



Bonner County

Board of Commissioners

Cary Kelly

Mike Nielsen

Glen Bailey

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

May 27, 2014 - 9:00 A.M.

Bonner County Administration Building - First Floor Conference Room
1500 Hwy 2, Sandpoint, ID

On Tuesday, May 27, 2014 the Bonner County Commissioners met for their regularly scheduled meeting with all three Commissioners present. Chairman Kelly called the meeting to order at 9:00 a.m.; the Pledge of Allegiance followed.

ADOPT ORDER OF THE AGENDA

Commissioner Bailey made a motion to add the following items to the agenda:

- Add Miscellaneous Item #4 Discussion/Decision Regarding Memorandum of Understanding of Parking Lot Use of Bonner County Owned Real Property*
- Add Miscellaneous Item #5 Discussion/Decision Regarding Letter of Support for Northside Fire District Grant Request*
- Add Consent Agenda Item #2 Liquor License: Pend D'Oreille Winery, Sandpoint, ID (Address Change Only)*

Commissioner Nielsen seconded the motion. All in favor. The motion passed.

Commissioner Bailey made a motion to adopt the Order of the Agenda, as amended. Commissioner Nielsen seconded the motion. All in favor. The motion passed.

PUBLIC COMMENT

The following members of the public spoke regarding violations, poll workers, and other concerns regarding the recent school levy election: Daniel Furtney; Shari Dovale Cheryl Sharyl Dovale; Bill O'Neil; Bret Roush; John Weiant; Maureen Paterson; Doug Paterson

CONSENT AGENDA

- 1) Bonner County Commissioners' Meeting Minutes for May 20, 2014
- 2) Liquor License: Pend D'Oreille Winery, Sandpoint, ID (Address Change Only)

Commissioner Nielsen made a motion to approve the consent agenda. Commissioner Bailey seconded the motion. All in favor. The motion passed.

TREASURER – Cheryl Piehl

- 1) Discussion/Decision Regarding Quit Claim Deed from Bonner County to City of Oldtown

Commissioner Nielsen made a motion that the Board of County Commissioners for Bonner County do hereby approve the transfer of parcel #RPNO0287016018AA from Bonner County to the City of Oldtown. Whereas, the Board of County Commissioners approved Resolution #14-28 to transfer title per Idaho Code 31-808(9), as such transfer is in the best interest of the public and the agencies involved. Proper notice was given, the notice was advertised in the Daily Bee on 4/26/2014 and all "recorded parties of interest" and owners were attempted to be served notification via certified mail. The Treasurer nor the Board of County Commissioners have received any objections or questions. Therefore, I move that the Board of County Commissioners sign the attached Quit Claim, and the Quit Claim be recorded immediately once the City of Oldtown presents payment for the past taxes, late fees, interest and costs. Commissioner Bailey seconded the motion. All in favor. The motion passed.

RISK MANAGEMENT/HUMAN RESOURCES – Pam Allen

- 1) Discussion/Decision Regarding Employee Pay Sheets

Commissioner Bailey made a motion to that the County approve the following pay sheets: Commissioners' Office 1 – seasonal intern; Sheriff's Office 2 – full-time promotions, 1 – seasonal salary correction; Road & Bridge 6 – seasonal salary corrections; Parks & Recreation 1 – part-time, seasonal Solid Waste; 1 – full-time, replacing retiring employee. Commissioner Nielsen seconded the motion. All in favor. The motion passed.

MISCELLANEOUS BUSINESS

- 1) Discussion/Decision Regarding Claims Batch #17; \$365,527.79

Commissioner Nielsen made a motion to approve Claims in Batch #17 totaling \$ 365,527.79. Commissioner Bailey seconded the motion. All in favor. The motion passed.

- 2) Discussion/Decision Regarding EMS Claims Batch #17 \$33,269.30

Commissioner Bailey made a motion to approve EMS Claims in Batch #17 totaling \$ 25,841.53. Commissioner Nielsen seconded the motion. All in favor. The motion passed.

- 3) Discussion/Decision Regarding Search & Rescue Title III Funding Request (\$25,841.53);
Resolution

Commissioner Bailey made a motion to approve Resolution # 14 – 39 to grant the full amount (\$25,841.53) of the five (5) percent of Bonner County's full county payment amount for expenditures on Title III projects to Priest Lake Search and Rescue for the exclusive purpose of expanding its GPS enabled VHF radio systems, and to have a check in the amount of \$25,841.53 given to the Priest Lake Search and Rescue, Inc. Chairman Kelly stepped down from the Chair and seconded the motion. Sheriff Wheeler spoke in support of this motion, there was a brief discussion regarding this item. All in favor. The motion passed. (NOTE: Commissioner Nielsen recused himself from this vote)

- 4) Discussion/Decision Regarding Memorandum of Understanding (MOU) for parking lot use of Bonner County Owned Real Property

Commissioner Bailey made a motion to approve the Memorandum of Understanding which allows the Bonner County Fair Board exclusive rights to use the Bonner County owned real property as a parking lot which is depicted in the map attached to the memorandum. Commissioner Nielsen seconded the motion. There was a brief discussion amongst the Board. All in favor. The motion passed.

- 5) Discussion/Decision Regarding Letter of Support for the Northside Fire District's Grant Request for new Rescue/extradition equipment.

Commissioner Nielsen made a motion to approve this letter of support for the Northside Fire District's grant request for rescue/extrication equipment. Commissioner Bailey seconded the motion. All in favor. The motion passed.

There being no further business to come before the meeting, at 9:45 a.m. Commissioner Bailey made a motion to adjourn the meeting. Commissioner Nielsen seconded the motion. All in favor. The motion passed.

On Wednesday, May 20, 2014, Treasurer Cheryl Piehl met with the Board to discuss the following files: Approved: RPC0062011003AA 2012-2013; RP55N05W085400A 2012-2013; RPD36970000010A 2013; RP037070010170A 2012-2013.

On Thursday, May 22, 2014 Assistance Director Kevin Rothenberger met with the Board to discuss the following files: Suspended: 2015-105 Denied: 2014-112; 2014-113; 2014-106.

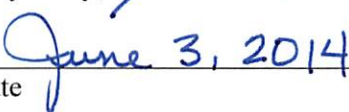
On Tuesday, May 20, 2014 a Special Meeting was held pursuant to Idaho Code §67-2343(2) regarding a Tax Deed Hearing.

On Tuesday, May 20, 2014 a Special Meeting was held pursuant to Idaho Code §67-2343(2) regarding the BNSF Rail Safety Presentation.

On Wednesday, May 21, 2014 a Special Meeting was held pursuant to Idaho Code §67-2343(2) regarding a Tax Deed Hearing. Commissioner Bailey moved that Bonner County Treasurer, Cheryl Piehl presented to the Board Affidavits of Compliance stating fulfillment of requirements of Idaho Code 63-1005 and that such delinquencies have not been paid. Therefore the Bonner County Treasurer is hereby ordered and directed to issue a tax deed in favor of Bonner County. Commissioner Nielsen seconded the motion. Roll call vote Commissioner Nielsen, Yes; Commissioner Kelly, Yes; and Commissioner Bailey, Yes. The motion passed. Commissioner Nielsen moved to approve a temporary occupancy agreement with the New TIC LLC for the purposes of occupancy and maintenance of the golf course. Commissioner Bailey seconded the motion for purpose of discussion. There was a lengthy discussion amongst the Board, Attorney Gery Edson, Treasurer Cheryl Piehl, Assessor Jerry Clemons, Planning Director Clare Marley, and a couple members of the public (Stan Hatch and Fred Palmer) regarding the agreement. Commissioner Nielsen moved to amend the prior motion to reflect the current occupancy agreement as of this date in time. Commissioner Bailey seconded and a brief discussion followed in which Attorney James MacDonald representing New TIC LLC stated that the LLC was filed May 8 and he could forward a copy but noted that this LLC is a valid and existing LLC under Idaho law. This LLC is member managed with 5 members and all are property owners at the Idaho Club. It was also noted that Larry Wyatt, the representative, is available to sign this document today. All in favor of the amendment. The motion passed. All in favor of the original motion with the amendment. The motion passed. Commissioner Nielsen stated based upon the conversation from the Western States Insurance Company and conversation with our Attorney here on the Notice of Determination of claimant, they have given us an option to sign page 3, the Release and Waiver and I make a motion that we approve the Release and Waiver dropping our claim from \$5.6 million down to \$3.7 million as a class 3 policy holder. Commissioner Bailey seconded. All in favor. The motion passed. Commissioner Nielsen moved to set the date of July 9 at 10:00 a.m. in first floor conference room of the Bonner County Administration Building for the tax sale of all three groups; the sale will be held at one time, but are separate sales. Commissioner Bailey seconded. All in favor. The motion passed. Commissioner Nielsen moved that the minimum bid should be the minimum all of the taxes, all cost, all interest and all fees related accumulated with this process. Commissioner Bailey seconded. All in favor. The motion passed. Commissioner Nielsen amended the motion to state the fees accumulated through the date of the final closing. Commissioner Bailey seconded. All in favor of the amendment. The motion passed. Chairman Kelly stepped down from the Chair to make a motion to approve the motion as amended. Commissioner Nielsen seconded. All in favor. The motion passed.

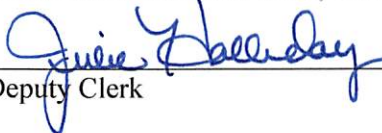


Cary Kelly, Chairman



Date

ATTEST: R. Ann Dutson-Sater, County Clerk

By 

Deputy Clerk