



Bonner County

Board of Commissioners

Glen Bailey

Daniel McDonald

Jeff Connolly

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

October 31, 2017 – 9:00 A.M.

Bonner County Administration Building
1500 Hwy 2, First Floor Conference Room, Sandpoint, ID

On Tuesday, October 31, 2017 the Bonner County Commissioners met for their regularly scheduled meeting with all three Commissioners present. Chairman Bailey called the meeting to order at 9:00 a.m. The Invocation was presented by Chairman Bailey and the Pledge of Allegiance followed.

ADOPT ORDER OF THE AGENDA

Commissioner Connolly made a motion to add the following: *Consent Agenda Item #6: Road and Bridge Letter to Homeowners regarding Snow Plowing Route Changes & Human Resources Item #2 Approval of Business Associate Agreement with Paynewest.* Commissioner McDonald seconded the motion. All in favor. The motion passed.

Commissioner Connolly moved to adopt the order of the agenda as amended. Commissioner McDonald seconded the motion. All in favor. The motion passed.

PUBLIC COMMENT –

Tom Clark – Spoke in regards to his personal business in Priest River, stated he has always had trouble finding employees due to the housing or lack thereof in Priest River. With the smelter coming has concerns with the lack of housing, road maintenance, and a multitude of other concerns.

Theresa Heisener - Spoke in regards to the silicone smelter coming to Newport and her environmental concerns. Feels that the smelter is not appropriate for the area.

Axel Heisener – Spoke in regards to the silicone smelter project. There has been no counter points regarding Hi-Test's claims of clean smelting. Stated that in his own research he has found a multitude of dangers in the smelting process. Spoke in regards to the residents that live close to the proposed site and the effects that smelting could potentially have on their health.

Michael Naylor - Member of the Executive Board, Citizens against the Newport Smelter. Presented research on the proposed smelter, stated that he is involving the Governor and the Attorney General of the State of Idaho to investigate what he believes to be untruthful occurrences.

CONSENT AGENDA

- 1) Liquor Licenses: Priest Lake Marina, Priest Lake, ID; Floating Restaurant, Hope, ID; Lake Pend Oreille Cruises, Hope, ID; The Tervan Tavern, Sandpoint, ID; Hays Chevron, Clark Fork, ID; Clark Fork Beverage, Clark Fork, ID; Ice House Pizzeria, Hope, ID; Dairy Depot, Sandpoint, ID; Idaho Pour Authority, Sandpoint, ID; Wal-Mart Store, Ponderay, ID
- 2) Bonner County Commissioners' Minutes for October 24, 2017
- 3) Expenditures over \$5,000: Sheriff's Office
- 4) Planning – Final Plats: JLL Estates, File #MLD1908-17 & Willis Plat, File #MLD1911-17
- 5) Road & Bridge Notice of Intent to Renew Grader Lease No. 1716064
- 6) Road & Bridge Letter to Homeowners regarding Snow Plowing Route Changes

Commissioner McDonald moved to approve the consent agenda as presented. Commissioner Connolly seconded the motion. There was a brief discussion amongst the audience and the Board regarding the Consent Agenda. All in favor. The motion passed.

CLERK – Michael Rosedale

- 1) Discussion/Decision Regarding FY17 Claims in Batch #28 \$50,468.39 and FY17 Demands in Batch #28 \$1,652.47; Totaling \$52,120.86

Claims Batch #28	
General Fund	\$ 13,237.90
Road & Bridge	\$ 4,181.42
Airport	\$ 24.50
Drug Court	\$ 454.18
911 Fund	\$ 18.00
Solid Waste	\$ 21,685.40
Parks and Recreation	\$ 122.85
Justice Fund	\$ 10,293.78
Snow Groomers	\$ 450.36
Total	\$ 50,468.39

Batch #28	
Demands	\$ 1,652.47

Commissioner Connolly made a motion to approve payment of the FY17 Claims in Batch #28 \$50,468.39 & the FY17 Demands in Batch #28 \$1,652.47 Totaling \$52,120.86. Commissioner McDonald seconded the motion. All in favor. The motion passed.

- 2) Discussion/Decision Regarding FY17 EMS Claims in Batch #28 \$4,542.09

EMS Batch #28	
Ambulance District	\$ 4,542.09

Commissioner McDonald made a motion to approve payment of FY17 Claims in Batch #28 Totaling \$4,542.09. Commissioner Connolly seconded the motion. All in favor. The motion passed.

AIRPORT – Jim Kaiser

- 1) Discussion/Decision Regarding Wildlife Fencing Project, Change Order2; \$5,432.82 Total Credit
 Commissioner Connolly made a motion to approve the Idaho Fence Company Change Order 1 in the credit amount of \$9,644.82 and Change order 2 in the amount of \$4,212.00. The total of the two change orders result in a credit of \$5,432.82 for the Sandpoint Airport wildlife fencing project. Commissioner McDonald seconded the motion. All in favor. The motion passed.

ROAD & BRIDGE – Steve Klatt

- 1) Discussion/Decision Regarding Request for Additional Funds, LHTAC Bottle Bay INT Project No. A020 (297); \$100,000

Commissioner McDonald made a motion to approve additional funds for the LHTAC Bottle bay INT Project No. A020(297) Key No. 20297 from Road & Bridge Grant Match account 002-9000 in the amount of \$100,000 to cover a portion of the bid amount over the engineer’s estimated cost of the project. Commissioner Connolly seconded the motion. All in favor. The motion passed.

HUMAN RESOURCES – Cindy Binkerd

- 1) Discussion/Decision Regarding Reappointment, Appointment and Resignation of Members to the Bonner County Wellness Committee; Resolution

Commissioner Connolly made a motion to approve Resolution 17- 101 reappointing Lisa Lawrence and appointing Jennifer Ralls to a three-year term on the Bonner County Wellness Committee. Commissioner McDonald seconded the motion. All in favor. The motion passed.

- 2) Discussion/Decision Regarding Approval of the Agreement with Payne-West

Commissioner Connolly made a motion to approve the business associate agreement with Paynewest on behalf of Bonner County. This agreement enables Paynewest to serve as the agent to create, receive, maintain and transmit all electronic health protected information and allows transfer of PHI/transfer rights. The effective date will be October 31, 2017. Commissioner McDonald seconded the motion. All in favor. The motion passed.

EMS – Bob Bussey

- 1) Discussion/Decision Request to Hire H2A Architects for Ponderay EMS Station

Commissioner McDonald made a motion to approve the request to hire H2A Architects of Coeur d' Alene to plan, design and consult for the design phase of the EMS Ponderay station. Commissioner Connolly seconded the motion. All in favor. The motion passed.

At 9:43 a.m. Chairman Bailey recessed the meeting.

At 9:57 a.m. Chairman Bailey reconvened the meeting.

Order of Executive Sessions were moved to accommodate employees and guests time restrictions.

EXECUTIVE SESSION – HUMAN RESOURCES

- 3) Executive Session under Idaho Code § 74-206 (1)(B) Personnel with HR Director Cindy Binkerd
Discussion/Decision Regarding Personnel

At 9:57 a.m. Commissioner Connolly moved to enter into Executive Session under Idaho Code § 74-206 (1) (B) Personnel with HR Director Cindy Binkerd. Commissioner McDonald seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye, Commissioner Connolly – Aye. All in favor. The motion passed.

Commissioner McDonald made a motion to approve the personnel actions as discussed in Executive Session. Commissioner seconded the motion. All in favor. The motion passed.

Commissioner Bailey reconvened at 10:03 a.m.

EXECUTIVE SESSION – AIRPORTS & DAVILLIER LAW GROUP, LLC

- 1) Executive Session under Idaho Code § 74-206 (1) (F) Litigation with Jim Kaiser and Colton Boyles
Discussion/Decision Regarding Letter to Property Owners Adjacent to the Sandpoint Airport

At 10:03 a.m. Commissioner Connolly moved to enter into Executive Session under Idaho Code § 74-206 (1) (F) Litigation with Jim Kaiser & Colton Boyles. Commissioner McDonald seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye, Commissioner Connolly – Aye. All in favor. The motion passed.

Reconvened at 10:22 a.m.

Commissioner Connolly made a motion to approve the letter to property owners adjacent to the Sandpoint Airport drafted by Davillier Law Group, Colton Boyles. Commissioner McDonald seconded the motion. All in favor. The motion passed.

EXECUTIVE SESSION – HUMAN RESOURCES & ROAD & BRIDGE

2) Executive Session under Idaho Code § 74-206 (1) (B) Personnel with Cindy Binkerd & Steve Klatt

At 10:23 a.m. Commissioner McDonald moved to enter into Executive Session under Idaho Code § 74-206 (1) (B) Personnel with HR Director Commissioner Connolly seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye, Commissioner Connolly – Aye. All in favor. The motion passed.

Reconvened at 11:37 a.m.

There being no further business to come before the meeting, at 11:37 a.m. Chairman Bailey adjourned the meeting.

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 24, 2017 – October 31, 2017
Copies of the complete meeting minutes are available upon request.

On Wednesday, October 25, 2017 Treasurer Cheryl Piehl met with the Board to discuss the following files: Approved: RP56N05W222405A, RP58N01W341001A, MH0310300B014AA, MH58N01E173312A, and MH006950010220A

On Wednesday, October 25, 2017 Assistance Director Kevin Rothenberger met with the Board to discuss the following files: Suspended: 2017-063

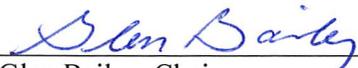
On Tuesday, October 24, 2017 a Planning & FEMA Workshop was held pursuant to Idaho Code §74-204(2).

On Wednesday, October 25 2017 a Planning Hearing was held pursuant to Idaho Code §74-204(2). Commissioner McDonald made a motion to APPROVE FILE #AM154-17, amending Section 484 of Title 12, Bonner County Revised Code, based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing deleting the old language and adding the Intent, Vacation Rental Permit Procedures, Vacation Rental Standards, Local Representative and Violations and Penalties. This action does not result in a taking of private property. Effective January 1, 2018. Commissioner Connolly seconded the motion. Roll call vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye, Commissioner Connolly – aye. All in favor. The motion passed. Commissioner Connolly made a motion to approve an Ordinance of Bonner County, Idaho, the number to be assigned, citing its authority, and providing for the amendment of Title 12, Bonner County Revised Code, Section 12-484, and providing for an effective date of January 1, 2018. Commissioner McDonald seconded the motion. Roll call vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye, Commissioner Connolly – Aye. All in favor. The motion passed. Commissioner Connolly made a motion to approve FILE #AM157-17 to amend Bonner County Revised Code Title 12, Chapter 2 adding Section 263, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan as enumerated in the following findings of fact and conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. I further move to adopt the following findings of fact and conclusions of law as written (or as amended). This action does not result in a taking of private property. Commissioner McDonald seconded the motion. Roll Call Vote: Commissioner McDonald – aye, Commissioner Bailey – aye, Commissioner Connolly – aye. All in favor. The motion passed. Commissioner McDonald made a motion to approve an Ordinance of Bonner County, Idaho, the number to be assigned, citing its authority, and providing for the amendment of Title 12, Bonner County Revised Code, adding Section 12-263, and providing for an effective date. Commissioner Connolly seconded the motion. Roll call vote: Commissioner McDonald –

aye, Commissioner Bailey – aye, Commissioner Connolly – aye. All in favor. The motion passed. : Commissioner Connolly made a motion to approve FILE #AM157-17 to amend Bonner County Revised Code Title 12, Chapter 2 adding Section 263, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan as enumerated in the following findings of fact and conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. I further move to adopt the following findings of fact and conclusions of law as written (or as amended). This action does not result in a taking of private property. Commissioner McDonald seconded the motion. Roll Call Vote: Commissioner McDonald – aye, Commissioner Bailey – aye, Commissioner Connolly – aye. All in favor. The motion passed. Commissioner McDonald made a motion to approve an Ordinance of Bonner County, Idaho, the number to be assigned, citing its authority, and providing for the amendment of Title 12, Bonner County Revised Code, adding Section 12-263, and providing for an effective date. Commissioner Connolly seconded the motion. Roll call vote: Commissioner McDonald – aye, Commissioner Bailey – aye, Commissioner Connolly – aye. All in favor. The motion passed.

On Wednesday, October 25 2017 a Bonner County Natural Resources Committee Workshop was held pursuant to Idaho Code §74-204(2).

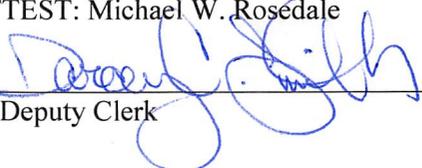
On Monday, October 30, 2017 an Executive Session was held pursuant to Idaho Code §74-204(2).



Glen Bailey, Chairman

11/07/17

Date

ATTEST: Michael W. Rosedale
By 

Deputy Clerk