

BOISE COUNTY BOARD OF COMMISSIONERS  
TUESDAY, NOVEMBER 2ND, 2009  
BOISE COUNTY COMMISSIONER'S ROOM  
**OFFICIAL MEETING MINUTES**

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 and Jamie Anderson and Clerk Constance Swearingen

**OTHERS PRESENT:** Assessor Brent Adamson, Prosecutor RJ Twilegar, Deputy PA Cherese McLain and Deputy Clerk Dee Woodstrom

**COMMISSIONER DISCUSSION:** Chairperson Linda W Zimmer received a bill from the law firm of Brassey, Wetherell and Crawford LLC.

Commissioner Jamie Anderson spoke about meeting with the judge, needing a policy for county spending as to what is ordinary and necessary and asked about the Big Pine Creek Aquatic project payments.

**SWEARING-IN OF INTERIM TREASURER APRIL HUTCHINGS:** Chairperson Linda W Zimmer swore in April Hutchings as Boise County Treasurer and signed the payroll change forms for Ms. Hutchings and her chief deputy, Gloria Steffen.

**AMENDMENTS TO THE AGENDA:** Commissioner Terry C Day stated that he wanted the discussion of building codes and the old library remodel stricken from today's meeting. He added the Public Defender contract to the agenda.

Commissioner Terry C Day made a MOTION to strike both the building codes discussion and the old library remodel from the agenda. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried. Commissioner Terry C Day made a MOTION to add the Public Defender's contract discussion to the agenda. Commissioner Jamie Anderson SECONDED. All ayes; MOTION carried.

Commissioner Terry C Day stated that he wanted to talk about the Planning & Zoning appeal at 2:45 p.m. Commissioner Day made a MOTION to amend the agenda to add the Planning & Zoning appeal discussion. Commissioner Jamie Anderson SECONDED. Chairperson Linda W Zimmer was absent from this motion. MOTION carried.

**MINUTES:** None were presented.

**TREASURER/ASSESSOR ISSUES:** Assessor Brent Adamson gave the Board an update on the water leakage issue in the Miner's Exchange. He stated that he had gone under the building and had found the beams were dry. He further stated that he was unable to reach the back section of the building because there hadn't been enough room so he was unable to ascertain if the wood under the back section was wet or dry.

**COMMITTEE REPORTS:** Commissioner Jamie Anderson stated she had attended the PRIMA fall training where they had discussed personnel issues. Commissioner Anderson stated that employees could not use county contracts for personal use.

Clerk Swearingen stated she had spoken with Doug Colwell from Harris Dean Insurance concerning the County owned property on Montgomery Street. Mr. Colwell had stated that counties are not liable for personal injuries on property taken in tax deed.

Chairperson Linda W Zimmer stated she would be attending the RC&D meeting next week.

**ISSUE TRACKING:** Nothing was discussed.

**CONTRACTS/AGREEMENTS/GRANTS:** Clerk Swearingen presented the Intermountain Hospital Contract. Chairperson Linda W Zimmer made a MOTION to approve the agreement. Commissioner Terry C Day SECONDED. All ayes, motion carried.

Clerk Swearingen presented the Atlanta Highway District Agreement. Commissioner Terry C Day made a MOTION to approve the agreement. Commissioner Jamie Anderson SECONDED. All ayes; MOTION carried.

Clerk Swearingen presented two Ada County Paramedic agreements. The Board requested that they be tabled until next week.

Clerk Swearingen presented the contract for the County's new public defender, David Smethers. The Board discussed the contents of the contract.

**DEMAND WARRANTS:** Clerk Swearingen presented a demand warrant to pay Computer Arts (\$17,867). Commissioner Terry C Day made a MOTION to pay the demand warrant. Commissioner Jamie Anderson SECONDED. Chairperson Linda W Zimmer was absent. MOTION carried.

Clerk Swearingen presented a demand warrant to pay the 2010 annual dues for Associated Taxpayers of Idaho (\$400). The Board requested that this demand warrant be held for further review.

Clerk Swearingen presented a demand warrant to pay Associated Taxpayers of Idaho (\$50) for attendance at their annual conference. Commissioner Terry C Day made a MOTION to approve the demand warrant. Commissioner Jamie Anderson SECONDED. Chairperson Linda W Zimmer was absent. MOTION carried.

Clerk Swearingen presented a demand warrant to pay the fourth quarter payment to Atlanta Highway District (\$11,550.67). Commissioner Terry C Day made a MOTION to approve the demand warrant. Commissioner Jamie Anderson SECONDED. Chairperson Linda W Zimmer was absent. MOTION carried.

**INDIGENT - EXECUTIVE SESSION per I.C. 67-2345(1) (d):** Chairperson Linda W Zimmer made a MOTION to go into executive session to discuss the Catastrophic Fund percentage on cases 09-01-A and 09-05-A, classify for the Catastrophic Fund on cases 08-11-A, 08-10-F and 08-07-E, make a decision to approve or deny cases 09-09-B, 09-10-A and 09-10-B and sign the lien for case 09-10-A. Commissioner Terry C Day SECONDED. All ayes, MOTION carried. Commissioner Jamie Anderson - Aye; Commissioner Terry C Day - Aye; Chairperson Linda W Zimmer - Aye. All ayes; MOTION carried.

Chairperson Linda W Zimmer made a MOTION to come out of executive session.

Chairperson Linda W Zimmer made a MOTION to approve Catastrophic cases 09-01-A, 09-05-A, 08-11-A, 08-10-F and 08-07-E, approve cases 09-09-B, 09-10-A and 09-10-B and sign the lien for case 09-10-A. Commissioner Terry C Day SECONDED. All ayes, MOTION carried.

**BID OPENING – COUNTY SURPLUS PROPERTY:** There were no bids received on the Mores Creek 1996 Atlas Medtec Ambulance.

**SOLID WASTE:** The Board discussed disposal fees and stated that the fees were too high. They further stated that the fees had been raised to pay for closing the Warm Springs landfill and since it was now closed, they should lower the fees. Paul Rekow, Solid Waste Department, stated that the fees could be reduced by five percent (5%) with no impact to their operation or service to the public. Chairperson Linda W Zimmer made a MOTION that effective January 1, 2010 the Solid Waste fees would be reduced by five percent (5%) and that fees for all those who qualified for circuit breaker would be waived. Commissioner Jamie Anderson SECONDED. All ayes, MOTION carried.

The Board reviewed the UTV bids the Noxious Weeds' department had received. Commissioner Terry C Day made a MOTION to approve the bid from Campbell Tractor. Chairperson Linda W Zimmer SECONDED. All ayes, MOTION carried.

Mr. Rekow presented two payroll change request forms. Commissioner Terry C Day made a MOTION to approve the payroll requests. Chairperson Linda W Zimmer SECONDED. All ayes; MOTION carried.

**AID TO SENATOR MIKE CRAPO:** Brian Ricker, new regional director for Senator Crapo, gave the Board an overview of his job and asked the Board for any concerns they had. The Commissioners stated that they were concerned about future funding of SRS, RAC and senior healthcare and questioned the aide as to whether the recovery bonds would be renewable or not.

**LITTLE OPHIR PROJECT:** Barbara Levesque, Idaho City District Ranger, United States Forest Service, gave the Board an update on the project. She also stated that the Wildland Urban Interface was very critical to fire prevention in Boise County.

**COMMUNITY JUSTICE:** Sharon Herrigfeld, Director, Department of Juvenile Corrections (DJC), gave the Board an update. She stated that their FY2010 budget had been cut six percent (6%) but that they had not yet reduced the funding amounts allotted to counties. Jason Stone, District 4 Liaison, DJC, gave the Board a quarterly update.

Chairperson Linda W Zimmer was absent from the afternoon meeting.

**CONSTITUENT INPUT:** Jayne Reed, Garden Valley, voiced concern about an email she had received in which was stated that the P&Z Commission had signed the Southfork Landing sign waiver FCOs at their October meeting. She also stated that the public's last day to appeal that decision would be November 5<sup>th</sup>. Ms. Reed expressed chagrin at the P&Z Commission's interpretation of the sign standards in granting the waiver and requested that the Board take action to curtail their authority. The Board agreed to discuss this issue further with P&Z Administrator Patti Burke at 2:30 PM.

**MASS GATHERING PERMIT APPLICATION 1<sup>ST</sup> REVIEW:** Jens Schkade, Idaho Rally, stated that the event had been tentatively scheduled for June 2010 in the Centerville, Placerville and Idaho City areas. Mr. Schkade stated that he had promoted and held this type of rally in Owyhee and Elmore Counties and wanted to start one in this area. He requested the Board's support for

this type of event before continuing with his planning efforts. The Board stated that the event would be discussed again on December 7<sup>th</sup> but gave Mr. Schkade tentative approval to continue as a show of their support.

**RAC – TITLE III:** Commissioner Jamie Anderson spoke about the Title III tree planting project along Grimes and Granite Creeks. Commissioner Anderson stated that the advertisement had run in the Idaho World for the required 45 days and that the students and teachers from Boise County Schools would be doing the restoration. Commissioner Anderson stated that \$3,000 would be sufficient to pay for the project. Commissioner Jamie Anderson made a MOTION to approve the apportionment of \$3,000 in Title III funds (old) towards a coordinated tree planting project with Idaho City, Horseshoe Bend and Garden Valley schools. Commissioner Terry C Day SECONDED. MOTION carried.

**PLANNING & ZONING:** Administrator Patti Burke spoke about the Southfork Landing sign waiver that constituent, Jayne Reed, had spoken about earlier. Ms. Burke stated that the FCOs had not been signed at the October P&Z Commission meeting and that they were scheduled to be signed at their November 19<sup>th</sup> meeting.

Administrator Burke and the Board discussed the sign standards contained in the Zoning and Development ordinance. The Board stated that the sign ordinance needed to be amended to delete section 9.3 which grants the P&Z Commission the authority to waive the standards. The Board agreed to amend the sign ordinance to remove section 9.3 and requested the Clerk to advertise the amendment and schedule a public hearing.

**BUILDING CODES DISCUSSION:** This discussion was tabled until a later date.

**PA ISSUES:** Nothing was discussed.

**MISC. & CORRESPONDENCE:**

- o Planning & Zoning Administrator, Patti Burke, talked about private land going to public land.
- o Road Department compensation time payout – Commissioner Terry C Day made a MOTION to approve the request. Commissioner Jamie Anderson SECONDED. MOTION carried.
- o Recovery Bond & Resolution – tabled.
- o 4-H Program Budget – Commissioner Jamie Anderson made a MOTION to sign the budget. Commissioner Terry C Day SECONDED. MOTION carried.
- o Squaw Creek Soil Conservation agenda.
- o Sheriff's Vessel payroll change request – Commissioner Terry C Day made a MOTION to approve the request. Commissioner Jamie Anderson SECONDED. MOTION passed.

**FUTURE AGENDA TOPICS REVIEW:** The Board discussed having paperwork prior to the meetings.

Having no further business, Commissioner Terry C Day adjourned the meeting until 9:00 AM, November 9<sup>th</sup>, 2009.

Approved this 23<sup>rd</sup> day of November, 2009.

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**LINDA W ZIMMER**, Chairperson  
Boise County Board of Commissioners

**Attest:**

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**Constance Swearingen**, Clerk to the Board