



# Bonner County

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## Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

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

April 4, 2023 – 9:00 A.M.

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

On Tuesday, April 4, 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 9:02 a.m. The Invocation was presented by Ken Lawrence and the Pledge of Allegiance followed.

**PUBLIC COMMENT** – Allowance of 60 minutes. Regular Business Meeting will start at 10:00 a.m.

-Rick Gray, spoke regarding election integrity and stated that Idaho is rated very poorly, provided a document prior to the meeting for the board to review.

-Clerk Michael Rosedale, spoke to election fraud and stated that he had an audit performed.

-Spencer Hutchings, said he doesn't believe there is fraud but people may be harvesting ballots.

-Dodie Glass, asked how the board determines when they need to retain outside counsel. Commissioner Williams stated that the board should speak with the prosecuting attorney first, before retaining outside counsel and that this practice has not necessarily been happening thus far. Commissioner Bradshaw said that the prosecuting attorney is the only entity that can hire outside council unless previously determined.

-Monica Gunter, stated that the board should include the community in the vetting process for Fair Board members instead of just reviewing paper applications and making a decision. Also, spoke about the fairground campground process. Feels as though the farther from the office a campground expansion is, it will create a lot of additional work for those volunteering. Commissioner Williams stated that we told the community that this public comment section is for question and answer. Commissioner Omodt stated that the decision of the board was not for a question and answer period but an allotted time of 60 minutes for those who would like to speak, a decision per legal advice. Commissioner Omodt said he is opposed to raising taxes and wants the campground to be paid for by a grant.

-Shari Dovale, said that she wanted a response from Commissioner Bradshaw and Commissioner Omodt as to why they are in a hurry to push through the campground expansion and asked why the commissioners hired Sam Creason in Executive Session and why that the particular meeting didn't involve the Prosecutor's Office. Commissioner Bradshaw addressed the fairground campground expansion question and how the grant came to be. Commissioner Williams stated that one of her agenda items will also speak to the questions that have been brought up.

-Dave Bowman said that the negative here is that the truth will come out.

-Rick Gray, spoke again to election fraud and stated that hand recounts are not audits. Spoke about former Technology Director Bonnie Glazier hiring a company, CISA, to protect election technology infrastructure.

-Clerk Mike Rosedale, spoke to the concern of IP addresses.

-Trisha Bowlin, said she has spent years working the elections and that everything is on the up and up and anyone that questions the election process should volunteer and see for themselves. She also questioned the retention of outside counsel that has come from the board and not included the prosecuting attorney. Commissioner Omodt said he will be addressing this item during the regular business meeting and that there have been some misrepresentations. Also, said that there is room for improvement for all commissions and boards. Trisha asked if Commissioner Bradshaw would also do a weekly update.

-Reg Crawford, spoke regarding some technology difficulties and concerned with Commissioner Omodt's item that is again requesting a training from an outside source. Commissioner Omodt said that he already spoke to the Prosecutor's Office in regard to Cornel Razor providing a training.

-Kristen Stieket, spoke about switching party affiliation during the election. Asked whether there was a think tank that was assisting with the logic about the reasoning behind their wishes of what two of the three commissioners want for the potential campground expansion. Asked if Commissioner Omodt corresponds with former Commissioner McDonald.

-Dan Rose, asked why the campground can't be placed on any current fairgrounds property instead of using the Readiness Center/Justice Complex property. Commissioner Bradshaw spoke to the MOU that was signed in 2014 that dedicated the parcel in question for parking for the fairgrounds.

-Dale VanStone, former Bonner County Commissioner, spoke to the history of the parcel and that they have looked into a jail complex prior and that it will be needed in the future and we should not "give up" this land because it will be needed for this purpose eventually. Sheriff Wheeler brought in the original plans for the complex and spoke to the incredible amount of history for the intent of the property. Commissioner Bradshaw talked about factoring in the future and inflation.

At 10:06 a.m. the meeting was recessed.

At 10:18 a.m. the meeting was reconvened.

#### **ADOPT ORDER OF THE AGENDA**

Commissioner Omodt made a motion to adopt the order of agenda as presented. Commissioner Williams asked about the Technology Executive Session. Commissioner Omodt clarified what the Executive Session pertains to and the involvement of Elected Officials. Commissioner Bradshaw stepped from the Chair and seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams – No. Commissioner Bradshaw – Yes. The motion passed.

**DISTRICT 2 REPORT** – Commissioner Williams gave an extensive report of issues and activities. A few members of the public asked questions about upcoming scheduled meetings.

**DISTRICT 3 REPORT** – Commissioner Omodt gave an extensive report of issues and activities. Sheriff Wheeler read an email that was sent from the HR Director in regard to Commissioner Omodt and the reasoning for having a sheriff presence at the Fair Board meeting that occurred last week. A few members of the public spoke in regard to what was said during the District 3 Report.

#### **CONSENT AGENDA – Action Item**

- 1) Bonner County Commissioners' Minutes for March 21, 2023
- 2) Plats for Approval: Loose Horse Estates File #MLD0001-23, Loose Horse Estates 1<sup>st</sup> Addition File #MLD0002-23, KDC Land, File #MLD0090-22, Homestead Subdivision File #MLD0110-22, Larsen Acres File #MLD0113-22, East Bear Creek Bay File #MLD0024-22
- 3) Invoices Over \$5K: Sheriff (3), Road & Bridge (2)
- 4) Liquor Licenses: Blanchard Mercantile, Blanchard, ID; Dollar General Store #23351, Sagle, ID

Commissioner Omodt made a motion to approve the consent agenda as presented. Commissioner Bradshaw stepped down from the Chair and seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – No, Commissioner Bradshaw – Yes. All in favor. The motion passed.

#### **CLERK – Michael Rosedale**

- 1) Action Item: Discussion/Decision Regarding FY23 Claims Batch #13 \$631,265.88 & Demands in Batch #13 \$349,002.28; **Totaling \$980,268.16**

Claims Batch #13	
General Fund	\$ 100,751.64
Road & Bridge	\$ 154,701.03
Airport	\$ 1,904.16
Elections	\$ 1,726.56
Drug Court	\$ 323.37
District Court	\$ 6,236.30
911 Fund	\$ 9,912.52
Court Interlock	\$ 140.00
Junior College Tuition	\$ 61,967.00
Revaluation	\$ 1,223.67
Solid Waste	\$ 46,193.66
Tort	\$ 130,435.46
Weeds	\$ 103.22
Parks & Recreation	\$ 202.06
Justice Fund	\$ 90,193.83
Priest Lake Snowmobile	\$ 1,257.27
East Bonner Snowmobile	\$ 3,157.28
Waterways	\$ 648.04
Grants	\$ 19,188.81
Auditors Trust	\$ 1,000.00
<b>Total</b>	<b>\$ 631,265.88</b>

Claims Batch #13	
Demands	\$ 349,002.28

Commissioner Omodt made a motion to approve payment of the FY23 Claims and Demands in Batch #13 Totaling \$980,268.16 minus the claim #5903 for Robert Kirtley in the amount of \$6,504.45 until the board is able to find out what the charge is that exceeds \$5,000.00. Commissioner Williams did not agree with the removal of that bill and said she would not second the motion because there was a refusal to have an Executive Session with the Sheriff's Office and Robert Kirtley. Commissioner Omodt requests to see the contract before paying the invoice. Commissioner Bradshaw stated that Robert Kirtley must have been asked to perform work and should be paid as such but any future work, there needs to be a contract. Commissioner Williams made a motion to approve payment of the FY23 Claims and Demands in Batch #13 Totaling \$980,268.16. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Abstained, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. The motion passed.

2) Action Item: Discussion/Decision Regarding FY23 EMS Claims Batch #13 \$60,543.23; **Totaling \$60,543.23**

EMS Claims Batch #13	
Ambulance District	\$ 60,543.23

Commissioner Omodt made a motion to approve payment of the FY23 EMS Claims in Batch #13 Totaling \$60,543.23. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Aye,

Commissioner Williams – Nay, Commissioner Bradshaw – Aye. All in favor. The motion passed.

3) Action Item: Discussion/Decision Regarding Designation of Polling Places by Precinct, 2023 Election Year and Beyond; **Resolution**

Commissioner Omodt made a motion to approve Resolution #2023-24 designating suitable polling places for each precinct for the 2023 election year and beyond. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

**SHERIFF** – Daryl Wheeler

1) Action Item: Discussion/Decision Regarding Law Enforcement and Prosecution Services Agreement, City of Clark Fork

Commissioner Williams made a motion to approve the agreement between the City of Clark Fork and Bonner County to provide law enforcement and prosecution services. The City will reimburse Bonner County \$100 per month. The agreement will be effective upon signing, from the 4<sup>th</sup> day of April, 2023, for one year, and then automatically renewed, unless terminated upon 90 days' written notice by either party. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

**RISK MANAGEMENT** – Christian Jostlein

1) Action Item: Discussion/Decision Regarding Tort Fund, Vehicle Replacement for Justice Services  
Commissioner Omodt made a motion to approve authorizing Risk Management to use the Tort Fund to purchase a replacement vehicle for Justice Services from Taylor and Sons. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

**MOTOR POOL** – Bob Howard

1) Action Item: Discussion/Decision Regarding Surplus of Vehicle; **Resolution**

Commissioner Williams made a motion to approve Resolution #2023-25 Motor Vehicle Surplus Equipment for one 2005 Chevrolet Astro Van VIN# ending in 6570. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

**TREASURER** – Clorisa Koster

1) Action Item: Discussion/Decision Regarding Destruction of Records; **Resolution**

Commissioner Omodt made a motion to approve Resolution #2023 – 26 authorizing the County Treasurer to destroy the attached documents as listed in Exhibit A and outlined in the Treasurer's Retention Policy Resolution. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

**HUMAN RESOURCES** – Cindy Binkerd

1) Action Item: Discussion/Decision Regarding Request to Recruit, One Position

Commissioner Williams asked the HR Director if we have looked at the division of resources in the two Technology Departments. Commissioner Omodt made a motion to approve commencing of a prior vacated position with approval of a new position Desktop Technician I, Technology effective April 4, 2023. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – No, Commissioner Bradshaw – Yes. The motion passed.

**RECREATION** – Pete Hughes

1) Action Item: Discussion/Decision Regarding Budget Adjustment, from General Fund Statutory Reserve to Priest Lake Snowmobile Miscellaneous Expenses; **Resolution**

Commissioner Omodt made a motion to approve Resolution #2023-27 authorizing the Clerk to transfer funds of \$10,000.00 from the General Fund Statutory Reserve, line item 01120-7860, to the 2023 Priest Lake Snowmobile fund and increase line item 036-7860 Miscellaneous Expenses. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

At 11:25 a.m. the meeting was recessed.

At 11:30 a.m. the meeting was reconvened.

**BOCC – Commissioner Omodt**

1) Action Item: Discussion/Decision Regarding Revised Federal Procurement Policy

Commissioner Omodt made a motion to approve the Revised Federal Procurement Policy to comply with Uniform Guidance, 2 CFR 200.318, requiring all non-federal entities to have a written policy supporting compliance. Commissioner Williams asked who wrote the document and whether or not it has been approved by legal. The request was to remand the policy back for legal approval. The motion was not seconded. The motion failed.

2) Action Item: Discussion/Decision Regarding Scope of Work for Sewell and Associates Related to Fairgrounds Boundary Line Adjustment

Commissioner Omodt made a motion to approve additional work by Sewell and Associates at the Bonner County Fairground and adjacent property, including survey work to plat same, in an amount not to exceed \$25,000. Commissioner Bradshaw stepped down from the Chair and seconded the motion. Commissioner Williams said there are some inherent errors on the memorandum and that there is no need to plat. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – No, Commissioner Bradshaw – No. The motion failed.

3) Action Item: Discussion/Decision Regarding Working with Cornel Rasor, BOCC Meeting Procedures  
Commissioner Omodt spoke about the opportunity to work with parliamentarian Rasor. Commissioner Williams said that we would need to adopt the Robert's Rules of Order that requires the help of the parliamentarian. There was conversation between the board and members of the public regarding decorum or lack thereof in the business meetings. Commissioner Omodt will speak to the legal department on how to properly move forward on this request.

**BOCC – Commissioner Williams**

1) Action Item: Discussion/Decision Regarding Review, Fair Board Grant Application

Commissioner Williams spoke about the original grant that was brought forward by former Commissioner McDonald and former Director Darcey Smith. Read email communication from Darcey Smith in regard to the option to tear down the campground and whether the funds would need to be paid back to IDPR. Spoke to management of the grant. Commissioner Williams made a motion to allow the Fairgrounds to place the RV Campground on existing fairgrounds property and ask for an extension for the grant. The motion was not seconded. The motion failed. Several members of the public spoke.

2) Action Item: Discussion/Decision Regarding Review, Location of the Fairground Campground to be Placed on Current Fairground Property

Attorney Scott Bauer, legal representative for the Fair Board, spoke about his role and opinion. Commissioner Bradshaw spoke about the proper way forward that involves appointing members in order to have a full board, then have the Fair Board develop a plan and bring it to the board of county commissioners. Commissioner Williams made a motion to allow the Fair Board to identify the location of the RV campground associated with the grant on current fairground property and that the Fair Board continue as directed by their attorney to develop their own plan and submit it to the commissioners. Commissioner Bradshaw stepped down from the Chair and seconded the motion. Roll call vote: Commissioner Omodt – No, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

3) Action Item: Discussion/Decision Regarding Review, Allow Sheriff to have an Executive Session to Discuss Technology Issues that can Only be Discussed in Executive Session

Commissioner Williams made a motion that the Board agree to agendaize an Executive Session with the Sheriff's

Office and Robert Kirtley. Commissioner Omodt cited open meeting law and feels that this request does not belong in Executive Session. Commissioner Bradshaw stepped down and seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. The motion passed.

4) Action Item: Discussion/Decision Regarding, Review, Approve HR Policies that have been Suspended Indefinitely

Commissioner Omodt requests the attorney of the board, in writing, to clear the policies before they come up for approval. Commissioner Bradshaw stepped down from the Chair and made a motion to have either Bill Wilson or Louis Marshall, look at the policies and put them on the agenda for next Tuesday, get an opinion from them, and either pass them or kill them. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

The meeting was recessed at 1:03 p.m.

The meeting reconvened at 1:14 p.m.

#### **EXECUTIVE SESSION – Human Resources**

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

At 1:14 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 motion passed.

The meeting reconvened at 1:31 p.m.

Commissioner Omodt made a motion to proceed as directed with Employee A and Employee B with EMS. Commissioner William seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. The motion passed.

#### **EXECUTIVE SESSION – Technology**

1) Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt  
Action Item: Discussion/Decision Regarding Extended Warranty and Service for Server Infrastructure;  
**\$9,475.85**

At 1:31 p.m. Commissioner Williams made a motion to go into 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.

The meeting reconvened at 1:34 p.m.

Commissioner Omodt made a motion that the County approve \$9,475.85 for the service contract extension on existing server infrastructure. Commissioner Williams seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams – Yes. Commissioner Bradshaw – Yes. The motion passed.

The meeting reconvened at 1:35 p.m.

#### **1:00 p.m. EXECUTIVE SESSION – Technology**

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

At 1:35 p.m. & 1:59 p.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 motion passed.

The meeting reconvened at 1:50 p.m. and recessed until Sheriff Wheeler can be in attendance.

The meeting was reconvened at 2:35 p.m.

Commissioner Bradshaw adjourned the meeting at 2:35 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 March 21, 2023 – April 3, 2023  
Copies of the complete meeting minutes are available upon request.

On Wednesday, March 29, 2023, Assistance was held pursuant to Idaho Code §74-204 (2). No cases.

On Wednesday, March 29, 2023, a Annual Update with IDJC and Justice Services was held pursuant to Idaho Code §74-204 (2).

On Wednesday, March 29, 2023, an Executive Session was held pursuant to Idaho Code §74-204 (2) & (1) (B) Personnel & (1) (D) Records Exempt.

On Thursday, March 30, 2023 a Public Defense Commissioner Update was held pursuant to Idaho Code §74-204 (2).

On Monday, April 3, 2023, a Department Head Meeting was held pursuant to Idaho Code §74-204 (2).

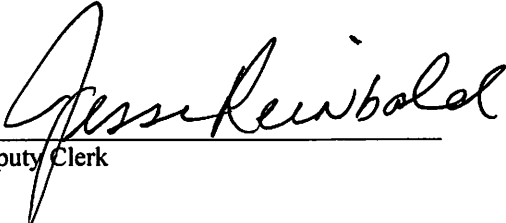
On Monday, April 3, 2023, an Executive Session was held pursuant to Idaho Code §74-204 (2) & (1) (D) Records Exempt.

ATTEST: Michael W. Rosedale

By   
Chairman Steve Bradshaw

Date

4/11/23

By   
Deputy Clerk