

BOISE COUNTY BOARD OF COMMISSIONERS
MONDAY, FEBRUARY 28TH, 2011
BOISE COUNTY COMMISSIONERS' ROOM
OFFICIAL MEETING MINUTES

Chair Jamie A Anderson called the meeting to order at 9:00 A.M. The Pledge of Allegiance was recited.

PRESENT: Chairperson Jamie A Anderson, Commissioners Terry C Day and Commissioner Robert A Fry and Clerk Mary Prisco

OTHERS PRESENT: Assessor Brent Adamson, Treasurer April Hutchings and Chief Deputy Clerk Dee Woodstrom

COMMISSIONER DISCUSSION: Commissioner Terry C Day asked about the amended agenda today concerning when to elaborate on executive sessions or not. Chairperson Jamie Anderson stated to check with Deputy Prosecutor Cherese McLain on this issue.

Chairperson Jamie Anderson spoke about the letter of intent she had emailed to the Technical Assistance for Sustainable Communities Building Block. Chairperson Anderson stated it is an EPA one day analysis and she picked the topic of zoning codes for small and rural areas. They replied to the email and stated they would make their decision mid-March. Chairperson Jamie Anderson stated she received and endorsed a Statement of Support for the National Guard and Reserves from the IAC Conference.

AMENDMENTS TO THE AGENDA: There were no amendments.

MINUTES: Clerk Prisco presented the meeting minutes for January 10, 2011. Commissioner Robert A Fry made a MOTION to approve the January 10th minutes. Commissioner Terry C Day SECONDED. All ayes, motion carried.

TREASURER/ASSESSOR ISSUES: Treasurer April Hutchings presented information on a mobile home extension at #3 Timberline.

Assessor Brent Adamson presented a request for tax cancellation for Key Equipment Finance. Key Equipment Finance are asking for a partial refund for 2009 as they sold the property during that year. Assessor Adamson stated that the value of the property is \$500,000 and the taxes are approximately \$4,000. Commissioner Robert A Fry recited from Idaho Code what the County obligation is or is not. Commissioner Fry stated that this case does not constitute the Board to refund any tax paid as it was not an error on the county's part. Assessor Adamson stated that he and Clerk Prisco would draft a letter to Key Equipment Finance denying the request.

Commissioner Terry C Day asked Assessor Adamson to give an update on the legislative meetings that Mr. Adamson has been attending. Assessor Adamson spoke about the issues discussed; education, agriculture bill, Board of Equalization and Board of Tax Appeals, urban renewal, law enforcement on Native American Reservations and the anti-nuisance bill.

COMMITTEE REPORTS: Commissioner Robert A Fry stated he attended the Woody Biomass meeting.

Chairperson Jamie A Anderson stated she attended the RAC meeting and stated that Title II money is no longer available for certain projects, some of which are Boise County's.

Chairperson Anderson stated she attended a meeting on Tuesday with Clerk Prisco concerning the Alamar Ranch litigation.

Chair Anderson stated she was working on the Miner's Exchange Building lighting and is getting quotes.

CONTRACTS/AGREEMENTS/GRANTS: None were presented.

DEMAND WARRANTS: Clerk Prisco presented demand warrants to pay Molly Thurman, Boise County Noxious Weeds, Southwest Idaho Weed Control, and J-U-B Engineering. Chairperson Jamie A Anderson made a MOTION to approve the demand warrants to Molly Thurman (\$78.30), Boise County Noxious Weed Department (\$802.44), J-U-B Engineering (\$12,882.02) and Southwest Idaho Weed Control (\$150). Commissioner Terry C Day SECONDED. All ayes, motion carried.

INDIGENT: Deputy Clerk Thurman presented indigent case 11-02-A. Chairperson Jamie A Anderson made a MOTION to go into executive session per I.C. 67.2345(1)(d) to discuss the lien on case 11-02-A. Commissioner Robert A Fry SECONDED. Roll call vote: Commissioner Terry C Day – Aye; Chairperson Jamie Anderson – Aye; Commissioner Robert A Fry – Aye . Motion carried. Chairperson Jamie A Anderson made a MOTION to come out of executive session. Commissioner Terry C Day SECONDED. All ayes, motion carried.

Chairperson Jamie A Anderson made a MOTION to sign lien 10-02-A. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

BILLS: Clerk Prisco presented the bills as follows:

General Fund	\$	13,079.21	District Court	\$	4,854.93
Justice Fund	\$	2,897.66	Weeds	\$	135.68
Road & Bridge	\$	14,231.54	Tort	\$	40,841.03
Emergency Comm.	\$	126.85	Solid Waste	\$	484.80
Snowmobile IC8-A	\$	784.22	Snowmobile GV8-B	\$	15.41

Commissioner Robert A Fry stated that a bill to the Road Department for purchasing gravel from "Fry Ranch" is not of his company nor does he have any ownership interest in Fry Ranch. He asked that this bill be treated separately from the rest as he would prefer to excuse himself from approval of this particular bill, so that there would be no appearance of impropriety.

Commissioner Robert A Fry made a MOTION to approve the bills except for Fry Ranch and MCL Consulting. Chairperson Jamie A Anderson SECONDED. All ayes, motion carried. Chairperson Jamie A Anderson made a MOTION to approve the bill to Fry Ranch, Invoice 1043365 for \$905. Commissioner Terry C Day SECONDED. Motion carried. Commissioner Robert A Fry abstained from deliberation and the vote.

MISCELLANEOUS & CORRESPONDENCE:

- Road Department compensation time payout request for Mr. Armfield. Commissioner Terry C Day made a MOTION to approve the request. Commissioner Robert A Fry SECONDED. All ayes, motion carried.
- Resolution 2011-08 Re-advertise Solid Waste surplus landfill trailer. Chairperson Jamie A Anderson made a MOTION to adopt Resolution 2011-08. Commissioner Robert A Fry SECONDED. All ayes, motion carried.
- Garden Library Grand Opening invitation was discussed.
- Payroll change request from Clerk Prisco concerning Brenda Glenn's date of employment. Clerk Prisco stated it should be changed from February 17th to February 25th, 2011. Clerk Prisco stated that in the personnel policy it says that the employees accrual moves with the

employee when they change position and/or department. Chairperson Jamie A Anderson made a MOTION to approve the payroll change form for Brenda Glenn. Commissioner Terry C Day SECONDED. All ayes, motion carried.

J-U-B ENGINEERING: Lisa Bachman gave a modification presentation on the Placerville Facility Block Grant Addendum. The original building was to be 2,500 sq. ft. and the grant request was \$460,000 with a \$50,000 grant match from EBCA. Ms. Bachman stated all qualifications have been met, she is submitting the paperwork this Friday and the meeting will be on April 7th to accept. Commissioner Terry C Day made a MOTION to accept the application addendum for the Placerville Ambulance, as presented, requesting a \$266,700 grant for the facility. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

Lisa Bachman presented an invoice for \$350 to pay for the project plan and grant writing. Commissioner Terry C Day made a MOTION to pay the invoice. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

ROAD DEPT: Supervisor Bill Jones gave the Board a surplus vehicle list for their approval. Mr. Jones stated he would like to use Pickett Auction again to list the three vehicles. Mr. Pickett asked Mr. Jones to bring the vehicles to their lot for more exposure for sales. Mr. Jones asked if we still have to advertise the surplus vehicles in the Idaho World. The Board stated to ask the deputy prosecutor for her insight. Commissioner Robert A Fry made a MOTION to declare the following three vehicles as surplus property; 2002 Ford F250 4X4 (gas), 1991 GMC Rally Van and 1996 Chevy One Ton Crew Cab (diesel). Commissioner Terry C Day SECONDED. All ayes, motion carried.

Bill Jones stated he would like to purchase a 2003 Dodge Cummins Crew Cab from the Idaho Federal Surplus for \$13,000. Commissioner Terry C Day made a MOTION to authorize the Road Department to purchase, from ID Bureau of Federal Surplus Property, a 2003 Dodge Ram 2500 Crew Cab Pickup, GSA tag 1420530 in the amount of \$13,000 with the caveat that the excess money be taken out of capital equipment fund and to be replaced by upon the sale of the three vehicles from the surplus property and to include the \$6,610 leftover from the sale of surplus property from the previous summer. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

CONSTITUENT INPUT: Phyllis Giron, Star Ranch, spoke about an ambulance call she went on and a generalization of EMT's duties in undesirable locations. Ms. Giron stated the Placerville Ambulance was called out to Twin Springs on the road to Atlanta. She stated it would take them at least three hours to get there. Mores Creek Ambulance then stated they would go on the call. Ms. Giron asked if the EMT's have to go out on roads that are in bad condition, cause damage to the vehicles and puts the EMT in harms way. Ms. Giron stated that something needs to be done with the road.

Jayne Reed, Garden Valley, spoke about an email from John Cottingham concerning the Garden Valley Job Creation/Retention Council Game Plan 2011. Ms. Reed stated the City of Crouch wants to do a bond to raise funds for their own sewer system and that Garden Valley wants to renovate the old school even though it has been stated that the old school should be sold and the money used for the current school bond. Ms. Reed asked that Mr. Cottingham should have written authority on large projects such as this.

PUBLIC HEARING – MASS GATHERING ORDINANCE: Chairperson Jamie Anderson closed the regular meeting and opened the public hearing. Emergency Management Services Coordinator, Gordon Ravenscroft, gave an overview of the ordinance.

Public testimony by Jayne Reed of Garden Valley was heard. Ms. Reed spoke about things falling through the cracks; such as church camps. Ms. Reed also asked if the fees and/or fines in the ordinance are adequate. The conversation on the church camps concluded that they are renting out to others and that is why no mass gathering applications are made. Public testimony from Phyllis Giron was concerning the Rock the Mountain event and she stated that type of event should not be allowed as it is dangerous and not very secure.

The public hearing was closed and the regular meeting opened. The Board discussed further and tabled the public hearing for two weeks. Chairperson Jamie Anderson made a MOTION to table the public hearing until March 14th, 2011. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

PLANNING & ZONING: Administrator, Patti Burke, spoke about needing to fill the P & Z Commission member appointment that is open. She stated someone from Horseshoe Bend or Lowman area would be a good addition. The Board suggested putting an ad on our website. Commissioner Robert A Fry stated he would do some checking for a member.

WILDLAND URBAN INTERFACE ORDINANCE REVIEW: Chairperson Jamie A Anderson stated there should be at least one more review before adopting the revised ordinance. Commissioner Robert A Fry spoke about the similarities between his and Chair Anderson's drafts. Commissioner Terry C Day gave his analysis of the revised version of the ordinance. The Board discussed the dates for final review and the public hearing. The Board decided on March 14th for the final review and April 4th for the public hearing.

FIRE PREVENTION ORDINANCE DISCUSSION: This was not discussed individually as it is included in the WUI.

PA ISSUES: Chairperson Jamie A Anderson spoke about the Road Department surplus vehicles and asked Deputy Prosecutor Chereese McLain about advertising them in the Idaho World. Deputy Prosecutor McLain stated they should advertise in the newspaper.

The Board discussed, with Ms. McLain, that being out of compliance with the Wildland Urban Interface Ordinance would constitute a violation that would accrue daily.

Chairperson Jamie A Anderson asked if it would be alright for Cheryl Pendergrass to park a personal trailer at the Horseshoe Bend Community Justice office.

Commissioner Terry C Day spoke about the EBCA Advisory meeting coming up on March 10th.

Deputy Prosecutor, Chereese McLain, spoke about the Alan Metos tax appeal that went to District Court. Ms. McLain stated she has a stipulated agreement to dismiss the case and Mr. Metos would owe for past taxes. Commissioner Robert A Fry made a MOTION to sign the memo that finalized the matter of Metos vs Boise County that has been filed with the court, taxes have been paid and has the Chair's signature line on it. Commissioner Terry C Day SECONDED. All ayes, motion carried.

Chairperson Jamie A Anderson made a MOTION to go into executive session per I.C. 67-2345(1)(f), pending litigation to consider consultation and advice from legal representatives on the Alamar Ranch litigation and I.C. 67-2345(1)(b), personnel to consider disciplinary action regarding an employee and evaluation of an employee. Commissioner Terry C Day SECONDED. Roll call

vote: Commissioner Terry C Day – Aye; Chairperson Jamie Anderson – Aye; Commissioner Robert A Fry – Aye . Motion carried.

Chairperson Jamie A Anderson 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 adopt Resolution 2011-09 Declaring Chapter 9 Bankruptcy. Commissioner Robert A Fry SECONDED. All ayes, motion carried. Commissioner Terry C Day read the resolution for the record.

Chairperson Jamie A Anderson made a MOTION to pay a retainer of \$10,000 to D. Blair Clark Law Offices. Commissioner Terry C Day SECONDED. All ayes, motion carried.

Chairperson Jamie A Anderson made a MOTION to approve the press release concerning the bankruptcy. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

FUTURE AGENDA TOPICS REVIEW: Nothing was discussed.

Having no further business, Chairperson Jamie A Anderson adjourned the meeting until 9:00 AM on Monday, March 7th, 2011.

Approved this 28th day of March, 2011.

JAMIE A. ANDERSON, Chairman
Boise County Board of Commissioners

Attest:

MARY T. PRISCO, Clerk to the Board