

IDAHO DEPARTMENT OF PARKS & RECREATION

"To improve the quality of life in Idaho through outdoor recreation and resource stewardship"

Quarterly Board Meeting

December 1, 2021

Department of Parks and Recreation
5657 Warm Springs Ave.
Boise, ID 83716

Zoom Meeting Link:

<https://us02web.zoom.us/j/86287003104?pwd=MIIPU1A3dG1oM3JSZDAwQzIneFpOQT09>

AGENDA

Wednesday, December 1, 2021

Call to Order – Chairman Beckley called the meeting to order at 09:00 AM. The Chairman requested Ms. Arteaga to conduct roll call.

- Roll Call
 - Board Member Beckley – Present
 - Board Member Fatkin - Present
 - Board Member Black - Present
 - Board Member Doman - Present
 - Board Member Roach - Present
 - Board Member Eastwood - Present

Also present during all or portions of the meeting either in person or on the phone, were the following individuals:

Susan Buxton – Director
Troy Elmore – Operations Division Administrator
Adam Zaragoza – Management Services Administrator
David White – North Region Bureau Chief
Garth Taylor – East Region Bureau Chief
Theresa Perry – South Region Bureau Chief
Craig Quintana – Public Information Officer
Debbie Hoopes – Human Resource Officer
Seth Hobbs – Registration & Reservation Program Manager
Kathy Muir – Grant Management Supervisor
Dennis McLane – Friends of Idaho State Parks
Victor Kranz – Lake Cascade Sport & Marine
Carrie Kranz – Lake Cascade Sport & Marine
Joy Vega – Deputy Attorney General
Matthew Reiber – Division of Financial Management
Nate Fisher – Governor's Office
Katherine Kirk – Idaho Heritage Trust
Chris Anton – Endowment Fund Investment Board
Rob Sepich – Legislative Services Office

Welcome and Introductions / Chairman Beckley and Director Buxton

Chairman Beckley and Director Buxton welcomed everyone to the last meeting of the year. The Chairman

introduced new board member, Mr. Mike Roach.

Additions or Deletions to the Printed Agenda

Mr. Eastwood requested to change Policy 5040, and the U of I MOU, on the agenda from an action item to information items, as well as update the time for the following day, Thursday, December 2nd, from 08:30 AM to 07:45 AM.

Mr. Eastwood moved to change policy 5040 and the U of I MOU to information items, and update time for the following day to 07:45 AM. Motion was seconded by Mr. Roach. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. Motion carried unanimously.

Consent Agenda

- Approval of Minutes August 11-12, 2021
- Approval of Minutes August 18, 2021

Mr. Doman moved to approve the minutes as written. Motion was seconded by Mr. Black. The chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. Motion carried unanimously.

Director's Report – Director Buxton

Director Buxton reported on the following topics:

- We have been busy ensuring the CARES ACT and Leading Idaho funding expenditures and projects are going as planned.
- We were able to conduct headquarter and region meetings, in person and via Zoom, where employees received annual Respectful Workplace training. Some employees also attended a presentation reminding staff to be mindful and grateful for what we each have, and the benefits of doing so.
- Thankful to IDPR staff for being as nimble as they are while dealing with lots of issues. IDPR field staff serve as first responders; They also provide interpretive services and education. Recreation Bureau has gotten a lot of trail work done and have also worked on the Centennial Trail.
- Continued outreach to Legislators to share our work with them, some of which, will be attending the tour of Billingsley Creek.
- Steve Strack, our Deputy Attorney General since 2008, retired on November 19, 2021. We appreciate him greatly and his service to IDPR.
- Monthly Director meetings with Governor Brad Little and Governor's staff. These meeting are held with over 70 state agency directors from the Executive Branch. The most recent meeting was held on November 22nd. Members of the Governor's staff updated agency directors on the following topics: Governor's visions and goals, the upcoming legislative season, maintaining Idaho resources, Employment trends, and Idaho's triple A rating and revenue growth.
- Deferred maintenance is a priority to maintain Idaho's resources for years to come; Adam Zaragoza will later discuss IDPR's deferred maintenance amounting to 75 million dollars, which will require seeking additional funding sources. We have continued working with DFM and the Governors Office on proposals for the American Rescue Plan Act (ARPA) and state budget surplus funds for qualifying department projects.
- Overview of FY2023 budget request and further insight on visitation trends over the last couple of years, as well as employment trends, that led us to the numbers found in our request.
- Discussed continued efforts with internships and apprenticeships through high school and higher education entities. The successful completion of either of these programs could help students qualify for classified positions without having to test for them through the merit system.

Director Buxton stood for questions.

Introduction of Joy M. Vega, Deputy Attorney General – Director Buxton

Director Buxton welcomed and introduced Joy Vega, Deputy Attorney General. Ms. Vega briefly shared her experience and background which included working with a private practice law firm, and four years representing Department of Lands.

Potential Legislation – Director Buxton

Director Buxton provided information and recommendations on the following legislation items:

- EALS#: 340-01 Title: Parks Passport
 - Increase Parks Passport from \$10 to \$20. Director Buxton recommends holding until the following year; This will allow us more time to gain support and continue educating the public and Legislators about everything IDPR does and has to offer.
- EALS #: 340-02 Title: Idaho Safe Boating Act
 - Removing redundant rules from IDAPA and codifying them. These rules will follow Coast Guard rules and will be in line with the Red Tape Reduction Act. This item is on track; Director Buxton recommends we continue moving forward with this item.
- EALS #: 340-03 Title: Parks Immunity
 - Inherent risks with outdoor recreation activities and liability. Director Buxton has continued working with the Governor's Office and will begin working with Ms. Vega.
- EALS #: 340-04 Title: Vendor/County Fee
 - Fee has not been updated since origination. Fee would be increased to \$3 to help Vendors offset the cost of selling our stickers. Director Buxton recommends moving forward with this item.

Director Buxton stood for questions.

Farragut Turkey Archery Hunting – David White

Mr. White reported that Idaho Department of Parks and Recreation and Idaho Department of Fish and Game (IDFG) have a Memorandum of Understanding (MOU) agreement, to jointly manage Farragut State Park. IDPR has allowed Archery-only hunting for white-tailed deer within the park. Per IDPR policy 6010.4.5, "The board may approve exceptions to the IDAPA 26.01.20.575, Rule on Protection of Wildlife in State Parks, in order to expand recreational opportunities in parks where it is appropriate, as well as assist wildlife managers in achieving population objectives." Mr. White states that park staff support this recommendation. Mr. White recommends the Board approve the staff recommendations as presented.

Mr. Eastwood moved to approve staff recommendation as presented. Motion was seconded my Mr. Doman. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. The motion carried unanimously.

Trail of the Coeur d'Alene's Easement for Access Road – David White

Mr. White reported that there are four property owners adjacent to the Trail of the Coeur d'Alenes in the Enaville area that use an access road in the Trail right-of-way ("ROW") as the sole means of access to their properties. The properties are owned by the Central Shoshone Water District, Woods Crushing, Inc., Jerry White, and Pentaco, LCC. As this access road is the sole means of access to their properties, Woods and J. White have requested that they be granted easements, to have the legal access necessary for any future use or sale of their properties. Pentaco, LLC. has not responded to requests to negotiate an agreement governing its use of the access road. Mr. White addressed the unique circumstances of this request and provided further information regarding this recommendation. Staff recommends that the Board authorize Chairman Beckley, on behalf of the Board, to execute and issue easements to Woods Crushing, Inc. and

Jerry White, and direct legal counsel to proceed with legal action to resolve the trespass claims against Pentaco, LLC.

Mr. Black moved to authorize Chairman Beckley, on behalf of the Board, to execute and issue easements to Woods Crushing, Inc. and Jerry White, and direct legal counsel to proceed with a legal action to resolve the trespass claims again Pentaco, LLC. Mr. Fatkin seconded the motion. Vote Taken: 5 In Favor, 1 Opposed, Motion Passed.

Group Use Fees – Troy Elmore, Garth Taylor, David White, Theresa Perry

Mr. Taylor reported that the three IDPR regions surveyed statewide group camp facilities to assess if facilities could benefit from fee adjustments. IDPR fees are addressed in IDAPA and approved by the Board and Legislature. Group use fees, as listed under 26.01.20.254, are not capped and are listed as "Varies." Each region manager shared their input supporting the new proposed rates for group facilities fees. Staff recommends increasing group camp fees as presented, and to adjust cancellation fee for Priest Lake Lionhead Group Camp to reflect, "Cancellation fee is the first night's fee plus \$50 if done 21 days in advance."

Mr. Eastwood makes motion to adopt staff recommendation for Group User Fees as presented. Mr. Fatkin seconded the motion. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. Motion carried unanimously. Motion carried unanimously.

Pending Administrative Rules – Seth Hobbs

Mr. Seth Hobbs, Registration and Reservation Program Manager, provided a brief overview of the temporary rules listed in the agenda item. These temporary rules were approved at the June 2021 board meeting. This action proved prescient and has ensured that all rules remain in effect as temporary rules. Mr. Hobbs provided insight on a minor administrative amendment to IDAPA 26.01.31, which removed a nonexistent reference in the definition and replaced them with the correct references.

Mr. Hobbs stated that to move forward with the rules process, the Board must approve pending rules for publication in the Idaho Administrative Bulletin on December 22, 2021. The pending rules can then be presented to Legislature for approval during the 2022 Legislative Session.

Mr. Eastwood moved for the Board to approve the pending rules as published in the special edition of the Idaho Administrative Bulletin on October 20, 2021 and as detailed in the Notice of Omnibus Rulemaking Adoption of Pending Rule (Attachment B) for the following: 26.01.03, Rules Governing Recreational Registration Program Vendors; 26.01.21, Rules Governing Leasing Practices and Procedures for Recreational Residences Within Heyburn State Park; 26.01.22, Rules Governing Cooperating Associations; 26.01.24, Rules Governing the Administration of the Sawtooth National Recreation Area Special License Plate Funds; 26.01.30, Idaho Safe Boating Rules; 26.01.31, Rules Governing the Administration of the Idaho Department of Parks and Recreation State and Federal Grant Funds; 26.01.34, Idaho Protection Against Invasive Species Sticker Rules; and, 26.01.37, Rules Governing Test Procedures and Instruments for Noise Abatement of Off Highway Vehicles.

Mr. Black seconded the motion. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. Motion carried unanimously.

Pending Administrative Fee Rules – Seth Hobbs

Mr. Hobbs explained this action item is the same as the last. There have been no changes to the temporary Administrative Fee rules.

Mr. Eastwood moved to approve the pending rules as published in the special edition of the Idaho Administrative Bulletin on October 20, 2021 and as detailed in the Notice of Omnibus Rulemaking Adoption of Pending Fee Rule (Attachment A) for the following: IDAPA 26.01.10, Rules Governing the Administration of Temporary Permits on Lands Owned by the Idaho Department of Parks and

Recreation; IDAPA 26.01.20, Rules Governing the Administration of Park and Recreation Areas and Facilities; and, IDAPA 26.01.33, Rules Governing the Administration of the Land and Water Conservation Fund Program. Mr. Black seconded the motion. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. The motion carried unanimously.

Policy 8010 Amendment Process for New State Park Acquisition – Adam Zaragoza

Mr. Zaragoza provided background on IDPR Policy 8010, Process to Select State Park Properties, and the Boards role for making amendments to IDPR policies. Idaho Statutes 67-4219 and 67-4224 outline the duties of the IDPR Board to acquire, develop and maintain land. Due to the redundancy of our current policy with the Idaho Statutes, Mr. Zaragoza presented the proposed amendments to sections 4.2, 4.3, and removal of sections 4.6, 4.7, 4.8, 4.9, 4.10, 4.11, and 4.13. These proposed amendments will reduce Idaho Code redundancies, remove the strict process that may be time consuming, and will allow staff the creativity and latest methods to evaluate potential properties.

Mr. Fatkin moved to amend policy 8010 as presented and written in the staff report. Mr. Black seconded the motion. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. The motion carried unanimously.

Policy 8020 Development of State Parks and Recreational Trails – Adam Zaragoza

Mr. Zaragoza reported that the amendments for Policy 8020, Development of New State Parks and Trails, are minor. Like Policy 8010, this policy has redundancies to Idaho Statute and the duties of the Board. Mr. Zaragoza presented the proposed amendments to section 4.2, and removal of section 4.4.3. These amendments will remove portions of the policy that has been deemed as not relevant or unnecessary for the development of Parks property.

Mr. Fatkin moved to amend policy 8020 as presented and written in the staff report. Mr. Roach seconded the motion. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. The motion carried unanimously.

Policy 5040 Grant Conversion Policy Update – Kathy Muir

Ms. Muir stated that IDPR Policy 5040, Grant Conversions, requires updates to accurately reflect the temporary IDAPA rule for Project Conversions. Currently the temporary IDAPA rule for conversions in the state grant program identifies that Board approval is required to resolve an issue. IDPR Policy 5040 contradicts that language by stating the procedure to relieve a project sponsor from their commitment falls upon a unanimous vote from the director, grant manager, and associated committee member for the grant program. Ms. Muir presented the attached policy with the proposed edits which will align with IDAPA.

The Grant policy updates requested for Policy 5040, and the potential changes for Policy 5020, Supplemental Grant Standards, will be discussed at the next quarterly meeting. Discussing these simultaneously will allow better cohesion amongst the Department Grant Program policies.

Endowment Fund Investment Board – Chris Anton and Chris Halverson.

Mr. Anton provided an in-depth presentation on the mission, assets, and who is the Endowment Fund Investment Board (EFIB). IDPR has two endowment fund accounts, the Ritter Island Endowment Fund, and the Trail of the Coeur D'Alene Endowment Fund. Mr. Anton provided investment performance reports for both funds. These reports were submitted under the FY2022 1st Quarter Financial Reports.

Cascade Marina RFP - Troy Elmore

Mr. Elmore provided an overview of the efforts IDPR has made to increase services and amenities at Lake Cascade State Park. As an agency, we have been unable to fund the development of a marina facility at

Lake Cascade State Park. In efforts to pursue a public/private agreement for the development of a marina facility, IDPR posted a request for proposal (RFP) inviting applications for submittal, which can be found on this agenda item. IDPR received two eligible proposals which can also be found attached. Each proposal identified two unique locations to provide services. IDPR would like to entertain both proposals at the proposed sites.

Victor and Carrie Kranz, owners of All American Outdoors, Inc. dba Lake Cascade Sport and Marine, provided the IDPR board with a brief overview of their experience working in this industry, their current business, and their excitement to work with IDPR and provide services to the Van Wyck campground area of Lake Cascade.

Scott Turlington, President of Tamarack Resort, stated that Tamarack Resort is looking forward to the development of a marina, and associated facilities, to be located within the Poison Creek Day Use Area of Lake Cascade State Park. This will be a great benefit to Cascade, Donnelly, and Lake Cascade State Park, and they are excited to keep moving forward.

Benewah Lease Cabins at Heyburn State Park – Septic Facilities/Inspections – Troy Elmore

Mr. Elmore informed the Board of the nine antiquated trailer travel homes, which are currently being used for summer homes at the Benewah unit of Heyburn State Park. IDPR has annual leases with the owners of these trailers; Per these lease stipulations, the septic systems must meet the requirements of the Panhandle Health District and regulation of the Idaho Parks and Recreation Board. One of the trailer's septic systems has failed with wastewater surfacing. The remaining trailers will need to be inspected by the Panhandle Health District. We are currently working with the Attorney General's office to outline a proper course of action and we will keep the Board apprised of any further information.

Idaho Heritage Trust Calendar Project – Susan Buxton, Katherine Kirk

Director Buxton introduced Katherine Kirk, Executive Director of Idaho Heritage Trust (IHT). IDPR and IHT have worked together to protect and preserve historical buildings and features at our parks for many years. We would like to highlight this partnership by creating a calendar featuring Idaho State Park to be released mid-January 2022. Idaho Heritage Trust will cover costs for the first run and utilize IDPR staffs' help to accomplish the task at hand.

Mr. Fatkin motioned to approve the partnership with Idaho Heritage Trust, devoting staff time to complete the calendar. Motion was seconded by Mr. Doman. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. The motion carried unanimously.

U of I MOU – Susan Buxton

Director Buxton stated IDPR has been working with University of Idaho (U of I) to explore a partnership. This partnership would create a shared professorship, with the U of I College of Natural Resources, and will add academic resources to the department. The employee will be a U of I employee, and IDPR would help pay a portion of the salary and expenses for this position. The memorandum of understanding (MOU) is still in the process of being finalized. The MOU will be presented to the Board for review and potential execution once it has been completed.

Board Elections

Mr. Black moved to elect Brian Beckley to serve as Chairman for the coming year. Motion was seconded by Mr. Fatkin. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. Motion carried unanimously

Mr. Fatkin moved to elect Mr. Eastwood as Vice Chairman. The motion was seconded by Mr. Black. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion.

Motion carried unanimously.

2022 Meeting Dates and Locations– Brian Beckley

Board members were presented with suggested locations for the upcoming 2022 Board meetings. After discussion of upcoming IDPR projects and timing, the Board agreed on the following dates and locations:

- 1st quarter meeting on February 23 – 24, 2022 to be held at IDPR Headquarters.
- 2nd quarter meeting on May 18 – 19, 2022 to be held in Moscow, ID.
- 3rd quarter meeting on August 10 – 11, 2022 to be held in Sandpoint or Coeur d'Alene, ID.
- 4th quarter meeting on November 9 – 10, 2022 to be held in Twin Falls, ID.

Mr. Fatkin moved for the Board to stay the course with the proposed dates and locations for the 2022 Board meetings. Motion was seconded by Mr. Doman. The Chairman asked for further discussion, hearing none, the Chairman called for a vote on the motion. Motion carried unanimously.

Program Reports

Director Buxton requested IDPR staff, in attendance, to provide brief updates for their programs.

Operations - Troy Elmore, Operations Division Administrator, reported:

- State Parks have experienced a lot of new hires and promotions.
- Touring state parks has been successful. Have met with representatives and commissioners.
- Feedback on Park Directors Conference where they met many potential vendors and counterparts in different states.
- Region meetings were held successfully. It was nice to see everyone face to face. We continue making ourselves available to field staff.

Management Services - Adam Zaragoza, Management Services Administrator, reported:

- His new role as Management Services Administrator began in Mid-September.
- Steve Martin, and Seth Hobbs, have been very helpful, and informative.
- Development staff has done a great job reassessing the backlog of maintenance projects and projecting the financial needs to complete these projects.
- Has been visiting field staff as well; Region meetings were a great way to get out and meet with staff.

Communications - Craig Quintana, Public Information Officer, reported:

- Social media continues to be very successful with approximately 400,000 engagements. An engagement is an actual interaction, such as: share information, comment, like, etc.
- Online webpage update has continued to ease customer and visitor experiences on our site.
- 2/3 of website engagements are from users in the West Coast.

Fiscal - Steve Martin, Financial Officer, reported:

- IDPR is in a good financial position.
- Non-resident fees are not reflected in our numbers yet, as there is an overlap of time where the numbers will vary due to reservation timing.
- Day use increase at Bear Lake State Park made a positive and significant impact on fiscal numbers.
- The current and projected numbers support our need for FTE's, Operation budget, and ongoing revenue.

Registration and Reservation – Seth Hobbs, R&R Program Manager, reported:

- DMV training is still ongoing and have successfully trained 32 DMV's, with four upcoming trainings scheduled. This is a great benefit as it is convenient for our customers.
- DMV training will help alleviate some of the heavy registration traffic our region offices, and parks experience.

- We have implemented the ability for users to purchase stickers that will be valid for two years, instead of just one. OHV and Snowmobile users have been the most frequent purchasers of the two-year stickers.
- Added donation option in checkout. We have had a better outcome than we had expected.
- The effect of nonresident fees will not be reflected until next year, due to the reservation dates.
- Working with parks to get things reservable outside of normal schedule, with positive outcomes.

Development - Melanie Schuster, Interim Development Bureau Chief, reported:

- 2021 was an exciting year project wise. The extra funds, thanks to the CARES act, supplemented a lot of projects. Development staff has done a great job to ensure projects meet the deadline of December 31, 2021.
- Billingsley Creek campground has been started, and staff is moving into the visitor's center. This project has been five years in the making.
- Projects have been wrapping things up for winter; However, there will still be ongoing projects through the winter in parks where weather permits.
- Hopeful and excited for the prospects of additional funds which will allow IDPR to continue progress on deferred maintenance and new opportunities.

North Region - David White, North Region Manager, reported:

- Feedback on the North Region and the nonresident fee increases, park visitation, and the ongoing construction projects in North Idaho.

South Region - Theresa Perry, South Region Manager, reported:

- Started in her new position as Regional Manager on July 8th. Tremendous amount of learning has been done. Appreciative of the patience and help she has received.
- July and August were busy with recruitment: Lucky Peak, Eagle Island, and Lake Cascade filled vacancies.
- Water system issues in South Region parks have risen to the top of concerns.
- RFP for Lake Cascade will have a long-lasting, positive impact and has been needed for a very long time.

East Region - Garth Taylor, East Region Manager, reported:

- Bear Lake has survived another very busy season. Nonresident fees did not slow down visitation.
- Harriman currently has a Ranger vacancy, as Morgan Smith has resigned.

Human Resources - Debbie Hoopes, Human Resource Officer, reported:

- The shift IDPR has seen within State Parks as employees retire or promote.
- Old Mission State Park will be hiring for a Manager 3 soon.
- Volunteer recruitment is already ramping up and in the works for 2022.
- Seasonal hiring has also begun; We have a few job fairs and internship outreach lined up.
- HR staff (Debbie Hoopes, Kathryn Hampton, and Lupe Arteaga) have been working with LUMA and the HR Modernization efforts.
 - The HR Modernization will be beneficial when employees transfer, are laid off but expected to return, as the system will allow a smoother transition.
 - We are looking into how the new system may help us improve recruitment efforts for volunteers and seasonals.
 - This new system will allow better management and record keeping of training.
- COVID has continued to pop up on rare occasion and we are still mitigating the process.

- Spread has been mainly through personal events.
- Region meetings were successful and allowed us to provide additional training for staff.

Division of Financial Management – Matthew Reiber, Financial Management Analyst

- Works with most Natural Resource agencies
- Mr. Reiber has been the IDPR financial management analyst for the last two years.

Legislative Services Office - Rob Sepich, Office Budget & Policy Analyst

- Works with most Natural Resource agencies
- Mr. Sepich has worked with IDPR for the last six sessions.

New Business

Mr. Doman discussed electric riding bikes and the classifications of motorized trails and nonmotorized trails as well as the new Infrastructure bill passed in Congress regarding trails and roadways for recreation. The Board would like to discuss this topic at the next meeting.

Public Comment

Mr. McClane, Friends of State Parks, stated how beneficial IDPR has been. The value of parks and recreation was highlighted due to the pandemic.

Executive Session

Mr. Fatin moved to go into Executive Session under authority of Idaho Code 74-206 (b) “To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent, or public-school student” and (c) “To acquire an interest in real property which is not owned by a public agency.”

Chairman Beckley requested a roll call vote to move into Executive Session:

- Board Member Beckley – Yes
- Board Member Fatin - Yes
- Board Member Black - Yes
- Board Member Doman - Yes
- Board Member Roach - Yes
- Board Member Eastwood - Yes

The Board resolved out of Executive Session by unanimous consent at 3:15 PM. No decisions were made.

Mr. Roach moved to adjourn the meeting. The motion was seconded by Mr. Eastwood. Meeting was adjourned at 3:22 PM.

Thursday, December 2, 2021

- **7:45 A.M. – Optional Tour of Thousand Springs State Park, Billingsley Creek, Ritter Island and Box Canyon.**

* Under authority of Idaho Code 74-206. Executive sessions -- When authorized. (1) An executive session at which members of the public are excluded may be held, but only for the purposes and only in the manner set forth in this section. The motion to go into executive session shall identify the specific subsections of this section that authorize the executive session. There shall be a roll call vote on the motion and the vote shall be recorded in the minutes. An executive session shall be authorized by a two-

thirds (2/3) vote of the governing body. An executive session may be held:

- *(b) "To consider the evaluation, dismissal or disciplining of or to hear complaints or charges brought against a public officer, employee, staff member or individual agent or public school student."*
- *(c) "To acquire an interest in real property not owned by a public agency."*
- *(f) "To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. The mere presence of legal counsel at an executive session does not satisfy this requirement."*

This agenda is subject to change in accordance with the provisions of the Idaho Open Meeting Law. Items may be addressed in a different order than appears on this agenda. Individual items may be moved from one place on the agenda to another by the Board. Time frames designated on this agenda are approximate only. The Board will continue its business in the event that an agenda item is resolved in less than the allotted time.