



# Bonner County

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## Board of Commissioners

Dan McDonald

Steve Bradshaw

Jeff Connolly

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

January 28, 2020 – 9:00 A.M.

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

On Tuesday, January 28, 2020 the Bonner County Commissioners met for their regularly scheduled meeting with Commissioners McDonald, Bradshaw & Connolly present, and Chairman McDonald called the meeting to order at 9:00 a.m. The Invocation was presented by Janine Shepard and the Pledge of Allegiance followed.

#### ADOPT ORDER OF THE AGENDA

Commissioner Connolly made a motion to add Executive Session #4 Records Exempt from Disclosure Executive Session under Idaho Code § 74-206 (1) (D) with Scott Bauer. Action Item: Discussion/Decision Regarding Release of Running Total of War Memorial Field Lawsuit to date. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

Commissioner Connolly made a motion to adopt the order of agenda as amended. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

#### PUBLIC COMMENT –

- Rebecca Holland spoke regarding money that has been paid by Bonner County to Davillier Law Group*
- Maureen Paterson thanked the commissioners for allowing a public comment period during weekly business meetings*
- Don Holland spoke regarding his communication with the City of Sandpoint*

The meeting was recessed at 9:11 a.m.

The meeting was reconvened at 9:12 a.m.

*-Steve Wasylo thanked the commissioners for protecting the rights of the citizens and spoke regarding the Festival lawsuit*

*-Alicia Abbott spoke regarding correspondence with Attorney General's Office in regards to opinion of law*

*-Kevin Moore feels that there should be a more practical approach to how this is being handled*

*-Dan Rose spoke regarding what binds the prosecutor, and questions why this matter is not being handled civilly*

#### CONSENT AGENDA – Action Item

- 1) Bonner County Commissioners' Minutes for January 21, 2020
- 2) Invoice Over \$5K: GIS

Commissioner Bradshaw made a motion to approve the consent agenda as presented. Commissioner Connolly seconded the motion. All in favor. The motion passed.

**CLERK – Michael Rosedale**

- 1) Action Item: Discussion/Decision Regarding FY20 Claims Batch #10 \$578,459.47 and Demands in Batch #10 \$472,784.16; **Totaling \$1,051,243.63**

Claims Batch #10	
General Fund	\$ 89,457.54
Road & Bridge	\$ 86,004.52
Airport	\$ 6,618.71
Elections	\$ 183.48
Drug Court	\$ 442.53
District Court	\$ 14,650.55
911 Fund	\$ 9,481.13
Health District	\$ 63,349.75
Indigent and Charity	\$ 1,385.00
Junior College Tuition	\$ 1,500.00
Revaluation	\$ 4,019.06
Solid Waste	\$ 34,573.65
Tort	\$ 126,261.57
Weeds	\$ 48.10
Parks & Recreation	\$ 263.00
Justice Fund	\$ 113,068.55
Priest Lake Snowmobile	\$ 60.00
East Bonner Snowmobile	\$ 177.57
Waterways	\$ 9,541.48
Grants	\$ 14,599.03
Self Insured Medical	\$ 101.25
Auditors Trust	\$ 2,673.00
<b>Total</b>	<b>\$ 578,459.47</b>

Claims Batch #10	
Demands	\$ 472,784.16

Commissioner Connolly made a motion to approve payment of the FY20 Claims and Demands in Batch #10 Totaling \$1,051,243.63. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

- 2) Action Item: Discussion/Decision Regarding FY20 EMS Claims Batch #10 \$62,164.34 and Demands in Batch #10 \$722.73; **Totaling \$62,887.07**

EMS Claims Batch #10	
Ambulance District	\$ 62,164.34

EMS Claims Batch #10	
Demands	\$ 722.73

Commissioner Bradshaw made a motion to approve payment of the FY20 EMS Claims and Demands in Batch #10 Totaling \$62,887.07. Commissioner Connolly seconded the motion. All in favor. The motion passed.

**SHERIFF'S OFFICE, MARINE – Douglas McGeachy**

- 1) Action Item: Discussion/Decision Regarding IDPR WIF Grant Application, Forward Looking Infrared Devices; **Match \$17,780**

Commissioner Connolly made a motion to approve the Idaho Department of Parks and Recreation WIF grant application request in the amount of \$27,000.00 with a county match of \$17,780.00 and allow the Chairman to sign the Letter of Commitment. This grant is for the purchase of two FLIR devices to be installed on Sheriff's vessels assigned to patrol Bonner County waterways. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

**RECREATION – Nate Demmons**

- 1) Action Item: Discussion/Decision Regarding IDPR Grant Application, Priest Lake Navigational Aids; **Match \$8,000**

Commissioner Bradshaw made a motion to approve the submittal of the Priest Lake Navigational Aids Upgrade grant to Idaho Parks and Recreation. Commissioner Connolly seconded the motion. All in favor. The motion passed.

- 2) Action Item: Discussion/Decision Regarding IDPR Grant Application, Garfield Bay Beautification & Site Expansion; **Match \$5,000**

Commissioner Connolly made a motion to approve the submittal of the Garfield Bay Beautification and Site Expansion Grant proposal to Idaho Parks and Recreation. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

- 3) Action Item: Discussion/Decision Regarding Supplemental Agreement No. 2, Department of the Army Commissioner Connolly made a motion to approve the Supplemental Agreement No. 2 to the Department of the Army, License No. DACW67-3-05-58 for the operation and maintenance of six (6) navigational lights on the Pend Oreille River, Albeni Falls Dam Project. Signing this agreement will renew the agreement for five years, expiring on January 14, 2025. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

**ROAD & BRIDGE – Steve Klatt (Matt Mulder Presented Item #1)**

- 1) Action Item: Discussion/Decision Regarding 2020 Rock Crushing Bid Advertisements

Commissioner Bradshaw made a motion to approve the Notice of Advertisements for Rock Crushing in Districts 1, 2, & 3. Commissioner Connolly seconded the motion. All in favor. The motion passed.

- 2) Action Item: Discussion/Decision Regarding 2020 Extraordinary Gravel Road Conditions; **Resolution** Commissioner Connolly made a motion to grant Road & Bridge authority to take extraordinary repair measures to relieve unique degradation of some of the gravel road surfaces in Bonner County according to the conditions stated in Resolution #2020-15. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

- 3) Action Item: Discussion/Decision Regarding D3 Shop Annex, Crew Room Architectural Design Commissioner Bradshaw made a motion to approve the Fee Agreement with H2A Architects for \$13,000 to design a crew room annex for District 3, and authorize the Chairman to sign administratively. Commissioner Connolly seconded the motion. All in favor. The motion passed.

**JUSTICE SERVICES – Ron Stultz**

- 1) Action Item: Discussion/Decision Regarding John Deere Tractor Purchase; **\$19,589.05**

Commissioner Connolly made a motion to approve the purchase of a John Deere 1025R Sub-Compact Utility Tractor with 120R Loader & Frontier SB1154-54 3-Point Medium Snowblower from Pape Machinery, Inc., Ponderay, Idaho as set forth in the attached Purchase Orders #06782363 and 06782379 for the sum of \$19,589.05

for use by Justice Services for grounds and facility maintenance. Payment for the referenced tractor and attachments will be made from Probation Services FY2020 budget, Account No. 006-00661-9390 – Capital – Vehicles in the amount of \$15,781.17 and Account No. 006-00661-7900 – Cigarette Tax Carryover in the amount of \$3,807.88. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

**PROSECUTOR’S OFFICE – Bill Wilson**

1) Action Item: Discussion/Decision Regarding VAST Unanticipated Revenue, \$5,000; **Resolution** Commissioner Bradshaw made a motion to approve Resolution #2020-16 authorizing the receipt of unanticipated revenue in the amount of \$5,000 for use by VAST to attend training in San Diego, CA. Commissioner Connolly seconded the motion. All in favor. The motion passed.

**TREASURER’S OFFICE – Cheryl Piehl**

1) Action Item: Discussion/Decision Regarding Access Idaho Amendment, Planning Department Commissioner Connolly made a motion to approve the Access Idaho Addendum M for the Planning Department. This will give the public another payment option when paying for county services. This contract has been reviewed by legal. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

**AIRPORT’S – Dave Schuck**

1) Action Item: Discussion/Decision Regarding FAA Airport Improvement Grant Application, Sandpoint Commissioner Bradshaw made a motion to apply for this grant and that the Chairman sign administratively. Commissioner Connolly seconded the motion. All in favor. The motion passed.

2) Action Item: Discussion/Decision Regarding Maintenance Services Contract, Navigational Aids, DBT; **\$28,336**

Commissioner Connolly made a motion to enter into this maintenance agreement and that the Chairman sign administratively. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

At 10:07 a.m. the meeting was recessed.

At 10:17 a.m. the meeting was reconvened.

**EXECUTIVE SESSION – Human Resources**

1) Executive Session under Idaho Code § 74-206 (1) (A) Hiring with Cindy Binkerd  
Action Item: Discussion/Decision Regarding Hiring

At 10:17 a.m. Commissioner Bradshaw moved to enter into Executive Session under Idaho Code §74-206 (1) (A) Hiring with Cindy Binkerd. Commissioner Connolly seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Connolly – Aye, Commissioner Bradshaw – Aye.

Commissioner McDonald reconvened the meeting at 10:30 a.m.

**EXECUTIVE SESSION – Human Resources**

1) Executive Session under Idaho Code § 74-206 (1) (B) Personnel with Cindy Binkerd  
Action Item: Discussion/Decision Regarding Personnel

At 10:30 a.m. Commissioner Connolly moved to enter into Executive Session under Idaho Code §74-206 (1) (B) Personnel with Cindy Binkerd. Commissioner Bradshaw seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Connolly – Aye, Commissioner Bradshaw – Aye.

Commissioner McDonald reconvened the meeting at 10:43 a.m.

**EXECUTIVE SESSION – Risk Management**

1) Executive Session under Idaho Code § 74-206 (1) (A) Hiring with Christian Jostlein & Scott Bauer

**Action Item: Discussion/Decision Regarding Broker of Record, Worker's Compensation**

At 10:43 a.m. Commissioner Bradshaw moved to enter into Executive Session under Idaho Code §74-206 (1) (A) Hiring with . Commissioner Connolly seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Connolly – Aye, Commissioner Bradshaw – Aye.

Commissioner McDonald reconvened the meeting at 10:50 a.m.

**EXECUTIVE SESSION –**

- 1) Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt from Disclosure with Scott Bauer  
Action Item: Discussion/Decision Regarding Release of Running Total of War Memorial Field Lawsuit to Date

At 10:50 a.m. Commissioner Connolly moved to enter into Executive Session under Idaho Code §74-206 (1) (D) Records Exempt with Scott Bauer. Commissioner Bradshaw seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Connolly – Aye, Commissioner Bradshaw – Aye.

Commissioner McDonald reconvened the meeting at 10:54 a.m.

Commissioner Connolly made a motion to release the running total of War Memorial Field Lawsuit to date. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

There being no further business to come before the meeting Chairman McDonald adjourned the Meeting at 10:54 a.m.

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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 January 20, 2019 – January 27, 2020  
Copies of the complete meeting minutes are available upon request.

On Wednesday, January 22, 2020 an Assistance Meeting was held pursuant to Idaho Code §74-204(2). The following files were Denied: 2020-013 & 2020-020.

On Wednesday, January 22, 2020 a Tax Cancellation Meeting was held pursuant to Idaho Code §74-204(2). The following files were Approved: RPS0500005007AA, RP58N01W092270A, RP56N02W030750A, RP56N02E289000A, RP004300000200A, RP003630040030A, OCS734400000C0A, RPS382100101C0A, & RPS013300J001BA.

On Wednesday, January 22, 2020 a USFS Update regarding Bog Creek was held pursuant to Idaho Code §74-204(2).

On Wednesday, January 22, 2020 a Planning Hearing was held pursuant to Idaho Code §74-204(2). Commissioner Bradshaw made a motion to approve this project FILE V0018-19 where the applicant is requesting 32-foot waterfront setback where 75-feet is required for an addition to the footprint of an existing structure which will include a wrap-around deck and second story, finding that it is in accord with the 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. I further move to adopt the following findings of fact and conclusions of law as written (or as amended). The action that could be taken to obtain the variance is to

complete the Conditions of Approval as adopted. This action does not result in a taking of private property. Commissioner Connolly seconded the motion. All in favor. The motion passed.

\*Commissioner Bradshaw continued reading the conclusions of law into the record, as there was a slight clerical error. Commissioner Connolly made a motion to APPROVE the remainder of this FILE AM0007-19, updating Sections 12-332 Note 11; adding 12-804 D. Dwelling Unit, Recreational Vehicle; and adding BCRC 12-496 Recreational Vehicles; as presented or amended in this hearing, based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. This action does not result in a taking of private property. Commissioner Bradshaw seconded the motion. All in favor. The motion passed. Commissioner Connolly made a motion to adopt 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, Sections 12-332 Note 11, adding 12-804 D. Dwelling Unit, Recreational Vehicle; and adding BCRC 12-496 Recreational vehicles, providing for publication and an effective date. Commissioner Bradshaw seconded the motion. Roll call vote: Commissioner McDonald – aye, Commissioner Connolly – aye, Commissioner Bradshaw – aye. All in favor. The motion passed.


On Thursday, January 23, 2020 an Executive Session with Davillier was held pursuant to Idaho Code §74-204(2) and to Idaho Code §74-206(1)(F) Litigation.

On Friday, January 24, 2020 a Road & Bridge Update was held pursuant to Idaho Code §74-204(2).

On Monday, January 27, 2020 Quarterly Budget Updates were held pursuant to Idaho Code §74-204(2).

On Monday, January 27, 2020 a Facilities Update regarding jail roof was held pursuant to Idaho Code §74-204(2).

ATTEST: Michael W. Rosedale

  
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Dan McDonald, Chairman

2/11/20  
\_\_\_\_\_  
Date

By   
\_\_\_\_\_  
Deputy Clerk