

## Joint Public Lands/EELU Committee

February 03, 2020 | 3:30 pm – 5:30 pm

Riverside Hotel | Boise, ID | North Star

### MEETING MINUTES

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#### Call to Order

Chair Butts called the meeting to order at 3:30 pm.

#### Approval of the Public Lands September 2019 Minutes (Action Item):

*Idaho County Commissioner Skip Brandt moved to approve the Public Lands September 2019 meeting minutes. Clearwater County Commissioner Rick Winkel seconded the motion. The motion carried.*

#### Approval of the EELU September 2019 Minutes (Action Item):

*Blaine County Commissioner Jacob Greenberg moved to approve the EELU September 2019 meeting minutes. Shoshone County Assessor Jerry White seconded the motion. The motion carried.*

#### Secure Rural Schools Update | **Andy Brunelle, Forest Service**

Congress reauthorized two more years of payments in December. The payments will be dispersed in the spring of each year. The payment trend of 5% less than the previous year will continue. Last year in Idaho, it was only 4% less statewide, however, there was large variation when looking at individual counties. Clark county for example, saw their payment decrease by 53%, while some counties went up 10 to 15%. The variation is because of the formula, specifically the population element of the formula. The law extended the deadline on the work of the RACs. The new deadline for the RACs recommendation on the use of Title II monies is September 2022. Many RACs have lacked a quorum because of a lack of appointments. The Forest Service is currently working on getting those appointments done.

#### Preemption of County Wake Ordinances | **Seth Grigg, IAC**

Several counties are dealing with new wake boats in their lakes and rivers which create several water issues, including the erosion of shorelines. Roy Eiguren, a contract lobbyist here in Idaho, and Dr. Wilhelm from the University of Idaho have been working closely on this issue. Rep. Addis is likely to sponsor a bill that would preempt local governments from extending the no-wake zone beyond 200 feet. This is being driven by the wake boat industry. Current law has a minimum 100-foot no-wake-zone, but local governments can extend that no-wake-zone as far out as they feel necessary. Dr. Wilhelm addressed the committee and explained that without the science to understand the damage that wake boats are doing to our bodies of water, authorities don't have all of the necessary tools to establish proper no-wake-zones. Essentially this is an attack on local government's ability

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to set ordinances in their jurisdictions. The University of Idaho is working to put together a data collection project to create the science necessary for locals to make an informed decision on the distance from the shore of a no-wake-zone.

**Area of City Impact/Annexation | *Seth Grigg, IAC***

Counties have had several questions regarding area of city impact. If a county has adopted an area of city impact, it is from the county—a city has no jurisdiction to do so. It represents the growth trajectory that a city expects to grow within a reasonable amount of time. It is important for cities because it allows them to annex property in certain circumstances. The issue arises when there is conflict between cities as to where the boundaries ought to be. This places the county in the difficult position of mediation between the conflicting cities. The statute for resolution when the city and county cannot agree is not well designed. This is an issue that will likely need to be dealt with in the near future.

**Update on Reinvestment Subcommittee and County Easements | *Dustin Miller, IDL***

The Department of Lands has 5 years to determine how to spend the money that goes into the Land Bank from a sale. That money can either be used to invest in land acquisitions or placed into the Permanent Fund. IDL has a plan of doing a combination of investments and land acquisitions. That plan is currently being evaluated by the Reinvestment Subcommittee. IDL is currently waiting on the results of the committee. A final meeting has yet to be determined. About 30% of IDL land has no legal motorized road access. IDL continues to pursue reciprocal easements, and small block acquisitions to achieve access to that land. However, IDL is not currently moving forward with any large-scale timberland acquisitions until the subcommittee makes its recommendations. There is currently \$128 million in the Land Bank. Funds that expire will be rolled into the Permanent Fund.

IDL has a constitutional mandate to charge counties for the easements across IDL lands that counties maintain. IDL is aware of the frustration that causes counties since counties maintain those roads. IDL also understands that there is a benefit to IDL by having those roads maintained by the counties. IDL has met with IAC to see what IDL can do to open up a dialogue to work together to see what can be done that will allow IDL to meet the intent of what IDL is obligated to do while also finding some solutions for the counties. This will take several conversations, but IDL is committed to working to find the solutions that will help counties. Currently there is no active movement for IDL to charge counties for the roads that counties have historically maintained.

**Legislative Update | *Timothy Hibbard, IAC***

IAC is actively working on PL-01 regarding easements. IAC met with IDL to discuss potential solutions as Dustin Miller addressed. The intention was to create an MOU, however, after discussions with IDL, an MOU may not be the best solution. Some ideas that were discussed are to set up a meeting with stakeholders to address the easement issues, potentially on an annual basis.

The meeting was adjourned.

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**MEMBERSHIP**

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**Members Present:**

Chair: Wayne Butts, Commissioner  
Chair: Rick Winkel, Commissioner  
Adams: Mike Paradis, Commissioner  
Adams: Viki Purdy, Commissioner  
Bingham: Mark Bair, Commissioner  
Blaine: Dick Fosbury, Commissioner  
Blaine: Jacob Greenberg, Commissioner  
Blaine: Jim Williams, Assessor  
Blaine: John David Davidson, Treasurer  
Bonner: Jeff Connolly, Commissioner  
Boundary: Dan Dinning, Commissioner  
Cassia: Dwight Davis, Assessor  
Clearwater: Mike Ryan, Commissioner  
Custer: Steve Smith, Commissioner  
Elmore: Josh Dison, Assessor  
Fremont: Jordon Stoddard, Commissioner  
Gooding: Ron Buhler, Commissioner

Idaho: Skip Brandt, Commissioner  
Latah: Tom Lamar, Commissioner  
Latah: Rod Wakefield, Commissioner  
Lemhi: Brett Barsalou, Commissioner  
Lemhi: Rick Snyder, Commissioner  
Lincoln: Rebecca Wood, Commissioner  
Lincoln: Ann Youts, Treasurer  
Owyhee: Kelly Aberasturi, Commissioner  
Payette: Georgia Hanigan, Commissioner  
Shoshone: Jerry White, Assessor  
Teton: Cindy Riegel, Commissioner  
Twin Falls: Jack Johnson, Commissioner  
Twin Falls: Brent Reinke, Commissioner  
Valley: Dave Bingaman, Commissioner  
Washington: Debbie Moxley-Potter, Assessor  
Washington: Kirk Chandler, Commissioner