

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE OPEN BUSINESS MEETING
TUESDAY, MARCH 20, 2012
9:00 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 JoMeta Spencer, Clerk's Office; Vicky McIntyre, Treasurer's Office; Bob McQuade, Assessor's Office; Bob Perkins, Purchasing; Dave Logan, Operations; Renee Jaques and Kelly Helland, Indigent Services; Nikki Jansen, Sheriff's Office; and Ted Argyle, 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 9:00 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Rick Yzaguirre and Sharon M. Ullman 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. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

- Purchasing
 - Award of Bid 12012 Pod D Expansion of Ada County Jail (*Tabled from 3/6/12*)

B. Perkins provided the Board two bid protest letters. He stated that after reviewing the bids submitted, the Evaluation Committee's recommendation was to reject all bids and re-bid the project.

S. Ullman read the Evaluation Committee's recommendation into the record.

ACTION: S. ULLMAN MOVED TO TABLE THE AWARD OF BID 12012 POD D EXPANSION OF ADA COUNTY JAIL TO THE MARCH 20, 2012, LEGAL STAFF MEETING. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

[All bids were rejected.]

V. NEW BUSINESS:

- 1. Purchasing
 - Opening of Bid 12007 Ada County Courthouse Radio Tower Installation

B. Perkins provided the Board two responses to Bid 12007 Ada County Courthouse Radio Tower Installation. 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.

B. Perkins requested the award of the Bid 12007 be tabled to April 3, 2012, to allow the Evaluation Committee time to assess the proposals.

ACTION: S. ULLMAN MOVED TO TABLE THE AWARD OF BID 12007 ADA COUNTY COURTHOUSE RADIO TOWER INSTALLATION, TO APRIL 3, 2012. R. YZAGUIRRE

**SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE,
AYE. THE MOTION CARRIED.**

2. Ratifications of Approval (*Authorize the Chairman to Sign*)
 - a. Catering Permit
 - End Zone at Barber Park Events Center for Parker Memorial, March 18th from 10am to 10pm (*Signed by R. Yzaguirre on 3/15/12*)
 - b. Parks and Waterways - Barber Park Education and Event Center
 - Kelli Parker, Celebration of Life, March 18, 2012 (*Signed by R. Yzaguirre on 3/15/12*)

C. Rich addressed the ratifications below with the licenses.
3. Licenses (*Authorize the Chairman to Sign*)
 - a. Fireworks Display Permit
 - Boise Hawks Baseball Club, 5600 N. Glenwood St., Boise; 5/11, 6/20, 6/22, 6/29, 7/4, 7/6, 7/13, 7/21, 8/31
 - b. Catering Permits
 - End Zone at Barber Park Events Center for Lloyd Wedding, March 24th from 10am to 10pm
 - c. New Licenses (5)
 1. Flatbread Community Oven, 830 N. Main St. Ste. A, Meridian, Beer/Liquor
 2. Gyro House, 6631 W. Ustick Rd., Boise, Beer/Wine
 3. Paint 'n Sip, 5626 W. State St., Boise, Beer/Wine
 4. Barnucopia, 300 & 316 W. State St., Eagle, Beer/Wine
 5. Pit Stop Drive Thru # 2, 10249 Fairview Ave., Boise, Beer/Wine
 - d. License Transfers (2)
 1. Bombay Grill, 928 W. Main St., Boise, Beer/Wine
 2. Spurwing Country Club, 6800 Spurwing Way, Meridian, Beer/Liquor
 - e. License Renewals (70)
 1. 36th Street Bistro, 3823 N. Garden Center Way, Boise, Beer/Wine
 2. Aramark Educational Services @ Bronco Stadium, 1910 University Dr., Boise, Beer/Liquor
 3. Aramark Educational Services @ Morrison Center, 1910 University Dr., Boise, Beer/Wine
 4. Aramark Educational Services @ Taco Bell Arena, 1910 University Dr., Boise, Beer/Wine
 5. Bar G Basque Pub & Eatery/BarGernika, 202 S. Capital Blvd., Boise, Beer/Wine
 6. Beacon Light Chevron, 12795 Hwy 55, Boise, Beer/Wine
 7. Beef 'O' Brady's, 1505 S. Eagle Rd. # 190, Meridian, Beer/Liquor
 8. Big Daddy's BBQ, 4623 W. Willow Ln., Boise, Beer/Wine
 9. Bo Ex, 4846 Emerald, Boise, Beer/Wine
 10. Boise Centre on the Grove, 850 W. Front St., Boise, Beer/Liquor
 11. Boise River Marketplace, 3201 Airport Way, Ste. 300, Boise, Beer/Wine
 12. Bombay Grill, 928 W. Main St., Boise, Beer/Wine
 13. Buffalo Wild Wings, 3323 E. Louise Dr. # 103, Meridian, Beer/Liquor
 14. Café Vicino, 808 W. Fort, Boise, Beer/Wine
 15. Carino's Italian, 3551 E. Fairview Ave., Meridian, Beer/Liquor
 16. Casa Mexico # 3, 1605 B N 13th St., Boise, Beer/Wine
 17. CenturyLink Arena, 233 S. Capitol Blvd., Boise, Beer/Liquor
 18. Chandler's Steakhouse, 981 Grove St., Boise, Beer/Liquor
 19. Cheesecake Factory, 330 N. Milwaukee, Boise, Beer/Liquor
 20. Choice Cuts, 12570 W. Fairview Ave. # 101, Boise, Beer/Wine
 21. City Buffet, 8049 W. Fairview Ave., Boise, Beer Only
 22. Curb Bar & Grill, 1760 S. Meridian, Ste. 100, Meridian, Beer/Liquor
 23. Eagle Hills Golf Course, 605 N. Edgewood Lane, Eagle, Beer/Liquor
 24. El Tenampa, 906 N. Main St, Meridian, Beer/Liquor
 25. El Torito Market, 4596 W. Chinden Blvd., Garden City, Beer Only
 26. Falcon Tavern, 705 W. Bannock St., Boise, Beer/Wine
 27. Flatbread Community Oven, 830 N. Main St., Ste. A, Meridian, Beer/Liquor

28. Franklin Food Mart, 5804 W. Franklin Rd., Boise, Beer/Wine
29. Fraser Vineyard & Winery, 1004 Lapointe St., Boise, Beer/Wine
30. Goldy's Breakfast Bistro, 108 S. Capitol Blvd., Boise, Beer/Wine
31. Gowen Chevron, 6450 S. Eisenman Rd., Boise, Beer/Wine
32. Harry's of Hyde Park, 1501 N. 13th St., Boise, Beer/Wine
33. Hyatt Place, 925 N. Milwaukee St., Boise, Beer/Wine
34. Idaho Pizza Company, 4218 Overland, Boise, Beer/Wine
35. Idaho Pizza Company, 7100 Fairview, Boise, Beer/Wine
36. It's All About You Catering, 112 E. Idaho Ave., Meridian, Beer/Liquor
37. Jumpin Janet's Goodtime Pub, 572 Vista Ave., Boise, Beer/Liquor
38. Lakeview Golf Course, 4200 W. Talamore, Meridian, Beer/Liquor
39. Modern Hotel, 1314 W. Grove St., Boise, Beer/Liquor
40. Murphy's Seafood & Steakhouse, 1555 Broadway, Boise, Beer/Liquor
41. North Channel Chevron, 503 S. Eagle Rd., Eagle, Beer/Wine
42. North End Chevron, 1470 W. State St., Boise, Beer/Wine
43. Oriental Express, 110 N. 11th St., Boise, Beer/Wine
44. Payette Brewing Company, 111 W. 33rd St., Garden City, Beer/Wine
45. Perks of Life, 1540 E. Iron Eagle Dr., Ste. 130, Eagle, Beer/Wine
46. Pho 79, 7310 W. State St., Boise, Beer Only
47. Pho Tam Restaurant, 1098 N. Orchard St., Boise, Beer Only
48. Ram Restaurant & Brewery, 709 E. Park Blvd., Boise, Beer/Liquor
49. Ram Restaurant & Brewhouse, 3272 E. Pine, Meridian, Beer/Liquor
50. Ricks Press Room, 130 E. Idaho Ave., Meridian, Beer/Liquor
51. Sakura Sushi, 3210 W. Chinden Blvd. # 138, Eagle, Beer/Wine
52. Shari's of Garden City # 204, 8121 Chinden Blvd., Garden City, Beer/Wine
53. Shari's of Meridian # 206, 895 S. Progress, Meridian, Beer/Wine
54. Shredders, 430 S. 10th St., Boise, Beer/Wine
55. Sizzler # 215, 3380 N. Eagle Rd., Meridian, Beer/Wine
56. Sizzler # 921, 459 N. Cole Rd., Boise, Beer/Liquor
57. Sonobana Japanese Restaurant, 303 N. Orchard, Boise, Beer/Wine
58. Strikers, 324 S. Meridian St., Meridian, Beer/Liquor
59. Tepanyaki Japanese Restaurant, 2197 N. Garden, Boise, Beer/Wine
60. Tobacco Connection # 13, 1899 W. Boise Ave., Boise, Beer/Wine
61. Tobacco Connection # 2, 4110 W. State St., Boise, Beer/Wine
62. Tobacco Connection # 21, 10356 Fairview Ave., Boise, Beer/Wine
63. Tobacco Connection # 25, 450 S. Meridian Rd. # 25, Meridian, Beer/Wine
64. Tobacco Connection # 27, 6890 W. State St., Boise, Beer/Wine
65. Tobacco Connection # 4, 725 S. Vista Ave., Boise, Beer/Wine
66. Tobacco Connection # 5, 2050 State St., Boise, Beer/Wine
67. Tobacco Connection # 7, 4124 Chinden Blvd., Garden City, Beer/Wine
68. Twin Dragon Restaurant, 2200 Fairview Ave., Boise, Beer/Wine
69. Wine Esquire, 5021 Alworth St., Garden City, Beer/Wine
70. Wok King, 2146 Broadway Ave., Boise, Beer/Wine

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

ACTION: S. ULLMAN MOVED TO APPROVE AND RATIFY THE ONE CATERING PERMIT AND ONE BARBER PARK EDUCATION & EVENT CENTER AGREEMENT FOR PARKS AND WATERWAYS PREVIOUSLY SIGNED BY COMMISSIONER YZAGUIRRE. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

ACTION: S. ULLMAN MOVED TO APPROVE THE LICENSES AS LISTED ON THE AGENDA INCLUDING 1 FIREWORKS DISPLAY PERMIT, 1 CATERING PERMIT, 5 NEW LICENSES, 2 LICENSE TRANSFERS AND 70 LICENSE RENEWALS; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

4. Auditor's Office

- Canvass & Certify School Districts Levy Election Results

P. McGrane discussed the School Districts Levy Elections.

ACTION: S. ULLMAN MOVED, PURSUANT TO IDAHO CODE 34-1205 WHICH REQUIRES THE BOARD OF COUNTY COMMISSIONERS TO CANVASS ELECTION RETURNS, TO CERTIFY THE ELECTION RESULTS AS PRESENTED BY THE CLERK'S OFFICE FOR THE INDEPENDENT SCHOOL DISTRICT OF BOISE CITY LEVY ELECTION HELD MARCH 13, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

ACTION: S. ULLMAN MOVED, PURSUANT TO IDAHO CODE 34-1205 WHICH REQUIRES THE BOARD OF COUNTY COMMISSIONERS TO CANVASS ELECTION RETURNS, TO CERTIFY THE ELECTION RESULTS AS PRESENTED BY THE CLERK'S OFFICE FOR THE JOINT SCHOOL DISTRICT NO. 2 (MERIDIAN) LEVY ELECTION HELD MARCH 13, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

The Board and Clerk's office discussed the upcoming elections and the effect of redistricting.

5. Claims Journal

- March 15, 2012

ACTION: S. ULLMAN MOVED TO AUTHORIZE PAYMENT OF CLAIMS ON THE CLAIMS JOURNAL DATED MARCH 15, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

6. Personnel Action Forms (6 Introductory Period Completions with Pay Increase; 2 Leaves with Pay; 1 Longevity Increase/Sheriff's Pay Plan; 1 Miscellaneous; 3 Promotions; and 2 Step Increases/Sheriff's Pay Plan)

ACTION: S. ULLMAN MOVED TO APPROVE THE PERSONNEL ACTION FORMS AS LISTED ON THE AGENDA INCLUDING 6 INTRODUCTORY PERIOD COMPLETIONS WITH PAY INCREASE; 2 LEAVES WITH PAY; 1 LONGEVITY INCREASE/SHERIFF'S PAY PLAN; 1 MISCELLANEOUS; 3 PROMOTIONS; AND 2 STEP INCREASES/SHERIFF'S PAY PLAN; AND THAT THE SUMMARY SHEET REMAIN ON FILE IN THE COMMISSIONERS' OFFICE. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

7. Assessor's Office - No Report

8. Treasurer's Office

V. McIntyre discussed pending matters.

9. Volunteer Board Appointments

- Reappointment of Matthew Halitsky to the Historic Preservation Council, term to expire on February 17, 2015

ACTION: S. ULLMAN MOVED TO APPROVE THE REAPPOINTMENT OF MATTHEW HALITSKY TO THE HISTORIC PRESERVATION COUNCIL, TERM TO EXPIRE FEBRUARY 17, 2015. R. YZAGUIRRE

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

10. Grants (*Authorize the Chairman to Sign*)

- Grant No. 1112-B - Award of 2011 Recovery Act Edward Byrne Memorial Justice Assistance Grant (JAG) for a Statewide Video Conferencing System (\$85,554) (Grant Period: 4/1/12-3/31/13)

ACTION: S. ULLMAN MOVED TO APPROVE GRANT NO. 1112-B AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

11. Landfill

- Fee Waiver – Vets4Success (50%)

ACTION: S. ULLMAN MOVED TO APPROVE A 50% FEE WAIVER FOR VETS4SUCCESS. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

VI. INDIGENT SERVICES:

1. Weekly Indigent Items (*Authorize the Chairman to Sign*)

(10 Approvals; 36 Denials; 40 Liens; 38 Form N1 (UCC) Liens; 10 Releases of Lien; 9 Releases of Form N1 (UCC) Liens; 3 Lien Corrections; and 3 Form N3 (UCC) Amendment Liens)

K. Helland presented the weekly indigent report and submitted the indigent requests.

2. Special Cases (6) (*Authorize the Chairman to Sign*)

- a. #46250
- b. 1111-129
- c. 1110-123
- d. 0005-88A
- e. 1001-045
- f. 0206-53H

K. Helland advised the Board that Case No. 46250 was a suspended application pending determination of other resources. She then presented the Staff reports for Case Nos. 1111-129 and 1110-123, which were appeals taken under advisement for 30 days.

R. Jaques presented the Staff reports for Case Nos. 0005-88A and 1001-045, requests for partial releases of liens and Case No. 0206-53H, an appeal taken under advisement for 30 days.

ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATIONS OF THE INDIGENT SERVICES STAFF AS LISTED ON THE SUMMARY OF CASES DATED MARCH 20, 2012, FOR 10 APPROVALS; 36 DENIALS; 40 LIENS; 38 FORM N1 (UCC) LIENS; 10 RELEASES OF LIEN; 9 RELEASES OF FORM N1 (UCC) LIENS; 3 LIEN CORRECTIONS; AND 3 FORM N3 (UCC) AMENDMENT LIENS; SUSPEND CASE NO. 46250 PENDING DETERMINATION OF OTHER RESOURCES; APPROVE CASE NO. 1111-129 WITH THE REQUIREMENT OF AN ORDER OF REIMBURSEMENT OF 144 PAYMENTS OF \$25 EACH STARTING SEPTEMBER 2012, TO BE REVIEWED ANNUALLY TO DETERMINE WHETHER AN INCREASE IN PAYMENT IS REASONABLE; APPROVE CASE NO. 1110-123 WITH THE REQUIREMENT OF AN ORDER OF REIMBURSEMENT OF 144 PAYMENTS OF \$25 EACH TO BE REVIEWED ANNUALLY TO DETERMINE

WHETHER AN INCREASE IN PAYMENT IS REASONABLE; TAKE CASE NO. 0005-88A UNDER ADVISEMENT FOR 30 DAYS TO OBTAIN ADDITIONAL INFORMATION; DENY CASE NOS. 1001-045 AND 0206-53H; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

VII: IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at 9:37 a.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk