

Meghan S. Conrad, ISB # 7038  
ELAM & BURKE, P.A.  
251 E. Front Street, Suite 300  
Post Office Box 1539  
Boise, Idaho 83701  
Telephone: (208) 343-5454  
Facsimile: (208) 384-5844  
Email: msc@elamburke.com

Attorneys for Petitioner Meridian Chamber of Commerce, Inc.

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF  
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN RE:

CITY OF MERIDIAN  
AUDITORIUM DISTRICT

Case No.

PETITION FOR APPROVAL TO  
HOLD ELECTION TO CREATE  
AUDITORIUM DISTRICT

Idaho Code § 67-4901 *et seq.*

COMES NOW the Petitioner Meridian Chamber of Commerce, Inc., an Idaho nonprofit corporation, by and through its undersigned counsel of record, and hereby petitions this Court to set a hearing for consideration of Petitioner's compliance with the requirements for an election to organize and create an auditorium district in accordance with Idaho Code Section 67-4901, *et seq.*

**PETITION**

In further support hereof, the Petitioner hereby represents to the Court as follows:

1. The proposed Meridian Auditorium District consists of a single contiguous area comprising a portion of the City of Meridian (the “City”) and extending into unincorporated Ada County; and this Court has appropriate jurisdiction, power, and authority by virtue of applicable law and Idaho Code § 67-4903. Venue is appropriate in Ada County, Idaho.

2. The name of the proposed district shall be the “Meridian Auditorium District” (hereinafter referred to as “District”) and also may be referred to as the “Auditorium District of Meridian.”

3. The City is in need of auditorium facilities for events and youth sports. The District plans to construct, maintain, manage, market and operate facilities to fill this gap, drawing activities and tournaments that previously went elsewhere. Based on a preliminary needs assessment, the District first proposes the construction of a flexible sports, event, meeting, and gathering space that would promote tourism, including sports tourism. The multipurpose auditorium space is anticipated to include indoor courts, exhibition halls, and meeting space. The ultimate scope, size and purpose of the facility will be based on future market studies and the construction market. The proposed facility aims to boost the community by increasing visibility, promoting tourism, and diversifying the economy. The District may have the opportunity to construct additional indoor or outdoor auditorium facilities, exhibition halls, convention centers, sports arena and facilities of a similar nature for youth sports, events, meeting and gathering space in the future as needed by market demand. The District might also partner with or create a Convention and Visitors

Bureau to market these facilities, benefiting local businesses and accommodations. The District intends to work with its public and private partners to establish marketing programs and will consider hiring staff or contractors in the future to assist with marketing.

4. The estimated cost to construct the proposed District facility is \$55,000,000. The estimated annual budget for the District is \$2,200,000. The estimated annual cost of creating and maintaining a marketing program for the facilities is \$400,000. These estimates will change depending on actual construction, operations and marketing costs.

5. The District does not intend to impose, levy or collect property taxes on any property within the District. The District and the proposed facility shall be funded, in whole or in part, by the levy and collection of a hotel/motel room sales tax on the receipts derived by hotels and motels within the District boundaries authorized pursuant to Idaho Code §§ 67-4917A, and the maximum tax rate that the District Board of Directors is authorized to levy is 5% of the receipts derived by hotels and motels within the District from the furnishing of hotel and motel rooms pursuant to Idaho Code § 67-4917B.

6. The boundaries of the proposed District are described in Exhibit A attached hereto and are also represented by the map attached as Exhibit B.

7. The undersigned are qualified electors (as that term is defined by Idaho Code § 34-104) who reside within the boundaries of the proposed District, and who are

petitioning the Court to authorize an election to create the District, as allowed by Idaho Code § 67-4904.

8. In support hereof, the Petitioner submits and files herewith Appendix “A,” which is made a part hereof by this reference. Appendix “A” consists of duplicate originals of the Petition signed by no less than **1,314** qualified electors who reside within the proposed District boundaries.

9. A copy and the original of the signed Petitions with signatures are filed herewith as Appendix “A” (pages 1 through \_\_\_\_\_) and should be considered together as one (1) Petition in accordance with Idaho Code § 67-4904 and that the Court allow the filing of additional and further Petitions prior to the court hearing on the Petition filed herewith.

10. That the Petition complies in all respects with the requirements of law or is in substantial compliance therewith, including the requirements of Idaho Code § 67-4904.

11. The Petition filed herewith (Appendix “A”) contains the signatures of not less than ten percent (10%) of the qualified electors who reside within the boundaries of the proposed District and not less than ten (10) of whom reside in each election precinct, which is wholly or partially within the boundaries of the District.

WHEREFORE, the Petitioner prays the judgment, order, and decree of this Court as follows:

1. That the Meridian Auditorium District be organized in accordance with law;

2. That the Court set a place, date, and time for hearing on this Petition; which hearing should not be less than twenty (20) days nor more than forty (40) days from the date this Petition is filed with the Court;

3. That the Court order that all due and appropriate notice of the Petition and such hearing be provided by the Clerk of the Court, including:

a. That notice of said Petition and the hearing thereon be published in accordance with Idaho Code §§ 67-4902 and 67-4906.

b. That notice of such Petition and the hearing thereon be sent by United States, registered mail, to the Board of County Commissioners of Ada County, Idaho, in accordance with Idaho Code § 67-4906.

c. That notice of such Petition and the hearing thereon be sent by United States, registered mail, to the governing body of the City of Meridian, Idaho, in accordance with Idaho Code § 67-4906.

4. That the Court determine the amount of bond to be filed by the Petitioner in accordance with Idaho Code § 67-4905, in case the organization of the District is not effected;

5. That the Court direct that the question of the organization of the District shall be submitted to the qualified electors of the District at an election to be held on November 5, 2024;

6. That such election proceeds in accordance with law and the provisions of Idaho Code § 34-106;

7. That the Court direct the County Clerk to appoint election officials of said election in accordance with Idaho Code §67-4907;

8. That the Court designate the polling places for such election within the District;

9. That the Court ascertain persons nominated for the board of directors of the District, if organized, one (1) director to act until the first biennial election, two (2) directors until the second, and two (2) until the third biennial election; and that the names and term of office of such persons so nominated be listed upon a ballot submitted to the electors at such election;

10. That the Court prescribe the form of the question and ballot relating to the election of the directors to be used in conjunction with such election;

11. That all such matters be contained upon one (1) ballot to be submitted to the voters within the District;

12. That the Clerk of the Court, Ada County, Idaho, publish notice of the time and place of such election in the District in accordance with law; and

13. That the Court enter such further orders, grant such further relief, and take all other actions as may be necessary or appropriate to effect the organization of the District.

DATED: June \_\_, 2024.

ELAM & BURKE, P.A.

---

Meghan S. Conrad, of the firm  
Attorneys for Petitioner

## **EXHIBIT A**

### **General Description of the District Boundaries**

The Auditorium District of Meridian's proposed eastern boundary begins at the intersection of E. Victory Road and S. Eagle Road. The boundary line follows S. Eagle Road north where it turns into Highway 55 and continues north to the intersection of N. Eagle Road/Highway 55 and E. Fairview Avenue.

The northern boundary follows E. Fairview Avenue west until it meets Meridian Road at which point it turns south and continues south on Meridian Road past the intersection with Pine Road. Approximately halfway between Pine Road and Franklin Road, the boundary turns west at the railroad tracks and continues west along the railroad tracks until meeting N. Black Cat Road. At N. Black Cat Road, the boundary turns north until W. Ustick Road. At the intersection of N. Black Cat Road and W. Ustick Road, the boundary turns west. Prior to the existing intersection with N. McDermott Road, the boundary turns north along the future right-of-way, McDermott Road, that then turns west intersecting with the existing N. McDermott Road (the Highway 16 project will eliminate the existing section of N. McDermott Road that connects with Ustick Road). The boundary turns north on N. McDermott Road, but prior to the intersection with W. McMillan Road, the boundary turns southeast following Five Mile Creek to N. Fawnridge Way. The boundary turns north on N. Fawnridge Way, then turning east on W. Quintale Drive, following the roundabout to N. Rustic Oak Way. The boundary continues to follow N. Rustic Oak Way north to its end, where the boundary continues northwest for approximately 800 feet at which point the boundary turns northeast until intersecting with N. Levi Lane. The boundary follows N. Levi Lane north to the intersection with W. Chinden Boulevard. The boundary turns west on W. Chinden Boulevard/20-26 until it meets N. Can Ada Road.

The western boundary follows N. Can Ada Road south until the intersection of N. Can Ada Road and W. Ustick Road, where the boundary proceeds east on W. Ustick Road until turning south on N. McDermott Road. After following N. McDermott Road south until I-84, the line travels east along I-84 until turning south on S. Ten Mile Road, following S. Ten Mile Road until W. Overland Road.

The southern boundary turns east at W. Overland Road following W. Overland Road until turning east to follow the Ridenbaugh Canal to where it intersects with S. Linder Road. At S. Linder Road the boundary turns north, following S. Linder Road until turning east on W. Overland Road. At the intersection of W. Overland Road and S. Stoddard Road, the boundary proceeds south on S.

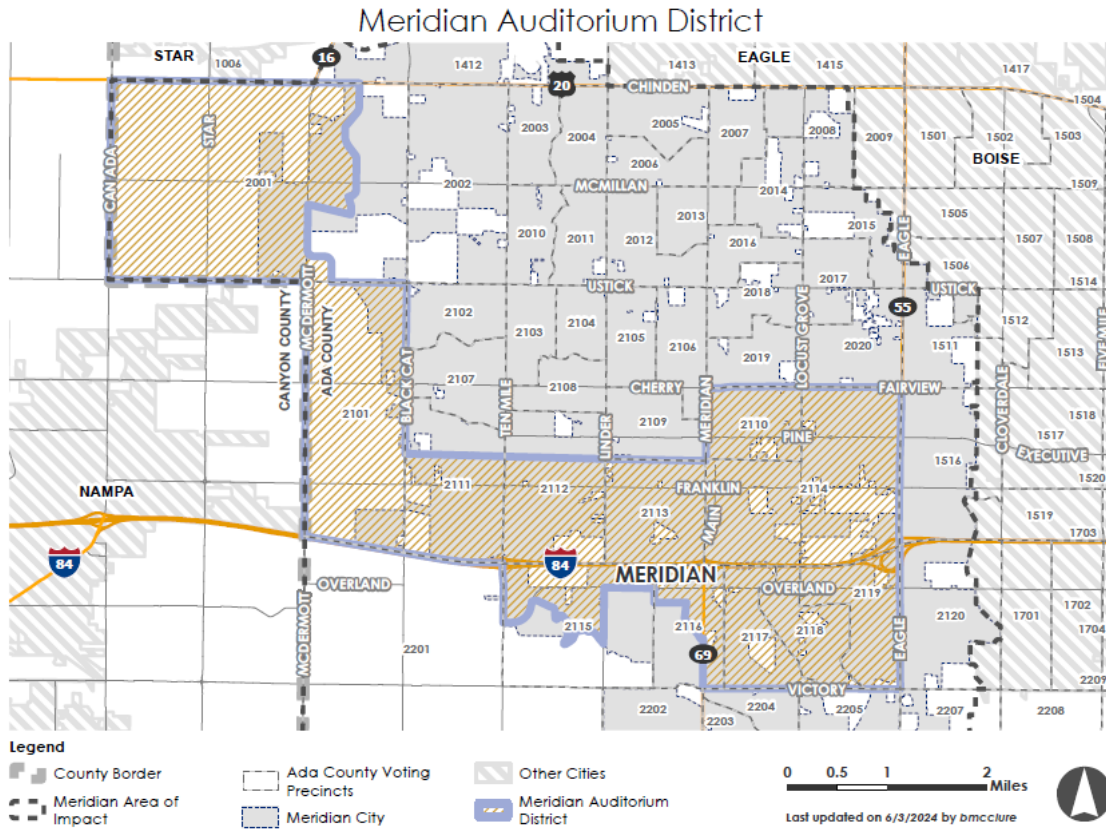
Stoddard Road, turning east south of the Wal-Mart Super Center, generally following S. Beartooth Way, until turning south generally following the Kennedy Lateral to where it intersects with S. Meridian Road. The boundary line continues south along Meridian Road to the intersection with E. Victory Road. At the intersection of Meridian Road and E. Victory Road, the boundary proceeds east following Victory Road until the intersection with S. Eagle Road, returning to the starting point at the intersection of E. Victory Road and S. Eagle Road, which completes the Auditorium District of Meridian's proposed district boundary.

The proposed Meridian Auditorium District's boundary includes portions of the following precincts unless otherwise noted: 2001; 2101 (entirety of precinct); 2110 (entirety of precinct); 2111; 2112; 2113 (entirety of precinct); 2114 (entirety of precinct); 2115; 2116; 2117 (entirety of precinct); 2118 (entirety of precinct); 2119 (entirety of precinct).



# EXHIBIT B

## Map of the District Boundaries



**PETITION FOR APPROVAL TO HOLD ELECTION TO CREATE MERIDIAN AUDITORIUM DISTRICT**

**WARNING**

It is a felony for anyone to sign any initiative or referendum petition with any name other than his own, or to knowingly sign his name more than once for the measure, or to sign such petition when he is not a qualified elector.

To the Honorable Trent Tripple, Ada County Clerk: "We the undersigned, being qualified electors within the boundaries of the proposed auditorium district, do hereby petition and request the creation of the City of Meridian Auditorium District in accordance with Idaho Code Sections 67-4901 et seq. as described in the attached Petition."

Signature	Printed Name	Residence Street and Number	City	Date	<u>Official Use Only</u>
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					

Any person having signed this Petition may remove their signature pursuant to and in compliance with Idaho Code § 34-1803B.

STATE OF IDAHO )  
 : ss  
 County of Ada )

I, \_\_\_\_\_, being first duly sworn say: That I am a resident of the State of Idaho and at least eighteen (18) years of age; that every person who signed this sheet of the foregoing Petition for Approval to Hold Election to Create Auditorium District signed his or her name thereto in my presence; that I believe that each has stated his or her name, address and residence correctly; that each signer is a qualified elector of the State of Idaho and a resident of the proposed auditorium district.

SUBSCRIBED AND SWORN to before me this \_\_\_\_ day of \_\_\_\_\_, 2024.

[NOTARY SEAL]

Signed \_\_\_\_\_  
 Address: \_\_\_\_\_  
 \_\_\_\_\_

Signed \_\_\_\_\_  
 NOTARY PUBLIC FOR THE STATE OF IDAHO  
 Residing at: \_\_\_\_\_  
 My Commission Expires: \_\_\_\_\_

**APPENDIX "A"**

**In Re: Auditorium District of the City of Meridian**

**PETITION TO ORGANIZE AN AUDITORIUM DISTRICT**

**Ada County Case No. CV01-\_\_\_\_\_**