

**BOARD OF ADA COUNTY COMMISSIONERS  
MINUTES OF THE OPEN BUSINESS MEETING  
MONDAY, APRIL 16, 2012  
11:00 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 and Phil McGrane, Clerk's Office; Lyn Call, Treasurer's Office; Rich Wright, Department of Administration; Bob Perkins and Melissa Shillington, Purchasing; Dave Logan and Scott Williams, Operations; Ron Freeman and Sandy Jones, Sheriff's Office; and Susan Thomas, Prosecuting Attorney's Office. Minutes Recorder: Judy Morris.

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**I. IN THE MATTER OF CALL TO ORDER:**

Commissioner Rick Yzaguirre called the meeting of the Ada County Commissioners to order at 11:44 a.m. (meeting immediately followed Indigent Services Appeal Hearings).

**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:**

*[Item Nos. V(2) and (3) were heard first due to the delay in the meeting.]*

**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.**

1. Purchasing

- a. Award of RFP 12018 Ada County Star and Seamans Gulch Radio Shelter Towers Purchase and Installation (*Tabled from 3/27/12*)

B. Perkins presented the Evaluation Committee's recommendation for award. S. Ullman read the Evaluation Committee's recommendation into the record.

**ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATION OF THE EVALUATION COMMITTEE AND AWARD RFP 12018 ADA COUNTY STAR AND SEAMANS GULCH RADIO SHELTER TOWERS PURCHASE AND INSTALLATION TO IDAHO TOWER CONSTRUCTION COMPANY, LLC IN THE AMOUNT OF \$387,484. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

- b. Award of Bid 12023 Ada County Expo Idaho Painting Project (*Tabled from 4/3/12*)

B. Perkins presented the Evaluation Committee's recommendation for award. S. Ullman read the Evaluation Committee's recommendation into the record.

**ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATION OF THE EVALUATION COMMITTEE AND AWARD BID 12023 ADA COUNTY EXPO IDAHO PAINTING PROJECT TO O'CONNOR PAINTING, LLC IN THE AMOUNT OF \$32,750. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

V. **NEW BUSINESS:**

1. Purchasing

- Opening of Bid 12027 Ada County Courthouse First Floor Break Room Remodel

B. Perkins provided the Board six responses to Bid 12027 Ada County Courthouse First Floor Break Room Remodel. 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 12027 be tabled to April 24, 2012, to allow the Evaluation Committee time to assess the proposals.

**ACTION: S. ULLMAN MOVED TO TABLE THE AWARD OF BID 12027 ADA COUNTY COURTHOUSE FIRST FLOOR BREAK ROOM REMODEL, TO APRIL 24, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

2. Operations

- Misdemeanor Facilities

S. Ullman discussed the proposed misdemeanor facilities and the anticipated financing of the site from fees revenue.

**ACTION: S. ULLMAN MOVED TO AUTHORIZE THE SHERIFF'S OFFICE TO MOVE FORWARD PUTTING TOGETHER THE PAPERWORK TO LEASE THE FACILITIES LOCATED AT THE CORNER OF BENJAMIN AND EMERALD. R. YZAGUIRRE SECONDED.**

**DISCUSSION: R. YZAGUIRRE STATED HE SUPPORTED S. ULLMAN'S COMMENTS REGARDING THE FACILITIES AND ANTICIPATED FINANCING.**

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

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

a. Catering Permits

- McCleary's Pub at Alpine Ponds for Tillery Cajun Feed, April 28th from 4pm to 1am

b. New Licenses

- Smoky Mountain Pizzeria Grill, 980 E. Fairview Ave., Meridian, Beer/Liquor

c. License Transfers (4)

1. Top Shelf LLC, 1565 S. Meridian Rd., Meridian, Beer/Liquor
2. JB's Restaurant, 1565 S. Meridian Rd., Meridian, Beer/Liquor
3. Chapala Mexican Restaurant # 5, 5697 Glenwood, Garden City, Beer/Wine
4. Sam's Place, 3395 N. Five Mile Rd., Boise, Beer/Liquor

d. License Renewals (58)

1. Ahi Sushi Bar, 1193 E. Winding Creek Dr., Eagle, Beer/Wine
2. Banbury Golf Club, 2626 S. Marypost Place, Eagle, Beer/Liquor
3. BFC Bown, 3083 S. Bown Way, Boise, Beer/Wine
4. Bill N Lynn's Place, 229 W. Franklin Rd., Meridian, Beer/Liquor
5. Bittercreek/Red Feather Lounge, 246 N. 8th St., Boise, Beer/Liquor
6. Boise Co-Op Wine Shop, 915 N. 8th St., Boise, Beer/Wine
7. Boise Elks Lodge # 310, 6608 W. Fairview Ave., Boise, Beer/Liquor
8. Boise Fry Company, 111 Broadway, Ste. 111, Boise, Beer/Wine
9. Boise Gun Club, 2350 E. Kuna Mora Rd., Kuna, Beer Only
10. Boise Racquet & Swim Club, 1116 N. Cole Rd., Boise, Beer/Wine
11. Brewer's Haven, 1795 S. Vista Ave., Boise, Beer/Wine
12. Brewforia Beer Market, 3030 E. Overland Rd., Ste.100, Meridian, Beer/Wine

13. Chapala Mexican Restaurant # 5, 5697 Glenwood, Garden City, Beer/Wine
14. Cost Plus, 1157 N. Milwaukee St., Boise, Beer/Wine
15. Dutch Goose, 3515 W. State St., Boise, Beer/Wine
16. Elmer's Breakfast-Lunch-Dinner, 1385 S. Capitol Blvd., Boise, Beer/Wine
17. Grape Escape/On Cue, 800 W. Idaho # 120, Boise, Beer/Liquor
18. Hampton Inn & Suites Boise, 495 S. Capitol Blvd., Boise, Beer/Wine
19. Homeplate Food Services, 5600 N. Glenwood, Boise, Beer/Wine
20. La Tapatia Mexican Restaurant, 401 E. Parkcenter Blvd., Boise, Beer/Wine
21. Le Coq Rouge, 1320 S. Maple Grove, Boise, Beer/Wine
22. Lift, 4091 W. State St., Boise, Beer/Liquor
23. Lucky Dog Tavern, 2223 Fairview, Boise, Beer/Liquor
24. Mac and Charlies, 507 Main St., Boise, Beer/Liquor
25. Matteo's Firehouse Café, 271 Avenue B, Kuna, Beer Only
26. Melting Pot, 200 N. 6th St., Boise, Beer/Liquor
27. Mongolian BBQ, 1808 Broadway Ave., Boise, Beer/Wine
28. Muse, 1435 N. Eagle Rd., Meridian, Beer/Wine
29. New Frontier, 116 E. Broadway, Meridian, Beer/Liquor
30. Overland Bar, 3907 Overland, Boise, Beer/Liquor
31. Papa Joe's Pizza, 1301 S. Capitol Blvd., Boise, Beer/Wine
32. Pollo Rey, 222 N. 8th St., Boise, Beer/Wine
33. Pollo Rey, 7709 Overland Rd., Ste. 200, Boise, Beer Only
34. Qdoba Mexican Grill # 473, 3068 Overland Rd., Meridian, Beer/Wine
35. Qdoba Mexican Grill # 474, 3319 N. Eagle Rd., Meridian, Beer/Wine
36. Quarter Barrel LLC, 4902 Chinden Blvd., Garden City, Beer/Liquor
37. Quinn's Restaurant & Lounge, 1005 Vista Ave., Boise, Beer/Liquor
38. Reef/Brickyard, 105 S. 6th St & 601-603 W. Main, Boise, Beer/Liquor
39. Rembrandt's Coffee House, 93 S. Eagle Rd., Eagle, Beer/Wine
40. Riverside Hotel, 2900 W. Chinden Blvd., Garden City, Beer/Liquor
41. Roosevelt Market, 311 N. Elm, Boise, Beer/Wine
42. Rudy's Pub & Grill, 2310 Overland Rd., Meridian, Beer/Liquor
43. Sam's Place, 3395 N. Five Mile Rd., Boise, Beer/Liquor
44. Shangri-La Tearoom, 1800 W. Overland Rd., Boise, Beer/Wine
45. Smoky Mountain Pizza & Pasta, 1805 State St., Boise, Beer/Wine
46. Smoky Mountain Pizza & Pasta, 34 E. State St., Eagle, Beer/Wine
47. Smoky Mountain Pizza & Pasta, 415 E. Parkcenter Blvd., Boise, Beer/Wine
48. Smoky Mountain Pizzeria Grill, 980 E. Fairview Ave., Meridian, Beer/Liquor
49. Spearmint Rhino Gentlemen's Club, 1500 Grove St., Boise, Beer/Liquor
50. Sunrise Bakery & Café, 805 N. Main St., Meridian, Beer/Liquor
51. T Grainey/JT Toads, 109 & 107 S. 6th, Boise, Beer/Liquor
52. Twig's Cellar, 816 Bannock, Boise, Beer/Wine
53. Varsity Kitchen, 1441 N. Eagle Rd., Ste. 200, Meridian, Beer/Liquor
54. WilliB's Saloon, 12505 W. Chinden Blvd., Boise, Beer/Liquor
55. Wiseguy Pizza Pie, 106 N. 6th St., Ste. B, Boise, Beer/Wine
56. Woody's Pub & Grill, 650 Vista Ave., Boise, Beer/Wine
57. Yen Ching Chinese Restaurant, 305 N. 9th St., Boise, Beer/Liquor
58. Yoi Tomo Sushi, 405 S. Capital Blvd., Boise, Beer/Wine

**ACTION: S. ULLMAN MOVED TO APPROVE THE LICENSES AS LISTED ON THE AGENDA INCLUDING 1 CATERING PERMIT, 1 NEW LICENSE, 4 LICENSE TRANSFERS AND 58 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.**

*[Item IV was heard next, then the remaining items were taken in order.]*

4. Auditor's Office
  - C. Rich discussed the challenges with the polling locations and ballots for the primary election.
5. Claims Journal
  - April 12, 2012

**ACTION: S. ULLMAN MOVED TO AUTHORIZE PAYMENT OF CLAIMS ON THE CLAIMS JOURNAL DATED APRIL 12, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

- 6. Personnel Action Forms (1 Conditional Pay Increase; 1 Introductory Period Completion Pay Increase; 9 Leaves with Pay; 1 Miscellaneous; 8 Promotions; 3 Reclassifications; 1 Salary Increase; and 2 Step Increases/Sheriff's Pay Plan)

**ACTION: S. ULLMAN MOVED TO APPROVE THE PERSONNEL ACTION FORMS AS LISTED ON THE AGENDA INCLUDING 1 CONDITIONAL PAY INCREASE; 1 INTRODUCTORY PERIOD COMPLETION PAY INCREASE; 9 LEAVES WITH PAY; 1 MISCELLANEOUS; 8 PROMOTIONS; 3 RECLASSIFICATIONS; 1 SALARY INCREASE; 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. Treasurer's Office - No Report
- 8. Assessor's Office - No Report
- 9. Volunteer Board Appointments
  - Ratification
    - Ratification of Boise City's Reappointment of Melanie A. McLean (Seat 6) to the Boise City/Ada County Housing Authority Board, Term to Expire on 10/31/16

**ACTION: S. ULLMAN MOVED TO TABLE THE RATIFICATION OF BOISE CITY'S APPOINTMENT OF MELANIE A. MCLEAN FOR SEAT 6 TO THE BOISE CITY/ADA COUNTY HOUSING AUTHORITY TO APRIL 24, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

- 10. Approval of Minutes (*Authorize the Chairman to Sign*)
  - Open Business Meeting, April 3, 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. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

- 11. Weed and Pest (*Authorize the Chairman to Sign*)
  - Releases of Liens (3)

| Name   | Instrument No. | Date       |
|--|----------------|------------|
| 1. Pennymac Mortgage Investment Trust Holdings I LLC | 111105829      | 12/28/2012 |
| 2. Dally Lynda K                                     | 111094413      | 11/18/2011 |
| 3. Minas Karl L                                      | 111091254      | 11/8/2011  |

**ACTION: S. ULLMAN MOVED TO APPROVE THE THREE RELEASES OF LIENS FOR WEED & PEST 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.**

12. Expo Idaho (*Authorize the Chairman to Sign*)

- Interim Events (4)
  1. Angela Baldwin, Fundraiser June 30, 2012
  2. Gustavo Gomez Patlau, Quinceanera, June 30, 2012
  3. Intermountain Jet Boat Association, Business Meeting, May 12, 2012
  4. RPM! Productions, 10th Annual Northwest Motorfest, July 14-15, 2012

**ACTION: S. ULLMAN MOVED TO APPROVE THE FOUR INTERIM EVENT AGREEMENTS AS LISTED ON THE AGENDA FOR EXPO IDAHO; 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.**

13. Parks and Waterways (*Authorize the Chairman to Sign*)

- Barber Park Education and Event Center (4)
  1. Chris Tilden, Recognition Event, September 20, 2012
  2. Heather A. Morris, Graduation, May 18, 2012
  3. Mike Flowers, Memorial Service, May 4, 2012
  4. Steve Hodges, Wedding Reception, June 24, 2012

**ACTION: S. ULLMAN MOVED TO APPROVE THE FOUR BARBER PARK EDUCATION & EVENT CENTER AGREEMENTS AS LISTED ON THE AGENDA FOR PARKS AND WATERWAYS; 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.**

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

- a. Agreement No. 9661 - Agreement Between Ada County and ITT Technical Institute for Criminal Justice Externship
- b. Agreement No. 9663 - Amended and Restated Insurance Procurement and Management Agreement Between Ada County, Capital City Development Corporation and Civic Plaza LP for Parcel 2 and all of Unit 301 of the Courthouse Corridor Property (Expires 9/30/12)
- c. Agreement No. 9664 - Amended and Restated Insurance Procurement and Management Agreement Between Ada County, Capital City Development Corporation and Civic Plaza LP for Parcel 3 of the Courthouse Corridor Property (Expires 9/30/12)
- b. Agreement No. 9661-1-12 - Addendum to Agreement Between Ada County and ITT Technical Institute for Criminal Justice Externship

R. Yzaguirre read the agreement numbers into the record.

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

**Public Hearing**

## 15. Resolutions

- Resolution No. 1818 - Resolution Increasing Solid Waste Collection Fees

R. Yzaguirre read Resolution No. 1818 into the record and opened the public hearing.

*[There was no public testimony.]*

R. Yzaguirre closed the public hearing.

S. Ullman requested R. Yzaguirre make the motion and authorize the Chairman to sign the documents on the Board's behalf, as she intended to abstain from the vote.

**ACTION: Y. YZAGUIRRE MOVED TO APPROVE RESOLUTION NO. 1818 AS LISTED ON THE AGENDA AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. S. ULLMAN SECONDED FOR DISCUSSION.**

**DISCUSSION: S. ULLMAN STATED HER REASONS FOR ABSTAINING FROM THE VOTE AS DISCUSSED IN PRIOR MEETINGS.**

**ACTION: R. YZAGUIRRE, AYE. S. ULLMAN, ABSTAINED. THE MOTION CARRIED.**

**VI: IN THE MATTER OF RECESS:**

There being no further business to come before the Board at this time, the meeting was recessed at 12:00 p.m.

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Rick Yzaguirre, Chairman

ATTEST:

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Christopher D. Rich, Ada County Clerk