

BOISE COUNTY BOARD OF COMMISSIONERS  
MONDAY, JANUARY 24<sup>RD</sup>, 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, Sheriff Ben Roeber and Chief Deputy Clerk Dee Woodstrom

**COMMISSIONER DISCUSSION:** Commissioner Robert A Fry stated he attended the Woody Biomass meeting.

Chairperson Jamie A Anderson spoke about the committee assignments. Chairperson Anderson spoke about a letter from District Court asking for confirmation of who the current chair is for Boise County.

Chairperson Anderson spoke about the McKinstry contract on the Woody Biomass Project. Chairperson Anderson stated that the report that was received in December 2010 was unacceptable and needed to be amended.

Chairperson Jamie A Anderson stated the county vice-chair was not appointed last week so the agenda needs to be amended to include that discussion.

Chairperson Anderson spoke about the Road Department and all the winter weather damage to the county. Chairperson Anderson stated that Title III proposals only has three more cycles and that the Road Department needs to address what projects they could use the funds for.

Commissioner Robert A Fry spoke about the Board's agenda and asked that there be more "floating" times for conducting regular business.

**AMENDMENTS TO THE AGENDA:** Chairperson Jamie A Anderson made a MOTION to amend the agenda to add assigning a vice-chair to correct the oversight in case of an emergency and to also include Resolution 2011-07 Sheriff's Vessel fund report. Commissioner Terry C Day SECONDED. All ayes, motion carried.

The Board discussed the vice-chair position. Chairperson Jamie A Anderson made a MOTION to elect Terry C Day as vice-chair of the County Commissioners. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

Resolution 2011-07 Boise County adjusting FY10/11 Sheriff's Vessel fund was discussed. Sheriff Ben Roeber and Coordinator, Rod Knopp were in attendance and gave a review of the vessel fund. Chairperson Jamie A Anderson made a MOTION to approve Resolution 2011-07 Boise County adjusting FY10/11 Boise County Sheriff Vessel in the amount of \$547.27 from cash carryover and a proven expense from Professional Service. Commissioner Terry C Day SECONDED. All ayes, motion carried.

**MINUTES:** Clerk Prisco presented the meeting minutes for November 29<sup>th</sup> and December 20<sup>th</sup>, 2010. Commissioner Terry C Day made a MOTION to approve the November 29<sup>th</sup> minutes. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

Chairperson Jamie Anderson made a MOTION to approve the December 20<sup>th</sup> minutes. Commissioner Robert A. Fry SECONDED. All ayes, motion carried.

**TREASURER/ASSESSOR ISSUES:** Treasurer April Hutchings presented the Quarterly Treasurer/Auditor Report for first quarter 2010. The Board tabled this until next week so they could review.

Treasurer Hutchings presented the treasurer's statement for October and November 2010.

Assessor Brent Adamson presented a payroll change request for S. Roeber as she had completed her six month probation. Commissioner Robert A Fry made a MOTION to approve the request. Chairperson Jamie A Anderson SECONDED. All ayes, motion carried.

**COMMITTEE REPORTS:** Nothing was reported.

**CONTRACTS/AGREEMENTS/GRANTS:** Sheriff Ben Roeber presented the Idaho Parks & Recreation Grant. Rod Knopp from the Sheriff's vessel department spoke about the grant and stated the building addition would attach to the Public Safety Building. Mr. Knopp stated they are requesting \$68,000 and would need to submit a match of \$22,000. Clerk Prisco asked about any restrictions to adding onto the building as we are currently leasing the building. Deputy Jim Kaczmarek stated he had spoken with the building owners and they agreed to the addition. Deputy Kaczmarek asked the Board to prepare a letter of support for this grant. Commissioner Terry C Day made a MOTION to assign the application for the grant for the Boise County Marine Program Boat Storage Facility located in Idaho City. Commissioner Robert A Fry SECONDED. All ayes, motion carried. The Board also stated that Commissioner Terry C Day could sign the letter of support on the Board's behalf.

Clerk Prisco presented the Gem Plan Amendment to the Board. After the Board's discussion, asked Clerk Prisco to review this further and have tabled it until next week.

Clerk Prisco presented the Secure Rural Schools Certification of Title III Expenditures. The Board reviewed and Commissioner Terry C Day made a MOTION to sign the Secure Rural Schools Certification of Title III Expenditures for October 1, 2009 to December 31, 2010 in the amount of \$33,762.35. Chairperson Jamie A Anderson SECONDED. All ayes, motion carried.

The Board reviewed the EECBG Contract Amendment. Commissioner Terry C Day made a MOTION to sign the EECBG extension. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

**DEMAND WARRANTS:** Clerk Prisco presented demand warrants to pay Garden Valley Snowmobile Club (2), CAI, Mike Johnson, Office Depot, Staples, and Verizon. Chairperson Jamie A Anderson made a MOTION to pay the demand warrants to Michael Johnson (\$3,072), Office Depot (\$131.08), Staples (\$657.91), Verizon (\$63.54), Garden Valley Snowmobile Club (\$211.99), Rick Wyco (\$19.08) and CAI (\$48.28). Commissioner Terry C Day SECONDED. All ayes, motion carried.

**INDIGENT:** Deputy Clerk Thurman presented two indigent cases. Chairperson Jamie A Anderson made a MOTION to go into executive session per I.C. 67.2345(1)(d) to discuss cases 10-10-D and 10-08-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 Robert A Fry SECONDED. All ayes, motion carried.

Chairperson Jamie A Anderson made a MOTION to cure the motion going into executive session to include I.C. 67-2345(1)(f), pending litigation to discuss indigent and a pending litigation on a case. 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 re-sign the lien on case 10-10-D and to sign the stipulation on case 10-08-A. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

**MASS GATHERING ORDINANCE REVIEW:** The Board discussed the changes to the ordinance. They will review the ordinance again on February 7<sup>th</sup> and have the public hearing on February 21<sup>st</sup>.

**IDAHO CITY FOREST SERVICE:** Acting Idaho City Ranger, Herb Rohr, presented a RAC Proposal and Travel Management information. Mr. Rohr stated that Lori Wood will be the new ranger as Barbara Levesque has taken a position in another area. Also in attendance was Mike Feiger, John Kidd and Rip Berry. Mr. Feiger spoke about the RAC Proposal and gave the Board a map and handouts for the "roads of concern" and is asking for public comment by February 22<sup>nd</sup>. Mr. Feiger stated any additional "roads of concern" could be commented on also. Commissioner Robert A Fry spoke about the usage of the roads and going off-road. Comments can be made on the Boise National Forest website in the "forest roads of concern" area.

**CONSTITUENT INPUT:** Jayne Reed, Garden Valley, spoke about the Subdivision Ordinance being revised. Ms. Reed stated that surveyor, Doug Bergey, has been working with Planning & Zoning Administrative Assistant, Rora Canody, on the revisions. Ms. Reed asked, "is that ok for him to be doing that" and if so, why can't she be involved in the revision process. Deputy Prosecutor Cheresse McLain spoke about conversations from earlier Planning & Zoning meetings concerning the ordinance.

**STANLEY CONSULTANTS:** This was cancelled.

**COMMUNITY JUSTICE:** Valarie Delyea presented the Juvenile Justice Annual Financial Report and answered questions from the Board. Commissioner Terry C Day made a MOTION to sign the Juvenile Justice Annual Financial Report for 2010. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

**BILLS:** Clerk Prisco presented the bills as follows:

General Fund	\$	7,047.02	District Court	\$	6,249.72
Justice Fund	\$	10,806.57	Weeds	\$	145.43
Road & Bridge	\$	31,113.92	Revaluation	\$	285.52
Emergency Comm.	\$	992.78	Solid Waste	\$	4,741.49
Snowmobile IC8-A	\$	2,442.24	Sheriff's Vessel	\$	608.43
EBCA	\$	6,658.79	Indigent	\$	34.89
Tort	\$	28,573.00	Snowmobile GV8-B	\$	3,404.38

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

**CROUCH BRIDGE DISCUSSION:** Larry Rincover from Negotiation Services spoke about the right-of-way acquisition and stated it is being reviewed by the appraisers. Due to the necessity to discuss land prices with our negotiator for the Crouch Bridge Project, Chairperson Jamie A Anderson made a MOTION to go into Executive Session per I.C. 67-2345(1)(c) to conduct deliberations or to acquire an interest in real property that is not owned by a public agency.

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.

Commissioner Terry C Day made a MOTION to allow Negotiation Services LLC to continue on with the right-of-way acquisition of the three parcels in Crouch and allow Larry to 10% leeway on negotiating the values for these three properties and allow Negotiation Services to continue negotiations for fair market value of the three properties in Crouch and dependent on the review of the subsequent appraisers to ensure the value is correct to negotiate on and allow Larry to go up to 10% over that amount if needed to negotiate. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

Mr. Rincover stated he would take the information to LHTAC.

**MASS GATHERING APPLICATION REVIEW:** The Board reviewed the application for Esthetic Evolution at the Twin Springs Resort from June 17<sup>th</sup> through June 19<sup>th</sup>. Ryan Duley, event coordinator, was in attendance. Mr. Duley stated they are hiring a private security team along with having county law enforcement. Mr. Duley stated he has spoken to the Sheriff's office and Dispatch. The Board directed Mr. Duley to pay Dispatch and the Sheriff's Office, send Boise County the certificate of liability, to have the trash picked up daily and to have water provide at the medical tent. Chairperson Jamie A Anderson made a MOTION to approve the Esthetic Evolution Mass Gathering to be held June 17<sup>th</sup> through 19<sup>th</sup>, 2011 with the following conditions; that the sheriff and dispatch invoices be paid by May 15<sup>th</sup>, a Certificate of Insurance stating Boise County as second insured be delivered by May 15<sup>th</sup>, that trash will be picked up daily, water will be provided at the medical tent and all fees paid to County Clerk by May 15<sup>th</sup>. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

#### **MISCELLANEOUS & CORRESPONDENCE:**

- Planning & Zoning – Amendment of motion of Mitten Subdivision – Chairperson Jamie A Anderson stated she had an amendment to her previous motion. Chairperson Jamie A Anderson made a MOTION to continue the instructions for Planning & Zoning to prepare the FCO's and include the findings. The first fact is to correct the past mistakes. The application indicates that the plat and lot line adjustment will result in two existing parcels, 2.5 acres and 2.3 acres with existing individual wells and individual septic. The parcels located off the Middlefork Road and Stowaway described as being in Section 3, Township 9 North, Range 4 East, Assessor parcel #RP00169001002AA and RP001970020010A. That the parcels are properly zoned for a plat amendment and lot line adjustment and is not located in a flood zone. That the adjacent property owners and agencies were properly notified by US mail. The documents received into the record were Central District Health letter dated August 12, 2010, Environmental Quality letter dated September 9, 2010, Centra Consulting memo dated August 13, 2010. Public testimony was given by Jayne Reed, questioning if this was a subdivision of a subdivision and if it changed exterior boundaries. Findings were that they complied with Boise County Comprehensive Plan currently zoned for multiple use. The applicant was to bring it into compliance with the Subdivision Ordinance that the new deeded lots will conform to the previously approved boundaries of the Mitten Subdivision and that the partial plat amendment meets the requirements of the Boise County Subdivision Ordinance and complies and conforms with the Boise County road standards. Conditions for approval include that the applicant shall obtain Central District Health approval prior to signing of the plat. Applicant shall pay all dues, taxes due and obtain County Treasurer and Assessor certification prior to signing of the plat and that the applicant shall comply with all local, state and federal requirements and permits. The applicant shall prepare and record deeds for each newly created lot. There shall be submitted a partial plat amendment for Mitten Subdivision #2. The lot line

adjustment in Mitten Subdivision #1, lot 2, block 1 and all documents be submitted to Planning & Zoning. Applicant must provide the documentation and the Boise County Commissioners reserve the right to recind this without such documents being presented. Commissioner Robert A Fry SECONDED. All ayes, motion carried.

- Middlefork Bridge Right-of-Way Plat/Record of Survey – The Record of Survey, provided by Holladay Engineering, is asking for the Commission signature. The Board tabled this until further research of why the Commissioner’s are asked to sign it.
- Certificates of Residency – Commissioner Terry C Day made a MOTION to approve the certificates of residency for L. Domeny, R. Freeman, R. Freeman, J. Heckathorn, D. Page, R. Sukup, Z. Sukup and Z. Timmons. Chairperson Jamie A Anderson SECONDED. All ayes, motion carried.
- District Court letter – this was discussed during the Commissioner Discussion time this morning.
- City of Horseshoe Bend Newsletter – reviewed by Board.
- WICAP letter – looking for Board members.

**PA ISSUES:** The Board stated the McKinstry contract on the Woody Biomass Project needs to be extended and to include the information that the payment will be tied to the acceptance of the project by Office of Energy Resources.

Commissioner Terry C Day spoke about the January 13<sup>th</sup> EBCA meeting and stated that it was cancelled because the agenda was not posted early enough.

The Middlefork Bridge Right-of-Way Record of Survey was discussed with Deputy Prosecutor Cherese McLain.

**FUTURE AGENDA TOPICS REVIEW:** The Board stated to discuss filling Boise County employee vacancies at a future meeting.

Having no further business, Chairperson Jamie A Anderson adjourned the meeting until 9:00 AM on Monday, January 31<sup>st</sup>, 2010.

Approved this 21<sup>st</sup> day of March, 2011.

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**JAMIE A. ANDERSON**, Chairman  
Boise County Board of Commissioners

**Attest:**

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MARY T. PRISCO, Clerk to the Board

Jan. 24<sup>TH</sup>, 2010 Reg Min