



# Bonner County

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## Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

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

December 12, 2023 – 9:00 A.M.

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

On Tuesday, December 12, 2023, the Bonner County Commissioners met for their regularly scheduled meeting with Commissioners Omodt and Bradshaw present. Commissioner Omodt called the meeting to order at 9:01 a.m. The Invocation was presented by Pastor Mark Hammer and the Pledge of Allegiance followed.

#### DISCUSSION: Robert's Rules of Order & Debate Limits

#### ADOPT ORDER OF THE AGENDA

Commissioner Bradshaw made a motion to adopt the order of agenda as presented. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

#### CONSENT AGENDA – Action Item

- 1) Bonner County Commissioners' Minutes for December 5, 2023
- 2) Plats for Approval: MLD0033-23, Pete's Place; MLD0044-23, Sorenson Acres
- 3) Liquor Licenses: The Peppered Mercantile, Sandpoint; Fiesta Bonita, Ponderay; Sandpoint Lodge #1376 BPOE & Elks Golf Course, Ponderay; Super 1 Foods, Sandpoint; Super 1 Foods, Oldtown; Priest Lake Service Center, Priest Lake; MickDuff's Beer Hall, Sandpoint (4); FOE Sandpoint Aerie 589, Sandpoint; Second Avenue Pizza, Sandpoint; Pearl's On the Lake, Hope; Pack River General Store, Sandpoint; Stoneridge Golf, Blanchard; Arlo's, Sandpoint

Commissioner Bradshaw made a motion to approve the consent agenda as presented. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

#### CLERK – Michael Rosedale

- 1) Action Item: Discussion/Decision Regarding FY24 Claims Batch #5 \$967,020.05 & Demands in Batch #5 \$146,950.06, **Totaling \$1,113,970.11**

Claims Batch #5		
General Fund	\$	100,616.18
Road & Bridge	\$	76,714.44
Airport	\$	5,373.74
Elections	\$	2,408.32
Drug Court	\$	263.42
District Court	\$	3,558.19
911 Fund	\$	41,935.34

Court Interlock Deice	\$	12.33
Revaluation	\$	1,392.87
Solid Waste	\$	563,184.51
Tort	\$	1,285.00
Weeds	\$	447.95
Parks & Recreation	\$	63.75
Justice Fund	\$	93,284.12
Priest Lake Snowmobile	\$	2,039.66
Waterways	\$	494.59
Grants	\$	73,255.87
Auditor's Trust	\$	689.77
Total	\$	967,020.05
<b>Demands Claims Batch #5</b>		
Demands	\$	146,950.06

Commissioner Bradshaw made a motion to approve payment of the FY24 Claims and Demands in Batch #5 Totaling \$1,113,970.11 Commissioner Omodt stepped down from the chair and seconded the motion.

**PUBLIC COMMENT**

Clerk Rosedale went over the largest items in the batch

Rick Cramer – What are the demand batches

Jennifer Cramer – Would like more information on the medical claim

Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

2) Action Item: Discussion/Decision Regarding FY24 EMS Batch #5 \$35,102 & Demands in EMS Batch #5 \$902.36, **Totaling \$36,004.36**

<b>EMS Claims Batch #5</b>		
Ambulance District	\$	35,102.00
<b>EMS Demands Claims Batch #5</b>		
Demands	\$	902.36

Commissioner Bradshaw made a motion to approve payment of the FY24 EMS Claims and Demands in Batch #5 Totaling \$36,004.36. Commissioner Omodt stepped down from the chair and seconded the motion.

**PUBLIC COMMENT**

Doug Paterson – What is going on with all of the demands

Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

**JUSTICE SERVICES – Ron Stultz**

1) Action Item: Discussion/Decision Regarding Bonner County Juvenile Justice 22/23 Annual Financial Report

Commissioner Bradshaw made a motion to approve the Juvenile Justice 22/23 Annual Financial Report for Bonner County to the Idaho Department of Juvenile Corrections as prepared by the Bonner County Auditor’s Department. Commissioner Omodt stepped down from the chair and seconded the motion.

**PUBLIC COMMENT**

Kevin Moore – Is the \$74k a yearly amount, and tobacco amount

Doug Paterson – What is third amount from

Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes.  
The motion carries.

- 2) Action Item: Discussion/Decision Regarding Western States Detention Generator Maintenance Agreement, 1/1/2024 – 12/31/2026

Commissioner Bradshaw made a motion to approve the Western States Maintenance Agreement for the term of 01/01/2024 to 12/31/2026 as set forth above for maintenance services for the generator located in the Justice Services building, as previously approved by legal. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

#### **PLANNING – Travis Haller**

- 1) Action Item: Discussion/Decision Regarding SS0006-22, Fisher Haven Estates (Lots 1-4), Final Plat and Surety Agreement

Commissioner Bradshaw made a motion to approve the surety agreement between Bonner County and Forrest Phillips Construction, LLC, for Fisher Haven Estates in the amount of \$104,076.30 for the completion of the improvements shown on the engineer's cost estimate and further approve the final plat of Fisher Haven Estates, Planning File No, SS0006-22 and authorize the chair to sign the final plat. Commissioner Omodt stepped down from the chair and seconded the motion.

#### **PUBLIC COMMENT**

Maureen Paterson – Private property rights, quoted several scriptures, please follow the comprehensive plan  
Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes.  
The motion carries.

#### **BOCC – Jessi Reinbold**

- 1) Action Item: Discussion/Decision Regarding Reappointment of Members to the Bonner County West Snowmobile Advisory Committee; **Resolution**

Commissioner Bradshaw made a motion to approve Resolution #23-94 reappointing and appointing members to the Bonner County West Snowmobile Advisory Committee. Commissioner Omodt stepped down from the chair and seconded the motion.

#### **PUBLIC COMMENT**

Rick Cramer – Are these paid positions

Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes.  
The motion carries.

- 2) Action Item: Discussion/Decision Regarding Re-Appointment of Two Members to Board of Community Guardian; **Resolution**

Commissioner Bradshaw made a motion to approve Resolution #23-95 re-appointing Mary Franzel and Shekina Cardona to the Bonner County Board of Community Guardians for a four (4) year term beginning on December 15, 2023, and expiring December 15, 2027. Commissioner Omodt stepped down from the chair and seconded the motion.

#### **PUBLIC COMMENT**

Kevin Moore – Is this the same entity that Kevin Rothenberger is on? Is this taking the place of Assistance?

Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes.  
The motion carries.

#### **FACILITIES – Teddi Lupton**

- 1) Action Item: Discussion/Decision Regarding Capital Construction Carryover; **Resolution**

Commissioner Bradshaw made a motion to approve that the County approve Resolution #23-96 to move \$406,465.47 from FY24 00118/9480 and \$174,199.48 from FY24 99918/9480 to FY23 00118/9480 and 99918/9480 to correct the Capitol Construction Budget amount. Commissioner Omodt stepped down from the chair and seconded the motion.

## **PUBLIC COMMENT**

Dave Bowman – Will this create a hole in the 2024 budget for this project.

Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes.  
The motion carries.

## **RECREATION – Pete Hughes**

- 1) Action Item: Discussion/Decision Regarding Grant Reimbursement Request USFS, Gold Hill Parking Project, Requesting \$25, 501.20

Commissioner Bradshaw made a motion that the County sign the request for partial reimbursement of grant #21-DG-11010400-018 in the amount of \$25,501.20. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

- 2) Action Item: Discussion/Decision Regarding Grant Closeout Request USFS, Gold Hill Parking Project  
Commissioner Bradshaw made a motion that the County sign the request for final closeout of grant #21-DG-11010400-018. Commissioner Omodt stepped down from the chair and seconded the motion.

## **PUBLIC COMMENT**

Doug Paterson – How many parking spaces are in this lot?

Kevin Moore – How much did the County actually spend on this?

Rick Cramer – Wanted to clarify on how many parking spaces there are?

Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes.  
The motion carries.

## **BOCC – Commissioner Luke Omodt**

- 1) Action Item: Discussion/Decision Regarding ICCO/Hayden Ross Letter

Commissioner Omodt stepped down from the chair and made a motion for the BOCC to approve the draft letter to Hayden Ross, LLC reflecting: 1. The FY 2022 and previous years Audited Financial Statements did not include operations of the Bonner County Fairgrounds 2. Bonner County is not pursuing a reissuance of previous years audited financial statements to include operations of the Bonner County Fairgrounds 3. The FY 2023 Audited Financial Statement will include operations of the Bonner County Fairgrounds as a component unit of Bonner County 4. The Bonner County and operations of the Bonner County Fairgrounds audited financial statements will be conducted by different independent auditors. And allow for the chairman to sign for the BOCC. Commissioner Bradshaw seconded the motion.

## **PUBLIC COMMENT**

Doug Paterson – Was the letter on the notice?

Dave Bowman – Auditors independent from who?

Susan Bowman – Where is the money coming from for the audit? What is the state statute that the BOCC is in charge of audits?

Rick Cramer – Thinks that you should recognize loss of trust.

Doug Paterson – The state AG used to come around and give lectures on state open meeting laws.

Dimitri Borisov – There has been a lot of talk about the BOCC being responsible for the audit, but then

Commissioner Bradshaw stated they have no right to tell any board what to do, yet all of the boards in the county are elected except the Fairboard as the Fairboard is appointed by the commissioners, how would you reconcile that?

Jennifer Cramer – Disagrees with not looking to prior years to understand what went wrong. Hearing contradictory statements.

Kristina Nicholas Anderson – Does not think the County can not afford to not go back to audit prior to 2023, there are bank statements and a Google drive and boxes of records. Thinks it is good stewardship to get a quote from Ide Bailey for an audit.

Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes.  
The motion carries.

### **PUBLIC COMMENT \***

Amy Lunsford – I've been coming to the meetings for months asking about the investigation of the Fairboard embezzlement. And now we are told there are no records. Glad that everyone is moving forward in a positive way. Discussed ICCO and the elected official who may have been involved shed light on this corruption.

Jennifer Cramer – The RFP meeting for the audits this week requests that Commissioner Williams be present. Had a question for Commissioner Omodt regarding the discussion that the board should follow the same procedure as the staff as submitting agenda items, there was no vote, if that is the process, you did not do it with the Hayden Ross thing.

Rick Cramer – Request that the Roberts Rules of order be on the agenda. Question about posting PRR online if there had been legal review yet.

Kristina Nicholas Anderson – There has been an increased interest in the Fairboard meetings. Request that this board assist in helping the Fairboard with Zoom during meetings.

Susan Bowman – Last week an apology was offered to Ms. Plante regarding the Pledge of Allegiance. Discussed taking "under God" out of the Pledge. We are watching tyranny in action and taking away freedom of speech.

Dan Welle – Those who forget the past are condemned to repeat it. An online comment about going up against corruption and lawlessness in the County. Failing to look into the past will hinder going forward. Need to go back in an audit to help the community heal.

Dian Welle – Shield of faith covers our heart. We need the protection that the shield provides now more than ever. This board and the public have allowed hate and deceit to take over Bonner County. Commissioner Bradshaw should be an example of understanding and kindness and you are showing the opposite. Commissioner Omodt your rude behavior and condescending attitude is appalling, be the leader that the military trained soldiers to be.

Dimitri Borisov – When Roberts Rules was adopted, should not pick and choose which rules to follow. Idaho rules do give a lot of leeway, please do more than the bare minimum.

Dave Bowman – Regarding ICCO, consists of elected officials in charge of their own departments and they are not subject to open meeting laws. Two weeks ago commented on the October 16 meeting, that there was no plan.

Darla Fletcher – Request an item for the agenda: the facilities and who should be in charge of winterizing and buildings and that it be placed under maintenance.

Kevin Moore – Pros and cons to public comments being at the end. Please consider putting public comment at the beginning and the end of the meeting and allowing more public comment.

Commissioner Omodt called a 5-minute recess at 11:04 a.m.  
Reconvened at 11:12 a.m.

Kristine Noella – Wanted to reiterate that the HR department be back under the Prosecutor office.

Shari Dovale – Concerns about the Fair audit and the clerk having never been asked. The county is the victim in this and should have filed a complaint so that it could have been investigated. Discussed other examples of groups that could be subject to open meeting law.

Spencer Hutchings – The lack of transparency has affected the Fair. We all want to know what the financial dealings of the fair are, what happened to the money and let the public know. The commissioners should file a complaint so that it is investigated.

Dana Sanchez – Unsure how the Fairboard could not keep bookkeeping records for ten years. The hostile working environment caused her to lose her sister, Darcey Smith, wants justice for her sister.

**DISTRICT 1 COMMISSIONER REPORT** – Commissioner Bradshaw had nothing to report at this time.

**DISTRICT 3 COMMISSIONER REPORT** – Commissioner Omodt gave an extensive report of issues and activities.

Commissioner Omodt called a 5-minute recess at 11:37 a.m.  
Reconvened at 11:43 a.m.

**EXECUTIVE SESSION–**

- 1) Executive Session under Idaho Code § 74-206(1)(B) Personnel  
Human Resources:  
Action Item: Discussion/Decision Regarding Road & Bridge Staffing  
Action Item: Discussion/Decision Regarding Jail Wages  
Action Item: Discussion/Decision Regarding Bailiff Job Description Change  
BOCC:  
Action Item: Discussion/Decision Regarding Human Resources  
Action Item: Discussion/Decision Regarding Risk Management  
Action Item: Discussion/Decision Regarding Bonner County Fairboard

At 11:43 a.m. Commissioner Bradshaw made a motion to go into Executive Session under Idaho Code § 74-206 (1) (B) Personnel. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

Reconvened at 12:36 p.m.  
Recess until 1:45 p.m.  
Reconvened at 1:45 p.m.

Commissioner Omodt continued the meeting until a time and date certain of December 13, 2023, at 11:00 am to give us time to consult with legal.

Recessed until time and date certain at 1:46 p.m.

Commissioner Omodt reconvened the meeting on December 13, 2023, at 11:02 a.m. Commissioners Omodt and Bradshaw were present, Commissioner Williams appeared telephonically.

At 11:03 a.m. Commissioner Bradshaw 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 Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

Reconvened at 12:17 p.m.

Commissioner Bradshaw made a motion to proceed as discussed for the Action Items regarding Road and Bridge Staffing, Jail Wages, and the Bailiff Job Description. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – Abstain, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. In regard to the Action Items for Human Resources, Risk Management and the Bonner County Fairboard there is no action being taken at this time.

The meeting was adjourned at 12:18: p.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 December 5, 2023 – December 11, 2023  
Copies of the complete meeting minutes are available upon request.

On Thursday, December 7, 2023, a Planning Update was held pursuant to Idaho Code §74-204 (2).

On Monday, December 11, 2023, a Road & Bridge Update was held pursuant to Idaho Code §74-204 (2).

ATTEST: Michael W. Rosedale

By   
Chairman Luke Orland

By   
Deputy Clerk

12.19.2023  
Date

Statement of Work

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