

**BOARD OF ADA COUNTY COMMISSIONERS  
MINUTES OF THE OPEN BUSINESS MEETING  
TUESDAY, JULY 24, 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 and Phil McGrane, Clerk's Office; Bob McQuade and Erica Thompson, Assessor's Office; Dave Logan, Operations; Rich Wright and Kim Osborn, Department of Administration; Troy Hagen, EMS; 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 8:30 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:**

- Parks and Waterways (*Authorize the Chairman to Sign*)(*Tabled from 7/17/12*)
  - a. Approval of the Ridge to Rivers Trail System Mountain Bike Race Policy
  - b. Approval of the Ridge to Rivers Trail System Foot Race Policy

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

The Board discussed the policies.

**ACTION: S. ULLMAN MOVED TO TABLE THE APPROVAL OF THE TWO POLICIES AS LISTED ON THE AGENDA FOR PARKS AND WATERWAYS TO AUGUST 7, 2012. D. CASE SECONDED.**

**DISCUSSION: D. CASE CONFIRMED THAT THE DELAY OF THE APPROVALS FOR THE POLICIES WOULD NOT BE PROBLEMATIC.**

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

**V. NEW BUSINESS:**

- 1. Operations (*Authorize the Chairman to Sign*)
  - a. Change Order No. 1 - Ada County Juvenile Detention Tenant Improvement Project - Agreement No. 9698 (Additional Work; Increase of \$3,916.00)

D. Logan and the Board discussed the additional work being completed under Change Order No. 1.

**ACTION: S. ULLMAN MOVED TO APPROVE CHANGE ORDER NO. 1 AS LISTED ON THE AGENDA; 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.**

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

- a. Catering Permits (3)
1. Busted Shovel at Honalee Farm Event Center for Schofield/Larsen Wedding, September 29th from 12pm to 10pm
  2. Gem Lounge at 25622 W. Deep Canyon Dr., Star, for Private Party for Damon Bradshaw by Angela Bradshaw, July 28th from 6pm to 2am
  3. Gem Lounge at Honalee Farms Event Center for Meridian High School 1992 Class Reunion, August 4th from 12pm to 10pm
- b. New Licenses (10)
1. Qdoba Mexican Grill, 590 S. Broadway Ave., Boise, Beer/Wine
  2. Caffè Capri, 2242 E. Gowen Rd., Boise, Beer/Wine
  3. Syringa Winery, 3500 Chinden Blvd., Garden City, Beer/Wine
  4. Residence Inn by Marriott, 7303 W. Denton, Boise, Beer/Wine
  5. Tastings, 2447 Apple St., Boise, Beer/Wine
  6. Gift Baskets by Amber Leigh, 1771 W. Ham Rapids, Meridian, Beer/Wine
  7. Wild Bill's Barbeque, 1551 W. Cherry Ln. # 102, Meridian, Beer Only
  8. Q's Billiard's & Eatery, 6570 Fairview Ave., Boise, Beer/Liquor
  9. Jana's Hair Cuttin' Store, 210 Broadway Ave., Boise, Beer/Wine
  10. Garlic Charley's, 11200 Hercules, Star, Beer/Wine
- c. Transfers (3)
1. Beer Guys, 275 N. Edgewood Ln. Boise, Eagle, Beer/Wine
  2. Boise Hotel & Conference Center, 3300 Vista Ave., Boise, Beer/Liquor
  3. Construction Zone Bar & Grill, 229 W. Franklin Rd., Meridian, 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 THREE CATERING PERMITS, TEN NEW LICENSES AND THREE LICENSE TRANSFERS; 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.**

4. Auditor's Office  
- Designation of Polling Places for the Kuna School District Levy

**ACTION: S. ULLMAN MOVED, PURSUANT TO IDAHO CODE 34-302, TO DESIGNATE THE NINE POLLING PLACES AS PRESENTED BY THE CLERK FOR THE KUNA SCHOOL DISTRICT LEVY. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.**

5. Claims Journal  
- July 20, 2012

**ACTION: S. ULLMAN MOVED TO AUTHORIZE PAYMENT OF CLAIMS ON THE CLAIMS JOURNAL DATED JULY 20, 2012. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.**

6. Personnel Action Forms (1 Change Division with Pay Adjustment; 1 Disciplinary Action; 2 Introductory Pay Period Completion Pay Increases; 2 Leaves with Pay; 2 Longevity Increases/Sheriff's Pay Plan; 1 Miscellaneous; 1 Promotion; 1 Reclassification and 2 Step Increases/Sheriff's Pay Plan)

**ACTION: D. CASE MOVED TO APPROVE THE PERSONNEL ACTION FORMS AS LISTED ON THE AGENDA INCLUDING 1 CHANGE DIVISION WITH PAY ADJUSTMENT; 1 DISCIPLINARY ACTION; 2 INTRODUCTORY PAY PERIOD COMPLETION PAY**

**INCREASES; 2 LEAVES WITH PAY; 2 LONGEVITY INCREASES/SHERIFF'S PAY PLAN; 1 MISCELLANEOUS; 1 PROMOTION; 1 RECLASSIFICATION AND 2 STEP INCREASES/SHERIFF'S PAY PLAN; AND THAT THE SUMMARY SHEET REMAIN ON FILE IN THE COMMISSIONERS' OFFICE. S. ULLMAN SECONDED. D. CASE, AYE, S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.**

- 7. Treasurer's Office - No Report
- 8. Assessor's Office
  - Homeowner's Exemption Recovery Case - County Error, Idaho Code § 63-602G(5)(a)
  - Parcel R0080150050 - John D Bishop Sr.

Bob McQuade disclosed he may have a conflict as he has family ties to J. Bishop and that he was not involved with addressing this issue.

Erica Thompson discussed the circumstances surrounding the request to waive the fees, interest and taxes surrounding the parcel. She explained that the previous Assessor, W. R. Schroeder, signed the track book verifying that a contract transferring the property existed at that time. She stated that their office and J. Bishop Jr. are unable to locate a copy of the contract. She said based on the inability to produce a copy of the contract, the Assessor's office is taking the position that the property ownership was transferred erroneously. Therefore, the homeowner's exemption was erroneously put in place.

The Board argued that if the prior Assessor verified that a contract existed, that they should not take action to set aside the acknowledgement and enter this into the record as a County error.

The Board, Claire Tardiff and Staff discussed options to waiving the fees as a County error and additional issues surrounding the property.

The Board determined that based on the acknowledgement by W. R. Schroeder that a contract did exist, that the Homeowner's Exemption was correctly applied and no action needs to be taken.

**ACTION: S. ULLMAN MOVED THAT THE ELECTED ASSESSOR ACTED CORRECTLY ON THE DOCUMENTS PROVIDED TO THE BOARD RELATING TO PARCEL NO. R0080150050 AND THE HOMEOWNER'S EXEMPTION WAS APPROPRIATELY APPLIED; AND NO OTHER ACTION IS REQUIRED TO BE TAKEN BY THE COUNTY. D. CASE SECONDED.**

**DISCUSSION: D. CASE CLARIFIED THAT THE ACTION BEING TAKEN ESSENTIALLY ELIMINATES THE EXISTENCE OF THE FEES.**

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

- 9. Tax Cancellations (18) (13-2012; 4-2011; 1-2010) (*Authorize the Chairman to Sign*)
  - a. 2012 Property Roll (13)
    - 1. US BANK NA TRUSTEE P7USBANC486
    - 2. AXELTON MICHAEL J R8360720100
    - 3. KOHL BLAINE V R7533210120
    - 4. BOISSELLE LINDSEY J R2847100040
    - 5. GILES KRISTY Y R4313590210
    - 6. RICHTSMEIER DARA LIAN R0410000007
    - 7. DOLBY JUDIE G R3616460160
    - 8. MCCASKILL WILLIAM F R8222930120

9. DAVISON DUSTIN R	R7997000815
10. FITCH REVOCABLE LIVING TRUST	O5647690270
11. C3 USA INC	R5855110020
12. GUERRICABEITIA IDOIA A	R8190230150
13. HENSCHIED ELIZABETH M	R3024000230

b. 2011 Property Roll (4)

1. PRUNTY BRYCE	R0991000075
2. CAPITAL CITY DEVELOPMENT CORP	R5336500031
3. GRAHAM & JORDAN INVESTORS LLC	R9437790010
4. PIETRUCCI BROOKE M	R0607030330

c. 2010 Property Roll

- DK FAMILY TRUST	R6931730010
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**ACTION: D. CASE MOVED TO APPROVE THE TAX CANCELLATIONS AS LISTED ON THE AGENDA WHICH INCLUDE 13 TAX CANCELLATION FOR 2012, 4 TAX CANCELLATIONS FOR 2011, AND 1 TAX CANCELLATION FOR 2010; 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. Approval of Minutes (9) (*Authorize the Chairman to Sign*)

- Open Business Meeting, June 19, 2012
- Open Business Meeting, June 26, 2012
- Open Business Meeting, July 3, 2012
- Open Business Meeting, July 10, 2012
- Board of Equalization, May 9, 2012
- Board of Equalization, June 18, 2012
- General Session of the Indigent Hearings, June 20, 2012
- Executive Session of the Indigent Hearings, June 20, 2012
- Local Improvement District, July 6, 2012

**ACTION: S. ULLMAN MOVED TO APPROVE THE NINE SETS OF MINUTES AS LISTED ON THE AGENDA; 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.**

10. Weed and Pest (*Authorize the Chairman to Sign*)

## a. Notices of Lien (3)

<u>Name</u>	<u>Parcel</u>	<u>Amount</u>
1. Lake Forest Office LTD Partnership	R1179350300	6/1/2012
2. Ness Suzanne J	R0799250130	6/1/2012
3. Dyke Nikki M	R5820000260	5/29/2012

## b. Release of Lien (12)

<u>Name</u>	<u>Instrument No.</u>	<u>Date</u>
1. Schultz Jodi I	112062105	6/27/2012
2. Cady Connie J	112067510	7/11/2012
3. Blue Turf Broadcasting Inc	112059549	6/20/2012
4. Bollinger Rachel M	112070128	7/17/2012
5. Bollinger Rachel M	112070129	7/17/2012
6. Schile Mary E	112059548	6/20/2012
7. Geisler Tamara Rita Trustee	112070131	7/17/2012
8. Woolf Building Inc	112067507	7/11/2012
9. Woolf Barbara J	112067508	7/11/2012
10. Woolf Building Inc	112070126	7/17/2012
11. Lewis Tamra A	111053797	7/5/2012
12. International Stone Inc	112065539	7/5/2012

**ACTION: D. CASE MOVED TO APPROVE 3 NOTICES OF LIEN AND 12 RELEASES OF LIEN FOR WEED & PEST 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.**

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

- Agreement No. 9737 - Agreement Between Ada County and Rocky Mountain Gravel, LLC for the Purchase of Material for Landfill Road Maintenance Projects

R. Yzaguirre read Agreement No. 9737 into the record.

**ACTION: S. ULLMAN MOVED TO APPROVE AGREEMENT NO. 9737 AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.**

12. Miscellaneous

- Nomination of Meg Leatherman to the ACHD Capital Investment Advisory Committee (CICAC)

**ACTION: S. ULLMAN MOVED TO NOMINATE MEG LEATHERMAN TO THE ACHD CAPITAL INVESTMENT ADVISORY COMMITTEE. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.**

### Public Hearing

13. Resolutions (4)

- a. Resolution No. 1830 - Resolution Adjusting the Ada County Budget to Reflect the Receipt of Unscheduled Revenue to the Drug Court Fund Budget
- b. Resolution No. 1831 - Resolution to Appoint Representatives and Alternates to the ACCEM Executive Council
- c. Resolution No. 1832 - Resolution for Sole Source Procurement of Health Management Systems Consulting Services for Ada County Jury Summons for the Ada County Trial Court Administrator's Office
- d. Resolution No. 1833 - Resolution for the Destruction of Certain Ada County Records (Assessor's Office)

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

*[There was no public testimony.]*

R. Yzaguirre closed the public hearing.

**ACTION: S. ULLMAN MOVED TO APPROVE THE FOUR RESOLUTION 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 9:59 a.m.

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Rick Yzaguirre, Chairman

ATTEST:

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Christopher D. Rich, Ada County Clerk