

**BOARD OF ADA COUNTY COMMISSIONERS  
MINUTES OF THE OPEN BUSINESS MEETING  
TUESDAY, MAY 22, 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 Perkins, Purchasing; Dave Logan and Selena O'Neil, Operations; Tim Tallman, Assessor's Office; Rich Wright and Jessica Donald, Department of Administration; Mark Perfect, Development Services; Bob Batista, Expo Idaho; Ron Freeman and Ben Ealey, Sheriff's Office; Ted Hutchison, Solid Waste Management; and Claire Tardiff, 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 9:09 a.m.

**II. IN THE MATTER OF ROLL CALL:**

Commissioners Rick Yzaguirre and Sharon M. Ullman were present.

**III. CHANGES TO THE AGENDA: \*\*AGREEMENTS ADDED INSIDE 48 HOURS\*\***

**ACTION: S. ULLMAN MOVED TO AMEND THE AGENDA TO ADD AGREEMENT NOS. 9695 AND 9443-5-12. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

- Agreements

- a. Agreement No. 9695 - Amended and Restated Franchise Agreement Between Ada County and Dynamis Energy, LLC, Regarding Waste to Energy at the Ada County Landfill

R. Yzaguirre stated they would now take up the added agreements, beginning with Agreement No. 9695.

**ACTION: S. ULLMAN MOVED TO APPROVE AGREEMENT NO. 9695.**

**DISCUSSION: R. YZAGUIRRE EXPLAINED THAT DUE TO ILLNESS AND TRAVEL SCHEDULES, NEGOTIATIONS WERE NOT COMPLETED UNTIL MONDAY, BUT THE AGREEMENT WAS ADDED TO THE AGENDA TO KEEP THE MATTER MOVING FORWARD. S. ULLMAN STATED THAT IT WAS HER UNDERSTANDING THAT THE INTENTION WAS TO HAVE THE AGREEMENT INCLUDED ON THE AGENDA INITIALLY POSTED ON FRIDAY, MAY 15, 2012.**

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

- b. Agreement No. 9443-5-12 - Project Scope of Services Between Ada County and CH2M Hill for Gas Collection Engineering Services During Construction

**ACTION: S. ULLMAN MOVED TO APPROVE AGREEMENT NO. 9443-5-12. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

**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
  - a. Award of RFP 12014 Ada County Jail Biometric Identification (*Tabled from 5/8/12*)

B. Perkins advised the Board that the Evaluation Committee needed additional time to assess the responses to RFP 12014. He requested the award be tabled to June 11, 2012, for further consideration.

**ACTION: S. ULLMAN MOVED TO TABLE RFP 12014 ADA COUNTY JAIL BIOMETRIC IDENTIFICATION TO JUNE 11, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

- b. Award of Bid 12035 Ada County Juvenile Detention Tenant Improvement (*Tabled from 5/15/12*)

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 12035 ADA COUNTY JUVENILE DETENTION TENANT IMPROVEMENT TO EXCELSIOR CONSTRUCTION COMPANY IN THE AMOUNT OF \$ 53,699. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

**V. NEW BUSINESS:**

- 1. Purchasing
  - Opening of Bid 12038 Civic Plaza Parking Deck Project

B. Perkins advised the Board that the Purchasing Division did not receive any responses to Bid 12038.

D. Logan explained that the project was difficult for the contractors to bid in a competitive format. He said they would continue discussions with the contractors and make a recommendation in the near future.

The Board, B. Perkins and D. Logan discussed the procedure and timeline for moving forward.

- 2. Development Services (*Authorize the Chairman to Sign*)
  - Fee Waiver/Reduction Request for Terry's Tree Service, Inc. (Amy Wakagawa) (Requested Reduction of \$1,329 from \$2,564; Proposed Payment \$1,235)

**ACTION: S. ULLMAN MOVED TO APPROVE THE PARTIAL FEE REDUCTION REQUEST AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENT ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

- 3. Licenses (*Authorize the Chairman to Sign*)
  - a. Licenses Renewals - Ratify (3) (*Signed by Commissioner Yzaguirre on 5-16-2012*)
    - 1. Boise Cascade, 1 Jefferson Square, Boise, Beer/Wine
    - 2. Hewlett Packard, 1131 Chinden Ave., Boise, Beer/Wine

*(Signed by Rick Yzaguirre on 5-17-2012)*  
3. Beer Shoppe, 4960 Umatilla Ave., Boise, Beer/Wine

- b. License Renewal
  - 1. J Michael's Florist, Wines & Chocolates, 7109 Overland Rd., Boise, Beer/Wine
- c. Catering Permits (6)
  - 1. End Zone at Barber Park Events Center for Boise Paper Inc., June 7th from 10am to 10pm
  - 2. End Zone at Barber Park Events Center for Beebe Family Wedding, June 9th from 10am to 10pm
  - 3. End Zone at Barber Park Events Center for Idaho Human Rights Coalition, June 14th from 10am to 10pm
  - 4. End Zone at Barber Park Events Center for Rodriguez Wedding, June 23rd from 10am to 10pm
  - 5. End Zone at Barber Park Events Center for Hodges Wedding, June 24th from 10am to 10pm
  - 6. End Zone at Barber Park Events Center for Saylor Wedding, June 30th from 10am to 10pm
- d. New Licenses (2)
  - 1. Rumbi Island Grill, 3327 N. Eagle Rd., Ste. 165, Meridian, Beer Only
  - 2. Miss Tami's Cottage Expressions, 1031 N. Main St., Meridian, 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 THREE LICENSE RENEWALS AS LISTED ON THE AGENDA PREVIOUSLY SIGNED BY COMMISSIONER YZAGUIRRE AND APPROVE THE REMAINING LICENSES AS LISTED ON THE AGENDA INCLUDING ONE LICENSE RENEWAL, SIX CATERING PERMITS, AND TWO NEW LICENSES; 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
  - a. Canvass & Certify May 15, 2012, Primary Election Results
  - b. Canvass & Certify May 15, 2012, Melba School District Election Results
  - c. Canvass & Certify May 15, 2012, North Ada County Fire & Rescue District Results

P. McGrane presented the Board the election results from the May 15, 2012, 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 PRIMARY ELECTION RESULTS, MELBA SCHOOL DISTRICT ELECTION RESULTS AND THE NORTH ADA COUNTY FIRE & RESCUE DISTRICT RESULTS HELD MAY 15, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

- 5. Claims Journal
  - May 17, 2012

**ACTION: S. ULLMAN MOVED TO AUTHORIZE PAYMENT OF CLAIMS ON THE CLAIMS JOURNAL DATED MAY 17, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

6. Personnel Action Forms (5 Introductory Period Completion Pay Increases; 7 Leaves with Pay; 2 Promotions; and 1 Step Increase/Sheriff's Pay Plan)

**ACTION: S. ULLMAN MOVED TO APPROVE THE PERSONNEL ACTION FORMS AS LISTED ON THE AGENDA INCLUDING 5 INTRODUCTORY PERIOD COMPLETION PAY INCREASES; 7 LEAVES WITH PAY; 2 PROMOTIONS; AND 1 STEP INCREASE/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

- Tax Cancellation - Red Hawk Estates

Parcel	2009	2010	2011	Total
1. R7366310040	\$ 122.67	\$ 225.92	\$ 175.97	\$ 524.56
2. R7366310050	\$2,328.62	\$2,152.68	\$1,669.20	\$ 6,150.50
3. R7366310060	\$ 149.56	\$ 137.66	\$ 107.18	\$ 394.40
4. S0129131240	\$1,004.74	\$1,944.58	\$1,199.11	\$ 4,148.43
5. S0129233650	\$ 63.00	\$ 61.74	\$ 45.12	\$ 169.86
6. S0129233750	\$ 689.86	\$ 667.84	\$ 493.67	\$ 1,851.37
7. S0129244600	\$ 292.86	\$ 566.34	\$ 420.12	\$ 1,279.32
8. S0130417250	\$ 158.34	\$ 159.12	\$ 113.51	\$ 430.97
				\$14,949.41

**ACTION: S. ULLMAN MOVED TO APPROVE THE TAX CANCELLATIONS AS LISTED ON THE AGENDA. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

8. Assessor's Office - No Report

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

- Western Idaho Fair - Concessionaire Agreement (20)

1. Adam's Apple Dumpling, Booth #4
2. Bonaminio's Italian Sausage Company, Booth #8
3. Idaho Ice Cream Potato, Booth #21
4. Idaho Nut Hut, Booth #25
5. IMS&R, Booth #24
6. Jones', Booth #26
7. Karousel Kandies, Booth #28
8. Karousel Kitchen, Booth #27
9. Mr. Bee's, Booth #29
10. Oinkari Basque Dancers I, Booth #32
11. Oinkari Basque Dancers II, Booth #33
12. Old Fashioned Country Kettle Corn, Booth #34
13. Oriental Express, Booth #35
14. Roosters Mobile Catering, Booth #37
15. Smokehouse Grill, Booth #48
16. Summer Snow I, Booth #45
17. Summer Snow II, Booth #46
18. TCBY, Booth #50
19. Tiki's Shave Ice, Booth #60
20. Tortatos, Booth #9

**ACTION: S. ULLMAN MOVED TO APPROVE THE 20 WESTERN IDAHO FAIR CONCESSIONAIRE 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.**

10. Agreements (7) (*Authorize the Chairman to Sign the Appropriate Documents*)
- a. Agreement No. 9691 - Agreement Between Ada County and Northwest Nazarene University for Clinical Experience in the Jail Medical Unit (Expires 9/30/12)
  - b. Agreement No. 9692 - Agreement Between Ada County and Nampa Paving and Asphalt Co. for the Marigold Parking Lot Construction Project (Substantial Completion to be Achieved on or Before 6/25/12)
  - c. Agreement No. 9693 - Agreement Between Ada County and Scott Hedrick Construction, Inc. for the Pod D Expansion of Ada County Jail Project, Including Alternate No. 1 and Additive Alternate No. 2 (Substantial Completion to be Achieved on or Before 4/12/13)
  - d. Agreement No. 9694 - Lease Agreement Between Ada County and FPA Emerald Associates, LLC for Office Space for Misdemeanor Probation (60 Month Lease, with Annual Non-Appropriation Clause)
  - e. Agreement No. 9695 - Amended and Restated Franchise Agreement Between Ada County and Dynamis Energy, LLC, Regarding Waste to Energy at the Ada County Landfill **\*\*ADDED\*\***
  - f. Agreement No. 8946-2-12 - Addendum No. 2 to Agreement No. 8946 Between Ada County and Northrop Grumman Systems Corporation to Terminate the Agreement for the Purchase and Installation of the Computer Aided Dispatch System for the Emergency Communications Center
  - g. Agreement No. 9443-5-12 - Project Scope of Services Between Ada County and CH2M Hill for Gas Collection Engineering Services During Construction **\*\*ADDED\*\***

R. Yzaguirre read the agreement numbers into the record.

**ACTION: S. ULLMAN MOVED TO TABLE AGREEMENT NO. 9694 TO MAY 29, 2012. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.**

**ACTION: S. ULLMAN MOVED TO APPROVE THE REMAINING 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.**

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

There being no further business to come before the Board at this time, the meeting was recessed at 9:21 a.m.

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Rick Yzaguirre, Chairman

ATTEST:

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Christopher D. Rich, Ada County Clerk