



Bonner County

Board of Commissioners

Cary Kelly

Glen Bailey

Todd Sudick

MINUTES FOR THE BONNER COUNTY BOARD OF COMMISSIONERS' MEETING

January 12, 2016 – 9:00 A.M.

Bonner County Administration Building
1500 Hwy 2, Suite 338, Sandpoint, ID

On Tuesday, January 12, 2016 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. There was a moment of silence in lieu of the invocation, and the Pledge of Allegiance followed.

ADOPT ORDER OF THE AGENDA

Commissioner Sudick move to amend the agenda as follows:

- 1) *Remove - Discussion/Decision Regarding a Lease Agreement for the Sandpoint Groomers Pilot Vehicle; \$1,500.00*

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

Commissioner Sudick made a motion to adopt the order of the agenda as amended. Commissioner Bailey seconded the motion. All in favor. The motion passed.

PUBLIC COMMENT – There was no public comment

CONSENT AGENDA

Commissioner Bailey made a motion to approve the consent agenda as presented.

- 1) Liquor Licenses: Ardy's Bakery & Café, Coolin, ID
- 2) Bonner County Commissioners' Minutes for January 5th, 2016

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

ASSISTANCE – Kevin Rothenberger

- 1) Discussion/Decision Regarding Destruction of Indigent Office Records; **Resolution**

Commissioner Sudick made a motion to approve Resolution #16 - 05 for the Approval of the Destruction of Indigent Office Records. Commissioner Bailey Seconded. All in favor. The motion passed.

JUSTICE SERVICES – Ron Stultz

- 1) Discussion/Decision Regarding Justice Services FY2016 Budget Adjustment regarding unanticipated revenue from Lottery Tax; **Resolution** \$2,184.00

Commissioner Bailey made a motion to approve Resolution #16 - 06 ordering the Clerk to schedule revenue in the Probation Services FY2016 budget, line item #06-01-801-00 Capital Vehicles by \$2,184.00 from \$0 to \$2,184.00. This adjustment is due to the receipt of unanticipated Lottery Tax revenue received from the State of Idaho. Commissioner Sudick seconded the motion. There was a brief discussion between Dan Rose and Ron Stultz. All in favor. The motion passed.

- 2) Discussion/Decision Regarding Justice Services FY2016 Budget Adjustment regarding unanticipated revenue from Tobacco Tax; **Resolution** \$83,509.00

Commissioner Sudick made a motion to approve Resolution #16 - 07 ordering the Clerk to schedule revenue in the Probation Services FY2016 budget, line item #06-01-559-08 by \$83,509.00 from \$40,000.00 to \$123,509.00. This adjustment is due to the receipt of unanticipated Tobacco Tax revenue received from the State of Idaho. Commissioner Bailey Seconded the motion. There was a brief discussion between the audience, the Commissioners, and Ron Stultz All in favor. The motion passed.

AIRPORT – Jim Kaiser

- 1) Discussion/Decision Regarding Budget Adjustment – Transfer from General Fund Statutory Reserve to Priest River Airport Capital Construction; **Resolution \$50,000**

Commissioner Bailey made a motion to approve the Resolution #16 - 08 ordering the Clerk to open the budget and decrease the General Fund Reserve account 01-12-559-00 by \$50,000.00 from \$213,494.00 to \$163,494.00 and increase the Priest River Airport – Capital Construction account 03-06-807-00 by \$50,000.00 from \$70,000.00 to \$120,000.00. Commissioner Sudick seconded. There was brief discussion between audience members, Jim Kaiser, and the Commissioners. Roll call vote. All in favor. The motion passed.

SHERIFF – Daryl Wheeler (Cindy Wright)

- 1) Discussion/Decision Regarding Unanticipated Revenue re: Forest Service use of Bonner County Command Post; **Resolution \$3,604.04**

Commissioner Sudick made a motion to approve Resolution #16 - 09 ordering the Clerk to schedule revenue in the Sheriff's FY2016 budget, line item# 34-02-737-06 Patrol Communications Maintenance by \$3,604.04 from \$25,000.00 to \$28,604.04 due to the receipt of unscheduled revenue from the USFS. Commissioner Bailey seconded the motion. All in favor. The motion passed.

PARKS & WATERWAYS – Steve Klatt

- 1) Discussion/Decision regarding Idaho Department of Parks & Recreation State & Federal Aid Grant Agreement Regarding Reconstruction of the Sagle Bike Trail; \$71,500 with \$2,900.00 Matching Funds

Commissioner Bailey made a motion to approve the State and Federal Aid Grant Agreement for the reconstruction of the Sagle to Sandpoint Bike Trail. The grant is in the amount of \$71,500.00 with county matching funds in the amount of \$2,900.00. I further move to authorize the Chairman to sign the Agreement on behalf of Bonner County. Commissioner Sudick seconded the motion. All in favor. The motion passed.

CLERK – Mike Rosedale

- 1) Discussion/Decision Regarding Establishment of Election Precincts; **Resolution**

Commissioner Bailey made a motion to approve Resolution #16 - 10 establishing the election precincts as required per Idaho Code. Commissioner Sudick seconded. All in favor. The motion passed.

- 2) Discussion/Decision regarding establishment of Commissioners districts for the 2016 election cycle; **Resolution**

Commissioner Sudick made a motion to approve Resolution #16 - 11 establishing the Commissioner Districts as required in Idaho Code 31-704. No zoning changes were made. Commissioner Bailey seconded. There was a brief discussion between the assessor, the audience, and mike Rosedale. All in favor. The motion passed.

RISK MANAGEMENT/HUMAN RESOURCES – Cindy Binkerd

- 1) Discussion/Decision Regarding Employee Pay Sheets

Commissioner Bailey made a motion that the County approve the pay sheets as presented: Clerk's Office - Elections: 1 Full Time temp employee; New Hire Election Clerk; Filling a vacancy; Public Works – Maintenance: 1 Full Time Employee; Custodian; Filling a vacancy; District Court: 1 Full Time Employee; Domestic Violence Court Coordinator; Parks and Rec – Groomers 1 Temporary seasonal employee; Groomer; pay adjustment for years of service; equity in job class; Prosecutor: 1 Full-time Employee; Pay Step Increase as budgeted; Legal Secretary II. Commissioner Sudick seconded the motion. All in favor. The motion Passed.

2) Discussion/Decision Regarding Appointment and Removal of Wellness Committee Members; **Resolution**

Commissioner Sudick made a motion to approve Resolution #16 - 12 accepting the resignation of Bob Howard, Jennifer Ralls and Sally Mitchell; and the appointment of Pam Finley, Emergency Management Office and Steve Klatt, Parks and Recreation to the Bonner County Wellness Committee. Commissioner Bailey seconded the motion. Commissioner Kelly extended a kudos to the Wellness Committee. All in favor. The motion passed.

At 9:34 a.m. Chairman Kelly recessed the meeting.

At 9:54 a.m. Chairman Kelly reconvened the meeting.

Executive Session (10:00 a.m.) under Idaho Code §74-206 (1) (B) Personnel/Human Resources with Cindy Binkerd

At 9:55 a.m. Commissioner Bailey made a motion to enter into Executive Session under Idaho Code §74-206 (1) (B) Personnel/Human Resources with Cindy Binkerd. Commissioner Sudick seconded the motion. Roll Call Vote: Commissioner Sudick – Yes, Commissioner Kelly – Yes, Commissioner Bailey – Yes. All in favor. The motion passed.

At 10:32 a.m. Commissioner Sudick made a motion to approve the confidential-personnel letter as presented. Commissioner Bailey seconded the motion. All in favor. The motion passed.

At 10:33 a.m. Chairman Kelly recessed the meeting until 1:00 p.m.

At 1:03 p.m. Chairman Kelly reconvened the meeting.

Chairman Kelly noted that there was a need to amend the agenda for an Emergency Management Item due to a timeliness issue.

Commissioner Bailey made a motion to amend the agenda to:

*add Emergency Management Item 1) Discussion/Decision Regarding Rescinding Resolution #16-04
add Emergency Management Item 2) Discussion/Decision Regarding Declaration of Local Disaster
Emergency; Resolution*

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

EMERGENCY MANAGEMENT - Bob Howard

1) Discussion/Decision Regarding Rescinding Resolution #16-04

Commissioner Bailey made a motion to rescind Resolution #16 - 04. Commissioner Sudick seconded the motion. There was a brief discussion amongst the Board and Bob Howard regarding this item. All in favor. The motion passed.

2) Discussion/Decision Regarding Declaration of Local Disaster Emergency; **Resolution**

Commissioner Sudick made a motion to approve Resolution #16 - 13 declaring a local disaster emergency in Bonner County due to damage caused by winter storms on or about December 16-27, 2015. Commissioner Bailey seconded the motion. All in favor. The motion passed.

There being no further business to come before the meeting, at 1:07 p.m. Chairman Kelly adjourned the meeting.

The following is a summary of the Board of County Commissioners Special Meetings, (including Tax Cancellations, Assistance Meetings/Admin and other) Executive Sessions, Emergency Meetings and Hearings held during the week of January 5, 2016 – January 12, 2016.
Copies of the complete meeting minutes are available upon request.

On Wednesday, January 6, 2016 Treasurer Cheryl Piehl met with the Board to discuss the following files: Approved: RP56N05W227203A 2015; RP00418000090A 2015; RP003120000140A 2015; RP54N04W310600A 2015; RP59N01W304800A 2013.

On Wednesday, January 6, 2016 Assistance Director Kevin Rothenberger met with the Board to discuss the following files: Denied: 2016-015; 2016-016; 2016-017

On Wednesday, January 6, 2016 an Emergency Declaration Meeting was held pursuant to Idaho Code §74-204(2).

On Wednesday, January 6, 2016 a Safety & Security Meeting with Human Resources was held pursuant to Idaho Code §74-204(2).

On Thursday, January 7, 2015 a Planning Public Hearing was held pursuant to Idaho Code §74-204(2). Commissioner Bailey moved to approve this project FILE CM824-15 West Shore P.U.D. Modification, finding that it is in accord with the general and specific objectives of the Bonner County Comprehensive Plan and Bonner County Revised Code as enumerated in the following conclusions of law, and based upon the evidence submitted up to the time the Staff Report was prepared and testimony received at this hearing. I further move to adopt the following findings of fact and conclusions of law as written (or as amended). The action that could be taken to obtain the conditional use permit is to complete the Conditions of Approval as adopted. This action does not result in a taking of private property. Findings of Facts: 1) On August 7, 2006, Bonner County approved the West Shore Development, a nine-lot planned unit development and preliminary plat. 2) The applicant is proposing a modification to the common open space from approximately 20.9 acres to approximately 5.5 gross acres. BCRC 12-2240(a) requires at least 10% of the gross land area be reserved as common area. The proposed modification would reserve approximately 12.6% common area. The modification meets the 10% PUD common open space requirement. 3) The applicant is requesting modification of the use of the existing single family dwelling. The modification would not result in increased density. The revised CC&R's shall address the conversion of the existing single family dwelling to a common building at the time of last lot build-out. 4) The modification would include the same number of lots as the original decision. 5) The proposed modification to the building envelope of Lots 1 and 2 will meet current BCRC 12-411 density and dimensional standards. 6) No public comments have been received by planning staff. 7) No adverse agency comments were submitted. Conclusions of Law: Based upon the findings of fact, the following conclusions of law are adopted: Conclusion 1) the proposed conditional use permit is in accord with the Bonner County comprehensive plan. (See attached comprehensive plan goals, objectives and policies) Property Rights, Population, School Facilities, Transportation, Economic Development, Land Use, Natural Resources, Hazardous Areas, Public Services, Transportation, Recreation, Special Areas or Sites, Housing, Community Design, Implementation. Conclusion 2) this proposal was reviewed for compliance with the criteria and standards set forth at BCRC Chapter 4, Title 12, Subchapter 2.2, environmental standards of Chapter 7, Title 12, and storm water management criteria and standards set forth in Chapter 7, Title 12, Bonner County Revised Code. Conclusion 3) the proposed use will not create a hazard or will not be dangerous to persons on or adjacent to the property. Conclusion 4) the proposed planned unit development or the first phase of it will be substantially

completed within two (2) years from the date of approval. Conclusion 5) each individual development phase can exist as an independent unit capable of creating an environment of sustained desirability and stability, and the uses proposed will not be detrimental to present and potential surrounding uses but instead will have a beneficial effect which could not be achieved without a planned unit development. Conclusion 6) the streets and thoroughfares proposed are suitable and adequate to gather anticipated traffic and will not generate traffic in such amounts as to overload the street network outside the planned unit development. Conclusion 7) any residential development will constitute a residential environment of sustained desirability and stability and will be in harmony with the character of the surrounding neighborhood and community and will not result in densities higher than those permitted by the base zone district. Conclusion 8) is not applicable. Conclusion 9) the area surrounding the planned unit development can be planned and zoned in coordination and substantial compatibility with the proposed planned unit development. Conclusion 10) adequate utility service can be supplied to the area of the planned unit development. Commissioner Sudick seconded the motion. All in favor. The motion passed.

On Monday, January 11, 2016 a Debriefing meeting was held pursuant to Idaho Code §74-204(2).

On Tuesday, January 12, 2016 a Property Tax Exemption Workshop was held pursuant to Idaho Code §74-204(2).

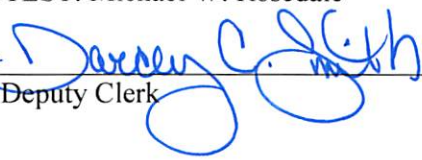
On Tuesday, January 12, 2016 a meeting with USFS - Meet and Greet was held pursuant to Idaho Code §74-204(2).



Cary Kelly, Chairman

1/19/16

Date

ATTEST: Michael W. Rosedale
By 

Deputy Clerk