



Bonner County

Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

May 30, 2023 – 9:00 A.M.

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

On Tuesday, May 30, 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 Jim Kubiak and the Pledge of Allegiance followed.

PUBLIC COMMENT – Allowance of 60 minutes.

-Wayne Martin
-Spencer Hutchings

Commissioner Bradshaw recessed the meeting for ten minutes at 9:07 a.m.
Commissioner Bradshaw reconvened the meeting at 9:17 a.m.

-Debby Trinen
-Dimitry Borisov
-Kristine Noella

Commissioners Bradshaw, Williams and Omodt addressed some questions brought up during public comment.

Commissioner Bradshaw recessed the meeting until 10:00 a.m.
Commissioner Bradshaw reconvened the meeting at 10:00 a.m.

ADOPT ORDER OF THE AGENDA

Commissioner Omodt made a motion to adopt the order of agenda as presented. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. The motion passed.

DISTRICT 2 REPORT – Commissioner Williams gave an extensive report of issues and activities.

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

CONSENT AGENDA – Action Item

- 1) Bonner County Commissioners' Minutes for May 23, 2023
- 2) Liquor License: The Tervan Tavern, Sandpoint, ID, Cedar Street Hotel & Suites, Sandpoint, ID
- 3) Plat for Approval: Stukas Meadow File #MLD0094-22
- 4) Invoices Over \$5K: Recreation, Weeds

Commissioner Williams made a motion to approve the consent agenda as presented. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

JOINT COUNTY ORDINANCE PRESENTATION- John Elsbury

- 1) Action Item: Discussion/Decision Regarding the Establishment of a Clearly Marked County Boundary; Ordinance

Commissioner Omodt made a motion to participate in the Ordinance, establishment of a clearly marked county boundary the number to be assigned by the Recorder’s Office. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

CLERK – Michael Rosedale

- 1) Action Item: Discussion/Decision Regarding FY23 Claims Batch #17 \$676,265.39 & Demands in Batch #17 \$263,131.77; Totaling \$939,397.16

Claims Batch #17	
General Fund	\$ 419,152.68
Road & Bridge	\$ 96,725.37
Airport	\$ 2,465.30
Elections	\$ 1,539.29
Drug Court	\$ 144.37
Probation Services	\$ 860.62
911 Fund	\$ 5,535.25
Indigent and Charity	\$ 3,950.00
Revaluation	\$ 517.46
Solid Waste	\$ 4,619.85
Tort	\$ 397.72
Weeds	\$ 657.53
Parks & Recreation	\$ 342.07
Justice Fund	\$ 62,230.29
Priest Lake Snowmobile	\$ 1,144.63
East Bonner Snowmobile	\$ 110.00
Waterways	\$ 3,160.62
Grants	\$ 72,712.34
Total	\$ 676,265.39

Claims Batch #17	
Demands	\$ 263,131.77

Commissioner Williams made a motion to approve payment of the FY23 Claims and Demands in Batch #17 Totaling \$939,397.16. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

- 2) Action Item: Discussion/Decision Regarding FY23 EMS Claims Batch #17 \$29,736.49; Totaling \$ 29,736.49

EMS Claims Batch #17	
Ambulance District	\$ 29,736.49

Commissioner Omodt made a motion to approve payment of the FY23 EMS Claims in Batch #17 Totaling \$29,736.49. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

JUSTICE SERVICES – Ron Stultz

- 1) Action Item: Discussion/Decision Regarding 2023-2024 Memorandum of Agreement, Community Based Alternative Services (CBAS) Program and Substance Use Disorder Services (SUDS) Program

Commissioner Williams made a motion to approve the above referenced MOA, which provides state funding for the 2023-2024 fiscal year for approved treatment programs for juvenile offenders and has previously been approved by legal. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

- 2) Action Item: Discussion/Decision Regarding Memorandum of Understanding, Bonner General Health
Commissioner Omodt made a motion to approve the MOU between Justice Services and Bonner General Health. This MOU sets forth the conditions under which Bonner General Health will provide medical care or assistance to inmates who are victims of sexual abuse while incarcerated in the Bonner County Juvenile Detention Center in compliance with the federal mandates of the Prison Rape Elimination Act (PREA) and has been previously approved by legal. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

- 3) Action Item: Discussion/Decision Regarding Memorandum of Understanding, Victim Witness Coordinator
Commissioner Williams made a motion to approve the MOU between Justice Services and Victim Witness Coordinator. This MOU sets forth the conditions under which the Victim Witness Coordinator will provide advocates to juvenile detention residents who are victims of sexual abuse while incarcerated for emotional support in compliance with the federal mandates of the Prison Rape Elimination Act (PREA) and has previously been approved by legal. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

ROAD & BRIDGE – Jason Topp

- 1) Action Item: Discussion/Decision Regarding Bid Award, 2023 Asphalt Projects; **\$1,358,315.00**
Commissioner Omodt made a motion to award the Bonner County Asphalt Projects 2023 Project to Poe Asphalt Paving, Inc. for an amount of \$1,358,315.00 and allow The Board to sign the contract. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

EMS – Jeff Lindsey

- 1) Action Item: Discussion/Decision Regarding Idaho Cooperative Mobilization Agreement, Idaho Department of Lands

Commissioner Williams made a motion to approve the Idaho Cooperative Mobilization Agreement between BCEMS and Idaho Dept. of Lands. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

RECREATION / WATERWAYS – Pete Hughes

- 1) Action Item: Discussion/Decision Regarding IDPR Grant Acceptance, Garfield Bay Park Improvements
Commissioner Omodt made a motion to accept and sign the RV-24-1-09-1 Garfield Bay Grant agreement with Idaho Department of Parks and Recreation. Commissioner Williams seconded the motion. Roll call vote:

Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

2) Action Item: Discussion/Decision Regarding Lakeview Breakwater Repair Grant, Final Reimbursement and Closeout

Commissioner Williams made a motion to approve and sign the request for final reimbursement and closeout of grant ending in #1-09-1 in the amount of \$116,200.00. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

BOCC – Commissioner Bradshaw

1) Action Item: Discussion/Decision Regarding Solid Waste Advisory Committee Re-Appointment; Resolution Commissioner Omodt made a motion to approve Resolution #2023-43 to re-appoint Sherrel Rhys to the Solid Waste Advisory Committee. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

2) Action Item: Discussion/Decision Regarding Waterways Advisory Committee Appointments; Resolution Commissioner Williams made a motion to approve Resolution #2023-44 appointing Tom Trulock & Jim Brausen to fill the vacant positions on the Waterways Advisory Committee and complete a two-year term expiring on May 29, 2025. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

BOCC – Commissioner Omodt

1) Action Item: Discussion/Decision Regarding Advertisement for Bids, Fairgrounds Campground Expansion Project

Commissioner Omodt made a motion to approve the advertisement of bids for the Bonner County Fairgrounds Campground Expansion Project. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – No, Commissioner Bradshaw – Yes. All in favor. The motion passed.

Commissioner Bradshaw recessed the meeting at 11:26 a.m.

Commissioner Bradshaw reconvened the meeting at 11:37 a.m.

EXECUTIVE SESSION – Human Resources

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

Action Item: Discussion/Decision Regarding Personnel, Tuition Reimbursement Request

At 11:37 a.m. Commissioner Omodt made a motion to go into Executive Session under Idaho Code § 74-206 (1) (B) Personnel. Commissioner Bradshaw stepped down from the Chair and seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion passed.

Commissioner Bradshaw reconvened the meeting at 11:40 a.m.

Commissioner Omodt made a motion to proceed as discussed in ES Personnel with Human Resources.

Commissioner Bradshaw stepped down from the Chair and seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion passed.

EXECUTIVE SESSION – Prosecutor

1) Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt

Action Item: Discussion/Decision Regarding Confidential Critical Infrastructure Purchase; \$244,200.40

At 11:41 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 – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. The motion passed.

Commissioner Bradshaw reconvened the meeting at 11:45 a.m.

Commissioner Omodt made a motion to proceed as directed regarding the previous Executive Session under Records Exempt with the Prosecutor's Office. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. The motion passed.

EXECUTIVE SESSION – Prosecutor

1) Executive Session under Idaho Code § 74-206 (1) (F) Litigation

Action Item: Discussion/Decision Regarding Litigation, Planning

Action Item: Discussion/Decision Regarding Litigation, Road & Bridge

At 11:46 a.m. Commissioner Omodt made a motion to go into Executive Session under Idaho Code § 74-206 (1) (F) Litigation. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – Aye. The motion passed.

Commissioner Bradshaw reconvened the meeting at 12:09 p.m.

EXECUTIVE SESSION – BOCC

1) Executive Session under Idaho Code § 74-206 (1) (A) Hiring

Action Item: Discussion/Decision Regarding Hiring, BOCC

At 12:09 p.m. Commissioner Omodt made a motion to go into Executive Session under Idaho Code § 74-206 (1) (A) Hiring. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – Aye. The motion passed.

Commissioner Bradshaw reconvened the meeting at 12:21 p.m.

Commissioner Bradshaw adjourned the meeting at 12:21 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 May 23, 2023 – May 29, 2023
Copies of the complete meeting minutes are available upon request.

On Wednesday, May 24, 2023, Assistance was held pursuant to Idaho Code §74-204 (2).

On Wednesday, May 24, 2023, a Planning Hearing was held pursuant to Idaho Code §74-204 (2). Commissioner Williams made a motion to deny this project, FILE ZC0018-22, requesting a zone change from Rural-10 to Rural-5, based upon the following conclusions: [REFER TO FOLLOWING CONCLUSIONS OF LAW AND SPECIFY WHICH CONCLUSIONS THE PROJECT MEETS AND FAILS TO MEET]. The decision is 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 findings of fact and conclusions of law as set forth in the Staff Report (or as amended during the hearing) and direct planning staff to draft written findings and conclusions to reflect this motion, have Chairman sign, and transmit to all interested parties. This action does not result in a taking of private property. The action that could be taken, if any, to obtain the zone change is to: File ZC0018-22 May 24, 2023 Page 15 of 151) File a new application with the Planning Department and meet the standards required by Bonner County Revised Code; or 2) Pursue such remedies as may be applicable at Title 67, Chapter 65, Idaho Code. Commissioner Omodt seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams – Yes. Commissioner Bradshaw –

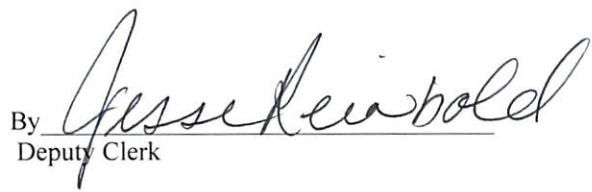
Yes. Commissioner Omodt made a motion to approve the recommended updates to the agriculture component of the Comprehensive Plan, File AM0006-23, as presented or as amended in this hearing, finding that it is in accord with the requirements of Idaho Code §67-6508 and the procedures of Idaho Code §67-6509. This action does not result in the taking of private property. Commissioner Williams seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams – Yes. Commissioner Bradshaw – Yes. Commissioner Omodt made a motion to approve Resolution #2023-41, adopting the recommended updates to the Agriculture component of the Comprehensive Plan, File AM0006-23 and repealing the previously adopted Agriculture component of the Comprehensive Plan. Commissioner Williams seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams – Yes. Commissioner Bradshaw – Yes. Commissioner Omodt made a motion to approve the recommended updates to the Economic Development component of the Comprehensive Plan, File AM0008-23, as presented or as amended in this hearing, finding that it is in accord with the requirements of Idaho Code §67-6508 and the procedures of Idaho Code §67-6509. This action does not result in a taking of private property. Commissioner Williams seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams – Abstained. Commissioner Bradshaw – Yes. Commissioner made a motion to approve Resolution #2023-42, adopting the recommended updates to the Economic Development component of the Comprehensive Plan, File AM0008-23 and repealing the previously adopted Economic Development component of the Comprehensive Plan. Commissioner Williams seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams – Abstained. Commissioner Bradshaw – Yes. Commissioner Williams made a motion to approve this request for a full refund of building location fees to Gerald and Cheri Wallace regarding File# BLP2023-0353 in the amount of \$830.00, and void file #BLP2023-0353. A new building location permit and associated fees will be required for any future structure. Commissioner Omodt seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams – Yes. Commissioner Bradshaw – Yes.

On Thursday, May 25, 2023, an Election Canvass was held pursuant to Idaho Code §74-204 (2). Commissioner Williams made a motion to adopt the Bonner County election canvass as presented. Commissioner Omodt stepped down from the Chair and seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams – Yes. The motion passed.

On Thursday, May 25, 2023, a Tax Deed Update was held pursuant to Idaho Code §74-204 (2). Commissioner Williams made a motion to proceed as directed for parcels ending in 0090, 6500, 0151, 7801, 9990, 4800 and at the minimum bids stated. Commissioner Omodt stepped down from the Chair and seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Williams: Yes. The motion passed.

ATTEST: Michael W. Rosedale

By 
Chairman Steve Bradshaw

By 
Deputy Clerk

06-13-23
Date