

BOISE COUNTY BOARD OF COMMISSIONERS
TUESDAY, OCTOBER 26TH, 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, Deputy PA Cherese McLain and Deputy Clerk Dee Woodstrom

COMMISSIONER DISCUSSION: The Board discussed the chairperson rotation. Commissioner Terry C Day stated he would be happy to take over as chairperson but was in no hurry to do so. Chairperson Linda W Zimmer stated that the first meeting in January 2010 would be an appropriate time to make the rotation.

Commissioner Terry C Day spoke about the committee assignments and stated that the Woody Biomass Partnership assignment would now be handled by Chairperson Linda W Zimmer. Clerk Swearingen stated that she would draft a letter to Morris Huffman concerning the change of assignment.

Commissioner Linda W Zimmer spoke about the pile of wood at the closure area of the Warm Springs Landfill. She stated that the pile should be opened up to County employees and that the Solid Waste Department could make a permit that employees could sign when they haul wood from the pile. After that, the wood pile would be opened up to the public.

AMENDMENTS TO THE AGENDA: None.

MINUTES: Clerk Swearingen presented the meeting minutes for September and October. Commissioner Terry C Day made a MOTION to approve the minutes for September and October with minor changes. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.

TREASURER/ASSESSOR ISSUES: Assessor Brent Adamson presented five requests for tax cancellation. Commissioner Terry C Day made a MOTION to approve the cancellation requests for Majeran, Fry, Ward, Branson and Aldrich. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.

Assessor Adamson spoke about Resolution 2002-10 which provides a procedure for the County to provide geographical information system data (GIS/mapping) to the public; he stated that the fee schedule was outdated. Assessor Adamson also stated he had received a request from NAVTEQ (Map Quest) to merge with their data. Assessor Adamson stated he would review their offer and would make a recommendation in December.

Assessor Adamson spoke about the moisture problem in the boiler room/public bathrooms in the Miner's Exchange building. He stated that the Road Department could help to divert runoff away from the building by digging a small drainage ditch on the far side of the back driveway and grading the parking lot. The Board agreed that the Road Department should go forward on this.

COMMITTEE REPORTS: Chairperson Linda W Zimmer and Commissioner Terry C Day did not have anything to report.

Commissioner Jamie Anderson stated that she had attended the Crouch City Council meeting where they talked about the sewer system update and the area of impact map.

Commissioner Anderson stated she had also attended the District III meeting where SAGE gave a review of their services and stated that Boise County would be the host for the 2011 District III meeting. She also stated that she had toured the Cumo Mine and said that the Forest Service had given a presentation.

CONTRACTS/AGREEMENTS/GRANTS: Clerk Swearingen presented the Computer Arts contract and stated that we had received a one-year credit for the LID program and that the Indigent software had been added. Commissioner Jamie Anderson made a MOTION to approve the Computer Arts contract. Chairperson Linda W Zimmer SECONDED. Commissioner Terry C Day NAYED. Motion carried.

Clerk Swearingen also presented the Warm Springs Building Addition Contract Amendment. Commissioner Terry C Day made a MOTION to approve the change order. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.

DEMAND WARRANTS: Clerk Swearingen presented a demand warrant to pay Michael Johnson (\$2,453.64) to reimburse him for one-half year's health insurance. Commissioner Terry C Day made a MOTION to approve the demand warrant. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.

Clerk Swearingen also presented demand warrants to pay J-U-B Engineering and Holladay Engineering for their work on the Garden Valley bridge projects. Commissioner Jamie Anderson made a MOTION to pay J-U-B Engineering (\$1,763.95). Commissioner Terry C Day SECONDED. All ayes, motion carried.

The Board held the demand warrant to Holladay Engineering pending further review.

INDIGENT - EXECUTIVE SESSION per I.C. 67-2345(1) (d): There were no indigent cases.

MISC. & CORRESPONDENCE:

- EBCAD fee increase request – Deputy Prosecutor Cherese McLain stated that she would draft a resolution for the increase.
- Rendezvous Point Subdivision FCOs – Commissioner Terry C Day recommended a change be made on 4.4.12 of the FCOs. Chairperson Linda W Zimmer made a MOTION to approve the FCOs. Commissioner Terry C Day SECONDED. All ayes, motion carried.
- Resolution 2010-08 Recovery Bond – the Board held this until the November meeting.
- ICRMP Policy – Clerk Swearingen presented the terrorist portion of the policy for the Board's approval. Commissioner Terry C Day made a MOTION to reject the terrorist portion of the policy. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.
- ID Department of Lands/Fish & Game Surplus Land Sale – Commissioner Jamie Anderson stated that the County had responded to the property sale and the deadline for submission had been postponed. Horseshoe Bend constituent, Chuck Morgan, handed the Board a letter and spoke about the property, stating that it was

a public access area. Constituent, Paul Spitz, attended the meeting and stated that he was interested in purchasing the property. The Board discussed several options to secure access.

- Clerk Swearingen presented Resolutions 2009-27 through 34, Justice Fund budget adjustments for FY08/09; Resolution 2009-35 Adoption of the FY2009-10 Budget; Resolution 2010-06 Interest on Investment Income Allocation 2009/10; and 2010-07 Sheriff/Justice Fund budget adjustment 09/10. Commissioner Terry C Day made a MOTION to approve Resolutions 2009-27, 2009-28, 2009-29, 2009-30, 2009-31, 2009-32, 2009-33, 2009-34, 2009-35 and 2010-06 but not 2010-07. Commissioner Jamie Anderson SECONDED. All ayes, motion carried.
- Certificate of Residency application for Junior College Reimbursement – Commissioner Terry C Day made a MOTION to approve the application. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.
- Southfork Landing Amended FCOs – This is an extension on the roadway lane construction. Commissioner Terry C Day made a MOTION to approve the amended FCOs. Commissioner Jamie Anderson SECONDED. All ayes, motion carried.
- Letter to David Giles from Boise County Commissioners concerning the County's sale of his property through as a result of the tax-deed process. Commissioner Terry C Day made a MOTION to sign the letter to Mr. Giles. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.
- USDA Lowman Ranger District analysis on the Wapiti Blue Stewardship Project. Commissioner Jamie Anderson stated she would send a letter to the Lowman Ranger District concerning the project.

BUILDING CODES PETITION: Grant Hawk, Idaho City, read a letter into the record concerning the draft ordinances on Building Codes, Wildland Urban Interface and Flood Plan. Mr. Hawk presented a petition, with approximately 300 signatures, of those residents who were opposed to changing/adopting the ordinances. Commissioner Jamie Anderson stated that the Board was waiting for a second draft of the ordinances for review. Deputy Prosecutor Chereese McLain stated that the second draft would be ready early November. Commissioner Terry C Day stated that the Board would make a decision on December .

Deputy Prosecutor McLain stated that the constituents who were opposed to the ordinances could place them on the ballot for a general vote of the people. She further stated that the only method by which to do that would be to follow the initiative procedure as mandated by Idaho Code.

CONSTITUENT INPUT: Bill Roberts, Garden Valley, spoke about the building code issue in his area and stated that most people in his area were against changing the codes.

Scott Childs, Idaho City, spoke about the building code ordinance and voiced his opposition.

DISHION ENTERPRISES: Wade Dishion gave the Board a review on the and quarter adult probation reports.

INTERVIEW/APPOINTMENT OF NEW TREASURER: John Blattler, Boise County Republican Central Committee, spoke about the interview and rating process for the selecting the interim Treasurer. Selected applicants, April Hutchings and Mary Pawek, were in attendance and answered questions from the Board. The Board scheduled an interview date of October for the applicants.

NORTH RIDGE AT TERRACE LAKES SUBDIVISION: Developer Lonnie Bramon requested an extension on the road work and utilities.

The Board discussed drafting a resolution stating that the Planning & Zoning Administrator could grant the extension instead of it needing Board approval. Commissioner Terry C Day made a MOTION to grant the extension on the North Ridge at Terrace Lake Subdivision. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.

PUBLIC DEFENDER CONTRACT: Commissioner Terry C Day made a MOTION to accept Dave Smethers' proposal for public defender services and requested that Deputy Prosecutor Cherese McLain draft a contract. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried. Chairperson Zimmer telephoned Mr. Smethers to offer him the contract and Mr. Smethers accepted.

ROAD DEPT.: Supervisor Bill Jones spoke to the Board about purchasing a backhoe. Mr. Jones gave the Board the quotes he had received from several companies. Commissioner Terry C Day made a MOTION to approve moving forward with the lease purchase from Western States Equipment. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.

The Board asked Supervisor Jones about the County's match on the Holladay Engineering reimbursement for the South Fork Payette River Bridge. Chairperson Linda W Zimmer made a MOTION to approve the demand warrant presented earlier today. Commissioner Jamie Anderson SECONDED. All ayes, motion carried.

Supervisor Jones spoke to the Board about a pickup truck he was considering purchasing.

PA ISSUES: Deputy Prosecutor Cherese McLain gave the Board a handout from Prosecutor RJ Twilegar.

Chairperson Linda W Zimmer made a MOTION to go into executive session per I.C. 67-2345(1)(f) pending litigation and (b) personnel for contacting the County attorney for legal advice on Alamar Ranch and to discuss issues with the Sheriff's Department. Roll Call Vote: Commissioner Jamie Anderson - Aye; Commissioner Terry C Day – Aye; Chairperson Linda W Zimmer – Aye. All ayes; motion carried.

The Board came out of executive session.

Prosecutor RJ Twilegar spoke to the Board about the question of his residency in Boise County. Mr. Twilegar gave the Board a handout concerning allegations.

BILLS: Clerk Swearingen presented the bills as follows:
For 2009:

General Fund	\$	12,772.79	EBCA	\$	2,497.41
Justice Fund	\$	5,348.76	District Court	\$	1,528.54
Road & Bridge	\$	1,001.21	Revaluation	\$	43.40

For 2010:

General Fund	\$	24,110.28	EBCA	\$	6,499.87
Justice Fund	\$	8,767.15	District Court	\$	2,095.87
Road & Bridge	\$	15,830.81	Sheriff Vessel	\$	226.04
Emergency 911	\$	961.25	Revaluation	\$	495.64
Jr. College Tuition	\$	950.00	Snowmobile IC8-A	\$	257.43

Commissioner Terry C Day made a MOTION to approve the bills for 2009 and 2010. Chairperson Linda W Zimmer SECONDED. All ayes, motion carried.

FUTURE AGENDA TOPICS REVIEW: Nothing was discussed.

ELECTED OFFICIAL/DEPT. HEAD MEETING: The following personnel were present: Brent Adamson, Patti Burke, Paul Rekow, Vicki Beall, Pam Garlock, Cheryl Pendergrass, Marilyn Newman, Bill Jones, Chuck Elliott, Dale Rogers, Ben Roeber, RJ Twilegar and Conni Swearingen. The Board reviewed the personnel policy. The attendees discussed the policy, particularly payouts on compensation, sick leave and donation of sick leave. The Board stated that they would discuss the policy again on December .

Commissioner Jamie Anderson handed out a draft employee survey and stated that the survey would be on a web-link and all responses would be anonymous. Commissioner Anderson also spoke about the strategic plan.

Chairperson Linda W Zimmer spoke about the firewood that was available at the Warm Springs Landfill and the IRS-mandated fee for personal use of County vehicles. She further stated that the deduction would be assessed through payroll as an automatic deduction.

Road & Bridge Supervisor Bill Jones stated that guard rails and posts were being replaced along County roadways. He questioned the Board about what to do with the old rails and posts.

After the elected official/department head meeting, Chairperson Linda Zimmer made a MOTION to go into executive session per I.C. 67-2345(1) (f) pending litigation and (b) personnel, to discuss issues with the prosecutor. Commissioner Jamie Anderson SECONDED. Roll Call Vote: Commissioner Zimmer: AYE; Commissioner Anderson: AYE; Commissioner Day: Aye. All ayes; motion carried.

After coming out of executive session and having no further business, Chairperson Linda Zimmer adjourned the meeting until 9:00 AM, November , 2009.

Approved this day of November, 2009.

LINDA W ZIMMER, Chairperson
Boise County Board of Commissioners

Attest:

Constance Swearingen, Clerk to the Board