

**Minutes of Meeting  
Commissioners' Debriefing  
June 9, 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 Parks and Waterways Director Nick Snyder, Human Resources Director Skye Reynolds, Idaho Conservation League Associate Susan Drumheller, Kootenai Environmental Alliance Executive Director Adrienne Cronebaugh, Civil Deputy Prosecuting Attorneys Pat Braden, R. David Ferguson, and Jamila Holmes, and Deputy Clerk Brandie Bradley.

**A. Call to Order:** Chairman Tondee called the meeting to order at 2:04 p.m.

**B. Introductions:** There were no introductions made.

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

**D. Old Business:** No old business was discussed.

**E. New Business:**

Human Resources Director Skye Reynolds advised the Board that she received an employee request has to consider an exception to the allowable number of physical therapy visits available through the County insurance plan. Ms. Reynolds explained that the employee has utilized the maximum number of allowable visits prior to having surgery and is now requesting the exception to receive post operative physical therapy. Ms. Reynolds did not recommend that the Board deviate from the plan allowances.

Commissioner Green moved to deny the employee's request for an exception to the allowable number of physical therapy visits. Chairman Tondee seconded the motion. There being no further discussion, Deputy Clerk Bradley called the roll:

Commissioner Nelson:           Nay

Commissioner Green:           Aye

Chairman Tondee:               Aye

The motion carried.

Ms. Reynolds exited the meeting at 2:15 p.m.

Civil Deputy Prosecuting Attorney Jamila Holmes presented a claim that was made by Frontier Communications for damage to one-hundred (100) pair of buried cables. Ms. Holmes advised the Board that the damage was done by Peck and Peck Excavating, Inc. while they were performing work for the County at Mica Bay project site. The amount of the claim is \$1,526.13. Parks and Waterways Director Nick Snyder advised the Board that Peck and Peck Excavating, Inc. have been made aware of the claim. Mr. Snyder will contact Peck and Peck Excavating, Inc. and request that they remedy this claim with Frontier Communications.

Ms. Holmes stated that the Parks and Waterways staff did a site inspection of the County owned property in Cataldo. The attendees discussed that the adjacent property owner has been encroaching on the County property and Mr. Snyder advised that it appears that the property owner has been maintaining the property to a certain degree. Ms. Holmes shared that she has drafted a letter to this individual to ask them to vacate the property.

Mr. Snyder and Ms. Holmes exited the meeting at 2:26 p.m.

Chairman Tondee explained that County Assistance Manager Todd Rickard has supporting that the Commissioners approve all denials for indigent assistance applications at a public meeting. Civil Deputy Prosecuting Attorney Pat Braden advised that it would be appropriate to ratify these denials as part of the Business Meeting consent calendar. The Board agreed that this would be appropriate, provided that the consent calendar clearly indicates that the Board action is for the denials.

Commissioner Green stated that a counter offer was received from the owner of the office space at the Coeur d'Alene North building. The owner agreed to the term of forty-eight (48) months, with the tenant to pay for improvements, and with no commissions to be paid by the County. The owner countered the rent schedule. Civil Deputy Prosecuting Attorney R. David Ferguson advised that he would need to review the lease again to make sure that the non-appropriation language meets the needs of the County. The Board agreed that Commissioner Green would decline the counter offer.

Commissioner Green moved to reject the counter offer and thereby revert to the original lease offer as made by the Board, changing only the date of occupancy to October 1, 2014. 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.

Commissioner Green advised that a request has been made by Idaho Conservation League Associate Susan Drumheller and Kootenai Environmental Alliance Executive Director Adrienne Cronebaugh. This request seeks the Board's support of the City of Sandpoint's concerns with regard to increased rail traffic through Sandpoint and the surrounding communities. The United States Army Corps of Engineers is the permitting authority for three (3) coal-export terminal projects in Western Washington. It is estimated that 105 million tons of coal will be transported on this primary rail line which passes through Bonner County. The attendees discussed the concerns associated with the increased traffic which included: safety concerns, increased tax burdens, and potential issues from fugitive coal dust and/or diesel particulates that may contribute to public health impacts, derailments, and pollution. The Board agreed to draft a letter in support of some of the concerns expressed by the City of Sandpoint and Bonner County.

Ms. Drumheller exited the meeting at 2:50 p.m.

Chairman Tondee stated that Administrative Assistant Nancy Jones would like direction from the Board to reallocate funds in the amount of \$25,000 from New Programs to Community Support. The Board agreed that the reallocation was appropriate.

Chairman Tondee advised that the Fiscal Year 2014 Triennial Review has been completed. The Board reviewed the list of Preliminary Findings of Deficiency and discussed that several of these items need to be corrected. Two (2) critical items need to be corrected by September 2, 2014, the other items needs to be completed by October 2, 2014. Commissioner Nelson advised that she still has not received the Para-transit Request for Proposal (RFP) from Federal Transit Administration Administrator Christine Fueston. The Board agreed that Ms. Fueston will be given a deadline of June 30, 2014, to submit this RFP.

The Board agreed that Chairman Tondee will attend the mediation between Kootenai County and the Hauser Rod and Gun Club. The Board discussed that the actual settlement options will be stated under Executive Session.

Chairman Tondee stated that an application has been received from Leslie Duncan requesting appointment to the Aquifer Protection District. The Board agreed to add this appointment to the next Business Meeting to be held on Tuesday, June 17, 2014.

Commissioner Nelson presented an updated floor plan for the Human Resources Department remodel that will be completed once the Reprographics/Mail Center has relocated to the Ancillary Services Building. Next steps include obtaining the proper permits and publishing the notice for bid. This project will be funded in Fiscal Year 2015.

Commissioner Nelson expressed concerns about the direction of the Natural Resource Advisory Board. Commissioner Nelson wanted to ensure that the Advisory Board is bringing their recommendations to the Board for approval prior to publicizing or moving forward with establishing a position paper. Commissioner Green will follow-up with the Advisory Board.

Commissioner Nelson moved that the Board enter Executive Session pursuant to *Idaho Code* §67-2345(1)(b), to consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, or staff member, or individual agent, as well as pursuant to *Idaho Code* §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 (Frank Davis/Allied Bail Bonds)(Hauser Lake Rod and Gun Club). 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.

Executive Session was entered into at 3:20 p.m.

Civil Deputy Prosecuting Attorneys Pat Braden and R. David Ferguson joined the Board in Executive Session at 3:50 p.m.

Mr. Braden exited Executive Session at 3:55 p.m.

Executive Session was exited at 4:08 p.m. No decision was made by the Board.

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

**G. Public Comment:** This section is reserved for citizens wishing to address the Board regarding a County related issue. There was no public comment.

The meeting was adjourned at 4:08 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

TODD TONDEE, CHAIRMAN

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

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