

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE OPEN BUSINESS MEETING
TUESDAY, SEPTEMBER 11, 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; Vicky McIntyre, Treasurer's Office; Dave Logan, Operations; Jessica Donald, Department of Administration; Richard Beck, Development Services; Greg Bower, Prosecuting Attorneys' Office; Nikki Jansen, Sheriff's Office; and Ted Hutchison, Solid Waste Management. 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 9:03 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: **AGREEMENT ADDED INSIDE 48 HOURS**

Added Item No. V(9)(aaa), Agreement No. 9815

ACTION: S. ULLMAN MOVED TO AMEND THE AGENDA TO ADD AGREEMENT NO. 9815. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

IV. UNFINISHED BUSINESS:

None

V. NEW BUSINESS:

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

a. Catering Permits (3)

1. Lucky Dog Tavern at Birds of Prey for Hewlett Packard Business Dinner-Sue Bell, September 19th from 5:30pm to 10pm
2. Piper Pub & Grill at Sandstone Vineyards for Panda Wedding, September 23rd from 5pm to 11pm
3. Victors Hog & Horns at Guerber Park for Shriners Ride for Children, September 16th from 9am to 9pm

b. New Licenses

1. Spacebar Arcade, 200 N. Capital Blvd., Boise, Beer/Wine

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 THREE CATERING PERMITS AND ONE NEW LICENSE; 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 - No Report

3. Claims Journal
- September 6, 2012

ACTION: S. ULLMAN MOVED TO AUTHORIZE PAYMENT OF CLAIMS ON THE CLAIMS JOURNAL DATED SEPTEMBER 6, 2012. D. CASE SECONDED. S. ULLMAN, AYE, D. CASE, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED UNANIMOUSLY.

4. Personnel Action Forms (1 Disciplinary Action; 5 Leaves with Pay; 1 POST Certification Increase; 1 Promotion; and 1 Step Increase/Sheriff's Pay Plan)

ACTION: **D. CASE MOVED TO APPROVE THE PERSONNEL ACTION FORMS AS LISTED ON THE AGENDA INCLUDING 1 DISCIPLINARY ACTION; 5 LEAVES WITH PAY; 1 POST CERTIFICATION INCREASE; 1 PROMOTION; AND 1 STEP INCREASE/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

- Tax Cancellation

- Idaho Excavation Company - P1GRAYGAR01 2007 \$2,953.80 thru 9/11/12

ACTION: **S. ULLMAN MOVED TO APPROVE THE TAX CANCELLATION 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.**

6. Assessor's Office - No Report

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

a. Notices of Lien (3)

Name	Parcel	Amount
1. Altieri Jan	S0523449101	\$137.66
2. Walgreen Co	R1527450110	\$72.62
3. Schill Dan J	R7689000075	\$50.00

b. Release of Lien (9)

Name	Instrument No.	Date
1. Mace Sharon L	112081757	8/14/2012
2. Apostolou Tina M Trustee	112079210	8/7/2012
3. Maul Shirley	112065538	7/5/2012
4. Idaho Gas Co	112062103	6/27/2012
5. Cobbs-Brown Housing Communities LLC	112062104	6/27/2012
6. Smith Antoinette	112065540	7/5/2012
7. Smith William J	112065541	7/5/2012
8. Smith Antoinette	112065542	7/5/2012
9. North Star Farms LLC	112081758	8/14/2012

ACTION: **D. CASE MOVED TO APPROVE THREE NOTICES OF LIEN AND NINE 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.**

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

- Interim Events

- Treasure Valley Rollergirls, LLC, Roller Derby, September 15, 2012

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

9. Agreements (53) (*Authorize the Chairman to Sign the Appropriate Documents*)
- a. Agreement No. 9783 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model LD117 for Use at the Ada County Sheriff's Court Services (ACSCS) FY12-13
 - b. Agreement No. 9784 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model LD117 for Use at the Ada County Sheriff's Office-Jail Booking FY12-13
 - c. Agreement No. 9785 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model LD117 for Use at the Ada County Sheriff's Office-Crime Lab FY12-13
 - d. Agreement No. 9786 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model LD117 for Use at the Ada County Sheriff's Office-Driver's Licenses FY12-13
 - e. Agreement No. 9787 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model LD117 for Use at the Ada County Sheriff's Office-Jail Medical Unit FY12-13
 - f. Agreement No. 9788 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model LD117 for Use at the Ada County Sheriff's Office-Property & Evidence-Back Room FY12-13
 - g. Agreement No. 9789 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model MP301 for Use at the Ada County Sheriff's Office-Lobby - CWP/RSO FY12-13
 - h. Agreement No. 9790 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model MP6002sp for Use at the Ada County Misdemeanor Probation FY12-13
 - i. Agreement No. 9791 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model MP4002 for Use at the Ada County Sheriff's Office-Patrol Briefing FY12-13
 - j. Agreement No. 9792 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model MP4002sp for Use at the Ada County Sheriff's Office-Finance FY12-13
 - k. Agreement No. 9793 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model MPC3002 for Use at the Ada County Sheriff's Office-Inmate Records FY12-13
 - l. Agreement No. 9794 - Agreement Between Ada County and Fisher's Document Systems for Lease of Model MP5002sp for Use at the Ada County Sheriff's Office-Programs FY12-13
 - m. Agreement No. 9795 - Agreement Between Ada County and Eagle Senior Citizens, Inc. for FY12-13 Funding
 - n. Agreement No. 9796 - Agreement Between Ada County and Garden City Senior Citizens, Inc. for FY12-13 Funding
 - o. Agreement No. 9797 - Cooperative Agreement Between Ada County and Valley Regional Transit for Annual Dues and Service Contribution FY12-13
 - p. Agreement No. 9798 - Agreement Between Ada County and Senior Solutions, Inc. for FY12-13 Funding
 - q. Agreement No. 9799 - Agreement Between Ada County and Kuna Senior Citizens Association, Inc. for FY12-13 Funding
 - r. Agreement No. 9800 - Agreement Between Ada County and Xerox Corporation for Lease of Model WC753P for Use at the Commissioner's Office FY12-13
 - s. Agreement No. 9801 - Agreement Between Ada County and Xerox Corporation for Lease of Model W7545P for Use at Human Resources FY12-13
 - t. Agreement No. 9802 - Agreement Between Ada County and Xerox Corporation for Lease of Model W7545P for Use at the Department of Administration FY12-13
 - u. Agreement No. 9803 - Agreement Between Ada County and Motorola Solutions, Inc. for Purchase and Install of Master Site Software/Hardware 7.7 Upgrade FY12-13
 - v. Agreement No. 9804 - Master Contract for Professional Consulting Services Between Ada County and Materials Testing & Inspection, Inc. for Projects with Professional Service Fees not Exceeding \$25,000 FY12-13

- w. Agreement No. 9805 - Agreement Between Ada County and Twin Falls County for Pathology Services FY12-13
- x. Agreement No. 9806 - Agreement Between Ada County and Lincoln County for Pathology Services FY12-13
- y. Agreement No. 9807 - Non-Disclosure Agreement Between Ada County and eBridge Business Solutions, LLC to Enable Ada County to View an eBridge Live Reverse Auction
- z. Agreement No. 9808 - Agreement Between Ada County and the City of Boise for Lease of Office Space at the Ada County Courthouse for the Boise City Attorney FY12-13
- aa. Agreement No. 9809 - Master Contract for Professional Consulting Services Between Ada County and Hummel Architects PLLC for Projects with Professional Service Fees not Exceeding \$25,000 FY12-13
- bb. Agreement No. 9810 - Master Contract for Professional Consulting Services Between Ada County and Engineering, Inc. for Projects with Professional Services Fees not Exceeding \$25,000 FY12-13
- cc. Agreement No. 9811 - Master Contract for Professional Consulting Services Between Ada County and Engineering and Waste Solutions, LLC for Projects with Professional Services Fees not Exceeding \$25,000 FY12-13
- dd. Agreement No. 9812 - Master Contract for Professional Consulting Services Between Ada County and CSHQA for Projects with Professional Services Fees not Exceeding \$25,000 FY12-13
- ee. Agreement No. 9813 - Master Contract for Professional Consulting Services Between Ada County and Eidam & Associates for Projects with Professional Services Fees not Exceeding \$25,000 FY12-13
- ff. Agreement No. 7999-8-12 - Renewal of Agreement Between Ada County and ThyssenKrupp Elevator Corporation for Elevator /Wheelchair Lift Maintenance FY12-13
- gg. Agreement No. 8000-7-12 - Renewal of Agreement Between Ada County and ThyssenKrupp Elevator Corporation for Elevator Services FY12-13
- hh. Agreement No. 8452-4-12 - Renewal of Agreement Between Ada County and the State of Idaho Department of Corrections for the Lease of Office Space at the Benjamin Facility FY12-13
- ii. Agreement No. 8476-4-12 - Renewal Agreement Between Ada County and Tubs, Inc., d.b.a. The End Zone for exclusive Alcohol Provider at Barber Park Events Center FY12-13
- jj. Agreement No. 8668-3-12 - Renewal of Agreement Between Ada County and Stephen J. Guinn a/k/a A+ Quick N' Clean for Custodial Services at the Vernon L. Bisterfeldt Public Safety Building, the Field Service Building, and the Operation Field Office FY12-13
- kk. Agreement No. 8721-3-12 - Renewal of Agreement Between Ada County and SimplexGrinnell for Alarm Monitoring and Service at Expo Idaho FY12-13
- ll. Agreement No. 8798-4-12 - Amendment and Renewal of Agreement Between Ada County and SimplexGrinnell for Alarm Monitoring at Various County Facilities FY12-13
- mm. Agreement No. 8907-3-12 - Renewal of Agreement Between Ada County and American Cleaning Services Co., Inc. for Custodial Services at the Benjamin Campus Building FY12-13
- nn. Agreement No. 9045-2-12 - Renewal of Agreement Between Ada County and Kamco Enterprises, Inc. dba Rocky Mountain Towing for Towing Services FY12-13
- oo. Agreement No. 9050-2-12 - Renewal of Agreement Between Ada County and Sunshine Landscape, Inc. for Grounds Maintenance Services FY12-13
- pp. Agreement No. 9055-3-12 - Renewal of and Amendment to Agreement Between Ada County and Allied Barton for Private Security Services FY12-13
- qq. Agreement No. 9190-2-12 - Renewal of Agreement Between Ada County and Stephen J. Guinn a/k/a A+ Quick N' Clean for Custodial Services FY12-13
- rr. Agreement No. 9272-2-12s - Agreement Between Ada County and The Car Park for Management and Operation of Parking Facilities FY12-13
- ss. Agreement No. 9300-2-12 - Renewal of Agreement Between Ada County Paramedics and A-OK Building Maintenance, Inc. for Custodial Services for the Ada County Paramedic's Administration Facility FY12-13

- tt. Agreement No. 9380-1-12 - Agreement Between Ada County and EC Power Systems for Emergency Generator Service and Repair FY12-13
- uu. Agreement No. 9381-1-12 - Renewal Agreement Between Ada County and Clearview Cleaning Service, Inc. for Custodial Services FY12-13
- vv. Agreement No. 9382-1-12 - Renewal of Agreement Between Ada County and Autosort, Inc. for Presort Distribution Services FY12-13
- ww. Agreement No. 9389-1-12 - Renewal Agreement Between Ada County and Pro Care Landscape Management, Inc. for Grounds Maintenance of the Civic Plaza Complex FY12-13
- xx. Agreement No. 9422-1-12 - Renewal Agreement Between Ada County and ATS Inland NW, LLC for Hardware and Software Support for the Direct Digital Control System FY12-13
- yy. Agreement No. 9695-1-12 - First Amendment to the Amended and Restated Franchise Agreement Between Ada County and Dynamis Energy, LLC, Regarding Waste to Energy at the Ada County Landfill
- zz. Agreement No. 9814 - Lease Agreement Between Ada County and Dynamis Energy, LLC
- aaa. Agreement No. 9815 - Agreement Between Ada County and Loryx Systems for Licenses, Support Services and Installation of Monitor Offender Management Software FY12-13****ADDED****

D. Case requested discussion on Agreement Nos. 9695-1-12 and 9814.

ACTION: S. ULLMAN MOVED TO APPROVE THE AGREEMENTS AS LISTED ON THE AGENDA, EXCLUDING AGREEMENT NOS. 9695-1-12 AND 9814; 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.

R. Yzaguirre opened the discussion on Agreement No. 9695-1-12.

ACTION: S. ULLMAN MOVED TO APPROVE AGREEMENT NO. 9695-1-12 AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED.

DISCUSSION: D. CASE EXPRESSED HIS CONCERNS MOVING FORWARD WITH THE DYNAMIS AGREEMENTS AND PROCEEDED TO MAKE A SUBSTITUTE MOTION RELATING TO AGREEMENT NO. 9695-1-12 AND AGREEMENT 9814.

ACTION: D. CASE MOVED TO POSTPONE ALL ISSUES REGARDING THE DYNAMIS PROJECT UNTIL A REVIEW CAN BE CONDUCTED BY A THIRD PARTY ENGINEERING FIRM AND PUBLIC HEARINGS BE HELD TO OFFICIALLY HEAR THE CONCERNS OF THE CITIZENS ON RECORD. SUBSTITUTE MOTION DIED FOR LACK OF SECOND, ORIGINAL MOTION STOOD.

DISCUSSION: S. ULLMAN DISCUSSED THE STATUS OF THE VARIOUS PERMITS AND HER SUPPORT OF THE DYNAMIS PROJECT AND ITS PROSPECTIVE BENEFITS TO THE COMMUNITY AND COUNTY. D. CASE DISCUSSED HIS CONCERNS WITH THE PROCESS AND QUESTIONED THE ALTERATION OF THE BOUNDARIES AND THE URGENCY OF THE AGREEMENTS. THE BOARD CONTINUED DISCUSSION OF THE PROJECT AND THE CONCERNS RAISED. R. YZAGUIRRE CLARIFIED THAT THE ISSUANCE OR DENIAL OF THE PERMIT BY D.E.Q. WOULD ULTIMATELY DECIDE THE CONTINUATION OF THE

PROJECT. HE ALSO ADVISED THAT A NUMBER OF COMMUNITY MEETINGS WERE HELD BY DYNAMIS TO ADDRESS THE CONCERNS OF THE CITIZENS. FURTHER DISCUSSION AMONG THE BOARD ENSUED.

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

ACTION: S. ULLMAN MOVED TO TABLE AGREEMENT NO. 9814 TO SEPTEMBER 12, 2012, AS THE DETAILS OF THE AGREEMENT WERE STILL BEING NEGOTIATED.

DISCUSSION: THE BOARD DISCUSSED THAT AGREEMENT NO. 9814 WAS ON THE AGENDA AND THEREFORE COULD BE TABLED TO A TIME INSIDE 48 HOURS TO CONTINUE TO TAKE ACTION IN IT.

ACTION: S. ULLMAN MOVED TO AMEND HER MOTION TO TABLE AGREEMENT NO. 9814 TO SEPTEMBER 12, 2012, AT 1:30 PM. R. YZAGUIRRE SECONDED.

DISCUSSION: D. CASE STATED HE BELIEVED THE HEARING SHOULD PROCEED TODAY.

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

Public Hearing

10. Resolutions (3)

- a. Resolution No. 1848 - Resolution for the Renewal of Sole Source Contracts for Equipment and Services for the E9-1-1 Telephone System, Computer Aided Dispatch System, 700 MHZ Digital Trunked Radio System and HPD Mobile Data Communications Center for the Ada County Emergency Communications Center for FY12-13
- b. Resolution No. 1849 - Resolution for the Sole Source Procurement of the PROQA Software From Medical Priority Consultants, Inc. dba Priority Dispatch Corp. for the 2012-2013 Fiscal Year
- c. Resolution No. 1850 - Resolution for Sole Source Procurement of Printer for Election Materials

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 THREE RESOLUTIONS 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 9:20 a.m.

Rick Yzaguirre, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk