

Bonner County

Board of Commissioners

Glen Bailey

Daniel McDonald

Jeff Connolly

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

September 19, 2017 – 9:00 A.M.

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

On Tuesday, September 19, 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 Pastor Chris Bassett and the Pledge of Allegiance followed.

ADOPT ORDER OF THE AGENDA

Commissioner McDonald made a motion to approve the order of the agenda as presented. Commissioner Connolly seconded the motion. All in favor. The motion passed.

PUBLIC COMMENT – None

CONSENT AGENDA

- 1) Bonner County Commissioners' Minutes for September 12, 2017
- 2) Final Plat, Petek Acres, File #MLD1914-17
- 3) Expenditures over \$5000: Road & Bridge
- 4) Liquor License: John's Lounge, Hope, ID

Commissioner Connolly moved to approve the Consent Agenda as presented. Commissioner McDonald seconded the motion. All in favor. The motion passed.

TREASURER – Cheryl Piehl

- 1) Discussion/Decision Regarding Destruction of Records; **Resolution**
Commissioner McDonald made a motion to approve Resolution #17 – 85 authorizing the County Treasurer to destroy the attached documents as listed and outlined in the Treasurer's Retention Policy Resolution. Commissioner Connolly seconded the motion. All in favor. The motion passed.

SHERIFF'S OFFICE – Daryl Wheeler

- 1) Discussion/Decision Regarding Records Destruction; **Resolution**
Commissioner Connolly made a motion to approve Resolution #17- 86 authorizing the Sheriff's Office to destroy the Sheriff's Office and Jail records listed on Exhibit A. Commissioner McDonald seconded the motion. All in favor. The motion passed.
- 2) Discussion/Decision Regarding Jail A to B Budget Funds Transfer; **Resolution**
Commissioner McDonald made a motion to approve Resolution #17- 87 authorizing the Clerk to open the jail "B" budget and increase line item 03461 8060 Medical by \$10,000; and reduce line

03478 6020 by \$10,000. Commissioner Connolly seconded the motion. All in favor. The motion passed.

PUBLIC DEFENDER – Janet Whitney

- 1) Discussion/Decision Regarding Conflict Public Defender Contract, Level 1
Commissioner Connolly made a motion to offer the Conflict Public Defender First level Conflict Contract to Serra Woods at the hourly rate stated in the contract. Commissioner McDonald seconded the motion. All in favor. The motion passed.
- 2) Discussion/Decision Regarding Conflict Public Defender Contract, Level 2
Commissioner McDonald made a motion to offer the Conflict Public Defender Second Level Conflict contract to Bruce H. Greene at the hourly rate stated in the contract. Commissioner Connolly seconded the motion. All in favor. The motion passed.
- 3) Discussion/Decision Regarding Conflict Public Defender Contract, CASA Contract
Commissioner Connolly made a motion to offer the Conflict Public Defender CASA contract to Margaret Williams at the yearly rate stated in the contract. Commissioner McDonald seconded the motion. All in favor. The motion passed.

HUMAN RESOURCES – Cindy Binkerd

- 1) Discussion/Decision Regarding Personnel Policy Revision
Commissioner McDonald made a motion to approve the revision to the Bonner County Personnel Policy Manual, adding the following policy language, “any department-specific policies which have not been reviewed by HR for compatibility and compliance with the BOCC’s master personnel policy and approved by the BOCC are deemed void and of no effect.” Commissioner Connolly seconded the motion. All in favor. The motion passed.

ROAD & BRIDGE – Steve Klatt, Interim Director

- 1) Discussion/Decision Regarding Turnbull States Grant Funding, Unanticipated Revenue:
Resolution
Commissioner Connolly made a motion to Repeal Resolution 17-82 and replace with Resolution 17- 88 that requests the Idaho Community Foundation distribute funds from the “Bonner County Road & Bridge Fund” (Turnbull Estate) in the amount of \$178,099 for FY2016 and FY2017 and deposit \$78,099 from the Turnbull Estate into Road & Bridge account 002-8760 Contracts Roads as Unanticipated Revenue. As indicated the remaining \$100,000 has already been accounted for in Highway Special account 032-8550 Road Maintenance Other. All funds will be used toward the Talache Road Slide repairs. Commissioner McDonald seconded the motion. All in favor. The motion passed.
- 2) Discussion/Decision Regarding Bid Award, Talache Slide Repair
Commissioner McDonald made a motion to award the contract for construction of the Talache Rd Slide Repair to CE Kramer Crane & Contracting for the amounts listed on the bid submittal form, for a total of \$225,485.00, also moved to authorize the Board Chairman to sign this administratively. Commissioner Connolly seconded the motion. All in favor. The motion passed.

PLANNING – Milton Ollerton

- 1) Discussion/Decision Regarding Reappointment of Members to the Planning and Zoning Commission; **Resolution**
Commissioner Connolly made a motion to approve Resolution #17-89 reappointing Brian Bailey and Trevor Kempton to a 3-year term on the Planning & Zoning Commission, to begin October

1, 2017 and ending September 30, 2020. Commissioner McDonald seconded the motion. All in favor. The motion passed.

TECHNOLOGY – Bonnie Glazier

1) Discussion/Decision Regarding Amended proposal of Intermax Services

Commissioner McDonald made a motion to approve and sign the attached Proposal for Ethernet Services to allow for continued reliable and cost effective and improved services. Commissioner Connolly seconded the motion. All in favor. The motion passed.

Commissioner Bailey recessed the meeting at 9:57 a.m.

Commissioner Bailey reconvened the meeting at 10:01 a.m.

EXECUTIVE SESSION – Airport

Executive Session under Idaho Code § 74-206 (1) (F) Litigation with Airports and Scott Bauer

At 10:01 a.m. Commissioner McDonald moved to enter into Executive Session under Idaho Code § 74-206 (1) (f) Litigation. Commissioner McDonald seconded the motion. Roll Call Vote: Commissioner McDonald – Yes, Commissioner Bailey – Yes, Commissioner Connolly – Yes. All in favor. The motion passed.

Commissioner Bailey reconvened the meeting at 10:25 a.m.

Commissioner McDonald made a motion to approve Road Products, Inc, Change Order #2 in the amount of \$11,010.95 and further approve the final project payment to RPI in the amount of \$43,850.02. Commissioner Connolly seconded the motion. All in favor. The motion passed.

EXECUTIVE SESSION – EMS, Bob Bussey

Executive Session under Idaho Code § 74-206 (B) Personnel with EMS & Human Resources

At 10:26 a.m. Commissioner Connolly moved to enter into Executive Session under Idaho Code § 74-206 (1) (B) Personnel with EMS. Commissioner McDonald seconded the motion. Roll Call Vote: Commissioner McDonald – Yes, Commissioner Bailey – Yes, Commissioner Connolly – Yes. All in favor. The motion passed.

Commissioner Bailey reconvened the meeting at 11:20 a.m.

EXECUTIVE SESSION – Human Resources

Executive Session under Idaho Code § 74-206 (1)(F) Litigation with Human Resources

At 11:20 a.m. Commissioner McDonald moved to enter into Executive Session under Idaho Code § 74-206 (1) (f) Litigation with Human Resources. Commissioner Connolly seconded the motion. Roll Call Vote: Commissioner McDonald – Yes, Commissioner Bailey – Yes, Commissioner Connolly – Yes. All in favor. The motion passed.

Commissioner Bailey reconvened the meeting at 12:10 p.m.

At 12:10 p.m. with no further business to come before the Board, 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 September 12,
2017 – September 19, 2017

Copies of the complete meeting minutes are available upon request.

On Wednesday, September 13, 2017 Treasurer Cheryl Piehl met with the Board to discuss the following files: Approved: MH0171000002AA, MH54N03W13477MA

On Wednesday, September 13, 2017 an Assistance Meeting was held to discuss the following files: Denied: 2017-055

On Tuesday, September 12, 2017 a Planning Update was held pursuant to §74-204(2).

On Wednesday, September 13, 2017 a Planning Hearing was held pursuant to §74-204(2). Commissioner McDonald moved to approve this project FILE ZC358-16 a zone change from Suburban to Rural Service center, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. Further moved to adopt the findings of fact and conclusions of law as written. This action does not result in a taking of private property. 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 moved to approve an Ordinance of Bonner County, Idaho, Ordinance number 569 citing its authority, and providing for the amendment of the Official Zoning Map of Bonner County by the reclassification of lands generally located in Section 10, Township 59 North, Range 4 West from Suburban to Rural Service Center, and providing for an effective date. I further move to authorize the Chair to sign the official supplementary zoning map upon publication of the ordinance. 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 moved to approve project, FILE AM155-17, requesting a comprehensive plan amendment for the subject property from Rural Residential to Suburban Growth Area, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the 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 findings of fact and conclusions of law as written. This action does not result in a taking of private property. Commissioner Connolly seconded the motion. Roll call vote: All in favor. The motion passed. Commissioner Connolly made a motion to approve Resolution #17-83 amending the Bonner County Projected Land Use Plan Map. Commissioner McDonald seconded the motion. All in favor. The motion passed. Commissioner McDonald moved to approve project, FILE ZC362-17, requesting a zone change for the subject property from Rural 5 to Suburban, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. Further moved to adopt the findings of fact and conclusions of law as written. This action does not result in a taking of private property.

Commissioner Connolly seconded the motion. All in favor. The motion passed. Commissioner Connolly moved to approve an Ordinance of Bonner County, Idaho, number 570 , citing its authority, and providing for the amendment of the Official Zoning Map of Bonner County by the reclassification of lands generally located in Section 29, Township 56N, Range 3 West, Boise Meridian from Rural-5 to Suburban, and providing for an effective date. Further moved to authorize the Chair to sign the official supplementary zoning map upon publication of the ordinance. 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 moved to approve project, FILE AM156-17, requesting a comprehensive plan amendment for the subject property from Prime Agricultural/Forest (20+) to Agricultural/Forest (10-20), finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. Further moved to adopt the findings of fact and conclusions of law as written. This action does not result in a taking of private property. Commissioner Connolly seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye, Commissioner Connolly – Aye. All in favor. The motion passed. Conclusion 1 The proposed comprehensive plan map amendment is in accord with the Bonner County comprehensive plan.

- Property Rights
- Economic Development
- Hazardous Areas
- Recreation
- Population
- Land Use
- Public Services
- Special Areas or Sites
- School Facilities,
- Natural Resources
- Transportation
- Housing

Commissioner McDonald moved to approve project, FILE AM156-17, requesting a comprehensive plan amendment for the subject property from Prime Agricultural/Forest (20+) to Agricultural/Forest (10-20), finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. Further moved to adopt the findings of fact and conclusions of law as written. This action does not result in a taking of private property. Commissioner Connolly seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye, Commissioner Connolly – Aye. All in favor. The motion passed. Conclusion 1: The proposed comprehensive plan map amendment is in accord with the Bonner County comprehensive plan.

- Property Rights
- Economic Development
- Hazardous Areas
- Recreation
- Community Design
- Population
- Land Use
- Public Services
- Special Areas or Sites
- Implementation
- School Facilities,
- Natural Resources
- Transportation
- Housing
- Transportation

Commissioner Connolly moved to approve Resolution #17-84, citing its authority, and providing for the amendment of the Bonner County Projected Land Use Plan Map by the reclassification of lands generally located in the west half of Section 24, Township 57N, Range 5W, Boise Meridian, from Prime Agricultural/Forest (20+) to Agricultural/Forest (10-20), and providing for an effective date. I further move to authorize the Chair to sign the official supplementary land use map upon publication of the ordinance. Commissioner McDonald seconded the motion. All in favor. The motion passed. Commissioner McDonald moved to approve project FILE ZC363-

17, requesting a zone change for the subject property from Agricultural/Forestry-20 (A/F-20) to Agricultural/Forestry-10 (A/F-10), finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the following conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. Further moved 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 Connolly seconded the motion. Roll call Vote: Commissioner McDonald – aye, Commissioner Bailey – aye, Commissioner Connolly – aye. All in favor. The motion passed. Conclusion 1 The proposed zone change is in accord with the Bonner County comprehensive plan. Conclusion 2 This proposal was reviewed for compliance with the zone change criteria and standards set forth at Sections 12-212, 12-215, and 12-216, Bonner County Revised Code, and was found to be in compliance. Conclusion 3 The proposal is in accord with the purpose of the Suburban zoning district, provided at Chapter 3, Bonner County Revised Code. Conclusion 4 The proposal is appropriate for the area based on the surrounding uses and the location of the property. Commissioner Connolly moved to approve of an Ordinance of Bonner County, Idaho, number 571, citing its authority, and providing for the amendment of the Official Zoning Map of Bonner County by the reclassification of lands generally located in the west half of Section 24, Township 57N, Range 5W, Boise Meridian, from Agricultural/Forestry-20 (A/F-20) to Agricultural/Forestry-10 (A/F-10), and providing for an effective date. Further moved to authorize the Chair to sign the official supplementary zoning map upon publication of the ordinance. Commissioner McDonald seconded the motion. Roll call Vote: Commissioner McDonald – aye, Commissioner Bailey – aye, Commissioner Connolly – aye. All in favor. The motion passed.

On Friday, September 15, 2017 a Bid Opening was held pursuant to §74-204(2). Commissioner Connolly moved to turn over the bid to the airport for their review and recommendation. Commissioner McDonald stepped down from the Chair and seconded the motion. All in favor. The motion passed.

On Monday, September 18, 2017 a meeting with Marilyn Miller regarding Mental Health Court was held pursuant to §74-204(2).

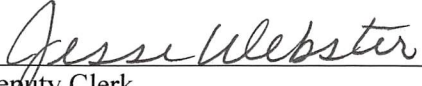
On Monday, September 18, 2017 an Executive Session was held pursuant to §74-204(2).



Glen Bailey, Chairman

10/3/2017

Date

ATTEST: Michael W. Rosedale
By 

Deputy Clerk