



Bonner County

Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

July 18, 2023 – 9:00 A.M.

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

On Tuesday, July 18, 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 Scott Acklin and the Pledge of Allegiance followed.

PUBLIC COMMENT –

Commissioner Bradshaw advised that there will be no public comment at this meeting.

Commissioner Bradshaw recessed the meeting at 9:02 a.m.

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

ADOPT ORDER OF THE AGENDA

Commissioner Williams made a motion to adopt the order of 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.

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 July 11, 2023
- 2) Plats for Approval: MLD0023-23, Ichabod Wood; MLD0075-22, Hewitt Homes; MLD0132-21, Southeast Ledges View; MLD0015-23, Replat Lot 5, Block 2 Trappers Creek; MLD0129-21, East Slough View; MLD0131-21, East Ledges View; MLD0138-21, North Ledges View
- 3) Liquor Licenses: The District Bistro & Wine Shop, Sandpoint, ID, Honey Hive, Sandpoint, ID
- 4) Catering Permit: Popeye's Lounge, Priest River, ID
- 5) Invoice over \$5k: Road & Bridge

Commissioner Omodt made a motion to approve the consent agenda as presented. Commissioner Williams seconded the motion to advance for discussion. There was a brief discussion regarding MLDs Southeast Ledges, East Slough View, East Ledges & North Ledges. Commissioner Williams made a motion to remove MLD0132-21, Southeast Ledges View; MLD0129-21, East Slough View; MLD0131-21, East Ledges View; MLD0138-21, North Ledges View from the Consent Agenda for further review. Jake Gabell spoke regarding MLDs. No second, motion died. Commissioner Omodt moved to continue the motion and move forward with the meeting. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – No, Commissioner Bradshaw – Yes. The motion passed.

EMS – Jeff Lindsey

1) Action Item: Discussion/Decision Regarding Annual Ambulance Lease Renewal for **\$107,509.69**
Commissioner Omodt made a motion to approve payment of the annual ambulance lease renewal in the amount of \$107,509.69. Commissioner Williams 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 to Western States Cat for Seven Graders
Commissioner Williams made a motion to accept the bid of \$359,000 for each grader with \$271,000 buyback for each and allow the Chairman to sign the Notice of Award to Western States Cat for purchase of seven 2023 CAT 140 AWD graders. Commissioner Omodt seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

WEEDS – Chase Youngdahl

1) Action Item: Discussion/Decision Resource Advisory Committee Grant Application
Commissioner Omodt made a motion to approve the Selkirk Cooperative Weed Management Area grant proposal for noxious weed interpretive signage panels with boot brushes and authorize Noxious Weeds Department to submit the application to the Resource 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.

BOCC – Luke Omodt

1) Action Item: Discussion/Decision Regarding Adoption of Roberts Rules of Order for all BOCC Meetings and all Commissioner Advisory Board Meetings
Commissioner Omodt made a motion to adopt Roberts Rules of Order Newly Revised for all BOCC Meetings and all Commissioner Advisory Board meetings and to authorize the chair to appoint a Sergeant at Arms for meetings. Commissioner Williams seconded the motion to advance for discussion. There was a brief discussion regarding public comment and Robert Rules of Order. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – No, Commissioner Bradshaw – Yes. The motion passed.

BOCC – Asia Williams

1) Action Item: Discussion Regarding holding Commissioner Community Chat Hour from 9:00 to 10:00 a.m. on Tuesday Mornings
Commissioner Williams made a motion to approve holding District 2 Commissioner Chat Hour from 9:00 to 10:00 a.m. on Tuesday mornings. No second, motion died. Commissioner Omodt moved to amend the motion to return the regular business meeting to 9:00 a.m. per Bonner County Code 1-202. Commissioner Bradshaw stepped down from chair to second the vote. There was discussion regarding the original and amended motions. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – No Vote, Commissioner Bradshaw – Yes. The amended motion passed.

Commissioner Bradshaw recessed the meeting at 10:55 a.m.
Commissioner Bradshaw reconvened the meeting at 11:05 a.m.

EXECUTIVE SESSION – Human Resources

- 1) Executive Session under Idaho Code § 74-206 (1) (B) Personnel
Action Item: Discussion/Decision Regarding Employee Compensation, Facilities
- 2) Executive Session under Idaho Code § 74-206 (1) (B) Personnel
Action Item: Discussion Regarding Employee Compensation, Elections

At 11:05 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 – Aye, Commissioner Williams – Absent, Commissioner Bradshaw – Aye. The motion passed.

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

Commissioner Omodt made a motion to proceed as directed regarding the personnel matter for Facilities. Commissioner Williams seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in favor. The motion passed.

11:00 a.m. EXECUTIVE SESSION – Prosecutor

1) Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt & 74-206 (1) (B) Personnel
Action Item: Discussion Regarding Investigation Report

At 11:12 a.m. Commissioner Omodt made a motion to go into Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt & 74-206 (1) (B) Personnel. Commissioner Williams seconded the motion. Roll Call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – Aye. All in favor. The motion passed.

Commissioner Bradshaw reconvened the meeting at 12:14 p.m.

Commissioner Omodt made a motion for the BOCC to work with the Prosecutor’s Office and Sheriff’s Office to draft a joint statement regarding the information as presented here today. Commissioner Williams seconded the motion. Roll Call vote: Commissioner Omodt – Aye, Commissioner Williams – Aye, Commissioner Bradshaw – Aye. All in favor. The motion passed.

Commissioner Bradshaw adjourned the meeting at 12:15 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 July 11, 2023 – July 17, 2023
Copies of the complete meeting minutes are available upon request.

On Tuesday, July 11, 2023, a USFS Update was held pursuant to Idaho Code §74-204 (2).

On Tuesday, July 11, 2023, a Planning Update was held pursuant to Idaho Code §74-204 (2).

On Tuesday, July 11, 2023 a Planning Workshop was held pursuant to Idaho Code §74-204 (2).

On Wednesday, July 12, 2023, a Planning Hearing was held pursuant to Idaho Code §74-204 (2). Commissioner Omodt moved to strike the proposed change to of today’s date, for 12-621 Section D: Lot and Parcel Design: Resulting lots or parcels shall not be divided by boundary of any city, county, zoning designation, railroad right-of-way, or public right-of-way. And remand back to planning staff for analysis. Commissioner Williams seconded the motion. Roll call vote; Commissioner Omodt – Yes, Commissioner Williams – Yes, Commissioner Bradshaw – Yes. All in Favor. The motion passed. MOTION TO APPROVE AS AMENDED: Commissioner Omodt made a motion to approve this FILE AM0005-23, as amended, to amend the sections of Title 12, Bonner County Revised

Code, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan as enumerated in the following findings of fact and conclusions of law: Findings of Fact: 1. The Bonner County Planning Department has reviewed the proposed changes against Idaho Code and made amendments to better comply with the Idaho Code, specifically Title 67 Chapter 65. 2. The Board of County Commissioners is authorized by Idaho Code, Chapter 7, Title 31, to adopt ordinances, rules and regulations "...not repugnant to law, necessary for carrying into effect or discharging the powers and duties conferred by the laws of the state of Idaho, and such as are necessary or proper to provide for the safety, promote the health and prosperity, improve the morals, peace and good order, comfort and convenience of the county and the inhabitants thereof, and for the protection of property therein..." The proposed ordinance making the above changes adds to the clarity intended in the interpretation of the Bonner County Revised Code and Bonner County Comprehensive Plan. These actions will further balance the provision of safety, health and prosperity while maintaining the protection of property, peace, good order, comfort and convenience of the county and its inhabitants. 3. This proposed change provides further clarification of the regulations, enabling the public and the staff to achieve the best results leading to greater understanding and use of the zoning ordinance. 4. The Planning Commission at the June 6, 2023 public hearing recommended approval of the proposed amendment by unanimous vote. Conclusions of Law: Conclusion 1: The proposed amendment IS in accord with Idaho Code, Title 31, Chapter 7. Conclusion 2: The proposed amendment IS in accord with Idaho Code Title 67, Chapter 65. Conclusion 3: The proposed amendment IS in accord with all the general and specific objectives of the Bonner County Comprehensive Plan. 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 this hearing) and direct planning staff to draft written findings and conclusions to reflect this motion, have the Chairman sign, and transmit to all interested parties. This action does not result in a taking of private property. Commissioner Williams seconded the motion. Roll call vote; Commissioner Omodt – Yes, Commissioner Williams – Abstain as need more information from some parties regarding the proposed changes 12-215 to the MLD procedure and to the definition of recreation vehicles, Commissioner Bradshaw – Yes. The motion passed. BOARD MOTION TO ADOPT ORDINANCE (Roll Call Vote): Commissioner Omodt 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 Title 12, Bonner County Revised Code as presented or amended in this hearing and providing for an effective date. Commissioner Williams seconded the motion. Roll call vote; Commissioner Omodt – Yes, Commissioner Williams – Abstain for reasons previously stated, Commissioner Bradshaw – Yes. All in Favor. The motion passed.

On Thursday, July 13, 2023, an Executive Session with Human Resources & PayneWest was held pursuant to Idaho Code §74-204 (2) and Idaho Code § 74-206 (1) (D) Records Exempt.

On Thursday, July 13, 2023, an Executive Session was held pursuant to Idaho Code § 74-206 (1) (A) Hiring.

On Thursday, July 13, 2023, an Executive Session was held pursuant to Idaho Code §74-204 (2) and Idaho Code § 74-206 (1) (F) Litigation.

On Monday, July 17, 2023, Budget Opening was held pursuant to Idaho Code §74-204 (2).

On Monday, July 17, 2023, an Executive Session was held pursuant to Idaho Code § 74-206 (1)(B) Personnel.

ATTEST: Michael W. Rosedale

By 
Chairman Steve Bradshaw

Date

07-25-2023

By 
Deputy Clerk