



# Bonner County

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## Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

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

February 27, 2024 – 9:00 A.M.

Bonner County Administration Building

1500 Hwy 2, First Floor Conference Room, Sandpoint, ID

On Tuesday, February 27, 2024, the Bonner County Commissioners met for their regularly scheduled meeting with Commissioners Omodt, Bradshaw, and Williams present. Commissioner Omodt called the meeting to order at 9:02 a.m. The Invocation was presented by Christine Danova and the Pledge of Allegiance followed.

#### STANDING RULES

#### ADOPT ORDER OF THE AGENDA AS PRESENTED

Commissioner Bradshaw made a motion to adopt the order of the agenda as presented. Commissioner Williams seconded the motion. Brief discussion regarding BOCC Executive Sessions #3 and #4. 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 February 20, 2024
- 2) Plats for Approval: MLD0038-23, Alex Acres
- 3) Invoice Over 5K: Road & Bridge

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

#### TREASURER – Clorrisa Koster

- 1) Action Item: Discussion/Decision Regarding Bonner County Treasurer/Auditor Joint Quarterly Reports, 1<sup>st</sup> Quarter

Commissioner Bradshaw made a motion that we accept both the Bonner County & EMS Treasurer/Auditor Joint Quarterly Reports for the 1st Quarter ending 12/31/2023. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

#### EMERGENCY MANAGEMENT – Bob Howard

- 1) Action Item: Discussion/Decision Regarding Termination of Resolution 24-03 Declaration of Local Disaster Emergency; **Resolution**

Commissioner Williams made a motion to approve and sign Resolution #2024-20 revoking Resolution # 24-3 regarding flooding in the area of 190 East Spring Creek Road as the emergency disaster no longer exists. Commissioner Bradshaw seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

**PLANNING – Rob Winningham**

- 1) Action Item: Discussion/Decision Regarding Time Extension Request, Short Plat, File# SS0007-21; Happy Meadows 2<sup>nd</sup> Addition

Commissioner Bradshaw made a motion to approve a time extension of Happy Meadows 2<sup>nd</sup> Addition, File #SS0007-21, to a new expirations date of April 8, 2026. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

**JUSTICE SERVICES – Ron Stultz**

- 1) Action Item: Discussion/Decision Regarding Budget Adjustment, Lottery Tax Unexpected Revenues; Resolution

Commissioner Williams made a motion to approve Resolution #2024-21 ordering the Clerk to schedule revenue in the Probation Services FY23-24 budget, in Account No. 006-00661-9390 – Capital – Vehicles to \$32,000.00. This adjustment is due to the receipt of unanticipated Lottery Tax revenue received from the State of Idaho.

Commissioner Bradshaw seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

- 2) Action Item: Discussion/Decision Regarding Budget Adjustment, Tobacco Tax Unexpected Revenues; Resolution

Commissioner Bradshaw made a motion to Resolution #2024-22 ordering the Clerk to schedule revenue in the Probation Services FY23-24 budget, in Account No. 006-00661-7900 – Cigarette Tax Carryover by \$93,557.00 from \$30,000.0 to \$123,557.00. This adjustment is due to the receipt of unanticipated Tobacco Tax revenue received from the State of Idaho. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

**HUMAN RESOURCES – Alissa Clark**

- 1) Action Item: Discussion/Decision Regarding Data Entry Administrator Job Description Update, Assessor's Office

Commissioner Williams made a motion to approve commencing with approval of a revised Job description from Operations Coordinator to Data Entry Administrator, Assessor's Office effective February 27, 2024. Commissioner Bradshaw seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

**PUBLIC COMMENT \* 9:28 a.m.**

George Gehrig – Inquired about agendizing the meaning of County business, political activism among other items. Susan Bowman – Redressing grievances toward government and freedom of speech; the people are the government, not the board. A reckoning is coming, Commissioner Omodt will be held accountable, and it will be unpleasant.

Dan Welle – Spoke regarding a proposition for having someone inspect County buildings that was ignored. Other warnings have been brought about that will come back. Request an agenda item to create a Risk Management department to mitigate risk.

Fred Arndt – Submitted comments to the board. Discussed Camp Bay ruling; requested immediate public access.

Dian Welle – Spoke that Commissioner Omodt was silencing the voice of people.

Shari Dovale – Spoke about the next Commissioner Chats. Noted that a Cramer Tort was filed. Kudos to HR. Questioned the job description of a legal assistant being changed in Executive Session.

Jennifer Arndt – Finished up comments begun by Fred regarding Camp Bay.

Jonna Plante – Discussed last week's meeting and tyrannical behavior.

Jennifer Cramer – Commented on last week's Planning Workshop. Discussed IT access.

Dan Rose – Asked about an agenda item for the Chair's oath. Discussed Idaho Constitution. Said he will start the process of a day of reckoning today, served Commissioners Omodt and Bradshaw paperwork.

Dave Bowman – Commented on this morning's Commissioner Chat and the duty of the BOCC. Commented on IT access and upcoming litigation.

Brandon Cramer – Commented on political and propaganda, cease and desist letter, and other agendized items.  
Rick Cramer – Addressed Commissioner Omodt about a report of the IAC meeting in Boise and how it impacts Bonner County.  
Kristina Nicholas Anderson – Discussed issues at the Fair and regarding the Fair Board.  
Kevin Moore – Commented on safety of employees and citizens, Vrbeta bridge, and other R&B projects.  
Dimitri Borisov – Concern with the County switching insurance carrier, commented on last week’s insurance meeting.

At 10:12 a.m. Commissioner Omodt called a recess until Executive Session.  
Reconvened at 11:00 a.m.

**11:00 a.m. EXECUTIVE SESSION – Human Resources**

- 1) Executive Session under Idaho Code § 74-206 (1) (B) Personnel  
Action Item: Discussion/Decision Regarding Emergency Management  
Action Item: Discussion/Decision Regarding GIS  
Action Item: Discussion/Decision Regarding Tuition Reimbursement

At 11:00 a.m. Commissioner Bradshaw made a motion to go into Executive Session under Idaho Code § 74-206 (1) (B) Personnel. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

Reconvened at 11:24 a.m.

Commissioner Bradshaw made a motion to proceed as discussed regarding Emergency Management, GIS, and Tuition Reimbursement. Commissioner Williams believed that each item discussed requires its own motion.

Commissioner Bradshaw made a motion to proceed as discussed regarding Emergency Management, personnel. Commissioner Williams seconded the motion for discussion. Discussion among the board. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

Commissioner Bradshaw made a motion to proceed as discussed regarding GIS, personnel. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – \*\*\*, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries. *Commissioner Williams was asked for a vote twice, did not respond.*

Commissioner Bradshaw made a motion to proceed as discussed regarding Tuition Reimbursement, personnel. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

**EXECUTIVE SESSION – Human Resources**

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

At 11:31 a.m. Commissioner Bradshaw made a motion to go into Executive Session under Idaho Code § 74-206 (1) (D) Records Exempt. Commissioner Williams seconded the motion. Commissioner Williams made an amendment to the motion to include allowing all elected officials to sit in the meeting. No second, the motion dies. Roll call vote on the main motion: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

Reconvened at 11:46 a.m.

No action to be taken.

**EXECUTIVE SESSION – BOCC**

1. Per Idaho Code Idaho Code 74-206 (1) F  
Action.Discussion.Decision- removing the trespass against Bowman
2. Per Idaho Code Idaho Code 74-206 (1) F  
Action Discussion.Decision regarding removing the trespass against Cramer
- 3 Per Idaho Code Idaho Code 74-206 (1) F  
Action.Discussion.Decision regarding settlement with Bowman
4. Per Idaho Code Idaho Code 74-206 (1) F  
Action Discussion Decision regarding settlement with Cramer
- 5 Per Idaho Code Idaho Code 74-206 (1) F  
Action. Discussion Decision regarding data as it relates to control of data
6. Per Idaho Code Idaho Code 74-206 (1) F  
Action .Discussion. Decision regarding restoring Marcus Robbins as super user for Sheriff IT

At 11:48 a.m. Commissioner Williams made a motion to go into Executive Session under Idaho Code § 74-206 (1) F Litigation for items 1 through 6. No second, the motion dies. Discussion among the board on how to proceed.

Commissioner Bradshaw made a motion to strike items 1-4 from going into Executive Session. Commissioner Omodt stepped down from the chair and seconded the motion. Brief discussion. Roll call vote: Commissioner Williams – \*\*\*, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

Commissioner Bradshaw made a motion to go into Executive Session under Idaho Code § 74-206 (1) F Litigation for items 5 and 6. Commissioner Omodt stepped down from the chair and seconded the motion. Commissioner Williams amended the motion to say to include elected officials that are present. Commissioner Omodt stepped down from the chair and seconded the amendment to the motion. Brief discussion. Roll call vote on the amendment: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The amendment to the motion carries. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

Reconvened at 1:01 p.m.

Commissioner Williams made a motion to restore Marcus to his previous standing within IT and move forward with a discussion with all elected officials and those two present so that we can make a clear decision in the right direction for the elected officials impacted. No second, the motion dies.

7. Per Idaho Code 74-206 1 c and/or D  
Action.Discussion.Decision regarding Bonner County Insurance.Broker and Farm Bureau

At 1:02 p.m. Commissioner Williams made a motion to go into Executive Session under Idaho Codes § 74-206 1 D Records Exempt and I place C, real property. Commissioner Bradshaw seconded the motion. Discussion among the board. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – No, Commissioner Bradshaw – No. The motion fails.

The meeting was adjourned at 1:05 p.m.

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The following is a summary of the Board of County Commissioners  
Special Meetings, (including Tax Cancellations, Assistance Meetings/Admin and other) Executive Sessions,  
Emergency Meetings and Hearings held during the week of February 20, 2024 – February 26, 2024  
Copies of the complete meeting minutes are available upon request.

On Tuesday, February 20, 2024, a Special Meeting for Risk was held pursuant to Idaho Code §74-204 (4).

On Wednesday, February 21, 2024, Tax Cancellations were held pursuant to Idaho Code §74-204 (2). Approved: RPS0155004001A.

On Wednesday, February 21, 2024, a Planning Workshop was held pursuant to Idaho Code §74-204 (2).

On Thursday, February 22, 2024, a Planning Hearing was held pursuant to Idaho Code §74-204 (2). Commissioner Bradshaw made a motion to approve this project, FILE AM0015-23, requesting a comprehensive plan amendment from Rural Residential to Transition, on approximately 12 acres generally located in Section 32, Township 56 North, Range 2 West, Boise Meridian, Bonner County, Idaho, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the following conclusions of law: Conclusion 1 The proposal is in accord with the elements of the Bonner County Comprehensive Plan. Conclusion 2 This proposal was reviewed for compliance with Title 12, Bonner County Revised Code, and is found to be in compliance. Conclusion 3 The proposal is in accord with the purpose of the Transition comprehensive land use designation. and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. I further move to adopt the 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 to advance for discussion. Brief discussion. Roll call vote: Commissioner Williams – No, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries. Commissioner Bradshaw made a motion to approve a resolution, to be numbered, amending the Bonner County Projected Land Use Map from Rural-Residential to Transition for the parcels outlined in this File AM0015-23, totaling an approximate 12 acres. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – No, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries. Commissioner Williams made a motion to approve this project, FILE ZC0009-23, requesting a zone change from Rural-10 to Rural-5, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the following conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared, and testimony received at this hearing. I further move to adopt the 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 the Chairman sign, and transmit to all interested parties. This action does not result in a taking of private property. Commissioner Bradshaw seconded the motion. Brief discussion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries. Commissioner Bradshaw made a motion to approve an Ordinance of Bonner County, Idaho, the number to be assigned, citing its authority, and providing for the amendment of the Official Zoning Map of Bonner County by the reclassification of lands located in Section 13, Township 55 North, Range 2 East, Boise Meridian, Bonner County, Idaho from Rural-10 to Rural-5, and providing for an effective date. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries. Commissioner Bradshaw made a motion to approve this project, FILE ZC0012-23, requesting a zone change from Agricultural/Forestry 10 to Rural 5, on 10 acres generally located in Section 34, Township 59 North, Range 1 West, Boise Meridian, Bonner County, Idaho, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the following conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. I further move to adopt the 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. Brief discussion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries. Commissioner Williams made a motion to approve an Ordinance of Bonner County, Idaho, the number to be assigned, citing its authority, and providing for the amendment of the Official Zoning Map of Bonner County by the reclassification of lands located in Section 34,



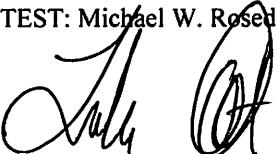
Township 59 North, Range 1 West, Boise Meridian, Bonner County, Idaho from Rural-10 to Rural-5, and providing for an effective date. Commissioner Bradshaw seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

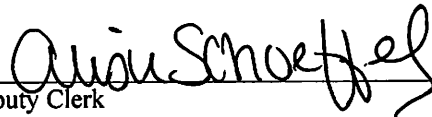
On Friday, February 23, 2024, a Special Meeting for the BOCC was held pursuant to Idaho Code §74-204 (4). Commissioner Bradshaw made a motion to accept the Farm Bureau property proposal, direct Christian Jostlein with Bonner County Risk Management to initiate the change in carriers and allow the chairman to sign administratively. Commissioner Omodt stepped down from the chair and seconded the motion. Brief discussion. Roll call vote: Commissioner Williams - Absent, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion passed.

On Monday, February 26, 2024, a Bid Opening for Road & Bridge was held pursuant to Idaho Code §74-204 (2). Commissioner Bradshaw made a motion to remand these bids over to Jason Topp, Director of Road & Bridge, for analysis and recommendation. Commissioner Williams seconded the motion. Roll Call Vote: Commissioner Williams – Yes. Commissioner Omodt – Yes. Commissioner Bradshaw – Yes. The motion passed.

On Monday, February 26, 2024, an Executive Session was held pursuant to Idaho Code § 74-204 (4), 74-206(1)(B) Personnel.

ATTEST: Michael W. Rosedale

By  \_\_\_\_\_  
Chairman Luke Omodt

By  \_\_\_\_\_  
Deputy Clerk

3/5/24  
Date