

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE OPEN BUSINESS MEETING
TUESDAY, MAY 29, 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, Clerk's Office; Bob McQuade, Assessor's Office; Bob Batista, Expo Idaho; Dave Logan, Operations; Jessica Donald, Department of Administration; Ron Freeman, Paul Lawrence and Sandy Jones, Sheriff's Office; and Nancy Werdel, 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 9:05 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Rick Yzaguirre, Sharon M. Ullman and David L. Case 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. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

- Agreements

- 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) (*Tabled from 5/22/12*)

S. Ullman discussed Agreement No. 9694.

ACTION: S. ULLMAN MOVED TO APPROVE AGREEMENT NO. 9694 AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED.

DISCUSSION: S. ULLMAN AND D. CASE DISCUSSED THE SHERIFF'S OFFICE TAKING OVER MISDEMEANOR PROBATION AND AGREEMENT NO. 9694.

ACTION: S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

V. NEW BUSINESS:

1. Operations

- a. Change Order No. 1 - Agreement No. 9647, Weed & Pest Facilities, Phase II Truck Storage Building (Increase of \$22,708.22)

D. Logan explained that Change Order No. 1 was for extra work performed removing and replacing poor soil around the project area.

ACTION: D. CASE MOVED TO APPROVE CHANGE ORDER NO. 1 AS LISTED ON THE AGENDA. S. ULLMAN SECONDED. D. CASE, AYE, S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

- b. Change Order No. 2 - Agreement No. 9666, Expo Idaho Exterior Painting Project (Additional Painting, \$17,500.00 Increase)

B. Batista discussed Change Order No. 2. He stated that the owners of Les Bois Park have verbally agreed to reimburse a portion of the project.

ACTION: S. ULLMAN MOVED TO APPROVE CHANGE ORDER NO. 2 AS LISTED ON THE AGENDA. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

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

a. Catering Permits (2)

1. Mickey Ray's at Coolwater Creek for Hewlett Packard, June 2nd from 4pm to 9pm
2. Raedean's Restaurant at Hidden Springs Barn for Jr. League of Boise, June 7th from 5pm to 11pm

b. License Transfers (2)

1. Fusion Asian Grill, 3161 E. Fairview, Meridian, Beer/Wine
2. IOU Sushi, 1517 Milwaukee, Boise, Beer/Wine

c. License Renewals (4)

1. Fusion Asian Grill, 3161 E. Fairview, Meridian, Beer/Wine
2. Bouquet, 1010 Main St., Boise, Beer/Liquor
3. IOU Sushi, 1517 Milwaukee, Boise, Beer/Wine
4. Powerhouse Event Center, 621 S. 17th St., Boise, Beer/Liquor

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

ACTION: D. CASE MOVED TO APPROVE THE LICENSES AS LISTED ON THE AGENDA INCLUDING 2 CATERING PERMITS, 2 NEW LICENSES AND 4 LICENSE RENEWALS; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. S. ULLMAN SECONDED. D. CASE, AYE, S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

3. Auditor's Office - No Report

4. Personnel Action Forms (3 Leaves with Pay; 1 Promotion)

ACTION: S. ULLMAN MOVED TO APPROVE THE PERSONNEL ACTION FORMS AS LISTED ON THE AGENDA INCLUDING 3 LEAVES WITH PAY AND 1 PROMOTION; AND THAT THE SUMMARY SHEET REMAIN ON FILE IN THE COMMISSIONERS' OFFICE. R. YZAGUIRRE SECONDED. S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. D. CASE ABSTAINED. THE MOTION CARRIED.

5. Treasurer's Office - No Report

6. Assessor's Office

B. McQuade advised the Board that the assessment notices had been mailed out. He said the assessed values were down approximately one and one half percent. He stated that approximately 50 percent of the estimated 1700 parcels that applied for the site improvement exemption did not qualify.

The Board and B. McQuade discussed the appeal process for the site improvement exemption.

7. Approval of Minutes (6) (*Authorize the Chairman to Sign*)
- Open Business Meeting, May 2, 2012
 - Open Business Meeting, May 8, 2012
 - General Session of the Indigent Hearings, May 2, 2012
 - Executive Session of the Indigent Hearings, May 2, 2012
 - General Session of the Indigent Hearings, May 9, 2012
 - Executive Session of the Indigent Hearings, May 9, 2012

ACTION: S. ULLMAN MOVED TO APPROVE THE SIX SETS 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. D. CASE ABSTAINED. THE MOTION CARRIED.

8. Grants (3 - Including 1 Ratification) (*Authorize the Chairman to Sign*)
- Grant No. 1205-A - Grant Application to Idaho Department of Parks and Recreation for Lucky Peak Reservoir Gangway/Transition Ramps (Grant \$28,000; Match \$28,000 Cash and Labor (10/1/12-6/30/13))
 - Grant No. 1118-B - Award of Idaho Department of Parks and Recreation for Lucky Peak Reservoir Gangway/Transition Ramps (\$28,000 with \$28,000 Match) (Grant Period: 10/1/12 - 6/30/13)

(*Signed by Commissioner Yzaguirre on 5/24/12*)

- Grant No. 1204-A - Application to US Department of Justice for Ada County, Idaho (Boise) Drug Court Enhancement Grant, Solicitation No. BJA-2012-3261 (\$1,075,000 with 10% Match via in-kind contributions (10/1/12-10/1/15)) *Ratify and Authorize the Electronic Submission of the Grant by the Trial Court Administrator on 5/24/12*

ACTION: D. CASE MOVED TO APPROVE GRANT NOS. 1205-A AND 1118-B AND APPROVE AND RATIFY THE ACTIONS TAKEN ON GRANT NO. 1204-A, AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. S. ULLMAN SECONDED. D. CASE, AYE, S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

9. Weed and Pest (*Authorize the Chairman to Sign*)
- Notices of Lien (11)

Name	Parcel	Amount
1. Robin Alecia	R5241350380	\$217.55
2. Silverstein Barbara	R0850400035	\$194.37
3. Daniel Mildred D Trustee	R8954830300	\$121.79
4. Dillon Boise LLC	R2734522991	\$466.87
5. Fishwild Jerie E	R7224210010	\$121.79
6. Moonridge Development LLC	R5793840010	\$82.97
7. Davinci Investments LLC	R6048000040	\$99.10
8. Daniel Mildred D Trustee	S1223233992	\$138.54
9. Dillon Boise LLC	R2734522991	\$503.41
10. Dillon Boise LLC	R2734522991	467.24
11. Cram Michael W	R1317600040	\$50.00

- Release of Lien - RATIFY
(*Signed by Commissioner Yzaguirre on 5/24/12*)

Name	Instrument No.	Date
Gridler, Patricia A Trustee	112012162	2/9/12

ACTION: S. ULLMAN MOVED TO APPROVE THE 11 NOTICES OF LIEN AND APPROVE AND RATIFY THE 1 RELEASE OF LIEN PREVIOUSLY SIGNED BY COMMISSIONER YZAGUIRRE 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. D. CASE ABSTAINED. THE MOTION CARRIED.

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

a. Interim Events

- Boise Valley Fly Fisherman, Western Idaho Fly Fishing Expo, January 11-12, 2013

b. Western Idaho Fair - Concessionaire Agreements (6)

1. AJ's Frybread, Booth #2
2. Elephant Ears, Booth #13
3. Funnel Cakes, Booth #12
4. Nancy's Gourmet Cookies, Booth #31
5. Say Latte', Booth #47
6. Scones Unlimited, Booth 44

ACTION: D. CASE MOVED TO APPROVE THE ONE INTERIM EVENT AGREEMENT AND SIX 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. S. ULLMAN SECONDED. D. CASE, AYE, S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

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

- Barber Park Education and Event Center (2)

1. Debra Henning, Business Meeting, June 7, 2012
2. Becky Kawano, Celebration of Life, May 31, 2012

ACTION: S. ULLMAN MOVED TO APPROVE THE TWO 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. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

12. Agreements (6) (*Authorize the Chairman to Sign the Appropriate Documents*)

- a. Agreement No. 9696 - Agreement Between Ada County and Joseph Purcell for Coroner Internship during the Boise State University 2012 Summer Term
- b. Agreement No. 9697 - Agreement Between Ada County and Peak Broadcasting of Boise, LLC, for Boise Music Fest, July 7, 2012
- c. Agreement No. 9698 - Agreement Between Ada County and Excelsior Construction Company for the Ada County Juvenile Detention Tenant Improvement Project (Substantial Completion to be Achieved on or Before 7/25/12)
- d. Agreement No. 9699 - Concessionaire Privilege Agreement Between Ada County and Heidi Parker for Snack Shack at Barber Park (Expires 9/30/12)
- e. Agreement No. 9700 - Agreement Between Ada County and Environmental Earthworks, Inc. for the Ada County Landfill 2012 Gas Collection Pipeline Project (Substantial Completion to be Achieved on or Before 9/19/12)
- f. Agreement No. 8083-5-12 - Renewal of Agreement Between Ada County and Epley's Inc. for Raft, Tube, Kayak and Bus Services (5/01/12-9/30/12)

R. Yzaguirre read the agreement numbers into the record.

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

Public Hearing

14. Resolutions (3)

- a. Resolution No. 1823 - Non-Medical Resolution Repealing and Replacing Resolution No. 1669
- b. Resolution No. 1824 - Resolution Adjusting the Ada County Budget to Reflect the Receipt of Unscheduled Revenue to the Ada County Sheriff's Office Budget
- c. Resolution No. 1825 - Granting AutoMark Voter Assist Machines to Canyon County, Idaho

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

C. Rich explained Resolution No. 1825.

R. Yzaguirre closed the public hearing.

ACTION: S. ULLMAN MOVED TO APPROVE RESOLUTION NOS. 1823, 1824 AND 1825 AS LISTED ON THE AGENDA. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

VI: IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at 9:24 a.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk