



# Bonner County

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## Board of Commissioners

Glen Bailey

Daniel McDonald

Jeff Connolly

### MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

October 10, 2017 – 9:00 A.M.

Bonner County Administration Building  
1500 Hwy 2, Suite 338, Sandpoint, ID

On Tuesday, October 10, 2017 the Bonner County Commissioners met for their regularly scheduled meeting with Commissioners McDonald & Bailey present. Chairman Bailey called the meeting to order at 9:00 a.m. The Invocation was presented by Pastor Ken Smith of the First Baptist Church and the Pledge of Allegiance followed.

#### ADOPT ORDER OF THE AGENDA

Commissioner McDonald moved to amend the order of the agenda by:

Removing Miscellaneous Item 1) Discussion/Decision Regarding Adoption of the Natural Resource Plan & Add the following: EXECUTIVE SESSION under Idaho Code 74-206 (1) (a) Hiring with Prosecutor's Office, Scott Bauer 1) Discussion/Decision Regarding a Retainer Agreement with Davillier Law Group, LLC; EXECUIVE SESSION under Idaho Code 74-206 (1) (a) Hiring with Human Resources & the Clerk's Office Commissioner Bailey stepped down from the Chair and seconded the motion. All in favor. The motion passed.

Commissioner McDonald made a motion to adopt the order of the agenda as amended. Commissioner Bailey stepped down from the Chair and seconded the motion. All in favor. The motion passed.

#### PUBLIC COMMENT

Doug Patterson – Commented about the RMEF opposition to the Scotchman's peak wilderness designation.

Dan Rose – Advised that he already spoke with Commissioner McDonald.

Molly Oreilly – Commented on the procedural process for posting meeting agendas. a.

#### CONSENT AGENDA

- 1) Liquor Licenses: Fiesta Bonita II, Sandpoint, ID
- 2) Bonner County Commissioners' Minutes for October 3, 2017
- 3) Expenditures over \$5,000: Technology, Road & Bridge

Commissioner McDonald made a motion to approve the consent agenda as presented. Commissioner Bailey stepped down from the Chair and seconded the motion. There was a brief discussion amongst the audience regarding the Expenditures over \$5,000. All in favor. The motion passed.

#### CLERK – Michael W. Rosedale

- 1) Discussion/Decision Regarding Payment of Claims in FY17 Batch 26; **\$163,046.68**; Demands **\$92,050.92**

<b>Claims Batch #26</b>	
General Fund	\$ 31,162.17
Road & Bridge	\$ 18,559.32
Airport	\$ 6,480.53
Elections	\$ 167.11
911 Fund	\$ 64,947.76
Revaluation	\$ 358.75
Solid Waste	\$ 5,940.46
Parks and Recreation	\$ 277.73
Justice Fund	\$ 22,358.95
Snow Groomers	\$ 67.62
Waterways	\$ 605.53
Grants	\$ 12,120.75
<b>Total</b>	<b>\$ 163,046.68</b>

Commissioner McDonald moved to approve payment of the FY17 Claims in Batch #26 \$163,046.68 & Demands Batch #26 \$92,050.92 totaling \$255,097.60. Commissioner Bailey stepped down from the Chair and seconded the motion. There was a brief discussion amongst the Board, audience and Mike Rosedale regarding the difference between the batch and demands. All in favor. The motion passed.

2) Discussion/Decision Regarding Payment of Claims in FY18 Batch 1; **\$125,534.82**; Demands **\$506,783.54**

<b>Claims Batch #1</b>	
General Fund	\$ 24,101.23
Road & Bridge	\$ 31,448.00
Airport	\$ 46.05
911 Fund	\$ 9,900.00
Revaluation	\$ 608.36
Tort	\$ 1,848.00
Weeds	\$ 142.29
Justice Fund	\$ 20,503.05
Grants	\$ 588.68
Auditors Trust	\$ 36,349.16
<b>Total</b>	<b>\$ 125,534.82</b>

Commissioner McDonald moved to approve payment of the FY18 Claims in Batch #1 \$125,534.82 & Demands Batch #1 \$506,783.54 totaling \$632,318.36. Commissioner Bailey stepped down from the Chair and seconded the motion. There was a brief discussion amongst the Board, audience and Mike Rosedale regarding the difference between the batch and demands All in favor. The motion passed.

**PUBLIC DEFENDER – Janet Whitney**

1) Discussion/Decision Regarding Destruction of Records; **Resolution**

Commissioner McDonald moved to approve payment of the Resolution #17-94 authorizing the Public Defender’s Office to destroy the documents as listed in the attached Resolution and as outlined in the Public Defender’s Records Retention Policy Resolution #16-22. Commissioner Bailey stepped down from the Chair and seconded the motion. All in favor. The motion passed.

**SHERIFF – Daryl Wheeler**

- 1) Discussion/Decision Regarding Medical Services Contract with Troy W. Geyman, M.D.; \$49,500

Commissioner McDonald moved to approve the Medical Services Contract between Troy W. Geyman, M.D. and the Bonner County Sheriff’s Office. The amount of this contract will not exceed \$49,500 annually and is effective from September 30, 2017 through September 30, 2018. This agreement may be terminated by either party with 30 days’ written notice. Commissioner Bailey stepped down from the Chair and seconded the motion. There was a brief discussion amongst the audience and Sheriff Wheeler regarding this contract. All in favor. The motion passed.

**EMERGENCY MANAGEMENT – Bob Howard**

- 1) Discussion/Decision Regarding Grant Award – 2017 SHSP Grant Award #17SHSP009; \$61,784.00

Commissioner McDonald moved to accept the Idaho Office of Emergency Management 2017 State Homeland Security Grant award 17SHSP009 in the amount of \$61,784.00 and allow the Chairman to sign. Commissioner Bailey stepped down from the Chair and seconded the motion. There was a brief discussion amongst the Board regarding this item. All in favor. The motion passed.

- 2) Discussion/Decision Regarding Appointing Grant Administrator – 2017 SHSP Grant Award # 17SHSP009; **Resolution**

Commissioner McDonald moved to approve Resolution #17-95 authorizing the Director of Emergency Management as the Grant Administrator to prepare, sign and submit quarterly reports for the 2017 State Homeland Security Grant Program number 17SHSP009 in the amount of \$61,784.00. Commissioner Bailey stepped down from the Chair and seconded the motion. There was a brief discussion amongst the Board, audience and Bob Howard regarding this grant. All in favor. The motion passed.

**RISK MANAGEMENT – Christian Jostlein**

- 1) Discussion/Decision Regarding Bonner County Personnel Policy #2100 – Risk Management

Commissioner McDonald moved to approve the proposed Risk Management Policy #2100. Commissioner Bailey stepped down from the Chair and seconded the motion. There was a brief discussion amongst the Board, audience, and Christian Jostlein regarding this policy. All in favor. The motion passed.

Public Comment – Doug Patterson – spoke regarding Executive Sessions Regarding Hiring on this agenda.

Public Comment - Kirby McKee – Spoke regarding Guard Rails on Bottle Bay.

Public Comment – Jan – Tree kill along roadways, standing dead trees on Pine Street on the County section. Should be monitored, I encourage that the County adopt a policy to annually remove those fuels.

At 9:33 am Commissioner Bailey recessed the meeting.

At 9:42 am Commissioner Bailey reconvened the meeting.

**EXECUTIVE SESSION – Human Resources**

- 1) Executive Session under Idaho Code § 74-206 (1) (B) Personnel - EMS with Cindy Binkerd & Bob Bussey Discussion/Decision Regarding Incorporation of EMS Holiday Pay into Bonner County Personnel Policy

Commissioner McDonald moved to enter into Executive Session under Idaho Code § 74-206 (1) (B) Personnel - EMS with Cindy Binkerd & Bob Bussey with a Discussion/Decision Regarding Incorporation of EMS Holiday Pay into Bonner County Personnel Policy to follow. Commissioner Bailey stepped down

from the Chair and seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye. All in favor. The motion passed.

Commissioner Bailey advised that a new policy for EMS will be brought forward to our Regular Weekly Business Meeting next week.

2) Executive Session under Idaho Code § 74-206 (1) (B) Personnel – Assessor with Cindy Binkerd & Jerry Clemons

At 9:49 am Commissioner McDonald moved to enter into Executive Session under Idaho Code § 74-206 (1) (B) Personnel – Assessor with Cindy Binkerd & Jerry Clemons. Commissioner Bailey stepped down from the Chair and seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye. All in favor. The motion passed.

Commissioner Bailey provided a brief synopsis of the Executive Session and HR will proceed as directed.

3) Executive Session under Idaho Code § 74-206 (1) (A) Hiring – with Human Resources & the Clerk’s Office

At 9:55 am Commissioner McDonald moved to enter into Executive Session under Idaho Code § 74-206 (1) (A) Hiring – with Human Resources & the Clerk’s Office. Commissioner Bailey stepped down from the Chair and seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Yes. All in favor. The motion passed.

Commissioner Bailey provided a brief synopsis of the Executive Session stating that Human Resources will make changes to a job description.

At 10:05 a.m. Commissioner McDonald moved to amend the agenda by adding an Executive Session under Idaho Code § 74-206 (1) (A) Hiring with the Public Defender, Civil Attorney Scott Bauer and Human Resources Director Cindy Binkerd. This is being added for a timeliness issue. Commissioner Bailey stepped down from the Chair and seconded the motion. All in favor. The motion passed.

At 10:06 a.m. Commissioner McDonald moved to enter into Executive Session under Idaho Code § 74-206 (1) (A) Hiring with the Public Defender, Civil Attorney Scott Bauer and Human Resources Director Cindy Binkerd. Commissioner Bailey stepped down from the Chair and seconded the motion. Roll Call – Commissioner McDonald – Aye, Commissioner Bailey. All in favor. The motion passed.

At 10:20 a.m. provided a brief synopsis of the Executive Session stating that the Board had a good discussion with our Public Defender Janet Whitney, Civil Council and HR Director Cindy Binkerd

Commissioner McDonald moved to add proposed Resolution #17-96 to the agenda for timeliness reasons, this item is an amendment to the Public Defenders Resolution #02-39. Commissioner Bailey stepped down from the Chair and seconded the motion. All in favor. The motion passed.

Commissioner McDonald moved to approve Resolution #17-96 amending Resolution #02-39 by adding the following clause to the Resolution: The scope of Public Defender activities is limited exclusively to #1. Indigent Criminal Defense; #2. Civil Contempt; and #3. Child Protective Act proceedings. The BOCC reserves the right to expand the scope of Public Defender services on a case-by-case basis. And to make this retroactive to October 1, 2017 beginning of our fiscal year. Commissioner Bailey stepped down from the Chair and seconded the motion. All in favor. The motion passed.

**EXECUTIVE SESSION – Human Resources**

1) Executive Session under Idaho Code § 74-206 (1) (A) Hiring with Prosecutor’s Office, Scott Bauer

Discussion/Decision Regarding a Retainer Agreement with Davillier Law Group, LLC.

At 10:23 a.m. Commissioner McDonald moved to enter into Executive Session under Idaho Code § 74-206 (1) (A) Hiring with Prosecutor's Office, Scott Bauer. Discussion/Decision Regarding a Retainer Agreement with Davillier Law Group, LLC. Commissioner Bailey stepped down from the Chair and seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye. All in favor. The motion passed.

10:33 a.m. good disc with Civil Attorney and Colton Boyles

Commissioner McDonald moved to approve the updated retainer agreement with the Davillier Law Group, LLC. for legal services and have the Chairman sign it administratively. Commissioner Bailey stepped down from the Chair and seconded the motion. All in favor. The motion passed.

There being no further business to come before the meeting, at 10:34 a.m. Chairman Bailey adjourned the meeting.

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The following is a summary of the Board of County Commissioners Special Meetings, (including Tax Cancellations, Assistance Meetings/Admin and other) Executive Sessions, Emergency Meetings and Hearings held during the week of October 3, 2017 – October 10, 2017  
Copies of the complete meeting minutes are available upon request.

On Wednesday, October 4, 2017 Treasurer Cheryl Piehl met with the Board to discuss the following files: Approved: RP57N05W263900A – 2017; RP56N02W085500A – 2017; RP020220030010A – 2017; RP55N02E119000A – 2015-2016; RP58N02W121164A – 2016; RPK02180080060A – 2015-2017; MHK0218019011NA 2012-2014.

On Wednesday, October 4, 2017 Assistance Director Kevin Rothenberger met with the Board to discuss the following files: Denied: 2017-059; 2017-062; 2017-065

On Wednesday, October 4, 2017 a Department Heads Meeting was held pursuant to Idaho Code §74-204(2).

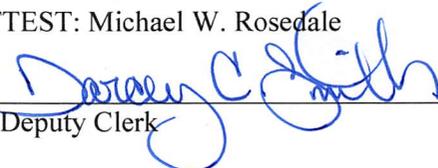
On Wednesday, October 4, 2017 a meeting was held Regarding Certification of Taxing Districts, yield deferred & Homeowner recapture pursuant to Idaho Code §74-204(2). Commissioner Connolly moved to approve the certification of the delinquent fees and taxes to the 2017 real roll as presented by the Treasurer's office. Commissioner Bailey stepped down from the Chair and seconded the motion. All in favor. The motion passed

On Thursday, October 5, 2017 Executive Sessions were held for Benefit Broker Interviews pursuant to Idaho Code §74-206(1)(A).

On Thursday, October 5, 2017 an Executive Session regarding Litigation was held With Civil Attorney Bill Wilson and Planning Director Milton Ollerton pursuant to Idaho Code §74-206(1)(F).

  
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Glen Bailey, Chairman

10/17/17  
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Date

ATTEST: Michael W. Rose Dale  
By   
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Deputy Clerk