

BOISE COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 1st, 2014
BOISE COUNTY COMMISSIONER'S ROOM
OFFICIAL MEETING MINUTES

In attendance: Chair Wilkins, Commissioner Anderson, Prosecutor Gee, Chief Deputy Rosenthal, Chief Administrator Woodstrom and Sheriff Roeber. Clerk Prisco joined the meeting later in the morning. Absent: Commissioner Balding.

Chair Wilkins called the meeting to order at 9:00 a.m. and the Pledge of Allegiance was recited.

COMMISSIONER DISCUSSION/COMMITTEE REPORTS: Commissioner Anderson attended the most recent UDO workshop.

The Board discussed the Mass Gathering Coordinator position and further discussion will take place in executive session.

The Board discussed the annual payment to the Gem County Fair Board.

Commissioner Anderson discussed her concern regarding Microsoft support of Windows XP coming to an end soon.

CONSTITUENT INPUT: None.

AMENDMENTS TO THE AGENDA: Chair Wilkins MOTIONED to amend the agenda to address the Prosecuting Attorney's vacancy and appointment, and have it done prior to Departmental Issues, and the reason for that would be that we can't operate the County or the meeting, without legal counsel. Commissioner Anderson SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed.

Commissioner Anderson MOTIONED to amend the agenda to include a discussion, between the 2:00 and 3:30 timeslot, to discuss updates to Boise County's network and computer system, due to a very tight timeframe of less than a week that action needs to be taken to protect the vulnerability of the system and network. Chair Wilkins SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed.

MINUTES: Nothing was presented.

AMMENDMENT TO AGENDA #1: Chair Wilkins stated that Prosecutor Gee, due to an anticipated change in his residency, solicited an opinion from the State's Attorney General's Office, regarding the filling of a vacancy under these circumstances. The Boise County Board of Commissioners reported that the Boise County Republican Central Committee (BCRCC) had submitted three candidates' names as part of the process. Idaho Code 59-907 guides the Board on this. Chair Wilkins MOTIONED to appoint Ian W. Gee to serve as the Boise County Prosecuting Attorney, for the balance of the term, or such shorter period as the Board shall determine. Commissioner Anderson SECONDED. Discussion: Commissioner Anderson asked for an amendment to state that the appointment is for the balance of the unexpired term. Chair Wilkins AMENDED her MOTION for such. Commissioner Anderson AMENDED her SECOND. Commissioner Anderson asked for another (friendly) amendment to include that the Board's findings include three or fewer residents within the County, (as advertised in The Idaho World), who are willing and qualified to fill the Prosecuting Attorney's seat. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed. Chair Wilkins administered the oath of office to Ian W. Gee for the office of Prosecuting Attorney. Commissioner Anderson made a subsequent MOTION on the continuation of Prosecutor Gee, in the capacity as an employee of Boise County, to continue receiving salary and benefits, as budgeted for the FY 2014. Chair Wilkins SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed.

DEPARTMENTAL ISSUES: John Roberts, Emergency Management Coordinator, discussed his letter of termination, for PERSI purposes, with the Board.

Mr. Roberts presented the Idaho Rally as an upcoming mass gathering event. Mr. Rob Blout, event coordinator, was in attendance. Commissioner Anderson MOTIONED that Boise County Commissioners, based on the recommendations of the Mass Gathering Committee, approve the Idaho Rally proposed mass gathering, with the following provisions: that pursuant to receiving a certificate of insurance listing Boise County as an additional insured and pursuant to the receipt of confirmation from the EBCAD Medical Director for allowing his EMT's to operate outside their area. Chair Wilkins SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed.

CONTRACTS/AGREEMENTS/GRANTS: Nothing was presented.

DEMAND WARRANTS: Commissioner Anderson MOTIONED to pay Holladay Engineering \$1,828.00, per invoice 40340, for the MiddleFork Payette River Bridge, invoice #72, Project 0800106, Key #09521, at the recommendation of Bill Jones and LHTAC. Chair Wilkins SECONDED. All ayes, motion passed. Commissioner Anderson MOTIONED to pay Stanley Steemer for cleaning of the Miner's Exchange building and the Horseshoe Bend Courthouse, from the general fund, (department) 18, (account) 528, in the amount of \$768.50. Chair Wilkins SECONDED. All ayes, motion passed.

INDIGENT: Chair Wilkins MOTIONED to go into executive session per I.C. 67-2345(1)(d), for indigent, to discuss case 14-03-C, case 04-05-D and case 14-03-B. Commissioner Anderson SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed. Chair Wilkins stated, coming out of executive session for I.C. 67-2345(1)(d), that staff will be looking into how the Affordable Care Act affects the indigent program. Chair Wilkins MOTIONED to approve (signing) the lien on case 14-03-C. Commissioner Anderson SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed. Chair Wilkins MOTIONED to table, for further investigation and information, cases 04-05-D and 14-03-B. Commissioner Anderson SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed.

PA ISSUES: Prosecutor Gee discussed: his comments on the Mass Gathering Ordinance, the Youren draft letter, preparing a draft letter on formalizing the transfer of the first 8 miles of the Banks/Lowman Road to ITD upon completion of the Davies Bridge area, the P&Z Commission vacancy and Doug Bergey's potential appointment to the Board, and the response letter from Idaho Waste Systems. Chair Wilkins MOTIONED to go into executive session per I.C. 67-2345(1)(f), pending litigation and I.C. 67-2345(1)(b), under personnel and (1)(a), under hiring personnel. Commissioner Anderson SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed. Chair Wilkins stated, coming out of executive session for I.C. 67-2345(1)(f), pending litigation, I.C. 67-2345(1)(b), for personnel and I.C. 67-2345(1)(a), under hiring of personnel, we tabled the Mass gathering coordinator potential hire, for further information, received an update from Prosecutor Gee on pending litigation and in setting the FY 2014 Community Justice budget, the Board committed to conduct a midyear review of the departmental budget, for Community Justice, in order to assess the justification for continuing full-time funding of the Community Service Coordinator. In reviewing the case load numbers and looking at the revenue/expense for the first half of the fiscal year, the revenue numbers do not justify nor do they support the expense of the full-time funding of the position. Chair Wilkins MOTIONED that the Community Service Coordinator position be funded as a permanent part-time position of 20 hours or less, a week, and that appropriate budget action be taken in order to adjust the Community Justice budget to reflect this position reclassification, and that this change in

position and funding be effective as of May 4th, 2014. Commissioner Anderson SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed.

EMPLOYEE EVALUATION: Chair Wilkins MOTIONED to go into executive session per I.C. 67-2345(1)(b), personnel, for an employee evaluation. Commissioner Anderson SECONDED. Roll call vote: Chair Wilkins – aye; Commissioner Anderson - aye, motion passed. Chair Wilkins stated that, coming out of executive session for I.C. 67-2345(1)(b), for evaluations, it was completed.

MASS GATHERING ORDINANCE REVIEW: The Board continued their review of the draft changes to the Mass Gathering Ordinance. Chair Wilkins MOTIONED to amend the agenda to continue with the Mass Gathering Ordinance review and remove the 2015 Budget Discussion from the agenda. Commissioner Anderson SECONDED. All ayes, motion passed.

BUDGET FY 2015 DISCUSSION: This was tabled to a later date.

AMMENDMENT TO AGENDA #2: The Board discussed the current situation with the County's computer systems and servers, as well as discussion about the customer service provided by CAI.

MISCELLANEOUS & CORRESPONDENCE:

- Chair Wilkins MOTIONED to sign Emergency Management Coordinator, John Roberts' termination of employment letter, that he is voluntarily terminating his employment with Boise County to comply with PERSI retirement regulations, that his reinstatement is subject to Board approval, on or before May 5th, will be subject to any changes in the Personnel Policy and effective midnight April 4, 2014. Commissioner Anderson SECONDED. All ayes, motion passed.
- Commissioner Anderson MOTIONED that the Boise County Commissioners submit the letter to the Atlanta Highway District, through their Chairman, Alan Lake. Chair Wilkins SECONDED. All ayes, motion passed.
- Chair Wilkins MOTIONED to deny the City of Crouch's request for the refund of fees. Commissioner Anderson SECONDED. All ayes, motion passed.

LIQUOR LICENSE RENEWAL DISCUSSION: Discussion was on the process of renewal and to add verbiage concerning that no special accommodations will be made.

FUTURE AGENDA TOPICS REVIEW: The Board discussed future agenda items.

Chair Wilkins MOTIONED to recess the regular meeting of Boise County Commissioners of Tuesday, April 1st, 2014, and reconvene on Tuesday, April 8th, 2014, at 10:00 a.m. Commissioner Anderson SECONDED. All ayes.

Approved this 14th day of April, 2014.

VICKI L. WILKINS, Chair
Boise County Board of Commissioners

Attest:

MARY T. PRISCO, Clerk to the Board