

**Minutes of Meeting  
Business Meeting  
February 18, 2014  
2:00 p.m.**

The Kootenai County Board of Commissioners: Chairman Todd Tondee and Commissioner Jai Nelson met to discuss the following agenda items. Also present were Grants Compliance Officer Jodi Bieze, Solid Waste Director Roger Saterfiel, Buildings and Grounds Operations Manager Shawn Riley, Federal Transit Administration Grant Administrator Christine Fueston, Accounting Technician Lori Shaw, Accounting Clerk Jessica Guenther, Noxious Weed Superintendent Linda Ely, Noxious Weed Assistant Bill Hargrave, Reprographics /Mail Center Supervisor David Reid, Chief Deputy Prosecutor Barry Black, Civil Deputy Prosecuting Attorneys Pat Braden and R. David Ferguson, and Deputy Clerk Brandie Bradley. Commissioner Dan Green was excused.

- A. Call to Order:** Chairman Tondee called the meeting to order at 2:00 p.m.
- B. Pledge of Allegiance:** Chairman Tondee led the Pledge of Allegiance.
- C. Approval of Consent Calendar:** Chairman Tondee read the items listed on the Consent Calendar.

**Minutes of Meetings**

01/10/2014	Community Development Update
02/07/2014	Indigent Appeal 2013-521; 2013-566
02/07/2014	Indigent Appeal 2013-521; 2013-566 Decision
02/07/2014	Indigent Appeal 2013-334
02/07/2014	Indigent Appeal 2013-334 Decision
02/07/2014	Request for Cancellation of Taxes
02/07/2014	Executive Session §67-2345(1)(b) to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent.

**Board Actions**

Assessor's Recommendation to Adjust Tax/Valuation/Parcel No's.: PJ3450020120; C61120060110

Treasurer's Request for Adjustment to Solid Waste Fees/Parcel No's.: MLA000000030; MGN00000041A; MKA000000210; MZZ82W132230; S4500019006A

Request for Cancellation of Taxes/Parcel No.: 00340013004A/AIN 133904 Duplessis

Civil Division/KCSO/January 2014 Financial Report

Affidavit of Treasurer's Report: February 14, 2014

BOCC Signatures for Indigent Cases: 02/06/2014 through 02/12/2014

BOCC Signing/CUP13-0017/Hughes/Community Development

Commissioner Nelson moved to approve the Consent Calendar as read into the record by Chairman Tondee. Chairman Tondee seconded the motion. There being no discussion, Deputy Clerk Bradley called the roll:  
Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye  
The motion carried.

**D. Payables List:** Chairman Tondee presented the Payables List for February 10, 2014, through February 14, 2014.

Commissioner Nelson moved to approve the Payables Summary for February 10, 2014, through February 14, 2014, in the amount of \$566,176.59 and Juror's Payments in the amount of \$1,340.16. Chairman Tondee seconded the motion. There being no discussion, Deputy Clerk Bradley called the roll:  
Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye  
The motion carried.

**E. Changes to the Agenda:** There were no changes to the agenda.

**F. Old Business:** There was no old business discussed.

**G. New Business:**

**Bid Opening 2014-05/Weed Spraying/Noxious Weed Control**

Commissioner Nelson opened the two (2) bids received in response to the Notice Inviting Bids 2014-05, for Noxious Weed Control Spray, which was published in the *Coeur d'Alene Press* on January 21, 2014, and January 28, 2014. Perfection Weed and Pest Control submitted a bid in the amount of \$19.20 per acre for unit rate by truck, and unit rate by truck (right of way) and hand treatment at \$74.90 per hour. Panhandle Spray Service submitted a bid in the amount of \$21 per acre for unit rate by truck, \$75 per hour for unit rate by truck (right of way), and \$72 per hour for hand treatment.

Commissioner Nelson moved to forward the bids to Noxious Weeds and Legal for review. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye  
The motion carried.

**Award Bid 2014-04/Chute (Pit) Scale/Solid Waste**

Solid Waste Director Roger Saterfiel made a recommendation to the Board that they accept the bid submitted by Unitech Corporation, in response to the Notice Inviting Bids 2014-04, which was published in the *Coeur d'Alene Press* on January 24, 2014, and January 31, 2014. Mr. Saterfiel explained that he would like to include Option Three (3) and Option Four (4) for the Chute Scale, which will bring the total purchase amount to \$79,340. Mr. Saterfiel advised that this amount is well below the amount that was budgeted for this purchase.

Commissioner Nelson moved to award Bid 2014-04, to Unitech Corporation in the amount of \$79,340, for the purchase of a Chute Scale, as well as Option Three (3) and Four (4), per the recommendation of the Solid Waste Department. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye  
The motion carried.

**Award Bid 2014-03/Ancillary Building/Buildings and Grounds**

Buildings and Grounds Operations Manager Shawn Riley recommended that the Board award Bid 2014-03, for construction of the Ancillary Building, to James Elmer Construction. Mr. Riley advised the Board that Buildings and Grounds would like to include Options One (1), Two (2), and Four (4), which will bring the total bid award to \$1,368,858. James Elmer Construction was the lowest of the nine (9) bids that were submitted. Commissioner Nelson asked Mr. Riley to ensure that adequate restrictions (for change orders) are included in the contract.

Commissioner Nelson moved to award Bid 2014-03, for the Ancillary Building construction, including alternate Options One (1), Two (2), and Four (4) to James Elmer Construction for a total of \$1,368,858. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye

The motion carried.

**Authorize Chairman’s Signature/Noxious Weed Control Agreements/Enforcements/Noxious Weed Control**

Noxious Weed Superintendent Linda Ely asked the Board to consider Resolution 2014-22, which authorizes Chairman Tondee to execute Noxious Weed Control Agreements and Enforcement Notices for the 2014 noxious weed control season.

Commissioner Nelson moved to adopt Resolution 2014-22, to authorize Chairman Tondee to execute Noxious Weed Control Agreements and Enforcement Notices. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye

The motion carried.

**Fair Housing Proclamation/April 2014/Grant Management Office**

Grants Compliance Officer Jodi Bieze requested that the Board proclaim April 2014, as Fair Housing Month in Kootenai County. Ms. Bieze explained to the Board that the Bayview Community Center and Alpine Meadows are both open block grants and all grantees that have open Community Development Block Grants are required to enact this proclamation.

Commissioner Nelson moved to proclaim April 2014, as Fair Housing Month. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye

The motion carried.

**Resolution 2014-19/Cancel Taxes/Penalties/Interest/AIN 303419/City of Post Falls**

The Board considered Resolution 2014-19, which cancels taxes, penalties, and interest for the 2012 tax year on Parcel No. PJ3450110010, AIN 303419, which is owned by the City of Post Falls.

Commissioner Nelson moved to adopt Resolution 2014-19, to cancel taxes, penalties, and interest for AIN 303419, owned by the City of Post Falls. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye

The motion carried.

**Resolution 2014-20/Cancel Taxes/Penalties/Interest/AIN 210389/Peace Lutheran Church**

The Board considered Resolution 2014-20, which cancels taxes, penalties, and interest for the 2013 tax year on Parcel No. 0636020057AB, AIN 210389. This property is owned by Peace Lutheran Church, which is a tax exempt religious entity.

Commissioner Nelson moved to adopt Resolution 2014-20, to cancel taxes, penalties, and interest for AIN 210389, which is owned by Peace Lutheran Church. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye

The motion carried.

**Resolution 2014-21/Cancel Taxes/Penalties/Interest/AIN 117481/Miller**

The Board considered Resolution 2014-21, which adjusts the taxes, penalties, and interest for the 2012 tax year, on Parcel No. 52N05W299070, AIN 117481. The Board discussed that this adjustment was made to reflect the correct acreage of 11.309 acres for this parcel, which is owned by Mike Miller.

Commissioner Nelson moved to adopt Resolution 2014-21, to adjust taxes, penalties, and interest for the 2012 tax year on AIN 117481, for property owned by Mike Miller. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye

The motion carried.

**Resolution 2014-23/Surplus Vehicles/Assessor**

Civil Deputy Prosecuting Attorney R. David Ferguson asked the Board to consider Resolution 2014-23, to declare as surplus two (2) vehicles no longer in use by the Assessor's Office. Mr. Ferguson explained that one (1) vehicle is a 1990 Toyota Pickup truck valued between \$1,000 and \$1,500. The other vehicle is a 1993 Toyota Pickup truck valued between \$2,000 and \$2,500. As both of these vehicles have a value in excess of two hundred and fifty dollars (\$250), they will be disposed of at public auction.

Commissioner Nelson moved to adopt Resolution 2014-23, to declare as surplus two (2) vehicles no longer in use by the Assessor's Office. Chairman Tondee seconded the motion with the understanding that the vehicles will be offered to other County Departments prior to being sold at public auction. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye

The motion carried.

**Application/Community Choices Grant/City of Hayden/Transit**

Federal Transit Administration Grant Administrator Christine Fueston asked the Board to sign a letter of support for the City of Hayden, as they are pursuing a Community Choice grant. Ms. Fueston explained to the Board that this grant will be used to fund improvements on Honeysuckle west of US 95 adjacent to WalMart. The new improvements will include: two (2) bus pullouts, sidewalks, and Americans with Disabilities Act (ADA) improvements. There are no anticipated costs to the County for this project, but the County will work with the City of Hayden on project design and transit accommodations.

Commissioner Nelson moved to approve the letter of support for the City of Hayden Honeysuckle Improvement Project. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye

The motion carried.

**H. Staff Reports:** There were no staff reports.

**I. Public Comment:** This section is reserved for citizens wishing to address the Board regarding a County related issue. Idaho Law prohibits Board action on items brought under this section except in an emergency circumstance. Comments related to future public hearings should be held for that public hearing. There were no public comments.

**J. Executive Session §67-2345(1)(f)** to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. Kendig Keast; Boyd vs. Kootenai County; Hauser Gun Club vs. Kootenai County; Sacred Heart Medical Center vs. Kootenai County.

Commissioner Nelson moved that the Board enter Executive Session pursuant to *Idaho Code* §67-2345(1)(f). Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye  
Commissioner Green: Excused  
Chairman Tondee: Aye

The motion carried.

Executive Session was entered into at 2:24 p.m.

Chief Deputy Prosecutor Barry Black and Civil Deputy Prosecuting Attorney Pat Braden joined the Board in the Executive Session.

Executive Session was exited at 2:45 p.m.

The meeting was adjourned at 2:45 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

TODD TONDEE, CHAIRMAN

BY: \_\_\_\_\_  
Brandie Bradley, Deputy Clerk

\_\_\_\_\_