

BOISE COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 29TH, 2012
BOISE COUNTY COMMISSIONERS' ROOM
OFFICIAL MEETING MINUTES

Chairman Robert A Fry called the meeting to order at 9:00 A.M. The Pledge of Allegiance was recited.

PRESENT: Chairman Robert A Fry, Commissioners Jamie A Anderson and Terry C Day, Clerk Mary T Prisco, Assessor Brent Adamson and Treasurer April Hutchings.

COMMISSIONER DISCUSSION: Chairman Robert A Fry and Commissioner Terry C Day did not have any items to discuss. Commissioner Jamie A Anderson briefly discussed the local ambulance unit's participation with the Exergy Tour event. Commissioner Anderson met with Jerry Flatz on May 22nd, 2012 and a number of other individuals later in the week regarding one of the ROW agreements for the Southfork Payette Bridge. The matter will be discussed further in executive session.

AMENDMENTS TO THE AGENDA: Commissioner Terry C Day MOTIONED to amend the agenda to include an executive session, under I.C. 67-2345(1)(c), Southfork Bridge ROW discussion. Commissioner Jamie A Anderson SECONDED and added; due to the emergency of committing to federal funds. Commissioner Terry C Day amended his motion for the urgency of the matter. Roll call vote: Commissioner Jamie A Anderson - Aye; Chairman Robert A Fry - Aye; Commissioner Terry C Day - Aye. Motion passed.

MINUTES: Commissioner Terry C Day MOTIONED to approve the minutes of the October 11th, 2011 meeting, as corrected, and approve the May 17th, 2012 minutes as well. Chairman Robert A Fry SECONDED. All ayes; motion carried.

DEPARTMENTAL ISSUES: Assessor Brent Adamson presented a payroll change form for J. Steffen due to achieving a higher level of certification. Chairman Robert A Fry MOTIONED to approve a change in pay for James Steffen. Commissioner Terry C Day SECONDED. All ayes; motion passed. Assessor Adamson reported that the 2012 assessment notices are finished and ready to be mailed. New construction will be finished this morning and will be forwarded on to the Clerk.

Mike Bottoms, Noxious Weeds Supervisor, reported on the USDA Forest Service Grant. Chairman Robert A Fry MOTIONED to approve the grant with USFS. Commissioner Terry C Day SECONDED. Further discussion ensued. Chairman Robert A Fry modified his MOTION to include the grant number: #08-PA-11040203-029 FY12. Commissioner Terry C Day modified his SECOND for inclusion of the grant number. All ayes; motion passed.

Mike Bottoms, Solid Waste Supervisor, discussed the continuing issue with a compactor in Garden Valley. There are various problems, including the fact that Idaho Waste Systems will not accept the waste in that condition. Per Tyler Fortunati, Central District Health District, we are not required to accept the trash in this state. Brandon Woods, West Pack, the compactor manufacturer, discussed the product. Mr. Woods went over what the Crouch Merc is doing to eliminate the problem, including the elimination of meat and vegetables from disposal and installation of a gutter system for rain water issues. Chairman Fry asked if the installation of a drain would rectify the problem which Mr. Woods agreed that, yes, it would.

Clerk Prisco presented the Idaho Bond Bank application that the county was going to submit. Clerk Prisco requested the Boards authorization to sign the application. Scheduling a public hearing to open the budget and move \$500,000 towards payment of the debt was discussed and it was determined that the county would hold off on that. Commissioner Terry C Day MOTIONED to

approve the bond bank application and for Clerk Prisco to sign the application on behalf of the Commission. Chairman Robert A Fry SECONDED the motion. All ayes; motion passed.

Planning & Zoning Interim Administrator, Rora Canody, presented contracts for Clear Creek Volunteer Fire Department and Thorncreek/Valley of Pines Volunteer Fire Department for red zone assessments. Chairman Robert A Fry MOTIONED to approve the contracts with the volunteer fire departments. Commissioner Jamie A Anderson asked that the names of the departments be included and dates typed in. Chairman Robert A Fry WITHDREW his MOTION.

COMMITTEE REPORTS: Commissioner Terry C Day had none.

Commissioner Jamie A Anderson attended the Centerville Job Retention meeting and it appears that Mosquito Gold is going forward. Commissioner Anderson attended the Exergy Tour events in Garden Valley and Idaho City. Mike Cooley, of the Exergy Tour group, would like to debrief the event in about two weeks.

Chairman Fry attended the Idaho Council of Governments/SAGE meeting which was an executive session for awarding meals on wheels and food supply contracts. Chairman Fry attended a meeting of the executive board of West Central Highlands of RC&D. There will be significant financial changes coming up.

CONTRACTS/AGREEMENTS/GRANTS: Commissioner Jamie A Anderson MOTIONED to have Chairman Robert A Fry sign the site approval application for the Lowman Solid Waste Transfer Station, prepared by Centra Consulting. Commissioner Jamie A Anderson amended her motion to have the Board approve the application and have Chairman Fry sign. Commissioner Terry C Day SECONDED and amended his second. All ayes; motion carried.

DEMAND WARRANTS: Commissioner Terry C Day MOTIONED to pay G&R Ag Products \$45.84, Ag West Distributing \$617.10, Boise County Treasurer \$.33 and the Idaho Bond Bank \$500.00. Chairman Robert A Fry SECONDED the motion. All ayes; motion carried.

INDIGENT: Deputy Clerk Loya presented seven indigent cases. Chairman Robert A Fry MOTIONED to go into executive session under I.C. 67-2345(1)(b) and (f). Commissioner Jamie A Anderson SECONDED. Roll call vote: Commissioner Jamie A Anderson - Aye; Commissioner Terry C Day - Aye; Chairman Robert A Fry - Aye. Motion passed. Chairman Robert A Fry MOTIONED to sign liens on cases: 12-5-C, 12-5-D, 12-5-E, 12-5-F, 12-5-G and 12-5-H. Commissioner Terry C Day SECONDED. All ayes; motion passed. Chairman Robert A Fry MOTIONED to approve and sign indigent status to cases 12-3-E and 12-5-E. Commissioner Jamie A Anderson SECONDED. All ayes; motion carried.

PA ISSUES: Southfork Landing PUD Amendment #2 and Riverfront Estates Full Subdivision FCO's were presented by Interim P&Z Administrator, Rora Canody and Deputy Prosecutor McLain. Commissioner Jamie A Anderson MOTIONED that the Board amend the boundary of the Southfork Landing PUD, known as amendment #2, and that the conditions of approval be:

1. All conditions of the Southfork PUD, dated July 9, 2007, remain effective and binding to the applicant. This amendment changes exterior boundary line and reduces the overall size of the development only.
2. Applicant shall obtain approval from Central District Health Department prior to signature on the final plat of any future phase of Southfork Landing.

3. The final plat of any future phase of SouthFork Landing shall contain all required face notes per BCSO #2006-02, or current ordinance at the time of application, and Idaho Code.
4. A new "Overall Master Plan" of Southfork Landing reflecting the amended boundary, with the date as approved by the Board of County Commissioners, shall be prepared and presented to the Planning and Zoning Department with accompanying reduced and digital copies.
5. The "Overall Master Plan" shall identify the proposed Riverfront Estates Subdivision as not included within the Southfork Landing PUD and full-scale subdivision, and shall identify the Boise County Recorder's instrument number for the Riverfront Estates Subdivision.
6. The applicant shall enter into agreements with L.B. Industries, Inc. regarding public utilities, utility easements, water rights and access maintenance and shall review said agreements with Boise County Planning staff prior to recording.
7. Applicant shall comply with all local, state and federal requirements and permits.

Chairman Robert A Fry SECONDED. All ayes; motion carried.

The Riverfront Estates Subdivision FCO's were discussed. The Riverfront FCO's were tabled until the audio recording of the public hearing held on February 28th, 2012, on the subdivision can be listened to.

Chairman Robert A Fry MOTIONED to go into executive session per 67-2345 (1)(c) to discuss acquisition of land for the ROW on the Southfork Payette Bridge and allow interested parties, present at the Commissioner meeting, to be included in session. Commissioner Jamie A Anderson SECONDED. Roll call vote: Commissioner Jamie A Anderson - Aye; Chairman Robert A Fry - Aye; Commissioner Terry C Day - Aye. Motion passed.

Chairman Fry stated that, during the executive session, there was a discussion of the Southfork Payette Bridge ROW with members of the Louck's family. The group discussed many issues with respect to wording on the documents. It was agreed that Commissioner Anderson, Deputy Prosecutor McLain and the property owner's attorney will work together to develop a document of voluntary possession to the county. Substantial agreement was reached with the property owners on the subject.

Deputy Prosecutor Cherese McLain discussed the BLM agreement associated with Ted Scharff's request for road realignment. Both the BLM and the USFS had errors in their records. A document was prepared, with the BLM and USFS approval, to clean up the two entities records. Commissioner Terry C Day MOTIONED to have Chairman Fry sign Form 299 and the relinquishment form from the BLM. Chairman Robert A Fry SECONDED. All ayes; motion passed.

Deputy Prosecutor McLain discussed the Medical Director Agreement for EBCAD with an effective date to April 1st, 2012. A clean copy of the agreement would be ready for the Commission to sign in the afternoon.

CONSTITUENT INPUT: Randy Smith, Idaho City, and the Idaho City Ambulance Unit discussed certain issues that they are having with some of the public events. Certain events are requiring last minute emergency medical coverage for the events.

Jayne Reed, Garden Valley, discussed the meeting that the State Tax Commission held with certain county officials. Ms. Reed also inquired as to when and how the \$500,000 (payment) would be made.

BILLS: Chairman Robert A Fry MOTIONED to approve all the claims, with the exception of Idaho Association of Counties, \$130.00. Commissioner Anderson SECONDED. All ayes; motion passed.

MISCELLANEOUS & CORRESPONDENCE: Commissioner Terry C Day MOTIONED to accept the reinstatement of John Roberts as an employee of the county. Chairman Robert A Fry SECONDED. All ayes; motion carried.

Commissioner Jamie A Anderson MOTIONED for the Board of County Commissioners, through EBCAD, to enter into a contract for EBCAD emergency services through a Medical Service Agreement with Dr. Matthew Nelson and provide, within 10 days, an insurance policy per the contract. Chairman Robert A Fry SECONDED. All ayes; motion passed.

Commissioner Jamie A Anderson MOTIONED to approve a grant application for EBCAD, prepared by Dr. Nelson, subject to review by county legal counsel, as well as providing a letter of support from the Commission. Chairman Robert A Fry SECONDED. All ayes; motion passed. The grant is for an EMS software application to be used by EBCAD.

Commissioner Terry C Day MOTIONED to approve the comp time payout to C. Elliott. Chairman Robert A Fry SECONDED. All ayes; motion passed.

Chairman Robert A Fry MOTIONED to approve the Kane & Associates Agreement, with a zero deposit required, to represent Boise County on the FLSA claim filed by Gordon Ravenscroft. Commissioner Terry C Day SECONDED. All ayes; motion passed.

The archeological survey report, for the EBCA Placerville Ambulance building project and prepared by Power Engineers, was provided to the Commission.

Commissioner Jamie A Anderson MOTIONED to approve the red zone assessment contracts with Clear Creek Volunteer Fire Department, Valley of the Pines Volunteer Fire Department and Robie Creek Volunteer Fire Department. Chairman Robert A Fry SECONDED. All ayes, motion carried.

Commissioner Jamie A Anderson MOTIONED to approve the special meeting minutes from February 22nd, 23rd and 24th, 2012 regarding public meetings on Alamar debt. Commissioner Terry C Day SECONDED. All ayes; motion passed.

A letter of support for the EBCAD grant application, approved earlier in the meeting, was presented to the Commission for signature. Commissioner Terry C Day MOTIONED to sign the letter. Commissioner Jamie A Anderson SECONDED. All ayes; motion carried.

A contract to retain Michael Kane of Kane & Associates to represent Boise County, on the Ravenscroft FLSA claim, was presented. Chairman Robert A Fry MOTIONED to approve the contract with Kane & Associates. Commissioner Terry C Day SECONDED. All ayes; motion passed.

FUTURE AGENDA TOPICS: Chairman Robert A Fry questioned whether the letter from the Jerome County Authority should be added to the June 4th, 2012 meeting. It was determined that further review of the subject was necessary.

Commissioner Jamie A Anderson would like to have a conversation between the Board and John Roberts, EMS Coordinator, to discuss the scope of work for his department.

Commissioner Anderson stated that she would be attending a mediation session for the Lawson vs Boise County case.

Having no further business, Chairman Fry adjourned the meeting until 9:00 a.m. on Monday, June 4th, 2012.

Approved this 2nd day of July, 2012.

ROBERT A. FRY, Chairman
Boise County Board of Commissioners

Attest:

MARY T. PRISCO, Clerk to the Board