

**Minutes of Meeting  
Business Meeting  
March 25, 2014  
2:00 p.m.**

The Kootenai County Board of Commissioners: Chairman Todd Tondee, Commissioner Dan Green, and Commissioner Jai Nelson met to discuss the following agenda items. Also present were Trial Court Administrator Karlene Behringer, Captain Kim Edmondson, Sheriff Ben Wolfinger, Federal Transit Administration Grant Administrator Christine Fueston, Accounting Technician Lori Shaw, Noxious Weed Assistant Bill Hargrave, Weed Superintendent Linda Ely, Chief Deputy Clerk Pat Raffee, Elections Manager Carrie Phillips, Buildings and Grounds Operations Manager Shawn Riley, Chief Deputy Prosecutor Barry Black, Civil Deputy Prosecuting Attorney R. David Ferguson and Deputy Clerk Brandie Bradley.

- A. Call to Order:** Chairman Tondee called the meeting to order at 2:01 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**

03/04/2014	Business Meeting
03/10/2014	Board of Community Guardians
03/10/2014	Airport Grant Discussion
03/11/2014	Business Meeting
03/13/2014	Cemetery Obligations
03/14/2014	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.
03/14/2014	Community Development Update
03/14/2014	Budget Workshop/Elected Officials
03/18/2014	Lien Release 2012-1127, 2012-186
03/18/2014	Indigent Appeal 2013-876
03/19/2014	Executive Session §67-2345(1)(a) 1:00 p.m. to consider hiring a public officer, employee, staff member, or individual agent.
03/19/2014	Executive Session §67-2345(1)(a) 2:00 p.m. to consider hiring a public officer, employee, staff member, or individual agent.
03/19/2014	Executive Session §67-2345(1)(a) 3:00 p.m. to consider hiring a public officer, employee, staff member, or individual agent.

**Board Actions**

Assessor's Adjustment to Tax/Valuation/Parcel No.: H86350020020

Treasurer's Request to Transfer Funds/808 Tax Deed Surplus to Indigent Fund/Parcel No.:  
51N03W047675

Treasurer's Request to Transfer Funds/808 Tax Deed Surplus to Tax Collector/Parcel No.:  
53N03W035500

Affidavit of Treasurer's Report: March 21, 2014

Order of Decision/Signing/MSP13-0001/Woodlands at Frosty Pine/Community Development

BOCC Signatures for Indigent Cases: 03/13/2014 – 03/19/2014

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

Commissioner Nelson: Aye

Commissioner Green: Aye

Chairman Tondee: Aye

The motion carried.

- D. Payables List:** Chairman Tondee presented the Payables List for March 17, 2014, through March 21, 2014.

Commissioner Green moved to approve the Payables summary for March 17, 2014, through March 21, 2014, in the amount of \$582,855.39 and juror payments in the amount of \$531.52. Commissioner Nelson seconded the motion. There being no discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye

Commissioner Green: Aye

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:**

**Open/Request for Proposals/Inmate Medical Services/Jail/KCSO**

Commissioner Nelson opened the one (1) bid that was received in response to the Proposal for Inmate Medical Services. The Notice Inviting Bids was published in the *Coeur d'Alene Press* on February 14, 2014, and February 21, 2014. Correctional Healthcare Companies submitted a base bid of \$1,208,931.36 for the first year, \$1,245,199.32 for the second year, and \$1,282,555.20 for the third year. Captain Kim Edmondson explained to the Board that these services include medical, dental, and mental health treatment for inmates at the Kootenai County Jail.

Commissioner Green moved to accept the bid received for Inmate Medical Services and to forward the bid to the Sheriff's Office and Legal for review. Commissioner Nelson seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson: Aye

Commissioner Green: Aye

Chairman Tondee: Aye

The motion carried.

**Bid Opening 2014-06/Carpet Project/Buildings and Grounds**

Commissioner Nelson opened the two (2) bids received in response to the Proposal for Carpet and Flooring Projects in the Administration Building and the Court House. The Notice Inviting Bids was published in the *Coeur d'Alene Press* on March 3, 2014, and March 10, 2014. Fairway Flooring submitted a bid in the amount of \$30,072 for the first floor and \$11,877 for the third floor of the Administration Building, and \$10,699 for the first floor of the Court House, with a total bid amount of \$52,648. Great Floors of Spokane submitted a bid of \$19,932 for the first floor and \$13,512 for the third floor of the Administration Building, and \$19,570 for the first floor of the Court House, for a total bid in the amount of \$53,014.

Commissioner Green moved to accept the two (2) bids that were received in response to the Proposal for Carpet and Flooring Projects and to forward these bids to Buildings and Grounds and Legal for review. Commissioner Nelson seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

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

The motion carried.

**Award Bid 2014-07/Noxious Weed Control Spray/Noxious Weeds**

Noxious Weed Assistant Bill Hargrave asked the Board to award Bid 2014-07, for Noxious Weed Control, to Panhandle Spray Services, LLC. Bids were received and opened for this proposal at the Business Meeting which was held on March 18, 2014. Mr. Hargrave explained that three (3) bids were received at that meeting, but two (2) of the bids were non-responsive. Panhandle Spray Services LLC, submitted the only responsive bid, which was also the lowest bid received. The costs for these services are \$16 per acre for spraying by truck, \$65 per hour by truck in the right-of-way, and \$65 per hour for hand treatment.

Commissioner Green moved to award Bid 2014-07 to Panhandle Spray Services, LLC. Commissioner Nelson seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

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

The motion carried.

**Authorize Ballot Order/Resolution 2014-30 Designate Polling Places/May 20, 2014 Primary Elections**

Elections Manager Carrie Phillips requested that the Board adopt Resolution 2014-30, which designates the Polling Places for the May 20, 2014, Primary Election. Ms. Phillips also asked the Board to consider the Ballot Order for the Primary Election. Ms. Phillips explained that this election will include all precincts and committeemen will be on an oval ballot as well.

Commissioner Nelson moved to approve the Ballot Order and Resolution 2014-30, which Designates Polling Places for the May 20, 2014, Primary Election. Commissioner Green seconded the motion.

There being no further discussion, Deputy Clerk Bradley called the roll:

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

The motion carried.

**Award of Weapon/Badge/Identification Card Upon Retirement/Carrington/Chaney/KCSO**

Sheriff Ben Wolfinger asked the Board to award Undersheriff Travis Chaney and Lieutenant Lisa Carrington with their weapons, badges, and identification cards upon their retirement. Sheriff Wolfinger explained that this is the highest award that a Law Enforcement Officer can receive and is in accordance with *Idaho Code* §31-830, Title 31, Chapter 8. Mr. Chaney will be retiring in June 2014 after serving thirty-five (35) years, and Ms. Carrington will be retiring in April 2014 after serving for twenty-four (24) years. Sheriff Wolfinger explained to the Board that the identification cards will indicate that these are retired law enforcement officers and will have the Sheriff's signature.

Commissioner Green moved to award the weapons, badges, and identification cards to Undersheriff Chaney and Lieutenant Carrington upon their retirement. Commissioner Nelson seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

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

The motion carried.

**Services Agreement/Avertest Drug Testing Company/District Court**

Trial Court Administrator Karlene Behringer requested that the Board consider the Services Agreement between Kootenai County (District Court) and Avertest LLC. Ms. Behringer advised that this company is located in the Plaza Center on Government Way and will provide various types of testing services for participants of the Specialty Courts. This agreement will be effective March 17, 2014, through March 16, 2015. The costs for these services will be paid by the participant and funds received from the Supreme Court.

Commissioner Green moved to approve the Services Agreement between Kootenai County (District Court) and Avertest, LLC. Commissioner Nelson seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

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

The motion carried.

**Mediation Agreement/Boyd v. Kootenai County CV-13-8117/Civil Prosecuting Attorney**

Civil Deputy Prosecuting Attorney R. David Ferguson presented the Mediation Agreement between Kootenai County (Board of County Commissioners) and Charles Lempesis. Mr. Lempesis will provide mediation services for the Boyd v. Kootenai County court case CV-13-8117. Mr. Ferguson advised that mediation is scheduled for April 4, 2014, and the Board agreed that Commissioner Green will represent the Board at the mediation.

Commissioner Nelson moved to approve the Mediation Agreement between Kootenai County (Board of County Commissioners) and Charles Lempesis for the Boyd v. Kootenai County court case CV-13-8117, as well as to authorize Commissioner Green to attend the mediation on the Board's behalf. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

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

The motion carried.

**Conflict Contract/Jimenez/Board of Commissioners**

Commissioner Nelson presented the Public Defender Conflict Contract between Kootenai County (Board of County Commissioners) and Roxana A. Jimenez. Commissioner Nelson explained that Ms. Jimenez has requested to provide services for Category C child protection and juvenile matters conflict cases. The Judicial Selection Committee has approved Ms. Jimenez for Category C cases only at this time. Once Ms. Jimenez gains additional experience the Judicial Selection Committee will approve her to provide representation on Category B Conventional Criminal cases as well. The Board reviewed the contract, which indicated that Ms. Jimenez is eligible to be assigned to cases within categories B and C and discussed the need for Category B to be removed at this time.

Commissioner Green moved to approve the Public Defender Conflict Contract between Kootenai County (Board of County Commissioners) and Roxana A. Jimenez, provided that the contract is amended to reference only Category C cases. Commissioner Nelson seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

- Commissioner Nelson:           Aye
- Commissioner Green:           Aye
- Chairman Tondee:               Aye

The motion carried.

**Purchase and Sale Agreement/Tribe/Riverstone West LLC/Transit**

Federal Transit Administration (FTA) Grant Administrator Christine Fueston asked the Board to consider the Purchase and Sale Agreement between Kootenai County (Board of County Commissioners), the Coeur d’Alene Tribe, and Riverstone West, LLC. Ms. Fueston explained that this agreement allows for the purchase of Lots 1 and 2, Block 1, in the Riverstone West 3<sup>rd</sup> Addition, for the Transit Center Project. The total amount of this purchase is \$1,696,320, which will be funded by Federal Transit Administration (FTA) Grant Funds and Tribal Funds. This property purchase will close in four (4) to six (6) weeks, once FTA approval has been received.

Commissioner Green moved to approve the Purchase and Sale Agreement between Kootenai County (Board of County Commissioners), the Coeur d’Alene Tribe, and Riverstone West, LLC for the Transit Center Project. Commissioner Nelson seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

- Commissioner Nelson:           Aye
- Commissioner Green:           Aye
- Chairman Tondee:               Aye

The motion carried.

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

**H. 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.

The meeting was adjourned at 2:30 p.m.

Respectfully submitted,  
JIM BRANNON, CLERK

TODD TONDEE, CHAIRMAN

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

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