**

The Board of Ada County Commissioners (Board) met this date in the Commissioners' Conference Room of the Ada County Courthouse Complex to act on the following items. Staff members present: Mark Perfect, Meg Leatherman and Richard Beck, Development Services; Larry Maneely, Commissioners' Office; Aaron Soggs, Parks and Waterways; and Lorna Jorgensen, Prosecuting Attorney's Office. Minutes Recorder: Judy Morris.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner Rick Yzaguirre called the meeting to order at 9:01 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Rick Yzaguirre and Jim Tibbs were present. Commissioner David L. Case joined the meeting during Executive Session.

III. CHANGES TO THE AGENDA:

- a. Unfinished Business was heard after New Business.
- b. Future BSU Ornithology Center and ACHD Slope Easement were moved to Executive Session.

IV. UNFINISHED BUSINESS:

- **200700124-S FINAL PLAT - PAINTED RIDGE SUB NO. 1:** The Final Plat contains 25 residential lots and three (3) common lots. The property contains 8.30 acres and is generally located on East Columbia Road east of South Technology Way and south of State Highway 21 in Section 9, T 2N, R 3E. (*Tabled from 3/26/13*)

R. Yzaguirre stated that the Final Plat needed to be signed by the Chairman, so he suggested amending the agenda to handle Unfinished Business after New Business.

ACTION: J. TIBBS MOVED TO MOVE THE UNFINISHED BUSINESS TO THE END OF THE MEETING; AND, UNDER NEW BUSINESS, MOVE THE FUTURE BSU ORNITHOLOGY CENTER AND ACHD SLOPE EASEMENT TO EXECUTIVE SESSION. R. YZAGUIRRE SECONDED. J. TIBBS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

[This was heard after Executive Session.]

D. Case went back on the record in Open Session at approximately 10:15 a.m.

ACTION: R. YZAGUIRRE MOVED TO REMOVE THE UNFINISHED BUSINESS FROM THE TABLE FOR CONSIDERATION. J. TIBBS SECONDED. R. YZAGUIRRE, AYE, J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE FINAL PLAT FOR APPLICATION 200700124-S - PAINTED RIDGE SUB NO. 1 AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN AND STAMP THE FINAL PLAT ON BEHALF OF THE BOARD. J. TIBBS SECONDED. R. YZAGUIRRE, AYE, J. TIBBS, AYE, AND D. CASE, AYE. THE MOTION CARRIED UNANIMOUSLY.

V. NEW BUSINESS:

1. Items on 04/10/2013 Public Hearing Agenda (see separate agenda) – Mark A. Perfect

M. Perfect reviewed the Wednesday night Public Hearing Agenda.

Varian Height Subdivision/Pedestrian Pathway – Mark A. Perfect

M. Perfect provided the Board vicinity maps of the Varian Height Subdivision pedestrian pathway. He explained that the property was final platted several years ago then recently sold as-is to Cory Barton. He stated that a property owner is complaining about the pathway because pedestrian's using it upset his dogs. The owner is requesting C. Barton remove the pathway, sell him the property or help pay for the fence installed by the owner. C. Barton's position is that he purchased the property as-is and is not responsible for compensating the property owner.

2. Amnesty Property Regulations – Mark A. Perfect

M. Perfect advised the Board that his Staff has met with the four or five property owners in Hammer Flats. He explained this was an illegal subdivision that has been in place since the 70's. The process for the subdivision was started, but was not completed. The developers sold property and individuals were issued building permits. He said the majority of the property does meet the amnesty provisions of the code. He said the issue with the code is that if a house burns down, the property owner would not be issued a building permit to rebuild, because it would no longer fall under the code. He requested authorization to amend the code to include a clause that if a house in an illegal subdivision were to burn down, the property owner would be eligible for a building permit. The Board authorized M. Perfect to proceed with amending the code.

3. ~~Future BSU Ornithology Center – Mark A. Perfect~~**Moved to Executive Session**

4. Application Fee Waiver Request for Bird Educational Event @ Avimor – Mark A. Perfect

M. Perfect and M. Leatherman explained the educational event and Avimor's self-imposed regulation. M. Perfect advised the Board that Avimor's code requires them to do a Master Site plan for all community events. He said that Staff has requested Avimor to amend their ordinance, but they have not done so at this time. He stated that if this event were outside of Avimor, it would be processed as a temporary use, which is a simple application.

5. Bonneville Point – Megan Leatherman

M. Leatherman advised the Board that the County has been approached by the B.L.M. to purchase property adjacent to the Bonneville Point Park. She said the property was taken for non-payment of taxes in 1993. She requested authorization from the Board to bring the matter before the Parks and Open Space Advisory Board to obtain their input. The Board authorized M. Leatherman to proceed.

6. Historic Preservation Signs – Megan Leatherman

R. Beck reminded the Board that the replacement of signs along the Greenbelt had been discussed at an earlier meeting with the Historic Preservation Council (Council) to be done as a component of the sesquicentennial celebration. The Board had requested Council research the project to provide a clearer picture of what is being proposed and what is being undertaken by the city of Boise. He brought in an existing sign and a sample of what the new signage will look like. He said there were five to six signs under the County's jurisdiction. He stated that the city of Boise was replacing the signs as part of their sesquicentennial celebration, which in turn, moved up the County's desired date of replacement. He advised the Board that the signs would cost \$2,185 per sign. He said that the city of Boise was interested in moving the Town of Barber sign to the Marianne Williams Park and that the city of Boise would pay for its replacement if approved. A. Soggs stated that the County had four signs under its jurisdiction. He said that the city was anticipating the installation to occur in September and requested funds to replace the County signs at that time.

ACTION: J. TIBBS MOVED TO APPROVE THE REPLACEMENT OF FOUR SIGNS ALONG THE GREENBELT AND THAT THE FUNDING BE PROVIDED FROM THE CONTINGENCY FUND. R. YZAGUIRRE SECONDED. J. TIBBS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

ACTION: J. TIBBS MOVED TO AUTHORIZE THE CITY OF BOISE TO MOVE THE TOWN OF BARBER SIGN FROM ITS CURRENT LOCATION TO MARIANNE WILLIAMS PARK. R. YZAGUIRRE SECONDED. J. TIBBS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

7. ~~ACHD Slope Easement – Megan Leatherman~~ ****Moved to Executive Session****

8. Treetop – Megan Leatherman

M. Leatherman stated that the consideration for revocation of Treetop's conditional use permit would be before the Planning and Zoning Commission on April 11, 2013.

9. Time Extension Ordinance – Megan Leatherman

M. Leatherman explained the proposed time extension ordinance was to add an additional third time extension of up to two years for developments. She said this would be before the Planning and Zoning Commission on May 9, 2013, and before the Board on June 5, 2013.

10. Staffing – Megan Leatherman

M. Leatherman advised the Board that a Building Inspector has been hired. Their current Building Inspector will assist with plan reviews. She said they are in the process of conducting second interviews for a Planning and Building Specialist.

11. Department Move (The Big Squeeze) – Megan Leatherman

M Leatherman provided the Board an update on the department's consolidation.

12. Department Permit/Application Summary – Megan Leatherman

M. Leatherman reviewed the department permit/application summary. Permits and revenue are up and she anticipates exceeding her projection.

ACTION: J. TIBBS MOVED TO GO INTO EXECUTIVE SESSION PURSUANT TO IDAHO CODE § 67-2345(1)(D) TO CONSIDER RECORDS THAT ARE EXEMPT FROM DISCLOSURE AND (F) TO COMMUNICATE WITH LEGAL COUNSEL; AND THAT THE VOTE TO DO SO BE BY ROLL CALL. R. YZAGUIRRE SECONDED. J. TIBBS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

VI. EXECUTIVE SESSION:

13. Future BSU Ornithology Center – Mark A. Perfect - To be heard in Executive Session

14. ACHD Slope Easement – Megan Leatherman

[D. Case joined the meeting at approximately 10:00 a.m.]

[200700124-S FINAL PLAT - PAINTED RIDGE SUB NO. 1 was heard next.]

VII. IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at 10:18 a.m.

David L. Case, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk