



# Bonner County

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## Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

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

April 2, 2024 – 9:00 A.M.

Bonner County Administration Building  
1500 Hwy 2, First Floor Conference Room, Sandpoint, ID

On Tuesday, April 2, 2024, the Bonner County Commissioners met for their regularly scheduled meeting with Commissioners Omodt and Bradshaw were present. Commissioner Omodt called the meeting to order at 9:00 a.m. The Invocation was presented by Pastor Janine Sheperd and the Pledge of Allegiance followed.

Due to technology issues a recess was called by Commissioner Omodt. The clock was not working for the time, however per the recorded audio it was 9:03:52 a.m.

Reconvened at 9:07 a.m.

#### 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. 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 March 26, 2024
  - 2) Invoice Over 5K: Road & Bridge
  - 3) Human Resources Job Description Updates – Sheriff: Marine Sergeant, Sheriff's Labor Program
- Commissioner Williams made a motion to adopt the consent agenda as presented. Commissioner Bradshaw seconded the motion. 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 Batch #13 \$504,263.36 & Demands in Batch #13 \$507,687.09, **Totaling \$1,011,950.45**

Claims Batch #13	
General Fund	\$ 89,018.90
Road & Bridge	\$ 156,044.56
Airport	\$ 7,090.10
Elections	\$ 1,335.23

Drug Court	\$	1,220.09
District Court	\$	7,705.81
911 Fund	\$	1,964.57
Court Interlock	\$	12.33
Indigent & Charity	\$	856.56
Junior College Tuition	\$	61,281.00
Revaluation	\$	3,639.21
Solid Waste	\$	30,437.89
Tort	\$	19,271.50
Weeds	\$	167.33
Parks & Recreation	\$	97.05
Justice Fund	\$	86,424.43
Priest Lake Snowmobile	\$	6,609.81
East Bonner Snowmobile	\$	1,019.11
Waterways	\$	433.67
Grants	\$	11,124.71
Self-Insured Medical	\$	108.75
Northside Fire	\$	9,775.75
Spirit Lake Fire	\$	8,625.00
Total	\$	504,263.36
<b>Claims Batch #13</b>		
Demands	\$	507,687.09

Commissioner Omodt stepped down from the chair and made a motion to approve payment of the FY24 Claims and Demands in Batch #13, minus the Eide Bailey bill found on page 17, Totaling \$1,011,950.45, minus the \$2,250.00 for Eide Bailey. Commissioner Bradshaw seconded the motion. There was discussion among the Board, Clerk Rosedale, and Bill Wilson, Legal. Roll call vote: Commissioner Williams – No, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

2) Action Item: Discussion/Decision Regarding FY24 EMS Batch #13 \$8,925.32, **Totaling \$8,925.32**

<b>EMS Claims Batch #13</b>		
Ambulance District	\$	8,925.32

Commissioner Bradshaw made a motion to approve payment of the FY24 EMS Claims Totaling \$8,925.32. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

**PUBLIC COMMENT** \* Opened at 9:25 a.m.

John DuPree – Played a song written by his partner.

Dan Welle – Wanted to make a point and was not trying to harass, his intention is to prevent problems. Commented on the first amendment and how it relates to BC Revised Code 1-200B.

Dian Welle – Said she has seen two commissioners passing notes and so she would pass a note to Commissioner Williams. She wanted to know what the cost was for a citizen’s arrest and an IAC meeting in Boise. Commented on proper decorum then provided information on upcoming chats.

Dave Deal – Commented that for the past thirty years the commissioner’s jobs went well until recently when their jobs became a joke. This is a BC business meeting for BC business, and anything to do with the Constitution and free speech needs to be handled in Federal court not a BC business meeting. This is not a constitutional meeting but

a business meeting. He thanked the Chairman for trying to run the meeting like a business meeting and not a show. Dave Bowman – Corrected a comment made by Mr. Welle and commented on Ms. Welle’s comments regarding a hotel bill. Commented that the business of BC is to safeguard the health, safety, and welfare of BC citizens. Rick Cramer – Addressed Commissioner Omodt directly as he is sincerely offended by treatment of Commissioner Williams.

Brandon Cramer – Commented again on the Colburn SW project and wants it on next week’s agenda. Commented that he strongly does not like the online sign-up process, then noted that if there is a process it should be followed. Wants the draft meeting packet republished online.

Jennifer Cramer – Commented on the Sewell Engineering bill from the claims batch and objected to the refusal for discussion on the item.

Spencer Hutchings – Wanted to clarify that the first amendment is applicable to the meeting as many court cases have shown.

Kevin Moore – Commented on the rule of law. Wanted clarification the R&B Consent Agenda item as well as the Colburn project presented with the claims batch. Discussed culverts.

Commissioner Omodt recessed the meeting at 9:49 a.m. until the scheduled Executive Session.

Reconvened at 10:06 a.m.

**10:00 A.M. EXECUTIVE SESSION** – Human Resources *This item was removed at the request of the Clerk*

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

Action Item: Discussion/Decision Regarding Courts

**EXECUTIVE SESSION** – Road & Bridge

1) Per Idaho Code Idaho Code 74-206 (1) F Litigation

Action Item: Discussion/Decision Regarding Potential Litigation

At 10:06 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 10:32 a.m.

Commissioner Bradshaw made a motion to proceed as discussed regarding the potential litigation. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes.

The meeting was adjourned at 10:34 a.m.

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The following is a summary of the Board of County Commissioners Special Meetings, (including Tax Cancellations, Assistance Meetings/Admin and other) Executive Sessions, Emergency Meetings and Hearings held during the week of March 25, 2024 – April 1, 2024  
Copies of the complete meeting minutes are available upon request.

On Wednesday, March 27, 2024, a Planning Hearing was held pursuant to Idaho Code §74-204 (2). Commissioner Bradshaw made a motion to approve this project, FILE ZC0014-23, 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: 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 was found to be in

compliance. Conclusion 3-The proposal is in accord with the purpose of the Rural 5 zoning district, provided at Chapter 3, Title 12, Bonner County Revised Code. This decision is based upon the evidence submitted up to the time the Staff Report was prepared, and testimony received at this hearing. I further move to adopt the findings of fact and conclusions of law as set forth in the Staff Report, or as amended during the hearing and direct planning staff to draft written findings and conclusions to reflect this motion, have the Chairman sign, and transmit to all interested parties. This action does not result in a taking of private property. Commissioner Omodt stepped down from the Chair and seconded the motion. Roll call vote: 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 32, Township 56 North, Range 5 West, Boise Meridian, Bonner County, Idaho from Rural-10 to Rural-5, and providing for an effective date. Commissioner Omodt stepped down from the Chair and seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries. Commissioner Bradshaw made a motion to approve this project, FILE ZC0013-23, requesting a zone change from Agricultural/Forestry 20 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: 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 Rural Residential comprehensive land use designation. This 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 the taking of private property. Commissioner Omodt stepped down from the Chair and seconded the motion. Roll call vote: 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 classification of lands located in Section 12, Township 57 North, Range 3 West, Boise-Meridian to Rural 5, and providing for an effective date. Commissioner Omodt stepped down from the Chair and seconded the motion. Roll call vote: Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

On Thursday, March 28, 2024, a Bid Opening for Road & Bridge was held pursuant to Idaho Code §74-204 (2). Commissioner Omodt stepped down from the chair and made a motion to remand these bids over to Jason Topp, Director of Road & Bridge, for analysis and recommendation. Commissioner Bradshaw seconded the motion. Roll Call Vote: Commissioner Omodt – Yes. Commissioner Bradshaw – Yes. The motion passed.

On Monday, April 1, 2024, A Department Head Meeting was held pursuant to Idaho Code §74-204 (2).

On Monday, April 1, 2024, an Insurance Update was held pursuant to Idaho Code §74-204 (2).

ATTEST: Michael W Rosedale

By   
Chairman Luke Omodt

By   
Deputy Clerk

Date

4/9/24