

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE OPEN BUSINESS MEETING
TUESDAY, AUGUST 28, 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, Kathleen Graves and Tim Sturgis, Clerk's Office; Vicky McIntyre, Treasurer's Office; Bob Perkins and Melissa Shillington, Purchasing; Dave Logan, Operations; Leslie Penny, Information Technology; Alan Trimming, Defender's Office; Richard Beck, Development Services; Rich Wright and Kim Osborn, Department of Administration; and Claire Tardiff, Ax Yewer, Jan Bennetts, and Nancy Werdel, Prosecuting Attorney's Office. Minutes Recorder: Donna Dana and 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, 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.

Public Hearing

1. Auditor's Office (*Tabled from 8/21/12; Public Hearing Left Open*)
 - a. Resolution No. 1841 - Resolution to Adopt the Ada County Budget for All County Funds for Fiscal Year 2012-2013
 - b. Resolution No. 1842 - Resolution to Adopt the Ada County Pest Extermination District Budget for Fiscal Year 2012-2013
 - c. Resolution No. 1843 - Resolution to Adopt the Ada County Mosquito Abatement District Budget for Fiscal Year 2012-2013

R. Yzaguirre read the resolutions into the record and stated that the public hearing was left open from the August 21, 2012, Open Business Meeting, and that no public testimony was received at that time.

C. Rich explained that the Board acting as the Board of the Emergency Medical Services District (EMS) adopted the EMS budget on August 21, 2012.

R. Yzaguirre opened the discussion stating that the tentative budget was adopted with a motion of 2 - 1. S. Ullman discussed the concerns raised by D. Case regarding the total county budget and suggested the resolutions be tabled to provide D. Case an opportunity to identify his desired cuts. D. Case discussed the budget process and stated that the recommendations he made during that procedure remained the same.

R. Yzaguirre suggested that Resolution Nos. 1842 and 1843 be acted on separately.

ACTION: D. CASE MOVED TO APPROVE RESOLUTION NO. 1842, WHICH, AS PROVIDED BY IDAHO CODE §§ 31-1604 AND 1605, SETS THE BUDGET FOR FISCAL YEAR 2012-2013, TOTALING \$529,031 IN APPROPRIATIONS, TO INCLUDE \$506,660 IN PROPERTY TAXES AND \$22,371 IN NON-PROPERTY TAX REVENUES, AND BY THE DETAIL

ATTACHED, REFLECTS THE AMOUNTS ALLOTTED TO THE PEST EXTERMINATION DISTRICT. S. ULLMAN SECONDED. D. CASE, AYE, S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

ACTION: D. CASE MOVED TO APPROVE RESOLUTION NO. 1843, WHICH, AS PROVIDED BY IDAHO CODE §§ 31-1604 AND 1605, SETS FOR THE BUDGET FOR FISCAL YEAR 2012-2013, TOTALING \$914,567 IN APPROPRIATIONS, TO INCLUDE \$894,622 IN PROPERTY TAXES AND \$19,945 IN NON-PROPERTY TAX REVENUES, AND BY THE DETAIL ATTACHED, REFLECTS THE AMOUNTS ALLOTTED TO THE MOSQUITO ABATEMENT DISTRICT. S. ULLMAN SECONDED. D. CASE, AYE, S. ULLMAN, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

The Board continued discussing Resolution No. 1841 and asked C. Rich to address the time constraints involved.

C. Rich stated that the deadline to adopt the county budget was September 10, 2012. He explained the process for the adoption of the levy and submission to the State Tax Commission.

ACTION: S. ULLMAN MOVED TO TABLE RESOLUTION NO. 1841, TO SEPTEMBER 4, 2012. R. YZAGUIRRE SECONDED.

DISCUSSION: THE BOARD CONTINUED DISCUSSING THE SUGGESTIONS MADE BY D. CASE DURING THE BUDGET PROCESS THAT WERE NOT CONSIDERED IN THE TENTATIVE BUDGET APPROVED BY R. YZAGUIRRE AND S. ULLMAN. D. CASE REITERATED HIS CONCERNS REGARDING FUNDING NEW POSITIONS AND THE VIEWS EXPRESSED BY R. YZAGUIRRE AND S. ULLMAN PRIOR TO THE ADOPTION OF THE TENTATIVE BUDGET.

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

R. Yzaguirre stated that the hearing would remain open regarding Resolution No. 1841.

2. Purchasing

- a. Award of RFP 12040 Restaurant Concession at the Ada County Courthouse and Administration Building (*Tabled from 8/21/12*)

B. Perkins stated that as a result of the protest received from Pot Belly Deli regarding the initial recommendation of the award of RFP 12040, the Board requested a second evaluation team review the previous responses received. He then presented the second Evaluation Committee's recommendation for award. R. Yzaguirre read the Evaluation Committee's recommendation into the record.

D. Case requested B. Perkins explain the evaluation process completed by the second committee. B. Perkins discussed their process for evaluating and scoring the proposals submitted.

S. Ullman stated that she preferred to table the item to allow the Board an opportunity to review the forms prepared by the Evaluation Committee.

ACTION: S. ULLMAN MOVED TO TABLE THE AWARD OF RFP 12040 TO 1:25 PM ON AUGUST 28, 2012. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

[This item was awarded to the Idaho Commission for the Blind and Visually Impaired. See separate minutes dated August 28, 2012.]

- b. Award of Bid 12052 Purchase of Microsoft Visual Studio EAP for Ada County *(Tabled from 8/21/12)*

B. Perkins presented the Evaluation Committee's recommendation to reject all bids submitted for Bid 12052. S. Ullman read the Evaluation Committee's recommendation into the record.

ACTION: S. ULLMAN MOVED TO ACCEPT THE RECOMMENDATION OF THE EVALUATION COMMITTEE AND REJECT ALL BIDS RECEIVED FOR BID 12052 PURCHASE OF MICROSOFT VISUAL STUDIO EAP FOR ADA COUNTY. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

- c. Award of Bid 12051 Janitorial Services for Ada County Weed and Pest, Juvenile Detention and EMS Stations *(Tabled to 8/21/12)*

M. Shillington 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 12051 JANITORIAL SERVICES FOR ADA COUNTY WEED AND PEST, JUVENILE DETENTION AND EMS STATIONS TO A-OK BUILDING MAINTENANCE IN THE AMOUNT OF \$43,908. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

3. Agreements (7) *(Authorize the Chairman to Sign the Appropriate Documents)*
- a. Agreement No. 9755 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model LD533SP for Coroner's Office (Exp 9/30/13)
 - b. Agreement No. 9756 - Renewal Agreement Between Ada County and Fishers Document Systems, for Lease and Maintenance of Copiers, Model LD360SP for Use in the Family Court (No. 9302), Copy Room 5131 (No. 9303), Copy Room 5130 (No. 9297) and Drug Court Treatment (No. 9578) (Exp 9/30/13)
 - c. Agreement No. 9757 - Agreement Between Ada County and Xerox Corporation for Lease of Copier, Model W5755A for Use at Ada County Courthouse, 2nd Floor (Exp 9/30/13)
 - d. Agreement No. 9758 - Renewal Agreement Between Ada County and Xerox, for Lease and Maintenance of Copier, Model LDQ5655 for Use in Marshals (No. 8922), Jury Office (No. 8923), WC5755 Magistrate Court, 4th Fl (No. 9283) Drug Court (No. 9284) and 5775PT Trial Court Administration (No. 9711) (Exp 9/30/13)
 - e. Agreement No. 9760 - Memorandum of Understanding Among Ada County, Idaho Department of Corrections, Peace Officer Standards and Training, and Idaho State Policy for use of Firing Range by Ada County Marshals Office (Exp 6/30/13)
 - f. Agreement No. 9762 - Agreement Between Ada County, Ada County Sheriff's Office and the Administrative District Judge of the Fourth Judicial District of the State of Idaho for Provision of Ada County Misdemeanor Probation Services
 - g. Agreement No. 6434-1-12 - State of Idaho Lease M-6050 Authorizing Ada County Parks and Waterways to Develop and Manage a Recreational Facility on State Endowment Land Adjacent to Hubbard Reservoir (Exp 12/31/27)

ACTION: S. ULLMAN MOVED TO TABLE AGREEMENT NO. 9762 TO THE AUGUST 30, 2012, LEGAL STAFF MEETING. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

ACTION: S. ULLMAN MOVED TO TABLE THE REMAINING SIX AGREEMENTS AS LISTED ON THE AGENDA UNDER UNFINISHED BUSINESS UNTIL THE 2013 BUDGET IS ADOPTED. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

V. NEW BUSINESS:

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

a. Catering Permits (4)

1. Rodeway Inn & Sunshine Feed Store at River Rock Ranch for Cassie Shramm Wedding, September 8th from 4pm to 10pm
2. Rodeway Inn & Sunshine Feed Store at Coolwater Event Center for Kate Smith Wedding, September 8th from 5pm to 10pm
3. Rodeway Inn & Sunshine Feed Store at Coolwater Event Center for March of Dimes, September 20th from 5pm to 10pm
4. End Zone at Barber Park Events Center for Mullins Wedding, September 1st from 10am to 10pm

b. License Transfers (3)

1. Corkscrews Wine Shop & Pub, 729 N. Main St., Meridian, Beer/Wine
2. Drink, 3000 N. Lakeharbor Ln. Boise, Beer/Liquor
3. Drink & Waterfront Grill, 3000 N. Lakeharbor Ln., Boise, Beer/Liquor

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

ACTION: S. ULLMAN MOVED TO APPROVE THE LICENSES AS LISTED ON THE AGENDA INCLUDING FOUR CATERING PERMITS, AND THREE LICENSE TRANSFERS; 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.

2. Auditor's Office

- 2012 Statement of Authority and Application for Delinquent Assessments and Fees (6) (*Authorize the Chairman to Sign*)
 1. City of Boise
 2. Bench Sewer District
 3. Eagle Sewer District
 4. Northwest Boise Sewer District
 5. Star Sewer and Water District
 6. West Boise Sewer District

ACTION: S. ULLMAN MOVED TO APPROVE THE 2012 STATEMENT OF AUTHORITY AND APPLICATION FOR DELINQUENT ASSESSMENTS AND FEES FOR THE SIX TAXING DISTRICTS 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. Claims Journal

- August 23, 2012

ACTION: S. ULLMAN MOVED TO AUTHORIZE PAYMENT OF CLAIMS ON THE CLAIMS JOURNAL DATED AUGUST 23, 2012. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

4. Personnel Action Forms (2 Conditional Pay Increases; 7 Introductory Period Completion Pay Increases; 4 Leaves with Pay; 2 Miscellaneous; 1 POST Certification Increase; 4 Promotions; 1 Salary Increase; and 11 Step Increases/Sheriff's Pay Plan)

ACTION: D. CASE MOVED TO APPROVE THE PERSONNEL ACTION FORMS AS LISTED ON THE AGENDA INCLUDING 2 CONDITIONAL PAY INCREASES; 7 INTRODUCTORY PERIOD COMPLETION PAY INCREASES; 4 LEAVES WITH PAY; 2 MISCELLANEOUS; 1 POST CERTIFICATION INCREASE; 4 PROMOTIONS; 1 SALARY INCREASE; AND 11 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.

5. Treasurer's Office - No Report
6. Assessor's Office - No Report
7. Weed and Pest (*Authorize the Chairman to Sign*)

- Release of Lien

Name	Instrument No.	Date
- Amidon Sabrina	112085611	8/23/2012

ACTION: S. ULLMAN MOVED TO APPROVE ONE RELEASE OF LIEN FOR WEED & PEST 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.

8. Expo Idaho (*Authorize the Chairman to Sign*)
- a. Interim Events (3)
1. Scottish American Society of the Treasure Valley, Celtic Festival & Highland Games, September 29, 2012
 2. Idaho Business League, Inc., Experience Idaho Expo, April 27, 2013
 3. Idaho Business League, Inc., Pet Expo, April 27, 2012
- b. Western Idaho Fair - Concessionaire Agreement
- Boise Cold Storage, Booth #61

ACTION: D. CASE MOVED TO APPROVE THE THREE INTERIM EVENT AGREEMENTS AND ONE WESTERN IDAHO FAIR CONCESSIONAIRE AGREEMENT 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.

9. Parks and Waterways (*Authorize the Chairman to Sign*)
- Barber Park Education and Event Center (3)
1. Courtney Kinhead, Wedding and Reception, December 29, 2012
 2. Dave Duron, Wedding and Reception, March 30, 2013
 3. Samantha Langley, Wedding and Reception, March 2, 2013

ACTION: S. ULLMAN MOVED TO APPROVE THE THREE 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.

10. Agreements (9) (*Authorize the Chairman to Sign the Appropriate Documents*)
- a. Agreement No. 9763 - Agreement Between Ada County and Payette County for Pathology Services FY12-13
 - b. Agreement No. 9764 - Agreement Between Ada County and Adams County for Pathology Services FY12-13
 - c. Agreement No. 9765 - Agreement Between Ada County and Great West Retirement Services for Life & Annuity Group Fixed and Variable Deferred Annuity FY12-13
 - d. Agreement No. 9766 - Letter Agreement Between Ada County and Great West Retirement Services Regarding Group Fixed and Variable Deferred Annuity FY12-13
 - e. Agreement No. 9767 - Agreement Between Ada County and Great West Retirement Services for Life & Annuity Group Fixed Deferred Annuity FY12-13
 - f. Agreement No. 9768 - Letter Agreement Between Ada County and Great West Retirement Services Regarding Group Fixed Annuity FY12-13
 - g. Agreement No. 9769 - Agreement Between Ada County and Great West Retirement Services for Recordkeeping and Communication Services FY12-13
 - h. Agreement No. 8812-3-12 - Renewal of Agreement Between Ada County and University of California-San Francisco for Pathology Services to Ada County FY12-13
 - i. Agreement No. 9621-1-12 - Renewal Agreement Between Ada County and the Exchange Club of Boise for Youth Court, a Community-Based Diversion Program for First-Time Juvenile Offenders (FY12-13)

ACTION: S. ULLMAN MOVED TO TABLE THE NINE AGREEMENTS AS LISTED ON THE AGENDA UNTIL THE 2013 BUDGET IS ADOPTED. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

Public Hearing

11. Resolutions (2)
- a. Resolution No. 1845 - Resolution for Procurement of Microsoft Visual Studio Software on the Open Market
 - b. Resolution No. 1846 - Resolution Adjusting the Ada County Budget to Reflect the Use of Unresolved and Undedicated Fund Balance for the Trial Court Administration Drug Court/Mental Health Court's Fund Budget

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 RESOLUTION NOS. 1845 AND 1846 AS LISTED ON THE AGENDA. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

OPEN

AUGUST 28, 2012

VI: IN THE MATTER OF RECESS:

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

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk