

**Minutes of Meeting
Business Meeting
November 8, 2016
2:00 p.m.**

The Kootenai County Board of Commissioners: Chairman Dan Green, Commissioner Marc Eberlein, and Commissioner David Stewart met to discuss the following agenda items. Also present were KCSO Patrol Captain Andy Boyle, Buildings & Grounds (B&G) Director Shawn Riley, Airport Director Greg Delavan, Office of Emergency Management (OEM) Director Sandy Von Behren, Civil Deputy Prosecuting Attorneys R. David Ferguson, Jamila Holmes, and Pat Braden, Legal Assistant – Civil Barb Nyquist, Staff Accountant Grants Julina Hildreth, Human Resources (HR) Generalist–Compliance Cecilia Sweet, Generalist-Employee Relations Kimberley Buffin, BOCC Administrative Secretary Teri Johnston, and Deputy Clerk Randi Davis. Also present was Bayview Water & Sewer District (BWSD) Board Chair Richard Doney, Board members Marsha Ritziemer and Donald Gardner, and Bouten Construction Vice President Kreg Shelby.

A. Call to Order: Chairman Dan Green called the meeting to order at 2:00 p.m.

B. Pledge of Allegiance: Chairman Green led the Pledge of Allegiance.

C. Approval of Consent Calendar:

Minutes of Meetings:

10/24/2016	Community Development Update
10/31/2016	Business Meeting
10/31/2016	Community Development Update
11/02/2016	Requests for Debt Forgiveness 2016-360
11/02/2016	Indigent Appeal 2016-236

Board Actions:

Assessor’s Status Change/ AIN 140131
Treasurer’s Monthly Report/ October 2016
County Deed from Tax Deed Sale/ AIN 257032/ Ricks
BOCC Signatures for Indigent Cases: 10/26/2016 through 11/02/2016

Commissioner David Stewart moved to approve the Consent Calendar as it appeared on the agenda. Commissioner Marc Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart:	Aye
Commissioner Eberlein:	Aye
Chairman Green:	Aye

The motion carried.

D. Approval of Payables List:

Commissioner Stewart moved to accept the Payables List for the week of October 31, 2016, through November 4, 2016, in the amount of \$615,625.59 with jury payments of \$1,688.12. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

E. Changes to the Agenda:

Commissioner Stewart moved to pull item Drug Policy/ Department of Transportation/ Transit System/ Transit to a date uncertain, and to pull item Request for Reimbursement #1/ Harrison Breakwater Replacement Project/ BG16-1-28-1/ Parks & Waterways to return on the agenda for the business meeting on November 15, 2016. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

Chairman Green suggested adding an additional item. He said it concerned property in Post Falls that the County inappropriately pulled from a tax deed sale, which disabled the County from evicting the tenants. He said it was time sensitive because the eviction process needed to be reversed.

Commissioner Eberlein moved to add item Post Falls 4th Street House Tax Deed to the agenda. Commissioner Stewart seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

Civil Deputy Prosecuting Attorney Pat Braden requested an Executive Session §74-206(1)(f) be added to the agenda. He said it was necessary for discussion of the Arveson case that was set for November 9, 2016.

Commissioner Stewart moved to add an Executive Session pursuant to Idaho Code §74-206(1)(f). Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

Treasurer Steve Matheson entered the meeting at 2:09 p.m.

F. New Business:

Open/ Request for Qualifications/ Jail Expansion Project/ Buildings & Grounds

Commissioner Eberlein opened six sealed packages containing responses to the County's Request for Qualifications (RFQ) concerning the construction of the Jail expansion project.

The six construction firms were:

- Lydig Construction
- Layton Construction
- Scott Hedrick Construction
- Wright Brothers, The Building Company
- Sletten Construction Inc.
- Bouten Construction

Commissioner Stewart moved to forward the RFQs on to staff and Legal for further review. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye

Commissioner Eberlein: Aye

Chairman Green: Aye

The motion carried.

B&G Director Shawn Riley exited the meeting at 2:11 p.m.

Termination of Lease/ Nustad/ Airport

Lease Agreement/ Dickenson/ Airport

Airport Director Greg Delavan requested approval to terminate a hangar lease between the County and the Nustads, and enter into a lease with the Dickensons.

Commissioner Stewart moved to approve the termination of the lease between the County and Nustad and to approve the lease agreement between the County and Dickenson. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye

Commissioner Eberlein: Aye

Chairman Green: Aye

The motion carried.

Agreement & Facility Use Request/ College of Southern Idaho/ STAR Program/ Airport

Mr. Delavan presented an agreement between the County and the College of Southern Idaho that would allow the college's STAR Program to use a portion of the Airport's runway for motorcycle training activities.

Commissioner Stewart moved to approve the Agreement & Facility Use Request/ College of Southern Idaho/ STAR Program/ Airport. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

Mr. Delavan exited the meeting at 2:13 p.m.

~~Drug Policy/ Department of Transportation/ Transit System/ Transit~~ pulled

Contract Continuation/ Hay Group/ Human Resources

HR Generalist-Employee Relations Kimberley Buffin presented a one year contract continuation between the County and Hay Group for job evaluations.

Commissioner Stewart moved to approve the contract continuation between the County and Hay Group. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

Ms. Buffin, HR Generalist-Compliance Cecilia Sweet, and Bouten Construction Vice President Kreg Shelby exited the meeting at 2:14 p.m.

Agreement to Provide Law Enforcement Services/ Black Friday/ Hayden Walmart/ KCSO

KCSO Patrol Captain Andy Boyle presented an agreement between the County and the Hayden Walmart to provide law enforcement services on Black Friday, November 25, 2016.

Commissioner Stewart moved to approve the Agreement to Provide Law Enforcement Services/ Black Friday/ Hayden Walmart/ KCSO. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

Captain Boyle exited the meeting at 2:15 p.m.

Application/ Hazard Mitigation Grant/ Bayview Water & Sewer District (BWSD)/ Office of Emergency Management

OEM Director Sandy Von Behren presented a Hazard Mitigation Grant that the County could apply for on behalf of BWSO for two generators that would be used to power water pumps. She said the total project cost would be \$20,699, and BWSO would provide the 25% grant match. Ms. Von Behren said that the grant agreement the County would enter into with BWSO would specifically require BWSO to insure the generators. Commissioner Stewart asked whether BWSO would provide proof of insurance annually. BWSO Board member Marsha Ritzhiemer confirmed it would. Commissioner Stewart asked how long the County would be responsible for the grant. Civil Deputy Prosecuting Attorney Jamila Holmes confirmed the County would be responsible until the fair market value of the generators fell below \$5,000.

Commissioner Stewart moved to approve the Application/ Hazard Mitigation Grant/ BWSO/ Office of Emergency Management. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

Ms. Von Behren, Ms. Ritzhiemer, BWSO Board Chair Richard Doney, and Board member Donald Gardner exited the meeting at 2:23 p.m.

~~Request for Reimbursement #1/ Harrison Breakwater Replacement Project/ BG16-1-28-1/ Parks & Waterways-pulled~~

County Deed/ Sublette/ Board of Commissioners

Mr. Braden presented a County tax deed concerning a parcel of property on Loffs Bay Road in Coeur d'Alene. Commissioner Stewart suggested continuing the item to the next business meeting so that the Board could be more informed concerning the property.

Commissioner Stewart moved to continue item County Deed/ Sublette/ Board of Commissioners to the business meeting on November 15, 2016. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye
Commissioner Eberlein: Aye
Chairman Green: Aye

The motion carried.

Post Falls 4th Street House Tax Deed

Mr. Braden said that the lien holders of the 320 East 4th Street property in Post Falls were not properly notified of the tax deed hearing in the spring of 2016. He advised the Board to reverse the current tax deed process, and resume it in 2017. Mr. Braden also advised the Board to withdraw the notice of eviction.

Commissioner Stewart moved to reconvey the property on 320 East 4th Street in Post Falls back to the original owner, and to withdraw the eviction notice. Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye

Commissioner Eberlein: Aye

Chairman Green: Aye

The motion carried.

Treasurer Matheson asked whether the property was required to go through the auction process. Civil Deputy Prosecuting Attorney R. David Ferguson confirmed the County would own the property after it acquired it through a tax deed. He said statute then would require the property to go to auction. Mr. Ferguson said that if the property did not sell to the highest bidder, the County could dispose of the property as the Board saw fit. Commissioner Eberlein asked the amount statute required the opening bid to be. Mr. Ferguson confirmed it was the amount of property taxes owed.

- G. 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.

Executive Session §74-206(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

Commissioner Stewart moved to enter into Executive Session pursuant to Idaho Code §74-206(1)(f). Commissioner Eberlein seconded the motion. There being no further discussion, Deputy Clerk Davis called the roll:

Commissioner Stewart: Aye

Commissioner Eberlein: Aye

Chairman Green: Aye

The motion carried.

The Board entered into Executive Session at 2:34 p.m.

Mr. Braden joined the Board in Executive Session at 2:34 p.m.

Community Development Director David Callahan joined the Board in Executive Session at 2:35 p.m.

The Board exited Executive Session at 2:45 p.m.

The Board made no decisions.

Chairman Green adjourned the meeting at 2:45 p.m.

Respectfully submitted,

JIM BRANNON, CLERK

DANIEL H. GREEN, CHAIRMAN

BY: _____
Randi Davis, Deputy Clerk
