



Bonner County

Board of Commissioners

Cary Kelly

Mike Nielsen

Glen Bailey

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

July 29, 2014 – 9:00 A.M.

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

On Tuesday, July 29, 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 Invocation was presented by Chris Bassett of the Hidden Valley Church, and the Pledge of Allegiance followed.

ADOPT ORDER OF THE AGENDA

Commissioner Bailey moved to amend and adopt the order of the agenda as follows:

Remove the following:

- Sandpoint Airport Item and
- Executive Session/Personnel with Pam Allen; and

Add the following:

- Miscellaneous Item # 2 Discussion/Decision Regarding OSV Winter Land-Use Policy for the Priest Lake Recreation Area - **Resolution**
- Executive Session under Idaho Code § 67-2345 (1) (F) Possible Litigation with Assessor/DMV;
- Executive Session under Idaho Code § 67-2345 (1) (F) Pending Litigation with Planning.

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

PUBLIC COMMENT – Kevin Moore commented on issues regarding his personal property.

CONSENT AGENDA

- 1) Approval of Bonner County Commissioners' Minutes for July 22, 2014.

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

CLERK – Ann Dutson-Sater

- 1) Discussion/Decision Regarding County Treasurer/Auditor Joint Quarterly Report (General);
4/1/14 – 6/30/14

Commissioner Bailey made a motion to accept the Treasurer/Auditor joint Quarterly Report for the third quarter from 4/1/2014 to 6/30/2014. Commissioner Nielsen seconded the motion. All in favor. The motion passed.

- 2) Discussion/Decision Regarding County Treasurer/Auditor Joint Quarterly Report (EMS);
4/1/14 – 6/30/14

Commissioner Nielsen made a motion to accept the Treasurer/Auditor joint Quarterly Report for EMS for the third quarter. Commissioner Bailey seconded the motion. All in favor. The motion passed.

PUBLIC WORKS – Leslie Marshall

- 1) Discussion/Decision Regarding a Special Use Permit from the US Forest Service for Operation and Maintenance of the Breakwater at Priest Lake

Commissioner Nielsen made a motion to approve the permit from the U.S. Forest Service for the use of operation and maintenance of the breakwater at the north end of Priest Lake located on National Forest System Lands. I request the Chairman sign the special use permit administratively. Commissioner Bailey seconded the motion. All in favor. The motion passed.

RISK MANAGEMENT/HUMAN RESOURCES – Pam Allen, Director

- 1) Discussion/Decision Regarding Appointing a New Member to the Job Evaluation Committee;
Resolution

Commissioner Bailey made a motion to approve Resolution #14-48 accepting the resignation of Rhonda Sommerfield from the Job Evaluation Committee and appointing Ken Bocksch to the Job Evaluation Committee for a term ending on 11-01-2015. Commissioner Nielsen seconded the motion. All in favor. The motion passed.

MISCELLANEOUS BUSINESS

- 1) Discussion/Decision Regarding a Budget Adjustment for Priest Lake Groomers; \$1,000

Commissioner Nielsen made a motion to approve Resolution #14-49 Budget Adjustment for the Priest Lake Groomers and authorize the Clerk to open the budget and increase line 36-00-490-00 Repairs/Maint. Vehicles by \$1,000.00 from \$11,000.00 to \$12,000.00. This increase will come from the reserves. Commissioner Bailey seconded the motion. All in favor. The motion passed.

- 2) Discussion/Decision Regarding OSV Winter Land-Use Policy for the Priest Lake Recreation Area; **Resolution**

Commissioner Nielsen made a motion to approve Resolution #14-50 regarding the OSV Winter Land-Use Policy for the Priest Lake Recreation area as it is Bonner County's land use policy to maintain and open as many OSV trails as depicted in red and black on the attached map which is part of this resolution. Commissioner Bailey seconded the motion. There was a brief discussion and staff was instructed to forward a copy to the U.S. Fish and Wildlife Service. All in favor. The motion passed.

At 9:14 Chairman recessed to move the meeting upstairs to hold Executive Sessions at 9:30 a.m.

At 9:30 a.m. Commissioner Bailey made a motion to enter into an Executive Session under Idaho Code §67-2345 (1) (F) Possible Litigation with Assessor/DMV. Commissioner Nielsen seconded the motion. All in favor: Roll Call: Commissioner Kelly, Yes; Commissioner Nielsen, Yes; Commissioner Bailey, Yes. The motion passed.

At 10:00 a.m. Commissioner Bailey moved to adjourn the Executive Session and return to regular session. Commissioner Nielsen seconded the motion. All in favor. The motion passed.

Commissioner Nielsen moved to direct the Assessor's Office/DMV to draft a notice and provide it to our office as soon as possible so we can make this notice of the proposed fee increase and get it out to the public and set a public hearing for 10:00 a.m. on August 19th. Commissioner Bailey seconded the motion. All in favor. The motion passed.

At 10:00 a.m. Commissioner Bailey made a motion to enter into an Executive Session under Idaho Code §67-2345 (1) (F) Pending Litigation with Planning. Commissioner Nielsen seconded the motion. All in favor: Roll Call: Commissioner Nielsen, Yes; Commissioner Kelly, Yes; Commissioner Bailey, Yes. It was noted that our civil attorney is present and has been present for both Executive Sessions. The motion passed.

At 11:25 a.m. Commissioner Bailey moved to adjourn the Executive Session and return to regular session. Commissioner Nielsen seconded the motion. All in favor. The motion passed. Chairman Kelly

noted that this session had to do with possible litigation in connection with the Planning Department and one of their cases. This meeting was recessed to sometime tomorrow.

**CONTINUATION OF THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING
OF TUESDAY, JULY 29, 2014**

July 31, 2014 – 10:00 A.M.
Bonner County Administration Bldg.
1500 Hwy 2, Suite 338, Sandpoint, ID

On Thursday, July 31, 2014 the Bonner County Commissioners met to reconvene the business meeting from Tuesday, July 29, 2014 for the purpose of continuing a discussion in Executive Session regarding a Planning Department case. All three Commissioners were present.

At 10:00 a.m. Chairman Kelly called the meeting to order and Commissioner Nielsen made a motion to return to an Executive Session under Idaho Code §67-2345 (1) (F) Civil Litigation possible pending litigation with our Planner. Commissioner Bailey seconded the motion. All in favor: Roll Call: Commissioner Nielsen, Yes; Commissioner Kelly, Yes; Commissioner Bailey, Yes. It was noted that our civil attorney Valerie Fenton is present. The motion passed. Scott Bauer arrived late to the Executive Session. Commissioner Bailey left the meeting early due to a prior commitment.

At 11:12 a.m. Commissioner Nielsen moved to adjourn the Executive Session and return to regular session and recess this meeting to tomorrow with a time to be determined. Commissioner Kelly stepped down from the Chair and seconded the motion. All in favor. The motion passed.

**CONTINUATION OF THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING
OF TUESDAY, JULY 29, 2014**

August 1, 2014 – 8:30 A.M.
Bonner County Administration Bldg.
1500 Hwy 2, Suite 338, Sandpoint, ID

On Friday, August 1, 2014 the Bonner County Commissioners met to reconvene the business meeting from Tuesday, July 29, 2014 for the purpose of continuing a discussion in Executive Session regarding possible litigation with the Planning Department. All three Commissioners were present.

At 8:30 a.m. Chairman Kelly called the meeting to order and Commissioner Nielsen made a motion to enter into an Executive Session under Idaho Code §67-2345 (1) (F) Civil Litigation that is pending and our civil attorney Scott Bauer is present. Commissioner Bailey seconded the motion. All in favor: Roll Call: Commissioner Nielsen, Yes; Commissioner Kelly, Yes; Commissioner Bailey, Yes. The motion passed.

At 9:15 a.m. Commissioner Bailey moved to adjourn the Executive Session and return to regular session. Commissioner Nielsen seconded the motion. All in favor. The motion passed. Chairman Kelly recessed the meeting to a time to be determined.

At 12:35 p.m. Chairman Kelly reconvened the BOCC business meeting and Commissioner Nielsen made a motion to enter into an Executive Session under Idaho Code §67-2345 (1) (F) Civil Litigation that is pending litigation/mediation and our civil attorney Scott Bauer is present. Commissioner Bailey seconded the motion. All in favor: Roll Call: Commissioner Nielsen, Yes; Commissioner Kelly, Yes; Commissioner Bailey, Yes. The motion passed.

At 12:45 p.m. Commissioner Bailey moved to adjourn the Executive Session and return to regular session. Commissioner Nielsen seconded the motion. All in favor. The motion passed.

There being no further business to come before the meeting, Commissioner Kelly adjourned the meeting.

On Wednesday, July 23, 2014 Treasurer Cheryl Piehl met with the Board to discuss the following files:
Approved: RPS0228007001AA 2012-2013.

On Wednesday, July 23, 2014 Assistance Director Kevin Rothenberger met with the Board to discuss the following files: Denied: 2014-129; 2014-135; and 2014-136.

On Wednesday, July 23, 2014 a Special Meeting was held pursuant to Idaho Code §67-2343(2) regarding a flood discussion with the Army Corps of Engineers and Bob Howard.

On Thursday, July 24, 2014 a Special Meeting was held pursuant to Idaho Code §67-2343(2) regarding a workshop with the Sheriff.

On Thursday, July 24, 2014 a Special Meeting was held pursuant to Idaho Code §67-2343(2) regarding a Budget Workshop with the Clerk.

On Friday, July 25, 2014 a Special Meeting was held pursuant to Idaho Code §67-2343(2) regarding a Budget Workshop with the Sheriff.

On Monday July 28, 2014 a Special Meeting was held pursuant to Idaho Code §67-2343(2) regarding a Debriefing Meeting.

On Monday July 28, 2014 Special Meetings were held pursuant to Idaho Code §67-2343(2) regarding Budget Workshops with the following departments: Public Defender, Prosecutor and Road & Bridge.

On Tuesday July 29, 2014 Special Meetings were held pursuant to Idaho Code §67-2343(2) regarding Budget Workshops with the following departments: Courts, Assistance and Veterans.

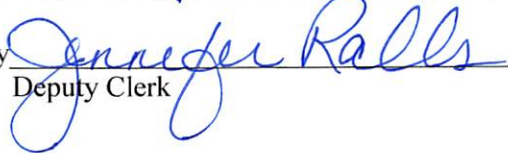


Cary Kelly, Chairman

8-5-14

Date

ATTEST: R. Ann Dutson-Sater, County Clerk

By 
Deputy Clerk