



Bonner County

Board of Commissioners

Glen Bailey

Daniel McDonald

Jeff Connolly

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

October 16, 2018 – 9:00 A.M.

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

On Tuesday, October 16, 2018 the Bonner County Commissioners met for their regularly scheduled meeting with Commissioners Bailey, McDonald & Connolly present, and Chairman Bailey called the meeting to order at 9:00 a.m. The Invocation was presented by Pastor Wesley Ribeiro from Sandpoint Christian Center and the Pledge of Allegiance followed.

ADOPT ORDER OF THE AGENDA

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

PUBLIC COMMENT – Bill Harp spoke of objection to Commissioner McDonald using county resources to support his campaign and an improper response to a public records request.
There was a brief discussion between Scott Bauer, Michael Rosedale, the Board and Bill Harp regarding the email correspondence.

CONSENT AGENDA – Action Item

- 1) Bonner County Commissioners' Minutes for October 9, 2018
- 2) Invoice over \$5K: Technology (5), Road & Bridge
- 3) Plats for Approval: Glen Trestle Replat File #MLD1984-18

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

SOLID WASTE – Bob Howard

- 1) Action Item: Discussion/Decision Regarding FY2018 Budget Adjustment, Unanticipated Revenue;
Resolution

Commissioner Connolly made a motion to approve Resolution #18 -123 Solid Waste Budget revision and authorize the Clerk to open the budget and increase line item 023-7350 in the amount of \$427,419.00 from the unanticipated revenues. Commissioner McDonald seconded the motion. All in favor. The motion passed.

EMS – Bob Bussey

- 1) Action Item: Discussion/Decision Regarding Commercial Lease Agreement for 521 N. Third Ave Sandpoint, ID; **\$5,925.13 per month**

Commissioner McDonald made a motion to approve and sign the commercial lease agreement for 521 N. Third Ave. Sandpoint, ID 83864. A one year lease agreement between Third Ave, LLC and Bonner County at a rate of \$5,925.13 per month for the building in which Bonner County EMS currently resides. Commissioner Connolly seconded the motion. All in favor. The motion passed.

- 2) Action Item: Discussion/Decision Regarding Medical Director Consent and Dispatch Agreements

Commissioner Connolly made a motion to approve the medical director consent and dispatch agreement for all the fire protection districts who wish to be considered collaborative agencies with Bonner County during the fiscal year of 2019. Commissioner McDonald seconded the motion. All in favor. The motion passed.

PROSECUTOR – Scott Bauer

1) Action Item: Discussion/Decision Regarding Approval of City of Sandpoint Prosecution Contract
Commissioner McDonald made a motion to table the Prosecutor's Item until the contract can be reviewed. Commissioner Connolly seconded the motion. All in favor. The motion passed.

At 9:22 a.m. the meeting was recessed.

At 9:33 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 9:33 a.m. Commissioner Connolly moved to enter into Executive Session under Idaho Code § 74-206 (1) (A) Hiring with Cindy Binkerd. Commissioner McDonald seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye, Commissioner Connolly - Aye. The motion passed.

Commissioner Bailey reconvened the meeting at 9:40 a.m.
Instructions on how to proceed have been given to the Human Resources Department.

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 9:40 a.m. Commissioner McDonald moved to enter into Executive Session under Idaho Code §74-206 (1) (B) Personnel with Cindy Binkerd. Commissioner Connolly seconded the motion. Roll Call Vote: Commissioner McDonald – Aye, Commissioner Bailey – Aye and Commissioner Connolly - Aye.

Commissioner Bailey reconvened the meeting at 10:16 a.m.
Instructions on how to proceed have been given to the Human Resources Department.

EXECUTIVE SESSION – Scott Bauer

1) Executive Session under Idaho Code § 74-206 (1) (F) Litigation with Scott Bauer
Action Item: Discussion/Decision Regarding Signs, County Right-of-Way

At 10:16 a.m. Commissioner Connolly moved to enter in Executive Session under Idaho Code § 74-206 (1) (F) Litigation with Scott Bauer. Commissioner Bailey stepped down from the chair and seconded the motion. Commissioner McDonald has recused himself due to being part of an active campaign. Roll Call Vote: Commissioner Bailey – Aye and Commissioner Connolly - Aye. The motion passed.

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

Commissioner Connolly made a motion to waive the prohibition contained in the Bonner County Road Standards Manual (BCRSM) against the posting of political signs in the County Right-of-Way through the November 2018 general election, with the exception of any threats to life or property. Commissioner Bailey stepped down from the chair and seconded the motion. All in favor. The motion passed. Commissioner McDonald recused himself,

Commissioner Bailey – Aye, Commissioner Connolly – Aye. Unanimous. The motion passed.

EXECUTIVE SESSION – Colton Boyles

- 1) Executive Session under Idaho Code § 74-206 (1) (F) Litigation with Colton Boyles
Action Item: Discussion/Decision Regarding Engagement of Simmons Hanly Conroy LLC, Crueger Dickinson LLC, and von Briesen & Roper, s.c., as Counsel in Relation to Claims Against Opioid Manufacturers and Opioid Distributors

At 10:32 a.m. Commissioner Connolly moved to enter in Executive Session under Idaho Code § 74-206 (1) (F) Litigation with Colton Boyles. Commissioner Bailey stepped down from the chair and seconded the motion. Roll Call Vote: Commissioner Bailey – Aye and Commissioner Connolly - Aye. The motion passed.

Commissioner Bailey reconvened the meeting at 10:40 a.m.

Commissioner Connolly made a motion to engage Simmons Hanly Conroy LLC as counsel in relation to claims against opioid manufacturers and opioid distributors. This retention is necessary. Commissioner Bailey stepped down from the chair and seconded the motion. All in favor. The motion passed.

There being no further business to come before the meeting, at 10:42 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 9, 2018 – October 16, 2018
Copies of the complete meeting minutes are available upon request.

On Wednesday, October 10, 2018 a Tax Cancellation Meeting was held pursuant to Idaho Code §74-204(2). The following files were Approved: RPC0059026014BA

On Wednesday, October 10, 2018 an Assistance Meeting was held pursuant to Idaho Code §74-204(2). The following files were Denied: 2018-061

On Tuesday, October 9, 2018, a United States Forest Service Update was held pursuant to Idaho Code §74-204(2).

On Tuesday, October 9, 2018, a Planning Update was held pursuant to Idaho Code §74-204(2).

On Wednesday, October 10, 2018 a Planning Hearing was held pursuant to Idaho Code §74-204(2). Commissioner McDonald made a motion to approve, this project FILE AM 164-18 a comprehensive plan map change from Neighborhood Commercial to Rural Residential, 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. 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 Bailey stepped down from the chair and seconded the motion. All in favor. The motion passed.

Commissioner McDonald made a motion to approve Resolution #18-122 amending the Bonner County Projected Land Use Map. Commissioner Bailey stepped down from the chair and seconded the motion. All in favor. The motion passed.

Commissioner McDonald made a motion to approve this project FILE ZC367-18 to change the zoning designation for the subject property from Suburban to R-5 with 5 acre minimums, 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. 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 Bailey stepped down from the chair and seconded the motion. 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 the Official Zoning Map of Bonner County by the reclassification of lands generally located in Section 22, Township 56 North, Range 5 West Boise Meridian from Suburban to R-5, 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 Bailey stepped down from the chair and seconded the motion. Roll Call Vote – Commissioner McDonald – Aye. Commissioner Bailey – Aye. Commissioner Connolly – Absent. All in favor. The motion passed.

On Thursday, October 11, 2018 an Executive Session was held pursuant to Idaho Code §74-204(2) and Idaho Code § 74-206 (1) (A) Hiring.

On Monday, October 15, 2018 a

ATTEST: Michael W. Rosedale



Glen Bailey, Chairman



Date

By 

Deputy Clerk