

BOISE COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 26TH, 2009
BOISE COUNTY COMMISSIONER'S ROOM
AGENDA

Chairperson Linda W Zimmer called the meeting to order at 9:00 A.M. The Pledge of Allegiance was recited.

PRESENT: Chairperson Linda W. Zimmer, Commissioners Terry C. Day, Commissioner Jamie Anderson, and Clerk Constance Swearingen
OTHERS PRESENT: Assessor Adamson, Treasurer Balding, Deputy PA Cheresse McLain, Prosecuting Attorney RJ Twilegar and Deputy Clerk Dee Woodstrom

AMENDMENTS TO THE AGENDA: Commissioner Terry Day stated that he wanted to discuss the Wilderness Ranch Volunteer Fire Department/East Boise County Ambulance District lease and the payment for the new ambulance for Idaho City.

Chairperson Linda Zimmer stated that she wanted to discuss the Idaho Department of Lands easement lease agreement. She also stated that they would have an Executive Session to discuss the billing and payment to the Brassey Law firm.

Clerk Swearingen requested that the Board decide on whether to go forward with the public hearings/meetings on June to solicit input on the development of the P&Z ordinance. Chairperson Linda W Zimmer made a MOTION to approve the amendments. Commissioner Terry C Day SECONDED. All ayes, motion carried.

MINUTES: Clerk Swearingen presented the minutes for May , 2009. Commissioner Terry C Day made a MOTION to approve the minutes for May 18th. Commissioner Jamie Anderson SECONDED. All ayes, motion carried.

TREASURER/ASSESSOR ISSUES: None.

TAX DEED SALE DISCUSSION: Clerk Swearingen stated that she had contacted Bid-4-Assets about conducting an online auction for Boise County on our tax-deeded properties. She further stated that they would be sending the contract for the Board's approval and that it would be conducted on July 31, 2009. Clerk Swearingen also stated that there was one parcel that would need to be sold in June by the Commissioners on the Courthouse steps in order to make the 14-month deadline.

COMMITTEE REPORTS: Commissioner Jamie Anderson stated she had attended the Crouch City Council meeting where they had discussed a right-of-way issue, increasing the Crouch area of impact from one mile to two miles, and the request of the fitness center in Crouch who had requested a beer and wine license. Commissioner Anderson also stated that she had attended the RAC meeting and gave a brief update. She stated that the Committee had not yet appointed additional members to the RAC Board and that the Boise County Twin Bridges project would be moving forward. Commissioner Anderson also stated that she had attended an all ambulance meeting in Crouch.

Chairperson Linda Zimmer stated she had attended the Republican committee meeting in Horseshoe Bend and the children's mental health meeting where they had discussed the collaboration between Youth Dynamics in HSB and Isaiah's Ranch in Idaho City. Chairperson Zimmer also stated she had attended a meeting with the Road and Bridge Department and the

Idaho Department of Lands on the easement agreement she had brought to meeting. She further stated she had attended an open house in Horseshoe Bend in which the City's transportation plan was presented.

ISSUE TRACKING: Commissioner Terry Day stated that he wanted to send out the Request for Proposal for the administration for the Placerville Ambulance Building grant and expressed dismay at the delay in doing so. Clerk Swearingen stated she would send out to prospective bidders this week.

Commissioner Jamie Anderson stated that the US Department of Energy had released a template for entities to use to apply for the energy block grant funding.

CONTRACTS/AGREEMENTS/GRANTS: Clerk Swearingen presented the maintenance agreements with Valley Office Systems for preventative maintenance on the five new copiers. Commissioner Jamie Anderson made a MOTION to enter into the agreements with Valley Office Systems. Commissioner Terry C Day SECONDED. All ayes, motion carried.

DEMAND WARRANTS: Clerk Swearingen presented four demand warrants for approval. There were two to Holladay Engineering (\$2,031 and \$6,291.73); one to JUB Engineering (\$9,651.50); and one to Paragon Consulting (\$200). Commissioner Terry C Day made a MOTION to pay all four demands. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.

Commissioner Terry Day asked if money needed to be moved in order to make the down payment on the new EBCA ambulance for Idaho City. Clerk Swearingen stated that all was in order and the financial papers from Mountain West Bank would soon arrive for approval and signature.

INDIGENT - EXECUTIVE SESSION per I.C. 67-2345(1)(d): There was no indigent business to conduct; however, Clerk Swearingen updated Deputy PA Cherese McLain on the upcoming appeal hearing. Clerk Swearingen stated that the hearing would be next week and requested that Ms. McLain contact Deputy Clerk Kristin Vedros to finalize the process.

BILLS: The following bills were presented for payment:

General Fund	\$	26,651.08	EBCA	\$	24,776.96
Justice Fund	\$	6,052.87	Weeds	\$	1,425.36
Road & Bridge	\$	13,510.10	District Court	\$	4,437.08
Emergency 911	\$	1,124.19	Solid Waste	\$	12,035.43
Indigent	\$	257.85	Sheriff's Vessel	\$	1,105.90
Snowmobile IC8-A	\$	4,020.15	Snowmobile GV8-B	\$	5.51

Commissioner Terry C Day made a MOTION to pay the bills. Commissioner Jamie Anderson SECONDED. All ayes, motion carried.

COMMUNITY JUSTICE: Juvenile Probation Officer Kevin Burke presented the monthly report. He stated that the number of cases had decreased and that currently he had no offenders from Horseshoe Bend.

SHERIFF'S DEPT: Sheriff Deputy Lt. John Archer provided an update from the Memorial Day weekend. He also requested that the Board update all ordinances which have the same penalty language as that of State misdemeanors. He stated that currently the mass gathering ordinance has the penalty of \$600 and/or three months in jail for violations and/or omissions; however the Idaho misdemeanor charge has increased to \$1,000 and/or six months in jail. He requested that

County ordinances be updated to be current with Idaho State law. The Board stated that they would ask the Prosecutor if the County could do an overall ordinance change to revise all ordinances which contained the misdemeanor language or whether each individual ordinance would have to be revised.

Lt. Archer also stated that he felt that the mass gathering ordinance should only be needed and enforced when the number of participants exceeds 200-250.

Lt. Archer also stated that the Rock the Mountain promoters, who had been denied a permit at the previous meeting, had paid the charges from the previous year. Clerk Swearingen advised the Board that Chris Trull, Rock the Mountain promoter, wanted them to reconsider his application and would pay all costs after this year's event.

PLANNING & ZONING: Planning and Zoning Administrator Patti Burke presented the two Building Inspector contracts with Tony Young and James Smith for approval and signature. She stated that the contract terms would be April 1, 2009 through March 31, 2010. Commissioner Terry C Day made a MOTION to sign both contracts with corrections. Chairperson Linda W Zimmer **SECONDED**. All ayes, motion carried.

Ms. Burke also stated she would have the new Deputy PA, Cherese McLain, review the building code information she had previously provided to PA Twilegar. She stated that the information had come from the city of Boise.

P&Z Administrator Burke also addressed the request for a solid waste fee waiver from Richard Linhart. Ms. Burke stated that approximately one-half of the people who apply for a building permit disliked the new fee which is collected for tipping and C&D removal. Commissioner Day said that the Board had held a public hearing before adding the fee and that the additional fee had been necessary to ensure Boise County was not subsidizing builders and developers. He further stated that the public should have attended the public hearing to voice their concerns and that Mr. Linhart needed to pay the charge the same as everyone else. Chairperson Linda W Zimmer made a MOTION to deny the request for fee waiver. Commissioner Terry C Day **SECONDED**. All ayes, motion carried.

MASS GATHERING APPLICATIONS REVIEW: The Board again reviewed the application for Esthetic Evolution at the Twin Springs Resort on June – . Event coordinators Jared Decker and David Hartman were in attendance. Mr. Decker stated that he had a copy of the LPN's license. Mr. Decker also provided the Certificate of Insurance. After the Clerk reviewed the certificate, she stated that it did not have Boise County as an insured party. Commissioner Jamie Anderson asked if there would be available drinking water at the event. Mr. Decker stated there would be drinking water available at several different locations throughout the event. Commissioner Anderson spoke about the LPN and what that person's responsibilities would be. Chairperson Linda Zimmer spoke about the camping spaces and fire suppression. Mr. Decker stated that the owner of Twin Springs Resort had taken precautions for the event concerning fire suppression and that they have a water truck on location. Mr. Decker stated he would purchase ten additional fire extinguishers to have on hand. Commissioner Anderson spoke about the concerns from Emergency Management Systems. Commissioner Anderson asked if Mr. Decker would hire a private ambulance for the event. David Haney, Mores Creek Ambulance, stated he had issues with the road because it was narrow and not maintained as well as other roads. Mr. Decker gave the Board the phone number for Tom at the Twin Springs Resort. The Board stated they would finalize the application at the next meeting.

The Board reviewed the application for the PBR Revival in the Horseshoe Bend/Banks area on June – . The Board stated that they had concerns on where vehicles would park for the event. The Board stated that the event would need certified flaggers. Commissioner Jamie Anderson made a MOTION to approve the application with the conditions that they provide certified flaggers and the necessary permits from the Idaho Transportation Department.

PA ISSUES: Nothing was presented from Prosecutor Twilegar. Chairperson Linda W Zimmer made a MOTION to go into executive session per I.C. 67-2345(1)(f), pending litigation and I.C. 67-2345(1)(b), personnel. Commissioner Terry C Day SECONDED. All ayes, motion carried. Chairperson Linda W Zimmer made a MOTION to come out of executive session. Commissioner Terry C Day SECONDED. All ayes, motion carried.

Commissioner Terry C Day made a MOTION to pay Mr. Brassey for the invoice presented. Commissioner Jamie Anderson SECONDED. All ayes, motion carried.

CONSTITUENT INPUT: Jayne Reed, Garden Valley, spoke about the Conditional Use Permits for the Southfork Landing Subdivision Phase II.

EMERGENCY MANAGEMENT: Coordinator Gordon Ravenscroft spoke about the heating system repair for the Public Safety Building. Mr. Ravenscroft stated that YMC had lowered the cost of the “loaner” heating unit from \$25,000 to \$7,200. He also stated that YMC would repair the old unit for \$1,850 and re-install it. Mr. Ravenscroft stated that he would like the new unit to be left in place because the old unit would probably continue to break down. He also stated that another heating unit at the Public Safety Building would need to be replaced in the near future. The Board recommended that Mr. Ravenscroft make a counteroffer of \$5,000 for the new unit.

Coordinator Ravenscroft stated he had met with the State E911 coordinator to proceed with going forward on Boise County’s enhanced 911 system.

Coordinator Ravenscroft stated he had secured quotes for the computer replacements in Dispatch. Commissioner Terry C Day made a MOTION to approve the Computer Arts quote of \$2,046.29 for the purchase of the new computers. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.

MISCELLANEOUS & CORRESPONDENCE:

- 4-H Budget information – the Board tabled this until next week.
- Resolution 2009-12 to adjust Dispatch funds – Commissioner Terry C Day made a MOTION to sign the resolution. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.
- Request for Proposals on the Placerville Ambulance building. Clerk Swearingen stated she would be sending out the requests this week.
- Prosecutor office payroll change requests – Commissioner Terry C Day made a MOTION to sign the requests. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.
- Wilderness Ranch Fire Protection District/Mores Creek Ambulance lease – Deputy Prosecutor Cherese McLain reviewed the changes she had made to the lease document. Deputy PA McLain stated she had spoken with ICRMP concerning the document. Commissioner Jamie Anderson made a MOTION to enter into the lease agreement. Commissioner Terry C Day SECONDED. All ayes, motion carried.
- Resolution 2009-14 Road Department unanticipated revenue – After the Board’s review, Commissioner Terry C Day made a MOTION to approve the resolution. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried. However, before the Chair so moved, Clerk Swearingen stated that \$76,000 had been added to the Road and Bridge budget from

cash carry-over. She explained that the Road Department had kept its budget at current levels instead of reducing to reflect the loss of Highway Users Revenue. Commissioner Jamie Anderson stated that she wanted to change her vote and instead Abstain from the vote. She further stated that she believed that it was not right to approve an increase in the Road and Bridge budget when every other County budget had been cut.

- Idaho Department of Lands easement – Deputy Prosecutor Chereese McLain reviewed the document for the Board and stated that the only issue she had was to make sure the legal description was correct. The Board stated that the Solid Waste department was to provide the original document and to verify the legal description.
- Prosecutor's update to the Barnes letter on the Crosstimber Ranch issue – it is past the 14-day reply timeframe so Prosecutor Twilegar will call Mr. Barnes.
- Noxious Weeds NO Spray Request form draft – this is to be filled out by property owners that don't want their property sprayed for weeds. The property owners must maintain their property by keeping the areas cut down or they will be sprayed for weeds. Chairperson Linda W Zimmer made a MOTION to adopt the form and make an ordinance at a later date. Commissioner Terry C Day SECONDED. All ayes, motion carried.
- Idaho Forest Products Commission information.
- Road Department compensation time payout request – Commissioner Terry C Day made a MOTION to pay the compensation time payout. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.
- Liquor Catering Permits (2) for Idaho X-Sports for the Payette River Experience event and the ice cream social in Crouch. Chairperson Linda W Zimmer made a MOTION to approve the Payette River Experience catering permit. Commissioner Terry C Day SECONDED. All ayes, motion carried. Chairperson Linda W Zimmer made a MOTION to approve the ice cream social catering permit. Commissioner Terry C Day SECONDED. All ayes, motion carried.
- Squaw Creek Soil Conservation agenda.
- City of Horseshoe Bend Public Hearing Notice.
- Clerk Swearingen stated she would like the Board's approval to purchase two new computers for her department. The Board unanimously gave their approval.

MASS GATHERING ORDINANCE DISCUSSION: This discussion was cancelled until a later date.

FUTURE AGENDA TOPICS REVIEW: Nothing was presented.

Having no further business, Chairperson Linda Zimmer adjourned the meeting until 9:00 AM, June , 2009.

Approved this day of June, 2009.

LINDA W ZIMMER, Chairperson
Boise County Board of Commissioners

Attest:

Constance Swearingen, Clerk to the Board

May 26, 2009 Reg Min