

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE OPEN BUSINESS MEETING
TUESDAY, OCTOBER 1, 2013
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; Vicky McIntyre, Treasurer's Office; Bob Perkins, Purchasing; Larry Maneely, Commissioners' Office; Nikki Jansen, Sheriff's Office; Meg Leatherman, Development Services; Darby Weston, EMS; and Justin Cafferty, Prosecuting Attorney's Office. Minutes Recorder: Judy Morris.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner David L. Case called the meeting of the Ada County Commissioners to order at 8:59 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners David L. Case and Rick Yzaguirre were present.

III. CHANGES TO THE AGENDA:

There were no changes to the agenda.

IV. UNFINISHED BUSINESS:

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

- Purchasing

- a. Award of RFP 13055 Purchase of Ada County Recorder System (*Tabled from 9/3/13*)

B. Perkins advised the Board that the Evaluation Committee needed additional time to review the responses to RFP 13055.

ACTION: R. YZAGUIRRE MOVED TO TABLE THE AWARD OF RFP 13055 PURCHASE OF ADA COUNTY RECORDER SYSTEM TO OCTOBER 29, 2013. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

- B. Award of PW 13075 Seamans Gulch Equipment Removal and Reinstallation (*Tabled from 9/23/13*)

B. Perkins presented the Evaluation Committee's recommendation for award. R. Yzaguirre read the recommendation into the record.

ACTION: R. YZAGUIRRE MOVED TO ACCEPT THE RECOMMENDATION OF THE EVALUATION COMMITTEE AND AWARD PW 13075 SEAMAN'S GULCH EQUIPMENT REMOVAL AND REINSTALLATION TO INTERMOUNTAIN COMMUNICATIONS OF SOUTHERN IDAHO, INC. IN THE AMOUNT OF \$70,549. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

2. Agreements

- Agreement No. 10092-1-13 - Renewal of Agreement Between Ada County and American Cleaning Services for Custodial Services at Misdemeanor Probation (FY13-14) (*Tabled from 9/17/13*)

D. Case explained that Agreement No. 10092-1-13 was tabled at his request. He explained his concerns regarding the contract and requested it be re-tabled to October 3, 2013, in order to have the discussion with the Sheriff's staff.

ACTION: R. YZAGUIRRE MOVED TO TABLE AGREEMENT NO. 10092-1-13 TO THE OCTOBER 3, 2013, SHERIFF'S STAFF MEETING. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

VI. NEW BUSINESS:

1. Operations (*Authorize the Chairman to Sign*)
 - Change Order No. 1 - Jail Kitchen Remodel (Decrease of \$22,202)

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

2. Licenses (*Authorize the Chairman to Sign*)
 - a. Catering Permits (6)
 1. Rodeway Inn & Sunshine Feed Store at Coolwater Event Center for Ahnie Hawkins Wedding, October 5th from 4pm to 10pm
 2. Rodeway Inn & Sunshine Feed Store at Eagle Island Event Center for Shawn Funderberg Wedding, October 5th from 5pm to 12am
 3. Rodeway Inn & Sunshine Feed Store at 1857 W. Kuna Rd for Ducks Unlimited Dinner & Greg Bartholomew, October 5th from 5pm to 12am
 4. Smoky Mountain Pizza at Honalee Farms for Jamie Atwood & Ryan McFadden Wedding, October 5th from 5pm to 11pm
 5. Honalee Farm Event Center at Honalee Farm Event Center for Scott Privette, October 6th from 4pm to 12am
 6. Honalee Farm Event Center at Honalee Farm Event Center for Nicole Cochran, October 12th from 4pm to 12am
 - b. New Licenses (3)
 1. Noodles & Company, 1233 S. Broadway Ave., Boise, Beer/Wine
 2. Cheerleaders Sports Grill, 815 W. Ann Morrison Park, Boise, Beer/Wine
 3. Maverik # 470, 12127 Franklin Rd., Boise, 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: R. YZAGUIRRE MOVED TO APPROVE THE LICENSES AS LISTED ON THE AGENDA INCLUDING SIX CATERING PERMITS AND THREE NEW LICENSES; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

3. Auditor's Office
 - Designation of Polling Places for the November 5, 2013, Consolidated Elections

C. Rich advised the Board that the polling places needed to be designated for the November 5, 2013, consolidated elections.

ACTION: R. YZAGUIRRE MOVED, PURSUANT TO IDAHO CODE 34-302, TO DESIGNATE THE NOVEMBER 5, 2013, CONSOLIDATED ELECTION POLLING PLACES AS PRESENTED BY THE CLERK. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

C. Rich advised the Board that the County's contract with the city of Boise for magistrate courts changed as of the beginning of the fiscal year. He said that their contract will go up annually to \$1,055,756, or \$87,997.68 per month.

4. Claims Journal
- September 26, 2013, 2013

ACTION: R. YZAGUIRRE MOVED TO AUTHORIZE PAYMENT OF CLAIMS ON THE CLAIMS JOURNAL DATED SEPTEMBER 26, 2013. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

5. Personnel Action Forms (32 Changes of Division with Pay Adjustments; 6 Conditional Pay Increases; 6 Leaves with Pay; 2 Miscellaneous; 1 Promotion; 4 Reclassifications; and 346 Salary Increases, Including Cost of Living Adjustments)

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE PERSONNEL ACTION FORMS AS LISTED ON THE AGENDA INCLUDING 32 CHANGES OF DIVISION WITH PAY ADJUSTMENTS; 6 CONDITIONAL PAY INCREASES; 6 LEAVES WITH PAY; 2 MISCELLANEOUS; 1 PROMOTION; 4 RECLASSIFICATIONS; AND 346 SALARY INCREASES, INCLUDING COST OF LIVING ADJUSTMENTS; AND THAT THE SUMMARY SHEET REMAIN ON FILE IN THE COMMISSIONERS' OFFICE. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

6. Treasurer's Office
V. McIntyre advised the Board that her department is currently working on month-end and year-end processes.

7. Assessor's Office
B. McQuade advised that the housing market is beginning to slow down. He said his office is working with appellants before the Board of Tax appeals to reach agreements.

8. Tax Cancellations (25) (1-2007; 1-2008; 1-2009; 1-2010; 1-2011; 2-2012; and 18-2013) (*Authorize the Chairman to Sign*)

- a. 2007 Property Roll
- Harris James R1725060151
- b. 2008 Property Roll
- Harris James R1725060151
- c. 2009 Property Roll
- Harris James R1725060151
- d. 2010 Property Roll
- RBS Citizens NA R2024300925
- e. 2011 Property Roll
- RBS Citizens NA R2024300925
- f. 2012 Property Roll (2)
1. Nichols Douglas S R3638760090
2. Hometown America MTAMA701220
- g. 2013 Property Roll (18)
1. Espinosa Lara Jose MNASH922614
2. Dasaro Alana K R7810950600
3. Eismann Matthew D R6003230020
4. Hans Todd B R9242370832
5. Tooke Frank J R8079550630

6. IBM Credit Corporation	P7IBMCRE101
7. Shumway Jim Family Trust	R1376820160
8. Ada Distributing Co Inc	S1005141650
9. Simmonds Malcolm S	R1035150382
10. Minch Robert P	R8108830100
11. Minch Robert P	R8108830200
12. Maskell Richard N	R8108830600
13. Maskell Richard N	R8108830700
14. Rosenberg Judith F 2007 Revoca	R5782850230
15. Nichols Douglas S	R3638760090
16. Mcdowell Family Trust	R0619790140
17. Geerer Meighan T	R3474270250
18. Hometown Americ	MTAMA701220

B. McQuade explained that the tax cancellations for 2007 through 2009 were due to his office failing to put a homeowner's exemption in place after making a lot line adjustment.

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE TAX CANCELLATIONS AS LISTED ON THE AGENDA WHICH INCLUDES 1 TAX CANCELLATION EACH FOR 2007, 2008, 2009, 2010 AND 2011; 2 TAX CANCELLATIONS FOR 2012; AND 18 TAX CANCELLATIONS FOR 2013; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

9. Chief of Staff

L. Maneely stated that Staff is looking into construction taking place on the bike trails located in the Ada-Eagle Sports Complex. He said he would be participating in a conference call regarding Project 78. He stated that he also planned on attending the Idaho Pathways conference.

10. Volunteer Board Appointments (5)

- a. Reappointment of Chris Cook to the Parks, Open Space and Trails Advisory Board, Term to Expire September 30, 2016
- b. Reappointment of Brandy Wilson to the Parks, Open Space and Trails Advisory Board, Term to Expire September 30, 2016
- c. Reappointment of Morris Bastian to the Weed, Pest and Mosquito Advisory Board, Term to Expire September 30, 2017
- d. Reappointment of Mike Woodward to the Weed, Pest and Mosquito Advisory Board, Term to Expire September 30, 2017
- e. Appointment of Steven Price to the Western Idaho Fair Advisory Board, Term to Expire September 30, 2016

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE FIVE VOLUNTEER BOARD APPOINTMENTS AS LISTED ON THE AGENDA, WITH THE TERMS OF EXPIRATION AS SPECIFIED. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

11. Approval of Minutes (4) (*Authorize the Chairman to Sign*)

- a. Public Hearing, September 11, 2013
- b. Open Business Meeting, September 17, 2013
- c. General Session of the Indigent Hearings, September 18, 2013
- d. Executive Session of the Indigent Hearings, September 18, 2013

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE FOUR SETS OF MINUTES AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

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

- a. Notices of Lien
 - White Clouds Investments LLC S1210346600 \$216.08
- b. Releases of Lien (3)
 1. Brutus Properties LLC 113103113 9/10/2013
 2. Amidon Sabrina A 113079334 7/16/2013
 3. Barton Corey 112105737 10/11/2012

ACTION: R. YZAGUIRRE MOVED TO APPROVE ONE NOTICE OF LIEN AND THREE RELEASES 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. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

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

- Barber Park Education and Event Center (2)
 1. Jeffrey Chase Hathhorn, Hathhorn Wedding & Reception, June 28, 2014
 2. Kendra Evans, Evans / Kafka Wedding & Reception, February 8, 2014

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE TWO BARBER PARK EDUCATION AND 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. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

17. Agreements (27) (*Authorize the Chairman to Sign the Appropriate Documents*)

- a. Agreement No. 10443 - Agreement Between Ada County and Bonneville County for Limited Pathology Services (Coroner) (FY13-14)
- b. Agreement No. 10444 - Agreement Between Ada County and Bingham County for Limited Pathology Services (Coroner) (FY13-14)
- c. Agreement No. 10445 - Agreement Between Ada County and Bannock County for Limited Pathology Services (Coroner) (FY13-14)
- d. Agreement No. 10446 - Agreement Between Ada County and Willowbrook Properties, LLC for Lease of Warehouse located at 9115 Chinden Blvd., Boise 83714 (FY13-14)
- e. Agreement No. 10447 - Agreement Between Ada County and Ida-Ore Planning & Development Association, Inc. dba Idaho Council of Governments for FY13-14 Funding
- f. Agreement No. 10448 - Agreement Between Ada County and Jerome County for Pathology Services (Coroner) (FY13-14)
- g. Agreement No. 10449 - Agreement Between Ada County and Valley County for Pathology Services (Coroner) (FY13-14)
- h. Agreement No. 10450 - Agreement Between Ada County and Camas County for Pathology Services (Coroner) (FY13-14)
- i. Agreement No. 10451 - Agreement Between Ada County and Fremont County for Limited Pathology Services (Coroner) (FY13-14)
- j. Agreement No. 10452 - Agreement Between Ada County and Idaho County for Pathology Services (Coroner) (FY13-14)
- k. Agreement No. 10453 - Agreement Between Ada County and Gem County for Pathology Services (Coroner) (FY13-14)
- l. Agreement No. 10454 - Agreement Between Ada County and Boise County for Pathology Services (Coroner) (FY13-14)
- m. Agreement No. 10455 - Agreement Between Ada County and Calvary Chapel of Boise, Inc. for Religious Services to the Detainees of Ada County Juvenile Detention Center (FY13-14)
- n. Agreement No. 10456 - Agreement Between Ada County and Dr. Russell E. Relyea, D.D.S. for Dental Services for Residence of the Ada County Juvenile Detention Center FY12-13
- o. Agreement No. 10457 - Agreement Between Ada County and Closed Loop Marketing, LLC for Marketing and Promoting the Western Idaho Fair (FY13-14)

- p. Agreement No. 10458 - Agreement Between Ada County and Caxton Printers LTD for Printing of Election Ballots and Other Election Materials (FY13-14)
- q. Agreement No. 10459 - Agreement Between Ada County and Southwest Idaho Resource Conservation and Development (RC&D) Council, Inc. for FY13-14 Funding
- r. Agreement No. 10460 - Agreement Between Ada County and Southwest Idaho Resource Conservation and Development (RC&D) Council, Inc. for FY13-14 Funding
- s. Agreement No. 10461 - Memorandum of Agreement Between Ada County and Boise School District Regarding Title 1, Part D, Subpart 2 (Juvenile) (FY13-14)
- t. Agreement No. 10462 - Agreement Between Ada County and Elmore County for Pathology Services (Coroner) (FY13-14)
- u. Agreement No. 6684-16-13 - Renewal Agreement Between Ada County Business Psychology Associates for Provision of Behavioral Health Care to Ada County Juvenile Corrections (FY13-14)
- v. Agreement No. 8476-5-13 - Renewal Agreement Between Ada County and Tubs, Inc., d.b.a. The End Zone for exclusive Alcohol Provider at Barber Park Events Center (FY13-14)
- w. Agreement No. 9287-3-13 - Renewal Agreement Between Ada County and Boise Riverside Ventures, LLC for the Operation and Management of the RV Park at Expo Idaho (FY13-14)
- x. Agreement No. 9691-2-13 - Renewal Agreement Between Ada County and Northwest Nazarene University for Clinical Experience at the Facility at the Ada County Jail (FY13-14)
- y. Agreement No. 9705-2-13 - Renewal Software Subscription, Support and Maintenance Agreement Between Ada County and Coplogic, Inc. for DeskOfficer Online Reporting System (Sheriff's Office) (FY13-14)
- z. Agreement No. 10122-1-13 - Renewal Agreement Between Ada County and Tetra Tech, Inc. for Consulting Services for Emergency Operations Plan (FY13-14)
- aa. Agreement No. 10174-1-13 - Agreement Between Ada County and PeopleAdmin for Software and Licenses for Employment Application and Onboarding Software (Sheriff's Office) (FY13-14)

D. Case read the agreement numbers into the record.

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE 27 AGREEMENTS AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

18. Miscellaneous

- Proclamation Designating the Month of October 2013 as Community Planning Month

D. Case read the proclamation into the record.

ACTION: R. YZAGUIRRE MOVED TO APPROVE THE PROCLAMATION DESIGNATING THE MONTH OF OCTOBER 2013 AS COMMUNITY PLANNING MONTH. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

Public Hearing

19. Resolutions (2)

- a. Resolution No. 1933 - Resolution Regarding Charges for Responses to Requests for Public Records

D. Case opened the public hearing and read Resolution No. 1933 into the record.
D. Case explained that the Board and Staff have been working on the resolution for several months.

[There was no public testimony.]

D. Case closed the public hearing.

ACTION: R. YZAGUIRRE MOVED TO APPROVE RESOLUTION NO. 1933 AS LISTED ON THE AGENDA. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

- b. Resolution No. 1934 -Resolution for the Retention of Outside Counsel Regarding Case No. CV OC 13 16705

D. Case opened the public hearing and read Resolution No. 1934 into the record.

[There was no public testimony.]

D. Case closed the public hearing.

ACTION: R. YZAGUIRRE MOVED TO APPROVE RESOLUTION NO. 1934 AS LISTED ON THE AGENDA. D. CASE SECONDED. R. YZAGUIRRE, AYE, AND D. CASE, AYE. THE MOTION CARRIED.

VII: IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at 9:28 a.m.

David L. Case, Chairman

ATTEST:

Christopher D. Rich, Ada County Clerk