

**\*\*\*Monday, October 06, 2014,** Commissioners met in regular session with Chairman Dan Dinning, Commissioner LeAlan Pinkerton, Commissioner Walt Kirby, Clerk Glenda Poston, and Deputy Clerk Michelle Rohrwasser.

County resident Terry Capurso joined the meeting. Blue Sky Broadcasting Reporter Mike Brown was also present off and on throughout the meetings.

Commissioners gave the opening invocation and said the Pledge of Allegiance.

9:00 a.m., County Prosecutor Jack Douglas joined the meeting to discuss a records request made by the American Civil Liberties Union (ACLU). The request has to do with asking counties for information on public defense. It was said that Boundary County is not the only county that has received this request and there is a committee of legislators involved in looking at the public defense system in the state. Chairman Dinning said he spoke to the Idaho Association of Counties (IAC) and IAC would like a copy of the request and a copy of Prosecutor Douglas' response. A copy of the current and past county public defenders contract will be provided in response to the request along with an assignment of contract. Prosecutor Douglas said that is all the information Boundary County has to provide. Prosecutor Douglas said the ACLU is looking for someone to make their test case. Commissioners discussed the issue further.

Prosecutor Douglas left the meeting at 9:08 a.m.

Commissioner Kirby moved to approve the minutes of September 22 & 23, 2014 and September 29 & 30, 2014. Commissioner Pinkerton second. Motion passed unanimously.

9:10 a.m., Road and Bridge Superintendent Jeff Gutshall joined the meeting to provide a department Report. Mr. Gutshall did not present a written report. Mr. Gutshall spoke of the Cascade Creek Culvert project. Mr. Gutshall spoke of the exit strategy and what to do with excess materials for the Cascade Creek Project. There may be a way to put something through the archway as the stream bed levels have changed. Forming inside the culvert will take place today and Road and Bridge will pump over and inside of the footings for ballasts.

Mr. Gutshall presented Commissioners with information from Don Davis with Idaho Transportation Department regarding the Mobility West Study.

Mr. Gutshall left the meeting at 9:20 a.m.

Commissioner Kirby moved to sign the Independent Contractor Agreement with KG & T Septic Inc. for work to install a new sewer line behind the Courthouse. Commissioner Pinkerton second. Motion passed unanimously.

Chairman Dinning said this agreement has been reviewed and approved by Prosecutor Jack Douglas.

Commissioner Kirby moved to approve and authorize the Chairman to sign the Asset Acquisition/Deletion/Transfer Form declaring custom shelving, for old small courtroom vault books, surplus and transferring them to the Boundary County Museum. Commissioner Pinkerton second. Motion passed unanimously.

Commissioners tended to administrative duties.  
Chief Probation Officer Stacy Brown joined the meeting at 9:29 a.m.

Chairman Dinning asked Ms. Brown to explain the Community Incentive Program (CIP), The Re-Entry Program (REP) and the Mental Health Program (MHP). Ms. Brown said these programs are a gap protection and they allow the Probation Department to provide services in order to get juveniles out of commitment. These programs are services and treatments juveniles need without costing the parents and county. This is funding that comes from the state. Ms. Brown explained the funding is available only if it is needed. Ms. Brown said Boundary County currently has four juveniles and a potential for a fifth juvenile who will possibly need mental health counseling, etc. This is a service used through Medicaid that allows teaching life skills such as a big brother, big sister type of program. The funds are there in case we need it, according to Commissioner Kirby.

Commissioner Kirby moved to sign the Memorandum of Agreement to Support the Community Incentive Program (CIP), The Re-Entry Program (REP) and/or the Mental Health Program (MHP) for the Probation Office. Commissioner Pinkerton second. Motion passed unanimously.

Commissioner Pinkerton said it would be nice to know how often we use these funds.

Commissioners asked Ms. Brown for her thoughts on drug court. Ms. Brown said drug court is mainly used for felony cases, but if there are participant slots left over, those available slots can be used for misdemeanor cases. The program is a godsend in that there are no services for misdemeanor offenders, according to Ms. Brown. Once a misdemeanor adult has a slot in this program, they cannot be kicked out of the program to make room for a felony adult.

Commissioners spoke of how Probation Office staff and other county personal would be involved. Chairman Dinning said there is the initial cost, but then there is a siphoning of available hours for the bailiff, prosecutor, etc., so those offices and staff have to say they are available to do it. Commissioner Pinkerton said the Probation Office staff is already using their time and would probably have to look at hiring additional employees. There is a figure that is not going to be a one-time charge as it will be a yearly fee. The fee to the participant of the drug court program is \$35 per month. Commissioner Pinkerton said there will be costs for testing and he thinks it will just expand costs to the county. Commissioner Pinkerton said he would like to make a motion to decline funding a drug court. Clerk Poston said she doesn't think drug court can operate on its own.

Commissioner Pinkerton moved to decline funding drug court. Commissioner Kirby said he cannot second that motion. Chairman Dinning said he would like to see what Ms. Kesner's response is to the Commissioners' questions about funding through the Interlock Fund and how they are going to solve the problem logistically for the Prosecutor, Probation Office, Clerk and Bailiff so there is a true understanding because at this point, he is not in favor of going ahead as it stands. Commissioner Kirby said the individuals have already been found guilty and are either going to jail or drug court. If they go to drug court, the judge sets the rules for the fees, courses, etc.

Commissioner Kirby said so far he hasn't seen any real cost to the county as this is done in court. Chairman Dinning said there will be meetings and that is where there is concern about costs to the county. Clerk Poston asked if the judge holds drug court each and every month. It was said drug court keeps people out of the jail. Commissioner Kirby feels Commissioners should get a list of questions that are troubling them and have another meeting with First District Problem Solving Court Manager Marilyn

Kesner and Trial Court Administrator Karlene Behringer. Commissioner Pinkerton said Ms. Kesner and Ms. Behringer have been here a couple times at least so far. The start-up cost increased from \$3,000 to \$5,000. Clerk Poston added that it turned out to be that volunteers would be paid for their services. Clerk Poston said her court clerks are not volunteering their time and are paid, but it takes away from the scope of their normal duties. Clerk Poston said she is not supportive of evening drug courts for her staff as that goes into overtime, which she does not have budget for. Commissioner Kirby said Judge Buchanan has stated that drug court would take place during the day.

Chairman Dinning questioned what would happen if the county is in the middle of the drug court program and now it's requested that drug court be handled at night. Chairman Dinning said at this point he understands where Commissioner Pinkerton is coming from, but he doesn't yet have all the answers. Commissioner Pinkerton said Ms. Kesner and Ms. Behringer are trying to sell their program at the county's expense. Clerk Poston said she understood that all the slots were full, but that maybe unused slots from other counties could be used. Ms. Brown said she understood that nine slots were for felony adults and three slots were for misdemeanors offenders. Chairman Dinning said in talking this through he understood that there were a specific number of slots allotted to the five northern counties. For Boundary County to receive any slots someone is going to have to complete the program and then Boundary County would have to pull that slot from another county. Ms. Brown said drug court also applies to alcohol related offenses.

9:55 a.m., Solid Waste Superintendent Claine Skeen joined the meeting.

Commissioner Pinkerton moved to not support funding a drug court in Boundary County. Commissioner Kirby second. Motion passed unanimously.

Commissioner Pinkerton said he has not been convinced this is a good program to support.

Commissioners said they would like to know when drug courts were started, how many people drug court has treated, how drug court has grown, etc., and the comparisons have to be done with smaller counties.

Ms. Brown left the meeting at 10:00 a.m.

Chairman Dinning asked Mr. Skeen to have the landfill's community service workers wear the bright colored vests so they can be seen clearly when someone is in their car and backing up.

Mr. Skeen presented statistics on the waste stream study, which consists of September 22<sup>nd</sup> through September 28<sup>th</sup>. Mr. Skeen clarified the study was of garbage, not recycled materials. Mr. Skeen reviewed the information in his study. Mr. Skeen said the average tonnage is 13.31 tons per day. Last year average tonnage was 13.88 so the county has reduced even more as there is a lot of recycling and more material separation at the monitored sites.

Mr. Skeen said comingling is over 500 tons that has been shipped out from October 2013 to October 2014. Other tonnage included metal at 350 tons, aluminum at 1.89 tons and 177 batteries were recycled.

Mr. Skeen said Rosin Brothers had not completed baling the metal at the landfill and he questioned if that is a concern as the date for completion in the contract said October 1<sup>st</sup> if not sooner.

Commissioners spoke briefly about recycling glass. Mr. Skeen said with the recycling program in place, longevity of the landfill extends another 15 to 20 years.

Mr. Skeen asked Commissioners about a monitored site in Moyie Springs. Chairman Dinning said legislation needs to change otherwise the property Mr. Skeen has in mind for a proposed site, which is currently owned by the state, has to be put out to bid for sale if the county wanted the opportunity to purchase it or use it. The state cannot give the land to the county. A lease is still an option, but there are issues with that as well, according to Chairman Dinning.

Mr. Skeen left the meeting at 10:13 a.m.

Commissioners tended to administrative duties.

Commissioner Pinkerton moved to adopt Resolution 2014-29. A resolution to establish the 4-H After School Academy Trust, Boundary County 4-H Trust and U of I Program Funds Trust; establish revenue accounts for the trusts; to transfer cash from the trusts and increase the Current Expense County Agent Budget due to closure of bank accounts. Commissioner Kirby second. Motion passed unanimously. Resolution 2014-29 reads as follows:

RESOLUTION 2014-29

A RESOLUTION TO ESTABLISH THE 4-H AFTER SCHOOL ACADEMY TRUST, BOUNDARY COUNTY 4-H TRUST AND U OF I PROGRAM FUNDS TRUST; ESTABLISH REVENUE ACCOUNTS FOR THE TRUSTS; TO TRANSFER CASH FROM THE TRUSTS AND INCREASE THE CURRENT EXPENSE COUNTY AGENT BUDGET DUE TO CLOSURE OF BANK ACCOUNTS

WHEREAS, the Board of County Commissioners, County of Boundary, State of Idaho, did establish an operating budget for the Boundary County Current Expense County Agent Budget for fiscal year 2013-2014; and

WHEREAS, Boundary County works in cooperation with the University of Idaho to support the University of Idaho (U of I) Program Funds, the 4-H After School Academy and the Boundary County 4-H program; and

WHEREAS, U of I Program Funds are received from class fees paid by class participants in such classes as the Strong Woman program, canning and financial classes among others and those funds have been deposited into a checking account at Wells Fargo Bank in Bonners Ferry; and

WHEREAS, 4-H After School Academy revenue is received from user fees and a grant through the University of Idaho and those funds have been deposited into a checking account at Panhandle State Bank; and

WHEREAS, the Boundary County 4-H program receives revenue from user fees and those funds have been deposited into an account at Mountain West Bank in Bonners Ferry; and

WHEREAS, the Board of County Commissioners, County of Boundary, State of Idaho, find it is in the best interest of the County to close the three bank accounts, to keep in line with normal county accounting procedures established by the county, and to create the 4-H After School Academy Trust and revenue account number 9143-00-0081-00; and the Boundary County 4-H Trust and revenue account number 9144-00-0081-00; and the U of I Program Funds Trust and revenue account number 9145-00-0081-00; and

WHEREAS, the Board of County Commissioners, County of Boundary, State of Idaho, further find it is in the best interest of the County to transfer part of the cash from these trusts to the Current Expense County Agent Fund and increase the Current Expense County Agent Budget in order to pay program expenses; and

WHEREAS, the Boundary County Current Expense County Agent Fund is in need of additional revenue for fiscal year 2013-2014; and

WHEREAS, the addition of this revenue does not affect the tax levy for Boundary County; and

WHEREAS, it is appropriate to transfer cash and increase the Boundary County Current Expense County Agent Budget as follows:

| <b><u>Transfer Cash From Fund Number</u></b> | <b><u>Increase Expense Account</u></b> | <b><u>In the Amount of</u></b> |
|--|--|--------------------------------|
| 9143, 4-H After School Academy Trust         | 01-13-0559-043                         | \$594.91                       |
| 9144, Boundary County 4-H Trust              | 01-13-0559-044                         | \$4,531.40                     |
| 9145, U of I Program Funds Trust             | 01-13-0559-045                         | \$7,221.94                     |

NOW THEREFORE, upon motion duly made, seconded and unanimously carried,

IT IS RESOLVED, that the trust transfer of cash from the trusts and the increase to the Boundary County Current Expense County Agent Budget as outlined above is hereby authorized and ordered, and

IT IS FURTHER RESOLVED that the Clerk is instructed to deliver certified copies of this resolution to the Boundary County Treasurer and the Boundary County Auditor.

PASSED this 6<sup>th</sup> day of October, 2014 to be effective the 30th day of September, 2014.

COUNTY OF BOUNDARY  
BOARD OF COUNTY COMMISSIONERS  
s/ \_\_\_\_\_  
Dan R. Dinning, Chairman  
s/ \_\_\_\_\_  
LeAlan L. Pinkerton, Commissioner  
s/ \_\_\_\_\_  
Walt Kirby, Commissioner

ATTEST:  
s/ \_\_\_\_\_  
Glenda Poston, Clerk of the Board of County Commissioners  
Recorded as instrument #261971

Commissioner Pinkerton moved to adopt Resolution 2014-30. A resolution establishing Fire Mitigation Grant revenue account and expense budget due to receipt of unanticipated revenue from the Idaho Department of Lands. Commissioner Kirby second. Motion passed unanimously. Resolution 2014-30 reads as follows:

RESOLUTION 2014-30

ESTABLISH FIRE MITIGATION GRANT REVENUE ACCOUNT AND EXPENSE BUDGET  
DUE TO RECEIPT OF UNANTICIPATED REVENUE FROM THE IDAHO DEPARTMENT OF LANDS

WHEREAS, the Board of County Commissioners, County of Boundary, State of Idaho, did establish an operating budget for fiscal year 2013-2014; and

WHEREAS, \$56,979.16 in unanticipated grant funds has been received from the Idaho Department of Lands (IDL) for fire mitigation purposes; and

WHEREAS, \$4,382.88 of the IDL grant funds received in fiscal year 2012-2013 was not spent in that fiscal year and it is appropriate to carry those funds forward into fiscal year 2013-2014; and

WHEREAS, the addition of this revenue does not affect the tax levy for Boundary County; and

WHEREAS, it is appropriate to establish the Fire Mitigation Grant Revenue Budget Account Number 102-00-324-011 in the amount of \$61,362.04 (\$56,979.16 from revenue received in fiscal year 2013-2014 and \$4,382.88 from cash carry forward from fiscal year 2012-2013); and

WHEREAS, it is appropriate to establish the Fire Mitigation Grant Expense Budget Account Number 102-02-709-00 in the amount of \$61,362.04 in order to pay fire mitigation grant expenses.

NOW THEREFORE, upon motion duly made, seconded and unanimously carried,

IT IS RESOLVED that the establishment of the Fire Mitigation Revenue Budget Account Number 102-00-324-011 and Fire Mitigation Grant Expense Budget Account Number 102-02-709-00 in the amount of \$61,362.04, is hereby authorized and ordered; and

IT IS FURTHER RESOLVED that the Clerk is instructed to deliver certified copies of this resolution to the Boundary County Treasurer and the Boundary County Auditor.

PASSED this 6<sup>th</sup> day of October, 2014 to be effective the 30th day of September, 2014.

COUNTY OF BOUNDARY  
BOARD OF COUNTY COMMISSIONERS  
s/ \_\_\_\_\_  
Dan R. Dinning, Chairman  
s/ \_\_\_\_\_  
LeAlan L. Pinkerton, Commissioner  
s/ \_\_\_\_\_  
Walt Kirby, Commissioner

ATTEST:

s/ \_\_\_\_\_  
Glenda Poston, Clerk of the Board of County Commissioners  
Recorded as instrument #261972

Treasurer Jenny Fessler joined the meeting to explain deferred and yield taxes.

Commissioner Kirby moved upon the recommendation of the Treasurer to certify delinquent Yield and Deferred taxes, delinquent mobile home taxes, and delinquent water accounts to the real property rolls for collection. Commissioner Pinkerton second. Motion passed unanimously. Accounts certified to the real property rolls are as follows:

**Delinquent Yield**

|                 |          |
|-----------------|----------|
| RP62N03E061350A | \$254.24 |
| RP62N03E062401A | \$284.86 |
| RP61N01E330010A | \$44.56  |

**Delinquent Deferred**

|                 |          |
|-----------------|----------|
| RP62N01E042400A | \$710.04 |
|-----------------|----------|

**Cabinet Mountains Water District**

|                 |                             |
|-----------------|-----------------------------|
| RP60N01W261152A | \$578.20                    |
| RP60N01W261152A | \$578.20 (separate account) |
| RP61N01E088851A | \$578.20                    |

|                 |            |
|-----------------|------------|
| RP61N01E088410A | \$578.20   |
| RP61N01E088860A | \$578.20   |
| RP61N01E124700A | \$3,011.52 |
| RP60N01W288401A | \$349.94   |
| RP61N01E119461A | \$578.50   |
| RP60N01W233600A | \$578.50   |
| RP60N01W235450A | \$578.46   |
| RP61N01W356525A | \$578.50   |

**Three Mile Water District**

|                 |          |
|-----------------|----------|
| RP62N01E142861A | \$167.78 |
| RP62N02E078560A | \$477.94 |
| RP62N01E142841A | \$358.18 |
| RP62N01E020501A | \$358.18 |
| RP62N01E021955A | \$674.76 |
| RP62N01E142870A | \$358.18 |
| RP62N02E212390A | \$453.26 |
| RP003800010020A | \$354.34 |
| RP003800010040A | \$354.34 |
| RP61N01W120630A | \$342.50 |
| RP62N02E212411A | \$235.22 |
| RP62N02E170705A | \$408.68 |
| RP62N01E140765A | \$299.56 |
| RP62N01E123400A | \$345.00 |
| RP62N02E182380A | \$183.26 |
| RP62N01E126611A | \$432.56 |
| RP62N02E153160A | \$73.16  |
| RP61N01E123150A | \$453.22 |
| RP62N01E152260A | \$276.74 |
| RP62N02E174665A | \$438.28 |
| RP62N02E089100A | \$278.70 |
| RP004000000030A | \$291.96 |
| RP62N01E126900A | \$402.74 |
| RP008300000020A | \$124.00 |
| RP60N02E174510A | \$204.76 |

Treasurer Fessler left the meeting.

Commissioners tended to administrative duties.

Clerk Poston updated Commissioners on the purpose of the meeting scheduled later today to discuss the lease on the North Idaho College (NIC) satellite campus building. The lease is scheduled to be paid off November 2015. The current balance of the lease is \$17,625.60 and Clerk Poston said she would like to see Boundary County pay the lease off rather than carry the loan to term. Clerk Poston said she is waiting on confirmation of the balance due. Chairman Dinning said the rental agreement with NIC expires in year 2015. Clerk Poston said Boundary County still needs to write the \$1.00 check for the final purchase of the building. Commissioner Pinkerton asked when the county could sell the building. Clerk Poston said currently North Idaho College is using the building.

Terry Capurso asked if it's standard operating procedure throughout the state that a county owns buildings. Chairman Dinning said this lease agreement was signed 10 years ago. Panhandle Area Council (PAC) purchased the building and Boundary County is doing a lease/purchase from PAC. At the end of the term Boundary County will purchase the building for \$1.00, then sublet NIC to have the college campus here for our citizens, otherwise students have to drive to Sandpoint or Coeur d' Alene to get those courses, and yes, this type of agreement has been done, according to Chairman Dinning. Mr. Capurso asked if NIC would have come to Boundary County otherwise had that not been done. Chairman Dinning said as best as he can recall, there wasn't another building that fit NIC's needs and this was a way to entice NIC to come to Boundary County. Mr. Capurso said he is familiar with the building as he had been interested in purchasing it. Chairman Dinning said it was a way to bring NIC's services here.

Chairman Dinning referred to the land leases that the county has to farm property near the airport and landfill. One of these leases is coming due at the end of this year whereas the other lease's term will end at the end of year 2016. Chairman Dinning said in his reading of the lease it is his understanding the county can extend this lease so both lease terms expire the end of year 2016. At that time the county can go out for requests for proposals for farming both properties at the same time.

Deputy Clerk Nancy Ryals joined the meeting at 10:53 a.m.

Mr. Capurso left the meeting.

Commissioner Kirby moved to go into closed session under Idaho Code 31-874. Commissioner Pinkerton second. Motion passed unanimously. 10:54 a.m., Commissioner Pinkerton moved to go out of closed session. Commissioner Kirby second. Motion passed unanimously.

Commissioner Pinkerton moved to approve indigent application 2014-53 as per the Clerk's recommendation. Commissioner Kirby second. Motion passed unanimously.

Deputy Clerk Ryals left the meeting at 10:55 a.m.

Chairman Dinning said he realized that there are residents living in the mobile home that is sitting on real property the county had tax deeded and that the people should have been asked to move the mobile home off the property.

Mr. Capurso returned to the meeting at 10:57 a.m.

Commissioner Pinkerton moved to approve the nomination of Jack Buell as the District I Representative on the Idaho Counties Risk Management Program (ICRMP) Board. Commissioner Kirby second. Motion passed unanimously.

Commissioners tended to administrative duties.

11:05 a.m., Restorium Administrator Karlene Magee and Assistant Administrator Pam Barton joined the meeting to update Commissioners on Restorium matters.



Ms. Barton presented Commissioners and Clerk Poston with Restorium statistics through September 2014. Ms. Magee discussed a matter involving a resident who no longer meets criteria to remain at the Restorium. The ankle bracelet system used by the Restorium is now obsolete and Ms. Magee said one quote she received totaled approximately \$4,000 to \$5,000 for door alarms. The prior system would lock the door, but not this current system. Ms. Magee explained that she is looking into quotes for new systems and is waiting to hear back. Ms. Magee reported there are six vacant rooms as of today. Revenue is up and some of that is attributed to timing of payments. Increased employee hours are due to these employees taking their Idaho Counties Risk Management Program (ICRMP) training, holiday hours, etc. Ms. Magee said she will have to have additional staff for a time due to a resident that tends to wander away from the Restorium.

Commissioners said correspondence from Jessica Smith of Living Local Magazine came though asking about renewing the advertisement for the Restorium. Ms. Magee said she hasn't gotten one call as a result of this publication, but she does get responses from attending health fairs. Ms. Barton said she and Ms. Magee are also looking into options for veterans. Ms. Magee and Ms. Barton spoke of the waiting list for the Restorium and the reasons some potential residents can't or don't qualify to stay at the Restorium. Ms. Barton said she's had three different inquiries for couples, but they can't share the bathroom with the adjoining room.

Commissioner Kirby spoke of the surplus pickup truck at the Restorium. Commissioner Kirby said the truck can be traded for another truck from the Road and Bridge Department after being declared surplus.

Ms. Magee is to notify the Bonners Ferry Living Local Magazine representative that she is no longer interested in having a page in the Living Local Magazines. Ms. Barton spoke of starting a Restorium Facebook page and hosting a luncheon for the Veterans.

The meeting with Ms. Magee and Ms. Barton ended at 11:25 a.m.

11:30 a.m., Commissioners held a public auction to sell real property that had been tax deeded by the county. Present were: Chairman Dan Dinning, Commissioner LeAlan Pinkerton, Commissioner Walt Kirby, Clerk Glenda Poston, Deputy Clerk Michelle Rohrwasser, Kevin Sweeney, Terry Capurso, Treasurer Jenny Fessler, Blue Sky Broadcasting Reporter Mike Brown, Sam Fodge, Deneice Fodge, Chief Deputy Treasurer Sue Larson and Ron Sukenik.

Chairman Dinning explained the property being offered at auction is RP60N01W244050A and the former owner is Don Horner. The property address is 494839 Highway 95, Naples, Idaho, and the property consists of a little more than two acres. The sale is for real property only as there is a mobile home on the property that is not part of the sale. The minimum bid is \$5,166.11, which is the total of the taxes, penalties, interests, and costs for years 2009 through 2014. Chairman Dinning reviewed the requirements for bidding in that the successful bidder must provide a \$100 non-refundable deposit in the form of cash or cashier's check to secure the bid and shall have three business days to provide Boundary County with certified funds for the balance of the amount due. Boundary County makes no warranties expressed or implied regarding this property.

Mr. Sukenik said there are miscellaneous outbuildings on the property and he asked if there is any information on those. Chairman Dinning said the auction is for just the land. Chairman Dinning

answered a member of the public's question in that if no bids come forward, Boundary County has contracted with a local real estate agent to advertise the property for sale.

Chairman Dinning opened the public auction to bidders. The highest bid was made by Ron Sukenik who bid \$8,500.

The auction ended at 11:37 a.m.

Chairman Dinning mentioned new legislation going into effect regarding reporting requirements for public defenders. Idaho Code Statute 19-864 states public defenders need to write reports to the Board of Commissioners and the appropriate administrative district judge showing the number of persons represented, the crimes involved and the expenditures, totaled by kind, made in carrying out the responsibilities imposed by this act. Commissioners will forward this request to the county's public defenders along with the Idaho Code statute pertaining to this requirement.

Commissioners recessed for lunch at 11:47 a.m.

1:30 p.m., Commissioners reconvened for the afternoon session with Chairman Dan Dinning, Commissioner LeAlan Pinkerton, Commissioner Walt Kirby, Clerk Glenda Poston, and Deputy Clerk Michelle Rohrwasser.

Chief Deputy Clerk Tracie Isaac and Sheriff Greg Sprungl joined the meeting.

Commissioner Pinkerton moved to sign the letters to the City of Bonners Ferry and the Kootenai Tribe of Idaho pertaining to budgeting for the next year's contracts.

Commissioner Pinkerton moved to authorize the Chairman to sign the deed for property known as RP60N01W244050A that was sold to Ronald and LeAnn Sukenik at tax deed auction held earlier this morning. Commissioner Kirby second. Motion passed unanimously.

Sheriff Sprungl said he has a job description for a part time jailer and he wondered if the description needs to be sent to the Job Classification Committee. Sheriff Sprungl said it's basically the paid reserve position. Chief Deputy Clerk Isaac said she compared this position to the description for the detention deputy and this new part time position will participate in all job duties except for handling funds and dispensing medication so there is a difference there, but she doesn't know if that is enough of a difference to send the new job description to the committee. Sheriff Sprungl said 100 online hours of training is all that is required for this position. Chairman Dinning asked if this position will satisfy the requirement for two detention deputies. Sheriff Sprungl said not as the requirements are written at the moment. Sheriff Sprungl said if he made this new position full time, he would go through Peace Officers Standards and Training (POST) Academy and it would then qualify as having two detention staff in the jail. Sheriff Sprungl said he would like to get the position approved so he can hire someone for the jail. Commissioner Pinkerton said it's a great program to at least look at, but he questioned training. Sheriff Sprungl said it is contingent the applicant selected passes a polygraph test and pass the 100 hour training course. If the applicant is a part-time detention deputy, they would still have to go through POST academy within one year so the person hired would be okay for one year. Commissioner Pinkerton said Sheriff Sprungl is hopeful this applicant only has to take the 100 hour course. Sheriff Sprungl said that plan has already been laid, but not approved by council.

It was suggested Sheriff Sprungl hire someone as part-time detention officer who needs to go to the academy within one year. It's best to call this a part-time detention deputy at the same hourly wage, but there will be no health benefits. Sheriff Sprungl said he will still need an additional person hired as that doesn't solve the problem if someone calls in sick, etc.

It was stated the Sheriff's budget has enough funds for two detention deputies. Clerk Poston said she has 3,000 hours at \$14.18 per hour available for part-time detention deputies.

Commissioners and Sheriff Sprungl discussed the company, LCA Architects (LCA) that came to look into plans to expand the jail. Sheriff Sprungl said LCA came up to Boundary County to take a look at the Sheriff's Office and this is a situation in which he got interested in looking into expansion then the jail population dropped back down. The need for expansion is still there as the population will not stay down. If the county hires LCA to conduct a study and make plans, the cost is \$25,000 plus expenses to form the plans and it's all encompassing. Sheriff Sprungl said it's a good way to start. Chairman Dinning said LCA will come up with a design and a plan of what the county is requesting and they will also look at what needs might be 20 years down the road. Americans with Disabilities Act matters would be rectified such as another alternative to inmates with chains around their ankles walking through snow and up the Courthouse stairs, according to Sheriff Sprungl. Commissioner Pinkerton said he didn't think there would be a full design, but only bits and pieces. Chairman Dinning said we have to have foresight, but he doesn't think there is enough budget. Sheriff Sprungl said the cost is more than \$25,000 as there are also travel expenses for LCA. Sheriff Sprungl said when they say expenses, he thinks about a cost jump to \$40,000.

Commissioners and Sheriff Sprungl spoke to LCA Partner and former Blaine County Sheriff Walt Femling about the scope of work proposed. Mr. Femling discussed providing a site plan depicting how the proposed site would look, a site analysis, all spaces and square footage, and a schematic design of the facility. LCA will provide a design that could actually show a voter what the site actually looks like. These won't be construction documents as that is much more intense, according to Mr. Femling. This plan identifies square footage, how big the facility is and the cost estimate so the county can proceed with a bond if that is the direction chosen. All justifications for the study will include a needs assessment going back five years and going forward as far as the needs today and in the future.

Mr. Femling estimated travel expenses and he said he would anticipate two trips at \$200 per flight, car rental and one night's stay all at a cost of under approximately \$1,000 for two trips. The call to Mr. Femling ended at 1:56 p.m.

Chairman Dinning said this brings it to the point of approaching the community for a bond after an architect comes in with hard costs. Chairman Dinning said he doesn't know where the county would pay for this expense this year if that is the direction the county is going. Clerk Poston said the Justice Fund's reserve is the only line item to take that cost from.

Boundary County Youth Crisis and Domestic Violence Representative Becky James joined the meeting at 2:00 p.m.

Chairman Dinning said if the county were to use today's census, the number of inmates in the jail has decreased fairly well. Commissioner Pinkerton asked about putting out a request for proposals for a bid. Chairman Dinning said we have time to develop what we want to do and to continue this discussion throughout the year.

Commissioner Pinkerton said he wanted to discuss the question of in-lieu holiday. Sheriff Sprungl said he doesn't see where he has money to pay that. Commissioner Pinkerton said in-lieu holidays should be discussed as there may be confusion as to how it works and he mentioned with adding additional staff it should reduce overtime. Sheriff Sprungl said that is when you have enough staff to start with. Commissioner Pinkerton said the resolution regarding in-lieu holidays was adopted back in May 2014. Sheriff Sprungl said he hadn't known about this change. Commissioner Pinkerton said there is disconnect about the whole concept. Sheriff Sprungl can schedule manpower accordingly to address the operation. When there is a holiday not all Sheriff's Office employees can take that day off as there has to be coverage. Sheriff Sprungl spoke of operating on a short staff. In lieu holidays only apply when an employee's regular day falls on a holiday. Sheriff Sprungl said he found out about this provision after his budget was set. Commissioner Pinkerton said this topic has been talked about prior with the Sheriff present.

Commissioner Pinkerton attempted to explain to those present how in-lieu holidays work and he said all employees have equal benefit of some kind on the holidays.

The meeting with Sheriff Sprungl ended at 2:25 p.m.

Chairman Dinning temporarily left the meeting at 2:25 pm

Ms. James said the Boundary County Juvenile Crisis and Domestic Violence Office received a bill from Computer Arts, Inc., totaling \$400 for services rendered. Ms. James explained the service CAI performed was setting up two new computers as she doesn't have administrative authority to do anything involving the county's server. Two new computers were received, but Ms. James said she could not set them up on her own due to the server connection. Ms. James said her office is grant and donation funded and she can pay this bill, but it is a large amount for her office. Ms. James said she is not asking for the county to pay the entire bill, but any amount the county can contribute would help.

Clerk Poston said she understands the issue and she explained that the county only has a certain amount of hours purchased from CAI and that she is very possessive of those hours as they are for county employees in the Courthouse. Clerk Poston said when this matter came up she questioned if four hours of the county's hours were spent on this so her thought is that maybe the county can pay for two of the four hours and Ms. James' Office can pay for the remaining two hours. Clerk Poston reiterated that she is possessive of those hours as it's not an open contract. Commissioner Kirby recapped the discussion in that the Clerk's Office will pay for half of the bill. Clerk Poston explained how she reviews the invoices sent from CAI for work that has been done. Commissioner Pinkerton asked who ordered the service from CAI. Ms. James said her office did as they don't have the ability to work with the server. Commissioner Pinkerton said it's hard to say the Victims' Services Office is not the county. Clerk Poston said CAI knows that no one else has rights to the county's hours.

Ms. James said she informed CAI up front to bill her office so she was surprised that hours were taken away from the county. Clerk Poston said CAI itemizes their bills so she noticed this and informed him that the Victim's Services Office is not a county office. Clerk Poston said there has been a misunderstanding, but she believes half of the bill should be paid for by Victim's Services. Ms. James said she is happy to pay half of the bill. Clerk Poston explained how the county doesn't pay CAI to work on Sheriff's Office computers, etc. The county is billed at a lower rate of \$60 instead of \$90 per hour. Commissioner Pinkerton said once the county runs out of hours, the rate of \$90 is assessed.

Commissioner Pinkerton said if CAI is using county hours for the Victims Services Office, why is the cost per hour \$90? Clerk Poston said they reimbursed the county for those four hours.

The meeting with Ms. James ended at 2:39 p.m.

Chairman Dinning returned to the meeting.

Clerk Poston said County Civil Counsel Tevis Hull needs to review the information for the North Idaho College (NIC) lease. The amount of \$36,000 is received from the Kootenai Tribe and the Economic Development Council to make the lease payments. The lease payoff totals \$17,800 as of October 15, 2014, and the county has the option of purchasing the building for \$1.00. If the county continues renting the building to NIC, the county needs to review the lease at some point in time as it refers to Panhandle Area Council. The lease's term expires November 2015. If Panhandle Area Council is removed from the lease, there is still the sublease between the county and NIC, which was signed in year 2007. Chairman Dinning explained that Panhandle Area Council has no interest in the lease or the land. The amount to pay off is \$17,794.12.

Commissioner Kirby moved to allow the Clerk to pay off the building lease with Panhandle Area Council on October 15, 2014. Commissioner Pinkerton second. Motion passed unanimously.

Chairman Dinning mentioned the Kootenai Tribe and Commissioner Kirby mentioned the Economic Development Council as having been a part of the lease.

Commissioners addressed a request to approve an alcohol catering permit for Wild Horse Mercantile and Saloon to serve beer and wine at a mud and rock crawl event hosted by Mountain Mafia Entertainment for the weekend of October 10, 11, and 12, 2014.

Commissioner Kirby moved to approve the 2014 County Alcoholic Beverage Catering Permit for Wild Horse Mercantile and Saloon to serve beer and wine at the mud bog/rock crawl event hosted by Mountain Mafia Entertainment. Commissioner Pinkerton second. Motion passed unanimously.

Commissioners discussed extending the term of the farming lease on land near the county landfill to the same term as the farming lease on land near the county airport, which expires in year 2016.

Commissioner Kirby moved to extend the term of the farming lease for property near the county landfill to the last day of harvest 2014, or by December 2014 to coincide with the term of the farming lease for land near the county airport. Commissioner Pinkerton second. Motion passed unanimously.

Commissioners addressed the renewal agreement with Valence Wireless & Communications for the Sheriff's Office. Valence provides preventative maintenance inspections, programming, corrective maintenance or any related work request. Specific equipment examples this contract can be applied to are: Zetron radio consoles, Zetron 9-1-1 phone consoles, Stancil Logging Recorder, base stations, repeaters, mobile radios, portable radios, infrastructure components, vehicle installations, etc., as per the agreement.

Commissioner Pinkerton moved to sign the renewal Agreement with Valence Wireless & Communications for the Sheriff's Office with a term to expire August 2015. Commissioner Kirby second. Motion passed unanimously.

There being no further business, the meeting adjourned at 3:14 p.m.

**\*\*\*Thursday, October 09, 2014**, Commissioners met in special session with Chairman Dan Dinning, Commissioner LeAlan Pinkerton, Commissioner Walt Kirby, Clerk Glenda Poston, and Deputy Clerk Michelle Rohrwasser.

9:45 a.m., Senator Mike Crapo and his staff, Regional Director Karen Roetter and State Director of Intergovernmental Affairs and Environment Mitch Silvers, joined the meeting to talk with Commissioners about various topics before attending a town hall meeting. Also present were: John Moss and Bonners Ferry Herald Reporter Aaron Bohachek.

Chairman Dinning briefly discussed endangered species and said it's not that he doesn't respect endangered species as he would like to see them recovered, but we need to improve habitat in the meantime. Senator Crapo spoke of hearing that economic activity is harmful to the environment, but feels that is not true. Senator Crapo said if you put the economy on an "x" axis and environment on the "y" axis, the confrontational mode you get when speaking to a distant agency who doesn't understand local issues you get a decision that is low on the axis and is not as good for either the economy or the environment, but people who live in the affected area and want good jobs for their families know the solutions further up on the axis. There needs to be opportunities for the local people in decision making. Commissioner Pinkerton agreed. There are all sorts of sciences there, but when it gets to court, it's one sided. Commissioner Pinkerton the public's presence in the forest is a good thing and it keeps the forest healthy. Commissioner Pinkerton said if you drive around this area, there are a few primary roads that aren't gated. Senator Crapo said access to the forests are a critical issue. Commissioner Pinkerton said he would be very surprised if even Search and Dive Rescue had keys to those gates as there is limited access to those gates. The Endangered Species Act has forced the Forest Service to say who can go back into the forests. Getting timber harvests is just one factor. Boundary County has other issues and matters to keep our eye on so we have other things going on that the federal government isn't aware of.

Chairman Dinning said talking about national debt, it was estimated that the western half of the United States has 170 trillion worth in natural resource reserves. Senator Crapo said he didn't know if that figure was accurate. Chairman Dinning said if that is true and you take just 10% of that, it would pay off the debt. Senator Crapo said if you look at oil and gas resources on federal lands that are not accessible, the lands that we do have access to that has revenue that would come to the federal government from royalties would be about 800 billion dollars over 10 years. Those are some of the numbers that are being argued over. Managing forests can be done in such a way that would generate tax and we would be less dependent on oil and gas. It would be greater with the ripple effect and help with national security. Other countries are utilizing their oil and gas and forcing other countries into submission in doing that. The United States would be able to reduce the leverage that Russia has if we were able to do that. Commissioner Pinkerton said he heard it announced today that China is now the number one economy.

Commissioner Pinkerton mentioned the disagreements of the federal government and he questioned how conservation easements are able to be funded. A landowner gets funds for putting their land into a conservation easement that will last forever yet you always hear from the Forest Service that they don't have funds to maintain their roads. This is the same agency that is funding landowners. Commissioner Pinkerton said the conservation easement is a personal issue and he doesn't think he should make a decision about his land that will last forever. The funds for the conservation easement are taxpayer dollars and not all taxpayers benefit from this program. Senator Crapo said if the funds came from other

federal government agencies, there would still be issues, but maybe not if it was the program's own funding.

Senator Crapo said there are a lot of parts to the federal government. There is as much as 60% in payments to individual citizens in the form of Medicaid, Medicare, and Social Security. There is a farm bill that also has different parts to it. Senator Crapo said he agrees about entitlements. We have to reform our entitlement system and every part of that system has to be on the table for discussion so to that extent he agrees with Commissioner Pinkerton. Of Idaho's amount of agricultural spending and of all the different pieces of the budget, the agriculture budget is the only budget that has been reduced. It's a reduction, but not elimination. Senator Crapo said his other idea is to allow easements to be less than permanent, which will also pay less to the property owner. The easements could last the property owner's lifetime, but not be perpetual. Chairman Dinning said or the conservation easement can be leased so an individual can buy the easement back. Senator Crapo said that is very valid. Senator Crapo said Commissioner Pinkerton is making good points.

Chairman Dinning said Commissioners have been toying at times with the Grizzly Bear study in the Glacier, Montana area and a study has just been completed in the Cabinet-Yaak area, everything east of Highway 95, and some interesting genetic information has been gathered. Chairman Dinning said Boundary County doesn't have the funds that another county has for this study. At some point if this issue pertaining to the Grizzly Bear goes forward, Boundary County may make a request of the Senator's staff for help. Commissioners feel there is a real need for Boundary County to have a DNA study done in the Selkirks range. Senator Crapo said funds cannot be earmarked, but it is appropriate to use budgets to conduct research. The federal government should allow the county to have economic or revenue flow from land/tax base and secure Secure Rural Schools (SRS) and payment in lieu of taxes (PILT) funding better and more regularly. Chairman Dinning said Boundary County was a part of the Community Forest Trust Program and we need to look at doing something other than we are currently doing.

Commissioners gave Senator Crapo a copy of the documentary on Boundary County. Chairman Dinning said there is a lack of understanding of how rural communities fund education and he spoke of the number of logs cut over the years in relation to payments to schools. Chairman Dinning said years prior to that and after, when you take the value of the dollar at that time, then use the formula for the amount given to schools and counties, it was an unbelievable amount of funding for the small schools. Now the schools are looking at receiving approximately \$300,000 and it would take almost double the volume to get where we had historically been. SRS first started in the mid 1980's. Senator Crapo said he will work and continue working on that. People in urban areas do not understand this and they don't understand we can manage the forest and cut timber and not hurt the forest.

The meeting with Senator Crapo ended at 10:20 a.m.

There being no further business, the meeting adjourned at 10:20 a.m.

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DAN R. DINNING, Chairman

ATTEST:

October 6 & 7, 2014

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GLEND POSTON, Clerk  
By: Michelle Rohrwasser, Deputy Clerk