



Bonner County

Board of Commissioners

Luke Omodt

Steve Bradshaw

Asia Williams

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

May 28, 2024 – 9:00 A.M.

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

On Tuesday, May 28, 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 Janine Shepard, 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 the agenda as presented. Commissioner Williams seconded the motion to advance for discussion. Commissioner Williams made a motion to amend the order of the agenda by removing the District 2 Commissioner Discussion. Commissioner Bradshaw 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 May 21, 2024
- 2) Catering Permits: Barrel 33 Sandpoint, Sandpoint (2)
- 3) Human Resources Job Description Updates: Juvenile Detention Officer II – Shift Supervisor
- 4) Invoice(s) Over \$5k: Risk

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

CLERK– Michael Rosedale

- 1) Action Item: Discussion/Decision Regarding FY24 Claims Batch #17 \$1,970,828.81 & Demands in Batch #17 \$311,539.10 **Totaling \$2,282,367.91**

Commissioner Williams made a motion to approve payment of the FY24 Claims and Demands in Batch #17 Totaling \$2,282,367.91. 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 FY24 EMS Batch #17 \$98,217.16, **Totaling \$98,217.16**
- Commissioner Bradshaw made a motion to approve payment of the FY24 EMS Claims and Demands in Batch #17 Totaling \$98,217.16. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

CLERK & HUMAN RESOURCES – Michael Rosedale & Alissa Clark

1) Action Item: Discussion/Decision Regarding; Court Clerk Salary “A” & Benefits "D" Budget Funding Resolution

Commissioner Bradshaw made a motion to approve Resolution #2024 - 33 authorizing Bonner County transfer \$40,825 from the Justice Fund Consistency to Account # 03401-6020 and transfer \$17,111 from the Justice Fund Consistency to Account # 03401-03401-6150 for a total of \$57,936. Commissioner Williams seconded the motion. Brief discussion. 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 Creation of New Training/PREA Coordinator Position
Commissioner Williams made a motion to commencing with approval of a county converting the Juvenile Detention II – Supervisor position into NEW Training/PREA Coordinator effective 05.28.24. Commissioner Bradshaw seconded the motion. Discussion with Ron Stultz. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries. Commissioner Williams made a motion to amend the motion to convert the Juvenile Detention Supervisor position to include Training/PREA Coordinator. Commissioner Omodt stepped down from the chair and seconded the amendment. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

ROAD & BRIDGE – Jason Topp

1) Action Item: Discussion/Decision Regarding Piggyback Purchase of (4) Western Star Trucks from Freightliner Northwest

Commissioner Bradshaw made a motion to approve the purchase of (4) new Western Star 47X ,6X4 Dump Trucks using the Piggyback option from the approved Central Highway District award as presented for the sum of \$1,136,172.00. 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 Approval of Final Grader Lease Agreement from Umpqua Bank

Commissioner Williams made a motion to approve entering into the Lease/Purchase agreement with Umpqua Bank and to sign the lease accordingly for Six (6) Cat 140 AWD motor graders. Serial numbers referenced above for the sum of \$2,154,000.00 with a lease amount of \$1,955,668.00 and an annual interest rate of 5.250% for a total of Five annual payments of \$198,332.00. Commissioner Bradshaw seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

EMERGENCY MANAGEMENT – Nick Zahler

1) Action Item: Discussion/Decision Regarding MOU between Bonner County and IDL

Commissioner Bradshaw made a motion to the Memorandum of Understanding Grant# 23HFR1-Bonner in the amount of \$125,000.00 and allow the chair to sign. Commissioner Williams seconded the motion. Roll call vote: Commissioner Williams – Yes, Commissioner Omodt – Yes, Commissioner Bradshaw – Yes. The motion carries.

DISTRICT 2 COMMISSIONER DISCUSSION *This item was removed*

PUBLIC COMMENT * Opened at 9:26 a.m.

Kevin Moore – Discussed grants, LHTAC, safety/environment, Vrbeta, and culverts.

Karen Kelly – Land Use Component of the Comp Plan, kudos to the Planning Commission, requested a tabling of an upcoming Planning File, AM00-24.

Mike Franco – Discussed an incident last week in Sagle.

Diane Madoski – Commented on the sign-up process for Zoom. Wanted clarification on last week’s CA item paying for the guardrail.

Reg Crawford – Agrees with Ms. Kelly.

Dave Bowman – Commented on the sign-up process for Zoom. Anything brought up in this meeting is County business.

Dan Rose – Commented on a crossover at Samuels road that was put in by BNSF, needs adjustment to the apron.

Kristine Noella – Commented that at Hwy 41 and Blanchard to Elk Rd there is a giant pothole and ownership of this part of the road.

Kevin Moore – Commented on safety of the Long Bridge, is this going to be resurfaced.

Commissioner Omodt recessed the meeting at 9:42 a.m. until the scheduled Executive Session at 11:00 a.m.

Reconvened at 11:00 a.m.

11:00 A.M. EXECUTIVE SESSION – Human Resources

- 1) Executive Session under Idaho Code § 74-206 (1) (A) Hiring
Action Item: Discussion/Decision Regarding Hiring, District Court
- 2) Executive Session under Idaho Code § 74-206 (1) (B) Personnel, Sheriff's Office - Jail
Action Item: Discussion/Decision Regarding Personnel, Sheriff's Office – Jail
- 3) Executive Session under Idaho Code § 74-206 (1) (B) Personnel, Solid Waste
Action Item: Discussion/Decision Regarding Personnel, Solid Waste

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

Reconvened at 12:04 p.m.

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

EXECUTIVE SESSION – BOCC *This item not heard*

- 1) Executive Session under Idaho Code § 74-206 (1) (B) Personnel, Recreation
Action Item: Discussion/Decision Regarding Personnel, Recreation

The meeting was adjourned at 12:04 p.m.

The following is a summary of the Board of County Commissioners Special Meetings, (including Tax Cancellations, Assistance Meetings/Admin and other) Executive Sessions, Emergency Meetings and Hearings held during the week of May 21, 2024 – May 27, 2024
Copies of the complete meeting minutes are available upon request.

Wednesday, May 22, 2024, a Colburn Site Grand Re-Opening was held pursuant to Idaho Code §74-204 (2).

Wednesday, May 22, 2024, an Emergency Meeting was held pursuant to Idaho Code §74-204 (2). Commissioner Bradshaw made a motion to approve and sign Resolution #2024-32 declaring a disaster regarding embankment erosion due to, heavy rain on snow and water levels due to the Albeni Falls Dam causing erosion of the embankment, saturated soils caused mudslides and damage to 17939 Dufort Road.

Commissioner Williams seconded the motion. Commissioner Williams – Yes. Commissioner Omodt – Yes. Commissioner Bradshaw – Yes. The motion passed.

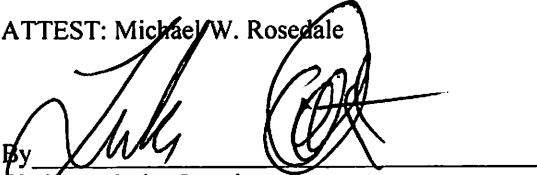
Wednesday, May 22, 2024, a Planning Hearing was held pursuant to Idaho Code §74-204 (2). Commissioner

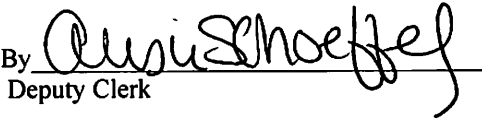
Bradshaw made a motion to approve of this project, FILE ZC0001-24, requesting a zone change from Rural-10 to Rural-5 on three adjoining properties, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the following conclusions of law: Conclusion 1: The proposal is in accord with the 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 as set forth in the Staff Report (or as amended during the hearing) and direct the planning staff to draft written findings of facts and conclusions of law 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 Williams – Abstain; Commissioner Omodt – Yes; Commissioner Bradshaw – Yes. The motion carries. Zone Change Findings of Fact: 1. The current land use designation on all three parcels is Rural Residential (5-10 AC). This designation allows for rural pursuits. 2. The parcels are accessed by Still Meadows Lane, a privately owned and maintained road. 3. Emergency services is provided by Bonner County Sheriff and West Pend Oreille Fire District. 4. Power is provided by Northern Lights Inc. 5. The properties are served by individual septic systems and individual wells. 6. The parcels are currently ±8.412, ±8.6, and ±11.50-acres. The total acreage for the proposed zone change is ±28.512-acres. Zone Change Ordinance Motion: Roll Call Vote 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 20, Township 57 North, Range 4 West, Boise Meridian, Bonner County, Idaho to Rural-5, and providing for an effective date. Commissioner Omodt stepped down from the chair and seconded the motion. Roll call vote: Commissioner Williams – Abstain; Commissioner Omodt – Yes; Commissioner Bradshaw – Yes. The motion carries. Commissioner Bradshaw made a motion to approve this project, FILE ZC0011-23, requesting a zone change from Rural 5 to Rural Service Center, on two lots totaling 12.2-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 Rural Service Center zoning district. 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 a taking of private property. Commissioner Omodt stepped down from the chair and seconded the motion. Discussion among the board. Roll call vote: Commissioner Williams – No; Commissioner Omodt – Yes; Commissioner Bradshaw – Yes. The motion carries. Zone Change Proposed Findings of Fact: 1. The lots are served by individual well and septic system. 2. Access to the lots are currently part of a network of developed public rights-of-way. 3. The lots are accessed from Porterhouse Drive, a Bonner County owned and privately maintained public right-of-way, which is directly accessed from Highway 95. 4. The proposal is not within a mapped critical wildlife habitat. 5. Electricity is provided by Avista Inc. 6. The properties are within the Selkirk Fire District. 7. Law enforcement is provided by Bonner County Sheriff's Department. 8. On February 22, 2024, the Bonner County Commissioners approved file number AM0015-23, a comprehensive plan map amendment, to change the land use designation of the two lots from Rural Residential to Transition and adopted Resolution number 24-9. Zone Change Ordinance Motion: Roll Call Vote 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 32, Township 56 North, Range 02 West, Boise-Meridian, Bonner County Idaho from Rural 5 to Rural Service Center and providing for an effective date.

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.

Thursday, May 23, 2024, an Executive Session was held pursuant to Idaho Code § 74-206 (1) (C) Real Property. Commissioner Omodt stepped down from the chair and made a motion to approve the Commercial Lease Agreement at 227 S. 1st. Ave., Sandpoint, ID 83864, between the Bonner County Board of Commissioners and the lessee which is Michael J and Paul J Delay and to authorize the Bonner County Prosecutor and his staff to sign. Commissioner Bradshaw seconded the motion. All in favor. The motion passed.

ATTEST: Michael W. Rosedale


By _____
Chairman Luke Omodt


By _____
Deputy Clerk

6-4-24
Date