

Board Policy 7409: Acquisition of Real and Personal Property

Original Adopted Date: | Last Reviewed Date:

Procurement of Public Works, Goods or Services

Except for the purchase of curricular materials as defined at Idaho Code § 33-117A, all contracts for the construction, repair, or improvement of any real property, or the acquisition, purchase or repair of any equipment, or other personal property necessary for the operation of the School District shall be entered into in accordance with the provisions of Procedure 7405P.

Purchase of Real Property

When purchasing real property for District use, the Board may designate and purchase any real property which it finds is necessary for school purposes or for the operation of the District. After making such determination and to accomplish the purchase of the designated real property, the Board will:

1. Not more than one year prior to any purchase of real property, have such property appraised by an appraiser certified in the state of Idaho. This appraisal shall be entered into the records of the Board and shall be used to establish the value of the real property
2. Determine the size of the site necessary for school purposes. The site shall be located within the incorporated limits of any city within the District; However, if the Board finds that it is not in the best interests of the electors and the students of the District to locate the site within the incorporated limits of a city, the Board may designate a site located elsewhere within the District. The Board may do so by duly adopting a resolution setting forth the reasons for its finding
3. In purchasing such real property, the Board shall comply with the prohibition against indebtedness set forth at Section 3, Article VIII of the Idaho Constitution:
 - A. By purchasing such real property with cash; or
 - B. By obtaining 2/3 voter approval to incur indebtedness in accordance with Section 3, Article VIII of the Idaho Constitution; or
 - C. Through issuance of voter approved bond financing as set forth at Idaho Code § 33-1103.

Legal References

IC § 33-1103

Description

Definitions—Bonds—Limitation on Amount—Elections to Authorize Issuance

IC § 33-601

School Property - Real and Personal Property — Acquisition, Use or Disposal of the Same

Other References

ISBA Policy Services

Description

<https://www.idsba.org/member-services/policy/>

Cross References

Code

7405

7405-P(1)

Description

[Public Works Contracting and Procurement](#)

[Public Works Contracting and Procurement - Procuring Public Works, Services, and Personal Property](#)