



Bonner County

Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

February 21, 2023 – 9:00 A.M.

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

On Tuesday, February 21, 2023, the Bonner County Commissioners met for their regularly scheduled meeting with Commissioners Bradshaw, Omodt and Williams present. Commissioner Bradshaw called the meeting to order at 9:00 a.m. The Invocation was presented by Clerk Michael Rosedale and the Pledge of Allegiance followed.

ADOPT ORDER OF THE AGENDA

Commissioner Williams made a motion to adopt the order of the agenda as presented. Commissioner Omodt seconded the motion. All in favor. The motion passed.

Commissioner Bradshaw mentioned that there was a loss of a ring and thanks to the person who found it, and clarification for the Planning Hearings that will still have zoom if it was already advertised as such.

DISTRICT 2 REPORT – Commissioner Williams spoke about the numerous emails that she received from constituents wanting zoom to continue. Also concerns regarding human resources being put under executive session.

DISTRICT 3 REPORT – Nothing to report.

PUBLIC COMMENT – Commissioner Bradshaw stated that public comment would be limited to 12 minutes total.

-Dave Bowman, spoke regarding the hiring of Davillier Law Group for training for other elected officials, read an opinion from the Attorney General's office (provided statement for the record).

-George Gehrig, spoke regarding being 1000% in favor of recalling for bullying and the request to continue with zoom. Also spoke about the inaudibility of a lot of the recorded meetings. Spoke about the Natural Resources Committee and the need for them to weigh in on the comprehensive plan.

-Ron Korn, spoke regarding the ability to speak during the public comment period without being threatened by having the cops called in case they say something one or more of the commissioners don't like.

-Commissioner Bradshaw clarified that this meeting is not just a public comment meeting but a meeting for business and public comment is a privilege and needs to not be derogatory in nature.

-Jennifer Cramer, spoke regarding zoom and how she wishes that to continue, feels the threat of a potential lawsuit is an excuse.

-Rick Cramer, spoke regarding the front-page article in the paper and how it was embarrassing. States that the commissioners don't have to right to regulate speech.

-Trisha Bowlin, asked if it was ethical for an elected official to receive money in donations from a law firm that they now hire as the board of commissioners. She said according to state statute that it could be considered bribery/corruption.

-Commissioner Williams said that this is a matter of transparency and there could be a valid concern.

-Shari Dovale, spoke regarding the need for zoom for the disabled and the handicap. Said that just because it is “legal” to remove zoom it doesn’t mean it is the “right thing to do”.

-Randy Stolz, spoke regarding the appreciation and support for Commissioner Bradshaw comments regarding the need for an orderly business meeting and the need for transparency. Feels limiting public comment and removing zoom is a step backward and is an invitation for lawsuit.

-Jim Kelly, spoke regarding the request for zoom to be reinstated. Read a quote from Scott Herndon. Attended all candidate forums and reminded them of the repeated slogan “we will work for you” the constituents of Bonner County. Said there is an overwhelming amount of people that support zoom and not one comment against having the zoom capability.

Closed public comment at 9:36 a.m.

CONSENT AGENDA – Action Item

- 1) Bonner County Commissioners’ Minutes for February 14, 2023
- 2) Invoice Over \$5K: Road & Bridge

Commissioner Omodt made a motion to approve the consent agenda. Commissioner Williams seconded the motion. All in favor. The motion passed.

CLERK – Michael Rosedale

- 1) Action Item: Discussion/Decision Regarding FY23 Claims Batch #10 \$768,498.04 & Demands in Batch #10 \$253,346.24; **Totaling \$1,021,844.28**

Claims Batch #10		
General Fund	\$	53,262.53
Road & Bridge	\$	47,005.68
Airport	\$	4,333.25
Elections	\$	450.00
Drug Court	\$	3,599.64
District Court	\$	35,104.16
911 Fund	\$	3,850.79
Court Interlock	\$	240.00
Junior College Tuition	\$	500.00
Revaluation	\$	370.70
Solid Waste	\$	470,719.55
Tort	\$	1,632.35
Parks & Recreation	\$	403.75
Justice Fund	\$	100,971.59
Priest Lake Snowmobile	\$	1,631.45
East Bonner Snowmobile	\$	5,403.50
Waterways	\$	447.47
Grants	\$	15,826.63
Northside Fire	\$	5,495.00
Spirit Lake Fire	\$	17,250.00
Total	\$	768,498.04

Claims Batch #10		
Demands	\$	253,346.24

Commissioner Omodt felt uncomfortable with approving the bills on Page 11 for Buchalter Nemer and asked that it go through the normal process of review prior to approval. Commissioner Williams made a motion to approve payment of the FY23 Claims and Demands in Batch #10 Totaling \$1,021,844.28 with the reduction of the Buchalter Nemer claims on page 11. Commissioner Omodt seconded the motion. All in favor. The motion passed.

- 2) Action Item: Discussion/Decision Regarding FY23 EMS Claims Batch #10 \$164,229.80 & Demands in Batch #10 \$6,115.11; **Totaling \$170,344.91**

EMS Claims Batch #10		
Ambulance District	\$	164,229.80

EMS Claims Batch #10		
Demands	\$	6,115.11

Commissioner Omodt made a motion to approve payment of the FY23 EMS Claims & Demands in Batch #10 Totaling \$170,344.91. Commissioner Williams seconded the motion. All in favor. The motion passed.

JUSTICE SERVICES – Ron Stultz

- 1) Action Item: Discussion/Decision Regarding Vehicle Purchase, 2023 Chevrolet Blazer; **\$36,430.12**
Commissioner Williams made a motion to approve the purchase of a 2023 Chevrolet Blazer from Taylor & Sons Chevrolet, Ponderay, Idaho for the sum of \$36,430.12 for use by Justice Services staff in the supervision of persons placed on supervised juvenile probation in Bonner County, Idaho and day-to-day business of the Justice Services department. Payment for the referenced vehicle will be made from line item 00661-7900, Cigarette Tax Carryover. Commissioner Omodt seconded the motion. All in favor. The motion passed.
- 2) Action Item: Discussion/Decision Regarding Vehicle Purchase, 2023 Chevrolet Equinox; **\$26,511.40**
Commissioner Omodt made a motion to approve the purchase of a 2023 Chevrolet Equinox from Taylor & Sons Chevrolet, Ponderay, Idaho for the sum of \$26,511.40 for use by Justice Services staff in the supervision of persons placed on supervised juvenile probation in Bonner County, Idaho and the day-to-day business of the Justice Services Department. Payment for the referenced vehicle will be made from line item 00661-7900, Cigarette Tax Carryover. Commissioner Williams seconded the motion. All in favor. The motion passed.
- 3) Action Item: Discussion/Decision Regarding Budget Adjustment, Unanticipated Revenue; **Resolution**
Commissioner Williams made a motion to approve Resolution #2023-12 ordering the Clerk to schedule revenue in the Probation Services FY22-23 budget, Account number as stated – Cigarette Tax Carryover by \$168,408.00 from \$16,041.00 to \$184,449.00. This adjustment is due to the receipt of unanticipated Tobacco Tax revenue received from the State of Idaho. Commissioner Omodt seconded the motion. All in favor. The motion passed.

FACILITIES – Teddi Lupton (Rick Dreier Presented)

- 1) Action Item: Discussion/Decision Regarding Elevator Maintenance Contract; **\$8,727.48 Annually**
Commissioner Omodt made a motion to accept the elevator maintenance contract with Schindler Elevator Corporation on the Courthouse, Prosecuting Attorney's Office and the Administration Building elevators for three years at the cost of \$8,727.48 annually. Commissioner Williams seconded the motion. All in favor. The motion passed.

HUMAN RESOURCES – Cindy Binkerd

- 1) Action Item: Discussion/Decision Regarding Request to Recruit, Four Positions

Commissioner Omodt made a motion to approve commencing with approval of the following vacated positions: Seasonal Heavy Equipment Operator, Road and Bridge; Floating Site Attendant, Solid Waste, and Sheriff's Office/911 – Two emergency communication officer positions. Commissioner Williams seconded the motion. All in favor. The motion passed.

TREASURER – Clorissa Koster

- 1) Action Item: Discussion/Decision Regarding Treasurer/Auditor Joint Quarterly Reports for Both Bonner County and EMS, Fourth Quarter Ending 9/30/2022

Commissioner Omodt made a motion to accept both the Bonner County & EMS Treasurer/Auditor Joint Reports for the 4th Quarter ending 9/30/2022. Commissioner Williams seconded the motion. All in favor. The motion passed.

- 2) Action Item: Discussion/Decision Regarding Treasurer/Auditor Joint Quarterly Reports for Both Bonner County and EMS, First Quarter Ending 12/31/2022

Commissioner Williams made a motion to accept both the Bonner County & EMS Treasurer/Auditor Joint Quarterly Reports for the 1st Quarter ending 12/31/2022. Commissioner Omodt seconded the motion. All in favor. The motion passed.

- 3) Action Item: Discussion/Decision Regarding Approval of Designated Depositories; **Resolution**
Commissioner Omodt made a motion to approve the attached Resolution #2023-13 which previously listed Columbia Bank as the county's primary bank. The bank is merging with Umpqua Bank effective 3/1/2023. Our services & fees will remain the same. Commissioner Williams seconded the motion. All in favor. The motion passed.

- 4) Action Item: Discussion/Decision Regarding Request for Increase in Petty Cash Funds, Solid Waste
Commissioner Williams made a motion to authorize the County Treasurer to transfer \$100.00 from the Treasurer's Account to the Solid Waste Westside Assistant Manager's petty cash drawer to assist with supplying change to other Solid Waste sites. Commissioner Omodt seconded the motion. All in favor. The motion passed.

BOCC – Asia Williams

- 1) Action Item: Discussion/Decision Regarding Zoom Disclaimer Review & Zoom Reinstatement Post Disclaimer Review

Commissioner Williams spoke regarding the rationale for her request to reinstate zoom. Commissioner Williams made a motion to reinstate zoom and apply the disclaimer that has been reviewed by legal. Commissioner Omodt seconded the motion. Attorney Bill Wilson stated his opinion. Commissioner Omodt stated that he has received information on both sides and supports the disclaimer. Commissioner Bradshaw is reluctant to do anything that legal counsel has advised against it. Commissioner Omodt – Aye. Commissioner Williams – Aye. Commissioner Bradshaw – No. The motion passed.

The meeting recessed at 10:00 a.m.

The meeting reconvened at 10:17 a.m.

EXECUTIVE SESSION – Human Resources

- 1) Executive Session under Idaho Code § 74-206 (1) (A) Hiring and (B) Personnel
Action Item: Discussion/Decision Regarding Hiring and Personnel, Sheriff's Office 911

At 10:17 a.m. Commissioner Omodt made a motion to go into Executive Session under Idaho Code § 74-206 (1) (A) Hiring & (B) Personnel. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – aye.

The meeting reconvened 10:35 a.m.

Commissioner Omodt made a motion to support the matter as discussed in Executive Session under Idaho Code § 74-206 (1) (A) Hiring & (B) Personnel as brought forth by the Sheriff's Office. Commissioner Williams seconded

the motion. Roll Call Vote: Commissioner Omodt – aye. Commissioner Williams – aye. Commissioner Bradshaw – aye. The motion passed.

EXECUTIVE SESSION – Sheriff

- 1) Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt
Action Item: Discussion/Decision Regarding Amended Communication Site Lease

At 10:35 a.m. Commissioner Omodt made a motion to go into Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – aye.

The meeting reconvened at 10:37 a.m.

Commissioner Williams made a motion to proceed as discussed in Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt. Commissioner Omodt seconded the motion. Roll Call Vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – aye. The motion passed.

EXECUTIVE SESSION – Justice Services

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

At 10:38 a.m. Commissioner Williams made a motion to go into Executive Session under Idaho Code § 74-206 (1) (B) Personnel. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – aye.

The meeting reconvened at 10:50 a.m.

Commissioner Omodt made a motion to proceed as discussed in Executive Session under Idaho Code § 74-206 (1) (B) Personnel as brought forth by Justice Services. Commissioner Williams seconded the motion. Roll Call Vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – aye. The motion passed.

EXECUTIVE SESSION – BOCC

- 1) Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt
Action Item: Discussion/Decision Regarding Records Exempt, Technology

At 10:51 a.m. Commissioner Omodt made a motion to go into Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – aye.

The meeting reconvened at 12:14 p.m.

EXECUTIVE SESSION – BOCC

- 1) Executive Session under Idaho Code § 74-206 (1) (B) Personnel
Action Item: Discussion/Decision Regarding Bonner County Human Resources
Action Item: Discussion/Decision Regarding Bonner County Fairboard

At 12:35 p.m. Commissioner Omodt made a motion to go into Executive Session under Idaho Code § 74-206 (1) (B) Personnel. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – aye.

The meeting reconvened at 1:22 p.m.

Commissioner Omodt made a motion to proceed as directed in regard to Human Resources and the Fairboard and remand back to the Prosecutor's Office. Commissioner Williams seconded the motion. Roll Call Vote: Commissioner Omodt – Aye. Commissioner Williams – Aye. Commissioner Bradshaw – Aye. The motion passed.

Concerns were brought up by a member of the public regarding the Fairboard having expired members serving on the board and making decisions without a quorum.

11:00 A.M. EXECUTIVE SESSION – Human Resources

1) Executive Session under Idaho Code § 74-206 (1) (B) Personnel

Action Item: Discussion/Decision Regarding Proposed Personnel Policy Changes

At 12:14 p.m. Commissioner Omodt made a motion to go into Executive Session under Idaho Code § 74-206 (1) (B) Personnel. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – aye.

The meeting reconvened at 12:35 p.m.

Commissioner Bradshaw adjourned the meeting at 1:29 p.m.

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 February 14, 2023 – February 20, 2023
Copies of the complete meeting minutes are available upon request.

On Tuesday, February 14, 2023, a USFS Update was held pursuant to Idaho Code §74-204 (2).

On Tuesday, February 14, 2023, a Planning Update was held pursuant to Idaho Code §74-204 (2).

On Wednesday, February 15, 2023, an Executive Session was held pursuant to Idaho Code §74-204 (2) and Idaho Code § 74-206 (1) (F) Litigation.

On Wednesday, February 15, 2023, a IDL Workshop was held pursuant to Idaho Code §74-204 (2).

On Thursday, February 16, 2023, an Executive Session was held pursuant to Idaho Code §74-204 (2) and Idaho Code § 74-206 (1) (F) Litigation.

On Thursday, February 16, 2023, a HR Workshop was held pursuant to Idaho Code §74-204 (2).

ATTEST: Michael W. Rosedale

By 
Chairman Steve Bradshaw

By 
Deputy Clerk

02-28-23
Date

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