



Bonner County

Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

July 2, 2024

Memorandum

CONSENT
AGENDA

To: Bonner County Commissioners

Re: Adopting the Order of the Agenda as Presented

A suggested Motion would be: **Mr. Chairman I move to adopt the order of agenda as presented.**

Consent Agenda

The Consent Agenda includes:

CONSENT AGENDA – Action Item

- 1) Bonner County Commissioners' Minutes for June 25, 2024
- 2) Invoice(s) Over \$5k: EMS, Risk; Sheriff
- 3) Plats for Approval: MLD0016-24, L4J Acres; MLD0048-23, Shadow Green Estates; MLD0048-22, Monarch View Estates

A suggested motion would be: **Mr. Chairman, based on the information before us I move to approve the consent agenda as presented.**

Recommendation Acceptance: ☐ yes ☐ no _____ Date: _____
Luke Omodt, Chairman



Bonner County

Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

June 25, 2024 – 9:00 A.M.

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

On Tuesday, June 25, 2024, the Bonner County Commissioners met for their regularly scheduled meeting with Commissioners Omodt, Williams, and Bradshaw present. Commissioner Omodt called the meeting to order at 9:00 a.m. The Invocation was presented by Linda W. and the Pledge of Allegiance followed.

STANDING RULES

ADOPT ORDER OF THE AGENDA AS AMENDED

Commissioner Bradshaw made a motion to adopt the order of agenda as presented. No second, the motion dies. Commissioner Williams made a motion to amend the order of the agenda by removing the District 2 Discussion. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries. Commissioner Bradshaw made a motion to adopt the order of the agenda as amended. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

CONSENT AGENDA – Action Item

- 1) Bonner County Commissioners' Minutes for June 18, 2024
- 2) Plats for Approval: MLD0014-24, Cedar Grove Third Addition; MLD0056-23, Schweitzer Castle; MLD0049-23, Crooked Tree Ranch; MLD0020-24, Irontop Ridge
- 3) Invoices Over \$5k: Technology (Confidential); Solid Waste

Commissioner Bradshaw made a motion to adopt the consent agenda as presented. Commissioner Williams seconded the motion. Brief discussion regarding MLDs. Roll call vote: Commissioner Williams – Abstain, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

CLERK – Michael Rosedale

- 1) Action Item: Discussion/Decision Regarding FY24 Claims in Batch #19 **Totaling \$1,800,285.50**
Commissioner Bradshaw made a motion to approve payment of the FY24 Claims in Batch #19 Totaling \$1,800,285.50. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.
- 2) Action Item: Discussion/Decision Regarding FY24 EMS Claims in Batch #19 **Totaling \$54,740.26**
Commissioner Bradshaw made a motion to approve payment of the FY24 EMS Claims in Batch #19 Totaling \$54,740.26. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

3) **Action Item: Discussion /Decision Regarding EMS Cash Transfer - Local & Tribal Consistency Funds; Resolution**

Commissioner Bradshaw made a motion to approve Resolution 2024-37 authorizing the Clerk to transfer cash from the Grant Fund, org and object 047-8905 to EMS Fund, orgs and objects 99918-9480 in the amount of \$1,185,000.00, to 99918-6060 in the amount of \$195,000.00, to 99918-6110 in the amount of \$70,000.00, to 99918-6120 in the amount of \$35,000.00, and to 99918-6130 in the amount of \$15,000.00. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

RECORDERS – Cindy Brannon

1) **Action Item: Discussion /Decision Regarding Notice of Non-Renewal of Credit Card Processing Services with CORE**

Commissioner Bradshaw made a motion approve that the Recording Office give notice of non-renewal to CORE by way of letter from the Chairman of the Board. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

BOCC – Jessi Reinbold & Veronica Dixon

1) **Action Item: Discussion/Decision Regarding Commissioner's Office Canon Printer Contract; \$262/Monthly**

Commissioner Bradshaw made a motion to approve the lease with Canon for a Canon Copier for the Commissioner's Office. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

2) **Action Item: Discussion/Decision Regarding Board of Community Guardian Resignation; Resolution**
Commissioner Bradshaw made a motion to approve Resolution 24-38, recognizing Mary Franzel's dedication and service to the Bonner County Community and to accept her resignation from the Bonner County Board of Community Guardian. Commissioner Williams seconded the motion. Brief discussion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

PROSECUTORS – Bill Wilson

1) **Action Item: Discussion/Decision Regarding Limited Engagement Agreement; Wynkoop Law Offices, P.A.**

Commissioner Bradshaw made a motion to approve the limited engagement agreement with Murphey Law Group, PLLC. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

2) **Action Item: Discussion/Decision Regarding Legal Services Agreement; Naylor Hales, P.C.**
Commissioner Bradshaw made a motion to approve the limited engagement agreement with Naylor Hales, P.C. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

SHERIFF – MARINE DIVISION – Tim Hemphill

1) **Action Item: Discussion/Decision Regarding Waterways Improvement Fund Grant – Sheriff's Vessel Re-Power Project**

Commissioner Bradshaw made a motion to approve and sign the agreement between IDPR and Bonner County to accept WIF grant monies to re-power a Sheriff's patrol vessel. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

SOLID WASTE – Spencer Ferguson

1) **Action Item: Discussion/Decision Regarding Colburn Improvements Project Change Order #6**

Commissioner Bradshaw made a motion that the County approve S&L Undergrounds Inc. Change Order #6 in the amount of \$67,652.40 for a swale dry well, scale printer, existing building approach slab, and retaining wall fall protection. I further authorize the Chairman to sign the Change Order administratively. Commissioner Williams requested clarification of the costs listed; discussion followed. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – No, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

PLANNING – Jake Gabell

1) Action Item: Discussion/Decision Regarding Time Extension Request, Long Plat, File #S0004-22
Commissioner Omodt stepped down from the chair and made a motion to table this item until next week's meeting, July 2, 2024, for clarification. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

2) Action Item: Discussion/Decision Regarding Zoning Boundary Interpretation of RP54N04W107050A via BCRC 12-315

Commissioner Williams made a motion to table this item until next week's meeting, July 2, 2024, for further legal review. Discussion with legal. No second, the motion dies.

Commissioner Bradshaw made a motion that the Board of County Commissioners exercise its authority via BCRC 12-315 H to interpret the zoning boundary on RP54N04W107050A to be entirely zoned Rural 5 and that there are mapping discrepancies that will be corrected by the County in the future. Commissioner Omodt stepped down from the chair and seconded the motion. Brief discussion. Roll call vote: Commissioner Williams – No, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

DISTRICT 2 COMMISSIONER DISCUSSION *This item was removed.*

PUBLIC COMMENT * Opened at 9:56 a.m.

Dave Bowman – Commented on the discussion regarding the Colburn Improvements item.

Jennifer Arn – Commented about the Camp Bay Trail issue and read her letter to the Daily Bee.

Kevin Moore – Discussed his dialogue with Bonner County Soil & Water regarding safety and property rights; commented on change orders for projects within the County.

Jennifer Cramer – Commented on the hearing for CUP002-24 and property rights/development.

Dan Welle – Commented on people who do learn and who do not learn.

Commissioner Omodt recessed the meeting until the scheduled Executive Session at 10:14 a.m.

Reconvened at 11:00 a.m.

11:00 A.M. EXECUTIVE SESSION – Planning

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

Action Item: Discussion/Decision Regarding Litigation, Planning

At 11:00 a.m. Commissioner Bradshaw 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 Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

Reconvened at 11:05 a.m.

Commissioner Bradshaw made a motion to proceed as directed. Commissioner Williams seconded the motion. Brief discussion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

The meeting was adjourned at 11:06 a.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 June 18, 2024 – June 24, 2024
Copies of the complete meeting minutes are available upon request.

On Tuesday, June 18, 2024, a Sandpoint Area Seniors Update was held pursuant to Idaho Code §74-204 (2).

On Thursday, June 20, 2024, a Special Meeting for the BOCC was held pursuant to Idaho Code § 74-204 (2).

On Friday, June 21, 2024, an Executive Session was held pursuant to Idaho Code §74-206(1)(F) Litigation & 74-206(1)(D) Records Exempt.

On Monday, June 24, 2024, an Executive Session was held pursuant to Idaho Code § 74-206 (1) (A) Hiring.

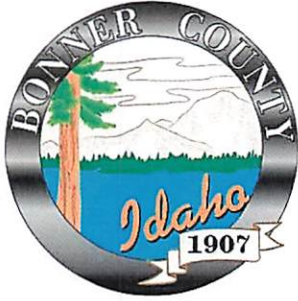
On Monday, June 24, 2024, a Planning Hearing was held pursuant to Idaho Code §74-204 (2).

ATTEST: Michael W. Rosedale

By _____
Chairman Luke Omodt

By _____
Deputy Clerk

Date



Bonner County EMS

521 N. Third Ave • Sandpoint, ID 83864 • Phone: (208) 255-2194

June 24, 2024

Memorandum

EMS
Consent agenda

To: Bonner County Commissioners

From: Jeff Lindsey, BCEMS Chief

Re: Stryker Invoice

Description: Bonner County EMS wishes to pay the Stryker invoice in the amount of \$18,258.94 for a Lucas device purchased for the Bonner County Jail. This will come from line item 99918-6720. Bonner County EMS has already been reimbursed for this device by Bonner County Jail.

Distribution:

- 1 Copy to be returned to EMS
- 1 Copy to the Auditor's Office
- 1 Copy to the Commissioner's Office

Auditors Approval 

A suggested motion would be: **Mr. Chairman based on the information before us I move to approve the Stryker invoice in the amount of \$18,258.94.**

Recommendation Acceptance: ☐ yes ☐ no _____ Date: _____
Commissioner Luke Omodt, Chairman



1941 Stryker Way, Suite A
Portage, MI 49002 USA

Invoice

9206384280

Bill to: 20191435

BONNER CO EMS
ATTN: ACCOUNTS PAYABLE DEPARTMENT
521 N THIRD AVE
SANDPOINT ID 83864 - 1506

Ship to

20191435

BONNER CO EMS
521 N THIRD AVE
SANDPOINT ID 83864-1506

For product related inquiries please contact:
Stryker Medical Customer Service: 800-327-0770
For accounts and billing related inquiries please contact:
Stryker account receivable: 800-733-2383(Option 2)

Customer Information

Invoice # 9206384280
Invoice Date 06/07/2024
Currency USD
Payer Number 20191435
Payer Name BONNER CO EMS

Remit to :

Electronic Payments:

JPMorgan Chase
ABA 071000013 (ACH)
Account: 1035237
ABA 021000021 (WIRE)
SWIFT Code: CHASUS33XXX

Checks:

Stryker Sales, LLC
21343 NETWORK PLACE
CHICAGO IL 60673-1213
USA

Please transmit in CTX format. If CTX is not possible, please send remittance information by email to EFTpayments@stryker.com

Header Information

Customer PO 5.6.24AB
Payment Terms Net due in 30 days
Terms of Delivery PCO
ORIGIN
Payment Due Date 07/07/2024

Item	Item#/GTIN	Description	Quantity / Unit	Unit Price	Extended Price
1	99576-000063 GTIN: 00883873834329	LUCAS 3, 3.1, IN SHIPPING BOX, EN Serial Number 3523HY27	1 PC	18,033.52	18,033.52
Item Total				18,033.52	
Freight and Handling				225.42	
Gross Amount				18,258.94	
Service Level	Ground Carrier	FEDEX GROUND			
Tracking Numbers	745910427100				



1941 Stryker Way, Suite A
Portage, MI 49002 USA

Invoice
9206384280

Tracking Numbers	745910427100
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The purchase of products pursuant to this invoice is subject to Stryker's then current terms of sale set forth at (see www.stryker.com/stnc). Any different or additional terms on any purchase order or other document submitted by Buyer are expressly rejected by Stryker. Acceptance of Buyer's purchase order and shipping of Stryker product to Buyer does not serve as acceptance of any such different or additional terms.

The total price shown on this invoice is net of discounts provided at the time of purchase. Some of the products listed on this invoice may be subject to rebates or additional discounts for which separate documentation is provided by Stryker. Customer must (1) claim the value of all discounts and rebates in the fiscal year earned or immediately following fiscal year, (2) properly report and appropriately reflect and allocate prices paid net of all discounts and rebates in Medicare/Medicaid cost reports and all claims for payment filed with third party payers as may be required by law or contract, and (3) provide agents of the United States or a state agency with access to all information from Stryker concerning discounts and rebates upon request.

STRYKER RESERVES THE RIGHT TO CHARGE A 1.5% MONTHLY FINANCE CHARGE (18% PER ANNUM) ON ALL AMOUNTS REMAINING UNPAID AT THE END OF THE NET PERIOD.

NO MERCHANDISE WILL BE ACCEPTED FOR RETURN WITHOUT PRIOR AUTHORIZATION. TO OBTAIN A RETURN AUTHORIZATION OR TO REPORT DISCREPANCIES, PLEASE CALL CUSTOMER SERVICE AT THE NUMBER INDICATED ABOVE.

Please refer to www.stryker.com/returnpolicy for Stryker's product return policies.



Risk Management Bonner County

July 2, 2024

RISK Management
Consent Agenda Item
1

MEMORANDUM

To: Commissioners

Re: Pay invoices over \$5000: payment of \$10,262.66 for auto repairs for claim 24999952319 for AFNI recovery.

Description:

Request to pay AFNI Recovery (Progressive Insurance) for \$10,262.66 for a 4/25/24 auto claim, internal claim number is 2024042592966.

Distribution: Original to BOCC
Copy to the Risk Manager
Copy to Auditing

Recommendation Acceptance: ☐ yes ☐ no _____ Date: _____
Commissioner Luke Omodt, Chairman

June 4, 2024

JOSH FLOREA
14652 N STEVENSON ST
RATHDRUM ID 83858



Subrogation Department
1310 Martin Luther King Drive
P.O. Box 3068

Bloomington, IL 61702-3068
Phone (833) 414-0998 | Fax 309-820-2626
www.afnicollections.com

RE: Our File# 005162932
Claim#: 24999952319
Date of Loss: 04-25-2024
Damage Claim Amount: \$10,262.66

Dear JOSH FLOREA:

We are contacting you today on behalf of Progressive Direct Insurance Company regarding a loss, which occurred on 04-25-2024. Progressive Direct Insurance Company maintains the facts of the incident indicate that you may be liable for payments that Progressive Direct Insurance Company made to its policyholder as a result of the loss. Progressive Direct Insurance Company believes that they are entitled to recover some or all of this money from you. In handling this claim, comparative negligence laws of your state will be considered. The damage claim amount is \$10,262.66. Please be advised that the damage claim amount may increase if additional payments are made by Progressive Direct Insurance Company on this claim.

The Department of Transportation, or appropriate entity, may have been notified of this accident. This notification may result in the suspension of your driving or registration privileges.

If you believe you had insurance coverage at the time of the loss, notify us by mailing back the attached page. A reply envelope is enclosed for your convenience or you may fax the information to us at 309-820-2626.

If you did not have insurance coverage at the time of the loss, you may contact our office to discuss your options. AFNI accepts payments made by Visa, MasterCard, check, money order or check by phone.

Please enclose the attached page with your payment.

To manage your account online, visit us at www.afnicollections.com. You can pay securely online using your debit card, VISA®, MasterCard®, or checking account.

Our office can be reached toll-free at (833) 414-0998 Monday – Friday 7am-7pm CT, to discuss your options.

All conversations with Afni may be recorded.

Sincerely,
Afni, Inc.

Detach along perforation and return bottom portion along with payment in the enclosed envelope. For proper credit, please include your Afni account # listed below on your check.



Make check payable to Afni, Inc. Credit card payment options are on the back of notice.
Please include your Afni account # listed below on your check



AFP02-0604-2084520894-00032-32

DEPT 898 2832102324084
PO BOX 4115
CONCORD CA 94524

Make check payable to: Afni, Inc

RE: Our File# 005162932
Afni Toll Free#: (833) 414-0998
Claim#: 24999952319
Date of Loss: 04-25-2024
Damage Claim Amount: \$10,262.66

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 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35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 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01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 00 01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 9



Bonner County Sheriff's Office

4001 N Boyer Road • Sandpoint, ID 83864 • Phone: (208) 263-8417

Memorandum

Date: June 25, 2024
To: Board of County Commissioners
From: Sheriff Daryl Wheeler

Re: Labor for outfitting 2 Chevy Silverados - Purchase over \$5k

Description:

The Bonner County Sheriff's Office would like permission to pay for the labor to outfit two of our 2023 Chevrolet Silverados in the amount of \$12,300.00 from Frontline Communication Systems.

There is adequate funds in:
03472/9390 Sheriff/Capital Vehicles

This Request has been approved by:

Auditing – Mike Rosedale _____

Distribution:

Original to be sent to the Sheriff's Office
Copy to Auditor's Office

Recommendation Acceptance: ☐ yes ☐ no _____ Date: _____
Commissioner Luke Omodt, Chairman



Date 6/19/2024
Quotation # 607799
Customer ID

Quotation for:

FRONTLINE Communications Systems
16208 E. Lacrosse Ln
Spokane Valley, WA 99216
Phone: (509) 214-1498

ATTN: Bonner County Sheriff

Bonner County Sheriffs Office
Attn: Tim Hemphill
4001 N. Boyer Ave
Sandpoint, ID 83864

Silverado Patrol Truck Builds x2

P.O. Number	Delivery Date	Ship Via	F.O.B. Point	Terms
TBD	TBD			Net 30

Quantity	Part Number	Description	Unit Price	Taxable?	Amount
----------	-------------	-------------	------------	----------	--------

2	Installation Labor	Labor to upfit Chevy Silverado Trucks with customer provided parts	\$ 5,800.00		\$ 11,600.00
2	Misc Install Parts	Misc Install Parts, Wire, Loom, Hardware etc.	\$ 350.00		\$ 700.00

*Customer to supply all parts necessary for build as well as radio and cradlepoint equipment.

Subtotal	\$ 12,300.00
Tax Rate	8.90%
Sales Tax	\$ -
Freight	
Total	\$ 12,300.00

If you have any questions concerning this quotation contact:
Steve McLaughlin: (208) 660-4056 or smclaughlin@frontlinecs.net
The information in this quotation is PROPRIETARY & CONFIDENTIAL for use by Frontline
Communication Systems and the Client referred to within. Quote Valid for 30 Days

Thank you!

Bonner County Planning Department

"Protecting property rights and enhancing property value"

1500 Highway 2, Suite 208, Sandpoint, Idaho 83864

Phone (208) 265-1458 - Fax (866) 537-4935

Email: planning@bonnercountvid.gov - Web site: www.bonnercountvid.gov



Board of County Commissioners Memorandum

June 20, 2024

To: Board of County Commissioners
From: Rob Winningham, Bonner County Planner
Subject: **Final plat, MLD0016-24 – L4J ACRES**

The above referenced plat is a minor land division dividing one (1) approximately 30.11-acre parcel into three (3) 5.02-acre lots and one (1) 15.05-acre lot. The property is zoned Rural 5 (R-5) and meets the requirements of that zone. The property is served by individual well, individual septic system, and Avista Utilities. The property is accessed off Dry Creek Road, a privately owned and maintained easement. The parcel is located in a portion of Section 6, Township 55 North, Range 5 West, Boise Meridian, Idaho. The plat was approved by Bonner County on May 23, 2024.

The conditions of approval for this file have been completed. Notes and easements required by plat approval are shown on the final plat.

Legal Review: _____

Distribution: Jake Gabell
Janna Brown
Rob Winningham

Recommendation: Staff recommends the Board approve the final plat of the above referenced file.

Consent Agenda

Recommendation Acceptance: ☐ Yes ☐ No

Commissioner Luke Omodt, Chairman

Date: _____

Bonner County Planning Department

"Protecting property rights and enhancing property value"

1500 Highway 2, Suite 208, Sandpoint, Idaho 83864

Phone (208) 265-1458 - Fax (866) 537-4935

Email: planning@bonnercountyid.gov - Web site: www.bonnercountyid.gov



Board of County Commissioners Memorandum

June 20, 2024

To: Board of County Commissioners

From: Rob Winningham, Bonner County Planner

Subject: Final plat, MLD0048-23 – SHADOW GREEN ESTATES

The above referenced plat is a minor land division dividing one (1) 20.052 acre parcel into two (2) 5.013 acre lots, one (1) 5.00 acre lot and one (1) 5.026 acre lot. The property is zoned Rural 5 (R-5) and meets the requirements of that zone. The property is served by individual well, individual septic system, and Avista Utilities. The property is accessed off Shadow Green Road, a privately owned and maintained easement. The parcel is located in a portion of Section 25, Township 55 North, Range 6 West, Boise Meridian, Idaho. The plat was approved by Bonner County on December 4, 2023.

The conditions of approval for this file have been completed. Notes and easements required by plat approval are shown on the final plat.

Legal Review: _____

Distribution: Jake Gabell
Janna Brown
Rob Winningham

Recommendation: Staff recommends the Board approve the final plat of the above referenced file.

Consent Agenda

Recommendation Acceptance: ☐ Yes ☐ No

Commissioner Luke Omodt, Chairman

Date: _____

Bonner County Planning Department

"Protecting property rights and enhancing property value"

1500 Highway 2, Suite 208, Sandpoint, Idaho 83864

Phone (208) 265-1458 - Fax (866) 537-4935

Email: planning@bonnercountyid.gov - Web site: www.bonnercountyid.gov



Board of County Commissioners Memorandum

June 25, 2024

To: Board of County Commissioners

From: Tyson Lewis, Bonner County Planner

Subject: Final plat, MLD0048-22 – Monarch View Estates

The above referenced plat is a minor land division dividing a ≈ 40.38 -acre parcel into four (4) lots, one (1) 10.02-acre lot, one (1) 10.05-acre lot, one (1) 10.25-acre lot, and one (1) 10.07-acre lot. The property is zoned AF-10 and meets the requirements of that zone. The property is served by individual wells, individual septic systems, and Avista Utilities. The property is accessed off US Highway 200. The parcel is located in a portion of Section 20/21/28/29, Township 56 North, Range 02 East, Boise Meridian, Idaho. The plat was approved by the Bonner County Commissioners upon the appeal decision letter dated July 28, 2022. The plat name was formerly "Grand Copper Estates".

The conditions of approval for this file have been completed. Notes and easements required by plat approval are shown on the final plat.

Legal Review: _____

Distribution: Jake Gabell
Jenna Crone
Tyson Lewis

Recommendation: Staff recommends the Board approve the final plat of the above referenced file.

Consent Agenda

Recommendation Acceptance: ☐ Yes ☐ No

Commissioner Luke Omodt, Chairman

Date: _____



Bonner County

Board of Commissioners

Jeff Connolly

Daniel McDonald

Steve Bradshaw

July 28, 2022

Valjean Holdings, LLC.
2639 E. Wren Rd.
Holladay, UT 84117

Subj: Appeal File MLD0048-22, Grand Copper Estates

To whom it concerns:

The Bonner County Commissioners at the July 20, 2022, public meeting overturned the administrative decision of the Bonner County Planning Department for denial of this project as follows:

Commissioner Bradshaw moved to overturn the administrative decision of the Bonner County Planning Department for denial of this project FILE MLD0048-22, Grand Copper Estates. Commissioner McDonald seconded the motion. VOTED upon and the Chair declared the motion carried, unanimously.

Findings of Fact

1. This proposal was reviewed for compliance with the following criteria and standards set forth at Section 12-600, et seq., Bonner County Revised Code.
2. File MLD0048-22 Grand Copper Estates was received by the planning department on May 10, 2022.
3. The property is connected to nine (9) parcels (to the north) under common ownership.
4. Ordinance 634, which became effective when published in the Daily Bee on August 12, 2021, prohibits applicants from circumventing the subdivision ordinance.
5. Per the application, the proposed lots would be served by individual wells, septic systems, and Avista for power.
6. The subject property is not located in a fire protection taxing district.
7. The subject property is not situated in an Area of City Impact.
8. The preliminary plat submitted does not illustrate a Panhandle Health sanitary restriction lift.

9. There are mapped wetlands, streams and slopes on the property.

10. The parcel is within SFHA Zone X, per FIRM Panel 16017C1015E, Effective Date 11/18/2009.

11. The Board of County Commissioners found that the minor land division **does** not constitute either a contiguous minor land division or **an** attempt to circumvent the intent of the subdivision ordinance as the parcels to the immediate north under common ownership were established prior to Valjean Holdings, LLC. acquiring the property.

Conclusions of Law:

Based upon the findings of fact, the following conclusions of law are adopted:

Conclusion 1

The minor land division **IS** in accord with the Agricultural/Forestry 10-acre zoning district.

Conclusion 2

The minor land division **IS** in alignment with existing roads, and easements.

Conclusion 3

The minor land division **DOES** meet the standards set forth in BCRC Chapter 6, Title 12.

NOTE: Following any final decision concerning a site-specific land use request, the petitioner has a right to request a regulatory taking analysis pursuant to Section 67-8003, Idaho Code (*Idaho Code §67-6535(3)*).

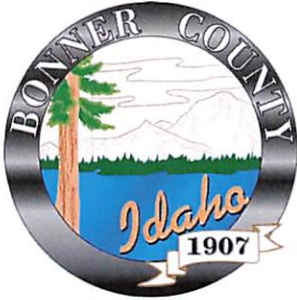
Please contact the Bonner County Planning Department if you have any questions.

Sincerely,



Dan McDonald, Chair
Board of County Commissioners

c: Dan Provolt | Provolt Land Surveying



Bonner County

Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

CLERK
Item #1

July 2, 2024

Memorandum

To: Commissioners

Re: FY24 Demands in Batch #20

The Auditor's Office presented the FY24 Demands in Batch #20 **Totaling \$254,885.32**

A suggested motion would be: **I move to approve payment of the FY24 Demands in Batch #20 Totaling \$254,885.32**

Recommendation Acceptance: ☐ yes ☐ no _____ Date: _____
Luke Omodt, Chairman

ACCOUNTS PAYABLE WARRANT REPORT

Bonner County Demands

DATE: 06/27/2024 WARRANT: d2024 AMOUNT: \$ 254,885.32

COMMISSIONER'S APPROVAL REPORT

DETAIL INVOICE LIST

CASH ACCOUNT: 000 1002 TREASURER ACCT/WARRANT ACCT WARRANT: d2024 06/27/2024

VENDOR	G/L ACCOUNTS	R	PO	TYPE	DUE DATE	INVOICE/AMOUNT	VOUCHER	CHECK
1900	AVISTA UTILITIES 1 047 8990	00001 GRANT		INV	06/25/2024	3650641944JUN24 481.00 481.00	157725	
		Invoice Net		GNT EXPEND				
				CHECK TOTAL		481.00		-----
4734	BO CO TREAS FTO PACIFI 1 082 6155	00000 SI MEDICAL		INV	06/25/2024	241660001428 347.36	157731	
		Invoice Net		SI ADMINFE		347.36		
4734	BO CO TREAS FTO PACIFI 1 082 6155	00000 SI MEDICAL		INV	06/25/2024	241760000148 66,693.12	157733	
		Invoice Net		SI ADMINFE		66,693.12		
				CHECK TOTAL		67,040.48		-----
4886	BO CO TREASURER FTO PA 1 082 6156 2 082 6157	00000 SI MEDICAL SI MEDICAL		INV	06/20/2024	90923 137,645.58 34,189.70	157565	
		Invoice Net		SIMEDCLAIM SIPHARM		171,835.28		
				CHECK TOTAL		171,835.28		-----
6253	CROIT NORTH AMERICA IN 1 00115 6490	00001 TECHNOLOG		INV	06/24/2024	A2406014 2,876.15	157657	
		Invoice Net		EDUCATION		2,876.15		
				CHECK TOTAL		2,876.15		-----
399	HOME DEPOT CREDIT SERV 1 00110 7530	00003 BLDGGRD		INV	06/24/2024	2121892 119.94	157614	
		Invoice Net		REPFACILIT		119.94		
399	HOME DEPOT CREDIT SERV 1 023 9310	00003 SQL WASTE		INV	06/24/2024	1042487 43.51	157615	
		Invoice Net		CAP - BLDG		43.51		
399	HOME DEPOT CREDIT SERV 1 00110 7530	00003 BLDGGRD		INV	06/24/2024	1042488 26.97	157616	
		Invoice Net		REPFACILIT		26.97		
399	HOME DEPOT CREDIT SERV 1 023 9310	00003 SQL WASTE		INV	06/24/2024	611529 38.06	157617	
		Invoice Net		CAP - BLDG		38.06		
399	HOME DEPOT CREDIT SERV 1 03410 7530	00003 JUSTBLDGS		INV	06/24/2024	9611670 21.96	157621	
		Invoice Net		REPFACILIT		21.96		
399	HOME DEPOT CREDIT SERV 1 03410 7530	00003 JUSTBLDGS		INV	06/24/2024	4623890 33.89	157624	
		Invoice Net		REPFACILIT		33.89		
399	HOME DEPOT CREDIT SERV 1 03410 7530	00003 JUSTBLDGS		INV	06/24/2024	8624651 99.00	157625	
		Invoice Net		REPFACILIT		99.00		
399	HOME DEPOT CREDIT SERV 1 00110 7530	00003 BLDGGRD		INV	06/24/2024	5621228 20.95	157626	
		Invoice Net		REPFACILIT		20.95		

DETAIL INVOICE LIST

CASH ACCOUNT: 000 1002 TREASURER ACCT/WARRANT ACCT WARRANT: d2024 06/27/2024

VENDOR	G/L ACCOUNTS	R	PO	TYPE	DUE DATE	INVOICE/AMOUNT	VOUCHER	CHECK
399 HOME DEPOT CREDIT SERV	1 00110 7530	00003		INV	06/24/2024	4520025	157627	
		BLDGGRD		REPFACILIT		14.22		
		Invoice Net				14.22		
				CHECK TOTAL		418.50		-----
5671 MORGAN RUTH	1 00822 6530	00000		INV	06/24/2024	JUNE24	157623	
		9110PS		OFFICE		243.79		
		Invoice Net				243.79		
				CHECK TOTAL		243.79		-----
9999 IDAHO FOREST GROUP	1 800 2603	00000		INV	06/25/2024	JUN24.4	157755	
		AUDITOR TR		DEPOSITS		1,500.00		
		Invoice Net				1,500.00		
				CHECK TOTAL		1,500.00		-----
3553 WEX BANK	1 00123 7000	00002		INV	06/24/2024	97815325	157656	
		PLANNING		GASOLINE		490.12		
		Invoice Net				490.12		
				CHECK TOTAL		490.12		-----
3553 WEX BANK	1 03457 7000	00002		INV	06/27/2024	JUN24	157866	
		SHERAUTO		GASOLINE		10,000.00		
		Invoice Net				10,000.00		
				CHECK TOTAL		10,000.00		-----
18 INVOICES		WARRANT TOTAL				254,885.32	254,885.32	

WARRANT SUMMARY

WARRANT: d2024 06/27/2024

FUND	ORG		ACCOUNT		AMOUNT	AVLB	BUDGET
001	00110	FACILITIES	001-10-00-000-7530-	REPAIRS/MAINT - FACILI	182.08		67,489.97
001	00115	TECHNOLOGY	001-15-00-000-6490-	EDUCATION	2,876.15		5,382.99
001	00123	PLANNING	001-23-00-000-7000-	VEHICLES - FUEL, GASOL	490.12		58,159.76
				FUND TOTAL	3,548.35		
008	00822	911 OPERATIONS	008-00-22-000-6530-	SUPPLIES - OFFICE	243.79		43,927.68
				FUND TOTAL	243.79		
023	023	SOLID WASTE	023-00-00-000-9310-	CAPITAL - BUILDINGS	81.57		2,766,153.97
				FUND TOTAL	81.57		
034	03410	JUSTICE - BLDGS &	034-10-00-000-7530-	REPAIRS/MAINT - FACILI	154.85		55,462.36
034	03457	SHERIFF - AUTO SHO	034-72-57-000-7000-	VEHICLES - FUEL, GASOL	10,000.00		329,389.48
				FUND TOTAL	10,154.85		
047	047	GRANTS	047-00-00-000-8990-	GRANT EXPENDITURES	481.00		1,351,474.39
				FUND TOTAL	481.00		
082	082	SELF INSURED MEDIC	082-00-00-000-6155-	SELF INSURED ADMIN FEE	67,040.48		-667,019.01
082	082	SELF INSURED MEDIC	082-00-00-000-6156-	SELF INSURED MEDICAL C	137,645.58		-1,889,377.62
082	082	SELF INSURED MEDIC	082-00-00-000-6157-	SELF INSURED PHARM CLA	34,189.70		-656,880.94
				FUND TOTAL	238,875.76		
800	800	AUDITORS TRUST	800-00-00-000-2603-	DEPOSITS	1,500.00		
				FUND TOTAL	1,500.00		
WARRANT SUMMARY TOTAL					254,885.32		
GRAND TOTAL					254,885.32		

WARRANT LIST BY VOUCHER

WARRANT: d2024 06/27/2024

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
157565	4886	BO CO TREASURER FTO PACIFIC	90923		INV	06/20/2024	171,835.28	PS Medical and Pharmac
157614	399	HOME DEPOT CREDIT SERVICES	2121892		INV	06/24/2024	119.94	FAC WEED & FEED
157615	399	HOME DEPOT CREDIT SERVICES	1042487		INV	06/24/2024	43.51	SW SITE OFFICE COLBURN
157616	399	HOME DEPOT CREDIT SERVICES	1042488		INV	06/24/2024	26.97	FAC WEED & FEED
157617	399	HOME DEPOT CREDIT SERVICES	611529		INV	06/24/2024	38.06	SW SITE OFFICE COLBURN
157621	399	HOME DEPOT CREDIT SERVICES	9611670		INV	06/24/2024	21.96	FAC C.H. LIGHT BULBS
157623	5671	MORGAN RUTH	JUNE24		INV	06/24/2024	243.79	Reimburse Employee for
157624	399	HOME DEPOT CREDIT SERVICES	4623890		INV	06/24/2024	33.89	FAC C.H. BREAKROOM LIG
157625	399	HOME DEPOT CREDIT SERVICES	8624651		INV	06/24/2024	99.00	FAC JUVY SINK FAUCET
157626	399	HOME DEPOT CREDIT SERVICES	5621228		INV	06/24/2024	20.95	FAC SHOP SUPPLIES
157627	399	HOME DEPOT CREDIT SERVICES	4520025		INV	06/24/2024	14.22	FAC COOLING TOWER GREA
157656	3553	WEX BANK	97815325		INV	06/24/2024	490.12	PLANNING FUEL JUN24
157657	6253	CROIT NORTH AMERICA INC	A2406014		INV	06/24/2024	2,876.15	JSTORMS-Croit-CephTrai
157725	1900	AVISTA UTILITIES	3650641944JUN24		INV	06/25/2024	481.00	Service @227 South Fir
157731	4734	BO CO TREAS FTO PACIFIC SOU	241660001428		INV	06/25/2024	347.36	9184 - PS Cobra Admin
157733	4734	BO CO TREAS FTO PACIFIC SOU	241760000148		INV	06/25/2024	66,693.12	9184 PS Admin Fee July
157755	9999	IDAHO FOREST GROUP	JUN24.4		INV	06/25/2024	1,500.00	BOND REFUND ON UTILITY
157866	3553	WEX BANK	JUN24		INV	06/27/2024	10,000.00	Mid Month Fuel Charges
WARRANT TOTAL							254,885.32	

** END OF REPORT - Generated by Nichole Janes **



Bonner County

Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

CLERK
Item #2

July 2, 2024

Memorandum

To: Commissioners

Re: FY24 EMS Demands in Batch #20

The Auditor's Office presented the FY24 EMS Demands Batch #20 **Totaling \$107,509.69**

A suggested motion would be: **I move to approve payment of the FY24 EMS Demands in Batch #20 Totaling \$107,509.69**

Recommendation Acceptance: ☐ yes ☐ no _____ Date: _____
Luke Omodt, Chairman

ACCOUNTS PAYABLE WARRANT REPORT

EMS Demands

DATE: 06/27/2024 WARRANT: d2024 AMOUNT: \$ 107,509.69

COMMISSIONER'S APPROVAL REPORT

DETAIL INVOICE LIST

CASH ACCOUNT: 999 1099 EMS TREASURER/WARRANT WARRANT: d2024 06/27/2024

VENDOR	G/L ACCOUNTS	R	PO	TYPE	DUE DATE	INVOICE/AMOUNT	VOUCHER	CHECK
5992 UMPQUA BANK	1 99918 9350	00001		INV	06/25/2024	97002049294MAY24	157696	
		NEWMSGEN		CAP - LEAS		107,509.69		
		Invoice Net				107,509.69		
						CHECK TOTAL	107,509.69	-----
1 INVOICES		WARRANT TOTAL				107,509.69	107,509.69	

WARRANT SUMMARY

WARRANT: d2024 06/27/2024

FUND ORG	ACCOUNT		AMOUNT	AVLB BUDGET
999 99918	NEW EMS - GENERAL 999-18-00-000-9350-	CAPITAL - LEASE EXPEND	107,509.69	1,358,589.68
		FUND TOTAL	107,509.69	
WARRANT SUMMARY TOTAL			107,509.69	
GRAND TOTAL			107,509.69	

WARRANT LIST BY VOUCHER

WARRANT: d2024 06/27/2024

VOUCHER	VENDOR	VENDOR NAME	INVOICE	PO	TYPE	DUE DATE	AMOUNT	COMMENT
157696	5992	UMPQUA BANK	97002049294MAY24		INV	06/25/2024	107,509.69	Annual ambulance lease
WARRANT TOTAL							107,509.69	

** END OF REPORT - Generated by Nichole Janes **

Bonner County Planning Department

"Protecting property rights and enhancing property value"

1500 Highway 2, Suite 208, Sandpoint, Idaho 83864

Phone (208) 265-1458 - Fax (866) 537-4935

Email: planning@bonnercountyid.gov - Web site: www.bonnercountyid.gov



Board of County Commissioners Memorandum

June 25, 2024

To: Board of County Commissioners

From: Tyson Lewis, Bonner County Planner

Subject: Time Extension Request – Long Plat -File# S0004-22 – Silver Birch Estates

The applicant requests a 2-year extension no longer than March 9, 2027 in order to meet site improvements conditioned in the decision letter. The above referenced plat is a long plat plat dividing a ±25-acre of unplatted land into 18 residential lots ranging in size from 0.970-acres to 0.973-acres. The property is zoned Suburban and meets the requirements of that zone. The property is served by a community water system "Solar Acre Water Association", individual septic systems, West Pend Oreille Fire District, and Northern Lights Inc. The subject property is located off Silver Birch Lane, a Bonner County owned and maintained public right-of-way in the Area of City Impact of Oldtown, in Section 25, Township 56 North, Range 6 West, Boise Meridian, Idaho.

There are no changes in code which warrant denial of this request.

Legal Review: _____

Distribution: Jake Gabell
Janna Berard
Tyson Lewis

I move to approve a time extension of Silver Birch Estates, file S0004-22, the date March 9, 2026.

Motion to Approve : ☐ Yes ☐ No _____

Commissioner Luke Omodt, Chairman

Date: _____



Bonner County Planning Department

"Protecting property rights and enhancing property value"

1500 Highway 2, Suite 208, Sandpoint, Idaho 83864

Phone (208) 265-1458 - Fax (208) 265-1463

Email: planning@bonnercountyid.gov - Web site: www.bonnercountyid.gov

June 24, 2024

Memorandum

To: Board of County Commissioners

From: Alex Feyen, Bonner County Planner

Re: Right-of-Way Vacation for a portion of County Road #105, Planning Department File #VS0001-24.

The Bonner County Board of Commissioners (Board) held a duly noticed public hearing on June 12, 2024 for the right-of-way vacation (abandonment) of a portion of County Road #105, lying in a portion of Section 03, Township 56 North, Range 2 West, Boise Meridian, Idaho. The Board approved File #VS0001-24-to vacate a portion of County Road #105.

Motion to Approve:

I move to approve resolution #2024-39 vacating a portion of County Road #105, located in Section 03, Township 56 North, Range 2 West, Boise Meridian, Idaho.

Distribution:

Jake Gabell
Alex Feyen
Jenna Crone

(Recommendation)

Staff recommends the Board approve this resolution.

Recommendation Acceptance: ☐ Yes ☐ No

Commissioner Luke Omodt, Chairman

Date

RESOLUTION NO. 2024-_____

**RIGHT-OF-WAY VACATION
FOR A PORTION OF COUNTY ROAD #105
PLANNING DEPARTMENT FILE #VS0001-24**

WHEREAS, Southside Water & Sewer District, Murphy Timber Trust, Thomas H. Murphy, and Alexander D. Murray & Jill S. Kahn, represented by Bruce Coppess, Keller and Associates, Inc, have filed a petition with Bonner County, Idaho for the vacation (abandonment) of a portion of right of way, County Road #105, located in the SW 1/4 of the SW 1/4, of Section 03, Township 56 North, Range 2 West, Boise Meridian, Bonner County, Idaho; and

WHEREAS, the Bonner County Board of Commissioners held a duly noticed public hearing for the vacation (abandonment) of a portion of right of way, County Road #105, located in the SW 1/4 of the NE 1/4, of Section 03, Township 56 North, Range 2 West, Boise Meridian, Bonner County, Idaho (Planning Department File VS0001-24) on June 12, 2024 pursuant to the procedures of Idaho Code §40-203; and

WHEREAS, following the duly noticed public hearing, the Bonner County Board of Commissioners did adopt findings of fact and conclusions of law in support of the abandonment of a portion of right of way, County Road #105, located in the SW 1/4 of the SW 1/4, of Section 03, Township 56 North, Range 2 West, Boise Meridian, Bonner County, Idaho, concluding that:

1. This proposal was reviewed for compliance with the vacation criteria and standards set forth at Idaho Code, Title 40, Chapter 2, Highways and Bridges, General Provisions.
 - a. Finding: The request for vacating a portion of County Road #105 has been brought the County Commissioners in a public hearing in accordance with this section 40-203 of the state code.
 - b. Finding: The petitioners, Southside Water & Sewer District, Murphy Timber Trust, Thomas H. Murphy, and Alexander D. Murray & Jill S. Kahn, are property holders of lots adjacent to County Road #105, located within Bonner County. The petitioners have paid the fee to cover the cost of the legal proceedings for this petition.
 - c. Finding: The Commissioners established a hearing date of June 12, 2024 to consider the request for this proposed vacation.
 - d. Finding: A public notice stating the intent to hold a public hearing to consider the proposed vacation of County Road #105 was made available to the public on May 7, 21, June 4, 2024, at least 30 days prior to the hearing.

- e. Finding: The applicant is requesting to vacate a portion of County Road #105 located adjacent to Parcels RP56N02W036301A, RP56N02W036460A and RP56N02W036100A.
 - f. Finding: The applicant is requesting to vacate approximately 1.475-acres of an existing Right-of-Way, per the applicant.
 - g. Finding: Based on materials submitted in this application, no real property adjoining the area to be vacated would be left without access to an established highway or public right-of-way.
 - h. Finding: Staff has received feedback from Bonner County Road & Bridge that supports the proposed vacation.
 - i. Finding: Staff has received no comment or feedback opposing the proposed vacation.
 - j. Finding: Vacation of this right-of-way will not extinguish any rights-of-way or easements for the continued use of existing sewer, gas, water, or similar pipelines and appurtenances, or other underground facilities as defined in section 55-2202, Idaho Code, for ditches or canals and appurtenances, and for electric, telephone and similar lines and appurtenances.
 - k. Finding: Evidence in the record appears to show that this public right-of-way is abandoned. No evidence exists in the record to show that this right-of-way in use.
2. The abandonment of the public right of way is in the public interest.
- a. Finding: No public agency has objected to the proposed right-of-way vacation. There are utilities located within the areas that are proposed to be vacated, according to the application. Local utility providers were routed as part of agency review, and Avista Utilities responded. No utility easements will be extinguished.
 - b. Bonner County Road & Bridge has commented in support of the application and stated that the proposal will be a benefit to the public.
 - c. No other public agencies or commented or public comments were received indicating any potential harm to the interest of the public.
 - d. Finding: Due to the timeframe in which it was dedicated the road being vacated is an easement owned by the county rather than a full right of way.
 - e. Finding: The Board of County Commissioners determined that no monetary compensation would be necessary for this vacated portion of County Road #105, as Southside Water & Sewer District is a taxing agency that provides water and sewer services to the public within their taxing district.
3. By granting this petition for vacation of public right-of-way, real property adjoining the subject highway or public right-of-way will not be left without access to an established highway or public right-of-way.

- a. Finding: The proposed vacation does not leave any real property adjoining the highway or public right-of-way without access to an established highway or public right-of-way. No public comments were received establishing any impacts from the proposed vacation.

WHEREAS, the Board of Commissioners, pursuant to the petition dated March 19, 2024 agreed to vest the vacated area to the owners of the lots adjacent to the right-of-way, shown of record to be Southside Water & Sewer District, Murphy Timber Trust, Thomas H. Murphy, and Alexander D. Murray & Jill S. Kahn and;

WHEREAS, pursuant to the Board's condition of approval, the petitioners have paid all legal advertisement and recording costs for the vacation proceedings.

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners, Bonner County, Idaho that a portion of right of way County Road #105, located in the SW 1/4 of the SW 1/4, of Section 03, Township 56 North, Range 2 West, Boise Meridian, Bonner County, Idaho, described below is hereby vacated.

BE IT FURTHER RESOLVED that all easements, franchise rights, appurtenances, or any other interests of any property owner or public utility in or across the property in question shall not be impaired by the granting of the vacation.

BE IT FURTHER RESOLVED that Bonner County does hereby grant, deed and convey the vacated right-of-way as described and shown in the attached legal description and exhibit A

ADOPTED as a Resolution of the Board of County Commissioners of Bonner County, Idaho, upon a unanimous vote on June 12, 2024.

BONNER COUNTY BOARD OF COMMISSIONERS

Luke Omodt, Chairman

Asia Williams, Commissioner

Steve Bradshaw, Commissioner

ATTEST: Michael W. Rosedale, Clerk

By Deputy Clerk

Date

Legal: _____

DRAFT

**EXHIBIT A
LEGAL DESCRIPTION
of
OLD COUNTY ROAD**

A strip of Land 40 feet in width "locally known as Old County Road" shown on Record of Survey titled "Record of Survey for Tom H. Murphy and James Franklin Hubbard" recorded October 23, 2007, as Instrument No. 739672, records of Bonner County, across a portion of the Southwest 1/4 of Section 3, Township 56 North, Range 2 West, Boise Meridian, Bonner County, Idaho, said strip being 20 feet on each side of the centerline described as follows:

Beginning at a point 138.50 north, more or less, from the southwest corner of said Section 3, said point being the intersection of the Existing centerline and the west line of said Section 3, thence along said centerline South 88°18'41" East, 84.21 feet;

thence North 69°39'15" East, 475.32 feet;

thence North 71°06'41" East, 536.70 feet;

thence 114.62 feet along the arc of a non-tangent curve to the left having a radius of 160.00 feet and a central angle of 41°02'46", said curve having a long chord which bears North 50°35'21" East, a chord distance of 112.19 feet;

thence North 30°04'00" East, 395.69 feet, more or less, to the east line of the SW 1/4 of the SW 1/4 of said Section 3, said point being the POINT OF TERMINUS, lengthening and shortening the sidelines of said strip to terminate on the east line of the SW 1/4 of the SW 1/4 of Section 3, and the westerly line of said Section 3

Containing 64,262 square feet or (1.475 acres), more or less.



GROWING POSSIBILITIES ►



Alexander Feyen <alexander.feyen@bonnercountyid.gov>

VS0001-24 Resolution

Bill Wilson <bill.wilson@bonnercoid.gov>

Mon, Jun 17, 2024 at 1:28 PM

To: Jake Gabell <jake.gabell@bonnercountyid.gov>

Cc: Alex Feyen <alexander.feyen@bonnercountyid.gov>, Travis Haller <travis.haller@bonnercountyid.gov>, Jenna Crone <jenna.crone@bonnercountyid.gov>

Ok. I approve the resolution

William S. Wilson, Esq.
Civil Deputy Prosecutor
Bonner County Prosecutor's Office
Boundary County Prosecutor's Office
bill.wilson@bonnercoid.gov

The communications contained herein are attorney-client privileged. If you have received this email by accident or for any reason are not the intended recipient then please delete this message.

From: Jake Gabell <jake.gabell@bonnercountyid.gov>**Sent:** Monday, June 17, 2024 1:25 PM**To:** Bill Wilson <bill.wilson@bonnercoid.gov>**Cc:** Alex Feyen <alexander.feyen@bonnercountyid.gov>; Travis Haller <travis.haller@bonnercountyid.gov>; Jenna Crone <jenna.crone@bonnercountyid.gov>**Subject:** Re: [EXT SENDER] Re: [EXT SENDER] Re: VS0001-24 Resolution

[Quoted text hidden]



Prosecuting Attorney's Office

127 S. 1st Avenue • Sandpoint, ID 83864 • Phone: (208) 263-6714

Prosecutor's
Office #1

July 2, 2024

Memorandum

To: Commissioners

From: Louis Marshal,
Bonner County Prosecutor

Re: Legal Services Agreement

The Prosecutor's Office is submitting for approval a Legal Services agreement with MSBT Law.

Legal: 

Distribution: _____ Copy to BOCC Office
_____ Copy to Louis Marshall, Bonner County Prosecutor

A suggested motion would be: **Mr. Chairman based on the information before us I move to approve the limited engagement agreement with MSBT Law.**

Recommendation Acceptance: ☐ yes ☐ no _____ Date: _____
Commissioner Luke Omodt, Chairman



ATTORNEYS AND COUNSELORS AT LAW

SHANNON M. ATWELL
STEPHANIE J. BONNEY
PAUL J. FITZER

CHERESE D. MCLAIN
ANTHONY M. PANTERA, IV

7699 W. RIVERSIDE DRIVE
BOISE, ID 83714
TELEPHONE: (208) 331-1800
FACSIMILE: (208) 331-1202
WWW.MSBTLAW.COM

GEOFFREY A. SCHROEDER
FRANCES R. STERN
≈ Also admitted in Utah

June 24, 2024

Board of County Commissioners
Bonner County
1500 Hwy 2, Suite 308
Sandpoint, ID 83864

Re: Agreement for Solid Waste Legal Services for Bonner County

This Agreement is made between Bonner County, Idaho, (hereinafter referred to as "Client" or "County"), and the law firm of MSBT Law (hereinafter referred to as "MSBT" or "Attorneys"). The purpose of this Agreement is to outline services to be provided by MSBT and to establish a corresponding compensation structure.

1. **Description of Services**

(a) MSBT will serve the County as Special Legal Counsel for solid waste matters as requested by the County Commissioners, either directly or through its staff.

(b) In the capacities described in paragraph 1 above, Attorneys will provide legal counsel, advice and representation for solid waste matters. Attorneys may be called on to undertake other activities not specified herein, at the direction of Client. Attorneys will also provide ongoing legal advice and counsel that may be beneficial to their Client's interests as directed by Client.

(c) Client may request that Attorneys represent Client in specific projects, which Attorneys determine, due to the magnitude of the project, complexity of legal issues, likelihood of litigation or similar factors should be handled as an individual billing matter. The issuance of bonds, promissory notes, and/or tax anticipation notes shall always be billed as a separate billing matter and subject to a project-specific billing arrangement.

2. **Period of Agreement**

The term of this Agreement shall commence June 24, 2024 or when approved by the County Commissioners, whichever date is later, and shall continue until terminated by either party as set forth in paragraph 8 of this Agreement. The parties may, however, upon the written request of either party, renegotiate any of the terms of this agreement, any mutually agreed-upon changes to take effect as specified.

3. **Compensation**

For any of the foregoing services, Attorneys shall be compensated at the hourly rate of \$275.00 for Shareholders and associates and \$90.00 for legal assistants; and the regular hourly rate for the attorneys of the firm as may be assigned to the matter. Attorneys shall submit a bill for services for the preceding month, including any reimbursable out-of-pocket expenses incurred by Attorneys on behalf of the County, to the County for payment prior to a regular meeting of the County Commissioners, and the County shall approve the same and cause such bill to be paid expeditiously; provided, that, should Attorneys fail to submit bill for services prior to a regular County Commissioners meeting, the County shall not be relieved of its obligation to pay the same, but shall not be required to act upon said bill until its next regular or special County Commissioners meeting.

Attorneys will, within approximately the first fifteen (15) days of each month, submit a monthly summary of activities, total hours, and expenses for the preceding month. The summary serves as a billing statement; and the total amount indicated on the statement is due and payable within thirty (30), by the end of the month, or by the next County Commissioners meeting following receipt of the invoice, whichever is later.

4. **Reporting and Communication**

MSBT will communicate with the Client as the need indicates and as otherwise requested by the Clients throughout the duration of this Agreement. Similarly, Client shall timely communicate with Attorneys as questions arise, as information becomes available or as circumstances change regarding the matters covered by this Agreement. Material actions taken by MSBT will be reviewed with the Client prior to implementation unless some unforeseen or emergency circumstance arises where action by Attorneys is necessary without Client's prior review.

5. **Confidentiality**

All information gathered by or provided to Attorneys in the performance of responsibilities set out in this Agreement would remain confidential throughout the term of the Agreement and after the Agreement has terminated. No confidential information will be released to a third party without the approval of Clients or their designated agents.

6. **Authority**

The signatories to this Agreement aver and represent that they are fully empowered and authorized to enter into this Agreement on behalf of their respective organizations.

7. **Conflicts of Interest**

As legal consultant to Client, Attorneys will refuse any new relationship or agreement which may tend to conflict with the interests of a current client. On rare occasions, conflicts

develop among the interests of existing clients; in those cases, Attorneys will make every effort to resolve the conflicts in such a way as to allow uninterrupted representation for Client. Attorneys do not anticipate any issue arising under this Agreement that would require Attorneys to advise or represent Client regarding issues involving any Idaho local government entity, and Client understands that Attorneys, due to other client relationships, may be unable to file a lawsuit against any Idaho local government entity or the state of Idaho on behalf of Client.

Client acknowledges that Attorneys represent other Idaho governmental and quasi-governmental entities. Attorneys have evaluated the possible interests of each of these clients as they may relate to representation of Client, and have concluded that Attorneys can reasonably undertake joint representation of Client and any or all of these parties without adverse effect to the interests of any of the affected parties. This conclusion is based, in part, upon the parties' mutual determination that the subject clients have closely aligned interests on relevant issues. Client acknowledges it has been advised of the nature of such joint representation and possible associated risks, that it has considered this information, and consents to the proposed joint representation by Attorneys. In the event Attorneys determine they can no longer conduct joint representation of Client and one or more other clients without adverse effect to the interests of one or more of the jointly-represented parties, Attorneys will immediately advise all affected clients and will take such measures as are necessary to protect the interests of the parties and to provide representation for all parties in a manner that is appropriate under the applicable Rules of Professional Conduct.

8. Termination

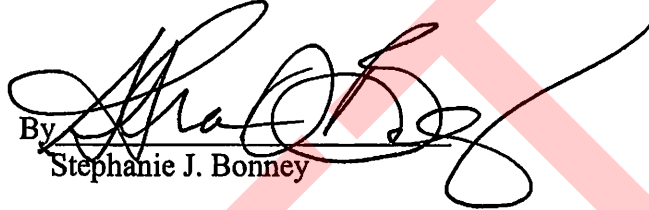
Either party may terminate the relationship at any time. In such case, Attorneys shall, as soon as practicable, assemble and submit a summary of outstanding fees and expenses, which shall be due and payable within thirty (30) days of its receipt by Client. All Client files, including work product produced, shall be returned to the Client as soon as practical.

If Client decides to terminate this Agreement for any reason, including an actual or perceived conflict of interest, Client agrees that, notwithstanding such withdrawal, Attorneys shall not be disqualified from continuing to represent Attorneys' other Idaho governmental or quasi-governmental clients. Client further explicitly agrees that no subsequent or subsequently discovered conflict shall preclude the continued representation by Attorneys of other political subdivision clients, notwithstanding Attorneys' receipt of confidential and otherwise privileged information from Client.

9. Counterparts

This Agreement may be executed in several counterparts and all so executed shall constitute one Agreement, binding on all the parties hereto even though all the parties are not signatories to the originals or the same counterpart.

MSBT LAW, CHTD

By 
Stephanie J. Bonney

BONNER COUNTY, IDAHO

By _____
Chairman, Board of Commissioners

ATTEST:

County Clerk

(S E A L)



Alisa Schoeffel <aliss.schoeffel@bonnercountyid.gov>

District 2 Commissioner Discussion Recurring Agenda Item

1 message

Asia Williams <asia.williams@bonnercountyid.gov>

Wed, Jun 26, 2024 at 11:03 AM

To: Alisa Schoeffel <aliss.schoeffel@bonnercountyid.gov>, Jessi Reinbold <jessi.reinbold@bonnercountyid.gov>

Commissioner Chat Review: Summary of the completed chat with information on upcoming chat guests

Ongoing issues/concern updates

Litigation:

Workshops pending:

Questions from the public,

Asia Williams SSBB, LPN, MBA
Bonner County Commissioner District 2
Office: (208) 265- 1438
Cell (208) 946-3738
Fax: (208) 265-1460
asia.williams@bonnercountyid.gov