

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE OPEN BUSINESS MEETING
MONDAY, FEBRUARY 6, 2012
8:30 A.M.**

The Board of Ada County Commissioners (Board) met this date in an Open Meeting in the Commissioners' Conference Room of the Ada County Courthouse Complex to act on the following items. Staff members present: Chris Rich, Phil McGrane and Anthony Lock-Smith, Clerk's Office; Bob Perkins, Purchasing; Dave Logan, Operations; Roxanna Dempsay and Renee Jaques, Indigent Services; Rich Wright and Jessica Donald, Department of Administration; and Claire Tardiff, Ted Argyle and Ray Chacko, Prosecuting Attorney's Office. Minutes Recorder: Judy Morris.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner Rick Yzaguirre called the meeting of the Ada County Commissioners to order at 8:34 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Rick Yzaguirre, Sharon M. Ullman and Vernon L. Bisterfeldt were present.

III. CHANGES TO THE AGENDA:

There were no changes to the agenda.

IV. UNFINISHED BUSINESS:

ACTION: S. ULLMAN MOVED TO REMOVE THE UNFINISHED BUSINESS FROM THE TABLE FOR CONSIDERATION. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

- Agreements (*Authorize the Chairman to Sign the Appropriate Documents*)
- Agreement No. 9613 - Agreement Between Ada County and Ada County Highway District for the Right-of-Way Easement (Sidewalk) in front of the Public Safety Building (Term: Perpetual) (*Tabled from 2/2/12 PA Staff Meeting*)

S. Ullman discussed the status of the revised agreement. She stated that because of the Idaho Association of Counties meetings this week, the Board would reconvene at 2:00 p.m. this afternoon to address this.

ACTION: S. ULLMAN MOVED TO RE-TABLE AGREEMENT NO. 9613 AS LISTED ON THE AGENDA TO 2:00 PM. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

V. NEW BUSINESS:

1. Purchasing

- Opening of Bid 12016 RE-BID Ada County Expansion of Weed and Pest Facilities Phase II Truck Storage Building

B. Perkins provided the Board five responses to Bid 12016 RE-BID Ada County Expansion of Weed and Pest Facilities Phase II Truck Storage Building. He requested the names of each bidder, confirmation that a bid bond security was included, and the base bid sum amount be read into the record.

R. Yzaguirre read the requested information into the record.

S. Ullman stated that the bids were significantly higher than the previous bids received.

ACTION: S. ULLMAN MOVED TO REJECT ALL BIDS FOR BID 12016. V. BISTERFELDT SECONDED.

DISCUSSION: THE BOARD DISCUSSED THE OPTIONS RELATING TO BID 12016 IF ALL BIDS WERE REJECTED. D. LOGAN DISCUSSED THE BIDS AND STATED THEY WERE WITHIN THE DOLLAR AMOUNT ORIGINALLY ESTIMATED FOR THE PROJECT. HE SUGGESTED STAFF REVIEW AND EVALUATE THE BIDS. THE BOARD DISCUSSED THE PRIOR BIDS AND THE SIGNIFICANT PRICE INCREASE. R. YZAGUIRRE SUGGESTED THE BIDS BE REVIEWED AND COMPARED WITH THE PREVIOUS BIDS. HE SUGGESTED THAT STAFF REPORT BACK ON THEIR FINDINGS. THE BOARD AND STAFF CONTINUED DISCUSSING THE NEW BIDS. R. YZAGUIRRE STATED THAT THE MOTION BEFORE THE BOARD WAS TO REJECT ALL BIDS. R. YZAGUIRRE PROCEEDED WITH THE MOTION.

ACTION: S. ULLMAN, AYE. V. BISTERFELDT, NAY, AND R. YZAGUIRRE, NAY. THE MOTION FAILED.

R. Yzaguirre asked B. Perkins how much time Staff would need to review the bids.

B. Perkins requested that Bid 12016 be placed on the February 21, 2012, agenda for further discussion.

ACTION: S. ULLMAN MOVED TO TABLE BID 12016 RE-BID ADA COUNTY EXPANSION OF WEED AND PEST FACILITIES PHASE II TRUCK STORAGE BUILDING, TO FEBRUARY 21, 2012. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

2. Licenses (*Authorize the Chairman to Sign*)

- License Transfer

- Shorty's Saloon, 5467 Glenwood, Garden City, Beer/Liquor

C. Rich stated that the required fees were paid and the paperwork was in order and awaiting signature.

ACTION: S. ULLMAN MOVED TO APPROVE THE ONE LICENSE TRANSFER AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. V. BISTERFELDT, SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

3. Auditor's Office

C. Rich explained the process of ordering ballots prior to and during an election. He and the Board discussed exempting the emergency ordering of ballots from the \$1,000 purchasing threshold.

- Designation of Polling Places for the March 13, 2012, School District Levy Elections

P. McGrane discussed the polling places for the March 13, 2012, elections.

ACTION: S. ULLMAN MOVED, PURSUANT TO IDAHO CODE 34-302, TO DESIGNATE THE 136 POLLING PLACES AS PRESENTED BY THE CLERK. V. BISTERFELDT, SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

4. Claims Journal
- February 2, 2012

ACTION: S. ULLMAN MOVED TO AUTHORIZE PAYMENT OF CLAIMS ON THE CLAIMS JOURNAL DATED FEBRUARY 2, 2012. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

5. Personnel Action Forms (2 Introductory Period Completions with Pay Increase; 5 Leaves with Pay; 1 Longevity Increase/Sheriff Pay Plan; 1 Miscellaneous; 1 Promotion; and 3 Step Increases/Sheriff's Pay Plan)

ACTION: S. ULLMAN MOVED TO APPROVE THE PERSONNEL ACTION FORMS AS LISTED ON THE AGENDA INCLUDING 2 INTRODUCTORY PERIOD COMPLETIONS WITH PAY INCREASE; 5 LEAVES WITH PAY; 1 LONGEVITY INCREASE/SHERIFF PAY PLAN; 1 MISCELLANEOUS; 1 PROMOTION; AND 3 STEP INCREASES/SHERIFF'S PAY PLAN; AND THAT THE SUMMARY SHEET REMAIN ON FILE IN THE COMMISSIONERS' OFFICE. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

6. Assessor's Office - No Report

7. Treasurer's Office
- Monthly Report, January 31, 2012

[No Discussion relating to the Monthly Report.]

8. Approval of Minutes (*Authorize the Chairman to Sign*)
- Open Business Meeting, January 24, 2012

ACTION: S. ULLMAN MOVED TO APPROVE THE ONE SET OF MINUTES AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

9. Expo Idaho (*Authorize the Chairman to Sign*)
- Interim Events (2)
1. D & R Tradeshows, Idaho Industrial-Construction & Plant Maintenance Show, April 24-25, 2012
2. Pat Grant, Wedding & Reception, June 3, 2012

ACTION: S. ULLMAN MOVED TO APPROVE THE TWO INTERIM EVENT AGREEMENTS AS LISTED ON THE AGENDA FOR EXPO IDAHO; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

10. Parks and Waterways (*Authorize the Chairman to Sign*)
- Barber Park Education and Event Center
- Candesse Morton, Wedding and Reception, October 13, 2012

ACTION: S. ULLMAN MOVED TO APPROVE THE ONE BARBER PARK EDUCATION AND EVENT CENTER AGREEMENT AS LISTED ON THE AGENDA FOR PARKS AND WATERWAYS; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

11. Agreements (4) (*Authorize the Chairman to Sign the Appropriate Documents*)

- a. Agreement No. 9624 - Agreement Between Ada County and Family Medicine Residency of Idaho, Inc. for a Referral Clinic for Chronically Ill Medically Indigent Ada County Residents (Expires 9/30/12)
- b. Agreement No. 9625 - Agreement Between Ada County and Shelbi Bellnap for Internship at the Coroner's Office for Boise State University Spring 2012 Term
- c. Agreement No. 9626 - Personal Services Agreement Between Ada County and Spectra Productions, Inc. for the Organization and Management of Exhibitors at the 2012 Western Idaho Fair (Expires 9/30/12)
- d. Agreement No. 9627 - Employee Occupancy Agreement Between Ada County and Aaron Soggs

S. Ullman discussed the status of obtaining a final version of Agreement No. 9624.

ACTION: S. ULLMAN MOVED TO TABLE AGREEMENT NO. 9624 TO 2:00 P.M. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

ACTION: S. ULLMAN MOVED TO APPROVE THE REMAINING THREE AGREEMENTS AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

12. Correction of Vehicle Registration (*Authorize Chairman to Sign Certificate of Title*)
- Parks and Waterways
 - Certificate of Title No. A023054633, 2001 Ford F-15 (The License Plate No. on the Existing Title is Registered to the Wrong Vehicle)

ACTION: S. ULLMAN MOVED TO CORRECT THE VEHICLE REGISTRATION AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE CERTIFICATE OF TITLE ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

Public Hearing

13. Resolutions (2)

- a. Resolution No. 1812 - Resolution Establishing Precinct Boundaries
- b. Resolution No. 1813 - Resolution Establishing Commissioner Districts

R. Yzaguirre read the resolutions into the record and opened the public hearing.

P. McGrane discussed the status of finalizing the precinct boundaries and Commissioner districts.

R. Yzaguirre left the public hearing open.

ACTION: S. ULLMAN MOVED TO TABLE RESOLUTION NOS. 1812 AND 1813 TO 2:00 P.M. V. BISTERFELDT SECONDED. S.

ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

VI. INDIGENT SERVICES:

1. Weekly Indigent Items (*Authorize the Chairman to Sign*)
(15 Approvals; 21 Denials; 38 Liens; 35 Form N1 (UCC) Liens; 43 Releases of Lien; 42 Releases of Form N1 (UCC) Liens; 1 Lien Correction; 1 Form N3 (UCC) Amendment Lien; and 1 Consensual Lien Release)

R. Dempsay presented the weekly indigent report and submitted the indigent requests.

2. Special Cases (2) (*Authorize the Chairman to Sign*)
a. 0412-36
b. 1001-020

R. Jacques presented the Staff report for Case No. 0412-36, a request for a partial lien release.

R. Jacques presented the Staff report for Case No. 1001-020, a settlement offer.

3. Tax Hardships (2)

- Name

Application #	Parcel #	Year	Amount
1. Lloyd Hutcheson 11-049	R0406020025	2011	\$3,619.69

R. Dempsay presented the Staff report for Application No. 11-049.

2. Riverside Community Church
11-050
- | | | |
|-------------|------|----------|
| P1SWEECOMO1 | 2011 | \$390.49 |
|-------------|------|----------|

David Bochman was present on behalf of Riverside Community Church and sworn in for testimony

R. Dempsay presented the Staff report.

D. Bochman discussed the tax hardship application.

ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED FEBRUARY 6, 2012, FOR 15 APPROVALS; 21 DENIALS; 38 LIENS; 35 FORM N1 (UCC) LIENS; 43 RELEASES OF LIEN; 42 RELEASES OF FORM N1 (UCC) LIENS; 1 LIEN CORRECTION; 1 FORM N3 (UCC) AMENDMENT LIEN; AND 1 CONSENSUAL LIEN RELEASE; APPROVE THE PARTIAL RELEASE OF LIEN FOR CASE NO. 0412-36; TABLE CASE NO. 1001-020 TO FEBRUARY 14, 2012; APPROVE TAX HARDSHIP EXEMPTIONS FOR APPLICATION NOS. 11-049 AND 11-050; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

[The Board adjourned until 2:00 p.m.]

VII. UNFINISHED BUSINESS:

After returning to the Open Business Meeting at 2:00 p.m., the following actions were taken on the items tabled from the 9:00 a.m. Open Business Meeting Agenda:

ACTION: S. ULLMAN MOVED TO REMOVE THE UNFINISHED BUSINESS FROM THE TABLE FOR CONSIDERATION.

V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

1. Agreements

- a. Agreement No. 9613 - Agreement Between Ada County and Ada County Highway District for the Right-of-Way Easement (Sidewalk) in front of the Public Safety Building (Term: Perpetual)

T. Argyle requested Agreement No. 9613 be tabled to February 14, 2012.

ACTION: S. ULLMAN MOVED TO TABLE AGREEMENT NO. 9613 TO FEBRUARY 14, 2012. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

- b. Agreement No. 9624 - Agreement Between Ada County and Family Medicine Residency of Idaho, Inc. for a Referral Clinic for Chronically Ill Medically Indigent Ada County Residents (Expires 9/30/12)

S. Ullman discussed Agreement No. 9624.

ACTION: S. ULLMAN MOVED TO APPROVE AGREEMENT NO. 9624. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

Public Hearing

[Public hearing was left open on both resolutions]

2. Resolutions (2)

- a. Resolution No. 1812 - Resolution Establishing Precinct Boundaries

P. McGrane and the Board discussed the precinct boundaries. P. McGrane presented a map identifying the precinct boundaries and Commissioner's districts.

ACTION: S. ULLMAN MOVED TO APPROVE RESOLUTION NO. 1812 AS LISTED ON THE AGENDA. V. BISTERFELDT SECONDED. S. ULLMAN, AYE, V. BISTERFELDT, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

- b. Resolution No. 1813 - Resolution Establishing Commissioner Districts

P. McGrane and the Board discussed the Commissioner's districts established based on the precinct boundaries.

The Board and C. Rich discussed the numbering sequence of the districts.

ACTION: S. ULLMAN MOVED TO APPROVE RESOLUTION NO. 1813 AS LISTED ON THE AGENDA. V. BISTERFELDT SECONDED.

DISCUSSION: THE BOARD DISCUSSED THE COMMISSIONER'S DISTRICTS.

ACTION: S. ULLMAN, AYE, R. YZAGUIRRE, AYE, AND V. BISTERFELDT, NAY.

DISCUSSION: THE BOARD DISCUSSED S. ULLMAN AND V. BISTERFELDT RUNNING IN THE SAME DISTRICT.

ACTION: V. BISTERFELDT CHANGED HIS VOTE. THE MOTION CARRIED UNANIMOUSLY.

VIII: IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at 2:20 p.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk