

BOISE COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 7th, 2014
BOISE COUNTY COMMISSIONER'S ROOM
OFFICIAL MEETING MINUTES

In attendance: Chair Balding, Commissioner Wilkins, Commissioner Anderson, Prosecutor Gee, Deputy Clerk Klingner and Clerk Prisco. Chief Administrator Woodstrom – afternoon portion.

COMMISSIONER DISCUSSION/COMMITTEE REPORTS: Commissioner Wilkins stated she attended the Squaw Creek Soil Conservation meeting and provided a summary to the other Commissioners.

Commissioner Anderson spoke regarding the Technology Committee meeting and documents that Computer Arts provided. Commissioner Anderson spoke about the connection between the Miner's Exchange building and the Courthouse building and asked CAI to provide an estimate to replace the line connection and a different kind of server that consolidates the four servers that we have currently.

Commissioner Anderson stated she attended the City of Crouch meeting and there is another one tomorrow night; first meeting was to sign grant contracts.

Idaho Transportation Department had a meeting on the Hwy 55 corridor which the Board attended in 2009. Did the notice come to the Clerk's office or one of the Commissioners? Clerk Prisco stated she did not recall. Commissioner Anderson stated she is wondering if the City of Horseshoe Bend was notified? It was asked that Commissioner Wilkins inquire at the next meeting and ask if there is still opportunity for comment.

Commissioner Anderson stated that she received a call from BLM regarding a Community Assistance Grant and they plan on renewing the agreement so there should be a contract forthcoming. The project is for fuel reduction, under the Emergency Management Services, replaces contract which expired prior to being able to complete the project. Commissioner Anderson asked for an update on the ICRMP Discount Program.

Chair Balding updated the Commission on the County owned Mores Creek property, spoke with Jacque Moore and Brent Adamson and stated they still have a potential buyer. There is an issue with the road easement on the parcel and buildable component of the property. Boise County needs to disclose the easements existence.

Commissioner Anderson researched Arrow Rock Road equipment rates, worked with Toothman Ortman to obtain rates, LHTAC returned calls and stated they will establish the equipment rates for the Boise County Road Department equipment rates, at no charge.

CONSTITUENT INPUT: There was none.

AMENDMENTS TO THE AGENDA: There were none.

MINUTES: Chair Balding MOTIONED to approve the official meeting minutes of November 18th, 2013. Commissioner Anderson SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously.

DEPARTMENTAL ISSUES: Commissioner Anderson spoke about a letter concerning a parcel that was sold for tax deed. Treasurer Hutchings spoke about parcel #RPI000100K003B, and stated that the reason the Commissioners received the letter was because it has an Indigent lien

on it. Commissioner Anderson stated she wants to protest the final decision. Treasurer Hutchings stated that it is past the timing of responding to the letter. Commissioner Anderson stated that the County should get their funds before any other entity, concerning tax deed properties.

Sheriff Roeber spoke about the payroll adjustment for Robert Tatillion as he has been promoted to Sargent and is replacing Jim Kazmareck. The differential in pay is due to the need to put all positions of Sargent on the same pay rate. The County has the ability to have an increase in salary, by resolution of the Board. Chair Balding MOTIONED to TABLE the payroll changes until further research can be done. Commissioner Anderson SECONDED. Roll call vote: Commissioner Wilkins-nay; Chair Balding-aye; Commissioner Anderson-aye; motion passed. The Board revisited this issue and asked about backdating to 12-29-13? The Board is tabling this until next meeting. Chair Balding MOTIONED to table. Commissioner Anderson SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously.

Letter from Elizabeth McKee – the Board simply needs to validate the letter, nothing else. Commissioner Anderson wants to see the title search report on the transaction, the Board will address in the afternoon.

CONTRACTS/AGREEMENTS/GRANTS: There were none.

DEMAND WARRANTS: Chair Balding MOTIONED to pay the Air St. Luke's memberships for EBCAD employees and volunteers, in the amount of \$1,260.00, with the caveat that Mr. Newland provide the Board with a roster of names. Commissioner Anderson SECONDED. Roll call vote: Commissioner Wilkins-nay; Chair Balding-aye; Commissioner Anderson-aye; motion passed. Chair Balding MOTIONED to pay the IACT (Idaho Association of Counties, Treasurers, District III Dues, in the amount of \$50.00. Commissioner Anderson SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously. Commissioner Wilkins MOTIONED to approve the demand warrant to Society of American Foresters for \$80. Chair Balding SECONDED. Roll call vote: Chair Balding – aye; Commissioner Wilkins – aye; Commissioner Anderson – abstained, motion carried.

INDIGENT: Chair Balding MOTIONED to go into executive session under I.C. 67-2345(1)(d), to discuss cases 13-11-B and 13-12-A. Commissioner Wilkins SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously. Chair Balding MOTIONED to come out of executive session. Commissioner Anderson SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously. Commissioner Wilkins MOTIONED to deny case 13-11-B for noncompliance per I.C. 31-3511. Chair Balding SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously. Commissioner Wilkins MOTIONED to deny 13-12-A, as it is outside the scope of the County's policy. Chair Balding SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously.

PA ISSUES: Prosecutor Gee discussed a right-of-way property issue with the Youren property. Prosecutor Gee spoke about the tax deeded property and assigning a parcel number to the property. The notice of the tax sale will take some time. This is an issue. There was discussion to provide the option of deeding a portion of the property to the Recreational District, with potentially, the District to make the payment of past due taxes. Commissioner Anderson stated that the parcel is platted in the subdivision as "unbuildable". Treasurer Hutchings will be requested to provide a breakdown of the taxes due, late fees and interest.

Prosecutor Gee spoke of the Dennett-Simione property, he has a call in to them that the deed is waiting to be signed and recorded.

An email from the Commissioners on questions of budget statutes and his opinion on I.C. 31-1605A on the use of fund balance and ability to work on a cash basis, was discussed. Prosecutor Gee and Dan Chadwick, IAC Executive Director, have exchanged phone messages but have not yet spoken. Prosecutor Gee would like to confirm some definitions of statutory language.

Prosecutor Gee stated that he met with past P&Z Administrator Kevin LoPiccolo, prior to his departure, and obtained a status of the UDO. The UDO is not stalled due to Mr. LoPiccolo's departure. The draft of UDO, after Prosecutor Gee/Mr. LoPiccolo's review, be placed on the website. Chair Balding discussed having an outreach period, prior to a public hearing being held, in an open house format, possibly within each of the three county districts. Present at this time are Mitchell Tain and Jayne Reed, both Boise County P&Z Commissioners. Commissioner Wilkins asked for their feedback on the question of having open houses and they both provided their input. Prosecutor Gee gave a summary of what has just been discussed and how to proceed forward.

Alan Ward, Garden Valley School District, spoke with Prosecutor Gee regarding a fuel tank of the County and the school district wishing to do some sort of cooperative agreement. Bill Jones will present the subject to the Board at next week's meeting.

Prosecutor Gee stated that we had two jury trials over the last few weeks. Due to the size of the jury pool, we have been using the Robison Community Hall for the jurors use. This creates a potential hazard, particularly in the winter. Commissioner Wilkins suggested that we use the transport van of the Sheriff's Department and determine if the Bailiff's could drive the jurors back and forth.

Clarification was requested on the use of the Miner's Exchange/Commissioner's Room on Tuesday mornings for misdemeanor jury trials.

Arrow Rock Road matter: the proposed second amendment to the agreement between Boise County/Atlanta Highway District/Elmore County was presented by Prosecutor Gee to the Board. Chair Balding MOTIONED to reject the second amendment sent from Elmore County, via attorney Buzz Grant. Commissioner Wilkins SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously.

Commissioner Wilkins is in the process of, stating for the record, why she is not in support of the second amendment proposed.

Chair Balding MOTIONED to go into executive session per I.C. 67-2345(1)(f), potential litigation regarding Arrow Rock Road and I.C. 67-2345(1)(b), for personnel. Commissioner Wilkins SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously. Chair Balding MOTIONED to come out of executive session. Commissioner Wilkins SECONDED. All ayes, motion passed. No action was taken.

DRAFT FINANCIAL STATEMENTS: Clerk Prisco provided a copy of the draft financial statements, as of today, but did not include the supplementary information to the Board. This information was just recently received from Bailey & Co. There was more discussion, by Clerk Prisco, on open items, along with questions from the Board. Chair Balding asked what the next part of the process would be. Clerk Prisco stated we need to work on the document, piece by piece. Commissioner Anderson asked for a copy of the supplemental information from the Clerk.

P&Z ADMINISTRATOR POSITION: Chair Balding spoke about the Administrator position and asked what needs to be done now, what is the status of the workload for that department? Commissioner Anderson spoke about filling the current workload with the current staff. Hiring a part-time legal person? Work on current job descriptions. Commissioner Anderson stated that she

has two different job descriptions. Clerk Prisco presented the most current job description that the HR Department has and it includes the Risk Management portion that Ms. Anderson was questioning. Prosecutor Gee spoke about the position and the workload in that office. Commissioner Wilkins spoke about the staff and her position on the matter. Commissioner Wilkins asked Rora Canody and Mindy Dorau to come up to the table and answer some questions. Ms. Canody stated she has not had the opportunity to consider a two person staff with designated duties/responsibilities and Ms. Dorau is agreeable to the option. Prosecutor Gee will spend some time working with the group to delineate the duties of each person. Future agendas were reviewed and it was determined to meet from 11:00 – 12:00 on January 14th, with Ms. Canody and Ms. Dorau.

MISCELLANEOUS & CORRESPONDENCE:

- Certificates of Residency – M. Pyorre and J. Fuhriman. Commissioner Anderson MOTIONED to approve the Certificates of Residency Affidavit for Boise County for M. Pyorre and J. Fuhriman. Chair Balding SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously.
- West Central RC&D Annual Report – no action was taken.
- 2014 Legislative Session information – was reviewed.
- SRS Designation Resolution – The Board discussed the resolution and made appropriate changes. Chair Balding MOTIONED to adopt 2014-19, a Boise County resolution designating national forest related safety net fees for FY 2013-14. Commissioner Anderson SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously.
- Idaho Power Notice of Application – it was reviewed.
- County's medical lien parcel – Prosecutor Gee spoke about this and stated that Chief Deputy Rosenthal will research this issue. There was discussion on procedure of how to recoup our lien monies. Chair Balding MOTIONED to disburse the excess funds after the sale of property on RP0750100000120, Township 5 North, Range 4 East, Section 26 Valley of the Pines Lot 12, in the amount of \$6184.87. Commissioner Anderson SECONDED. Roll call vote: Commissioner Wilkins-aye; Chair Balding-aye; Commissioner Anderson-aye; motion passed unanimously.

DESIGNATION OF CHAIR - BOARD OF COMMISSIONERS: Chair Balding stated that she would like to continue as Chair. Chair Balding MOTIONED to remain as chair for the next year. Motion failed for lack of a second. Commissioner Anderson MOTIONED to designate Commissioner Wilkins as chair. Chair Balding SECONDED. Roll call vote: Commissioner Wilkins-abstained; Chair Balding-aye; Commissioner Anderson-aye; motion passed.

FUTURE AGENDA TOPICS REVIEW: Several items were discussed.

Commissioner Anderson thanked Chair Balding for her service on the Board of Commissioners as chair.

Commissioner Wilkins MOTIONED to adjourn until the next meeting on January 14th, 2014. Chair Balding SECONDED. All ayes, motion passed.

Approved this 11th day of March, 2014.

VICKI L. WILKINS, Chair
Boise County Board of Commissioners

Attest:

MARY T. PRISCO, Clerk to the Board