

FIRST DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 8, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Dave Curl.

APPROVED CLAIMS ORDER NO. 2-10-16

The Board of Commissioners approved payment of County claims in the amounts of \$141,695.46, \$45,371.04, and \$4,062.60 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facility Management in the amount of \$1,614.00 to Northwest Service Technologies.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:35 a.m. for an office staff meeting. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Facilities Manager Paul Navarro, PIO Joe Decker, Senior Administrative Specialist Jenen Ross, and Deputy Clerks Kelly Martinez and Monica Reeves. Ms. Martinez and Ms. Ross left at 8:39 a.m. Joe Decker reported on the following communication items: a media release about the March Presidential Election; the escaped inmate who was caught in Ontario, Oregon; a death penalty story in yesterday's newspaper giving a big picture look at costs, etc., which included comments by Public Defender Tera Harden about the Prosecutor's Office; there was an article in the Idaho Press-Tribune about the jail expansion; he will attend a website meeting today, the Middleton tabletop exercise is scheduled for Wednesday; David Loper invited him to attend a household hazardous waste disposal planning meeting this week with Southwest District Health; and talking points for the KBOI radio interview. Paul Navarro reported on the following facilities items:

courthouse remodel; the court bench designs have been finalized; he will meet with Judge Ford and the Supreme Court's contractor about tying conference telephones into the courtrooms, it's outside the scope of work so there will be a significant cost and he's hoping it will come out of the court facilities fund. The Supreme Court has offered to pay for half of the audio/visual installation but this is above and beyond that. Commissioner Rule said it may have to be budgeted in next year's budget. Mr. Navarro said the cost for audio/visual for three courtrooms is \$80,000. Commissioner Hanson said it wasn't included in the original scope and the since the courts have a fund through the Supreme Court he thinks they should pay for it. Commissioner Dale said it sounds like a reasonable request and they should be paying for it. Mr. Navarro will find out what the cost estimate is. He reported that the latest jail design meeting was productive and a design has been hammered out, and the only thing they're working on at this point is security designs. The Sheriff's Office will review camera locations and control doors. We are in the homestretch of finalizing it and now the big ticket items will show up with a schematic design and eventually a construction document. He said there have been solutions and it will be a much nicer facility than what we currently have. He will meet with the City of Caldwell regarding setbacks and lot consolidation, sewer, and vacation of the alley; Ken Fisher will meet with Idaho Power about the joint trench. Commissioner Rule said if they are vacating the alley perhaps they should vacate a portion of Belmont Street because they have been talking about that for years. Mr. Navarro will talk to DSD Director Tricia Nilsson about it since she is aware of the other issue with the sallyport on Belmont Street. He asked if there is anything he needs to be aware of regarding the Nampa annex. Commissioner Rule said the interested buyer fell by the wayside and the City of Nampa is not interested in purchasing it so the County will have to go through the auction process and list it with a realtor. Commissioner Hanson said the Prosecutor's Office is working with the Assessor's Office on a value. Commissioner Rule asked about the status of getting prices for a fence for the tent jail. Mr. Navarro has an estimate of \$2,100. Commissioner Rule directed him to submit a purchase order for that amount. Commissioner Dale asked if it will potentially extend the life of the building. Mr. Navarro said Sprung Structures wants him to buy their product but the cost is astronomical. He spoke about the type of fencing that will be used and said it will increase the life of the tent from damage. Commissioner Rule said the structure was a work release center to begin with and now it's being used for minimum security and if the new jail is constructed this fall it will go back to work release and we wouldn't need \$20,000-\$30,000 of "hard wall" on the inside. There were comments about how the Idaho Press-Tribune reported that the structure would be used for storage but that was the first time the Board or Mr. Navarro had heard that suggestion. Commissioner Hanson said we need bed space first and foremost and before he considers the "walling up" there is a conversation that needs to be a part of the legal process as well because he hasn't seen any reports on what happened and he assumes that information will come from the Sheriff's Office. Mr.

Navarro will obtain hard costs for the materials and labor and bring the information to the Board at later date for a decision. The meeting concluded at 8:59 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:02 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. At the Board's direction, Brad Goodsell prepared a letter to the Wilder Mayor regarding the ambulance district building. The Board indicated it would sign the letter. Commissioner Hanson wanted to discuss the ongoing work process regarding the salary compensation study. The Board went into Executive Session as follows:

EXECUTIVE SESSION -RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Commissioner Hanson made a motion to go into Executive Session at 9:05 a.m. pursuant to Idaho Code, Section 74-206(1) (d) and (i) to discuss records exempt from public disclosure and attorney-client communication, and to communicate with the County's risk manager regarding pending/imminently likely claims. The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:10 a.m. with no decision being called for in open session.

CONSIDER SIGNING RESOLUTION AUTHORIZING THE RETIREMENT OF CANYON COUNTY SHERIFF'S OFFICE K9, "LAYLA"; A CONTRACT FOR CANYON COUNTY FAIR CARNIVAL, AND A FISCAL YEAR 2016 FOOD VENDOR AGREEMENT FOR THE CANYON COUNTY FAIR BUILDING

The Board met today at 9:31 a.m. to consider signing a resolution authorizing the retirement of Canyon County Sheriff's Office K9, "Layla", a contract for the Canyon County Fair Carnival, and a Fiscal Year 2016 Food Vendor Agreement for the Canyon County Fair Building. Present were: Commissioners Steve Rule, Craig Hanson and

Tom Dale, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter, Chief Deputy Sheriff Marv Dashiell, Fair Director Rosalie Cope, and Deputy Clerk Monica Reeves. The items were considered as follows:

Resolution authorizing the retirement of Canyon County Sheriff's K9, "Layla": Chief Dashiell said the handler has resigned her duties as a dog handler, and the K9, "Layla" has already had one hip surgery and it's likely she will require more surgery if she continues to be an active K9. The Sheriff's Office is asking the Board to grant the retirement of "Layla" to Corporal Tammy Bartlett, who recognizes that she will have to bear the additional costs in caring for the animal into the future. Upon the motion of Commissioner Dale, and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution authorizing the retirement of Canyon County Sheriff's Office K9, "Layla". (See Resolution No. 16-006.)

Contract for Canyon County Fair Carnival: Zach Wesley said the fair contract is a result of an RFP for a new carnival and we are waiting for a signature page from the contractor, Brown's Amusements. He asked the Board postpone it and said it will be re-calendared once he receives the signature page. (The Board went off the record at 9:37 a.m. for a few minutes to check on the status of the document.)

Food Vendor Agreement with T&C Yummy's Café and Catering for the Canyon County Fair Building: Rosalie Cope said the contract is for the concession stand inside the fair building. Previously staff has operated it but the manager resigned and they had a lot of difficulty in finding staff that was available and then one of the vendors who has a booth at the Fair offered to run it. They basically lease the property and run the concession stand. Ms. Cope said they should end up making a little more money with this situation. It's not a profit center but they need to have the service available in order to rent the building. Commissioner Dale made a motion to approve the signing of the contract for the food vendor service. Commissioner Hanson seconded the motion with a friendly amendment that he be allowed to read the document and if he agrees with what it says he will sign it.

The meeting concluded at 9:41 a.m. An audio recording is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE DEVELOPMENT SERVICES DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION; AND CONSIDER SIGNING RESOLUTION TO ADOPT CHANGES TO THE TITLE AND JOB DESCRIPTION OF ONE POSITION IN DSD

The Board met today at 10:04 a.m. for a biweekly meeting with the Development Services Director to discuss general issues, set policy, and give direction as well as to consider signing a resolution adopting changes to the title and job description of one position in the Development Services Department. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, Development Services Director Tricia Nilsson, and Deputy Clerk Kelly Martinez. Director Nilsson said this resolution is the first of a few changes in DSD job descriptions, there is a domino effect going with a current employee accepting a building official position. The position has been stripped down to just a building official position. They have people coming up taking higher paid positions, however they are still within budget approved by the Board for Fiscal Year 2016. Commissioner Hanson asked if this tied to compensation study. Director Nilsson said she has not been involved in or at this point seen the compensation study. There was discussion regarding salary information. Upon the motion by Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the resolution adopting changes to the title and job description of one position in the Development Services Department. The signed resolution, No. 16-022, is on file with this day's minute entry. Other topics of discussion included the following: personnel updates; Areas of Impact status updates for Wilder and Nampa/Caldwell; and discussion regarding updates for committees and Planning and Zoning: Planning and Zoning Commission training was held January, COMPASS RTAC meeting was held January 26, Southwest District Health meeting was held January 29, and the IAC County Planning Directors meeting took place on February 2. The meeting concluded at 10:21 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

WEEKLY MEETING WITH THE DIRECTOR OF INFORMATION TECHNOLOGY TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:21 a.m. for a weekly meeting with the Director of Information Technology to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Director of Information Technology Greg Rast, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: update on the electronic docketing solution potentially coming into the courthouse; website demonstration is scheduled for February 12; update on the project for Development Services; Director Rast is working

with Fair Director Rosalie Cope to cancel contracts; OnBase Employee Performance Evaluation project update; and discussion with Facilities Manager regarding the animal shelter's facilities requests. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:29 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE FLEET DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:31 a.m. for a biweekly meeting with the Fleet Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Fleet Director Mark Tolman, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: the fleet fuel pumps were down this weekend and Director Tolman is still working to fix the problem; cars are in the process of being torn down and a few cars are going into the auction this week; and Director Tolman asked how the "fifth quarter" is looking so far. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:35 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE DIRECTOR OF MISDEMEANOR PROBATION TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:47 a.m. for a biweekly meeting with the Director of Misdemeanor Probation to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Director of Misdemeanor Probation Jeff Breach, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: Ms. Rodriguez gave an update on the Community Service Program; and Director Breach said Ms. Rodriguez has done a really good job growing the program and she is the reason the program has been successful. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:56 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

MEETING WITH REPUBLIC SERVICES TO DISCUSS THE PICKLES BUTTE LANDFILL

The Board met today at 11:00 a.m. for a meeting with Republic Services to discuss the Pickles Butte Landfill. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale; Dave Fisher, the General Manager for Republic Services; Jim Hutchinson Area Municipal Services Manager for Republic Services; Bill Bromann from Republic Services; Rachele Klein, Business Development Manager for Republic Services; Attorney Brian Wonderlich; Deputy P.A. Brad Goodsell; Chief Civil Deputy P.A. Sam Laugheed; Landfill Manager David Loper; Clerk Chris Yamamoto; Controller Zach Wagoner; PIO Joe Decker; and Deputy Clerk Monica Reeves. Landfill Administrative Supervisor Debbie Jenks arrived at 11:07 a.m. Dave Fisher said with Republic Services' experience there are synergies between the hauling and the landfill operations that would benefit their customers by allowing for flexible hours/days. As the area grows there will be different types of waste that need to be disposed of and they will work closely with their customers in transporting and dispose of waste safely. Jim Hutchinson spoke about Republic Services as a whole and some of their key areas. Bill Bromann spoke about Republic Services' environmental excellence. They have 193 landfills across the United States, and there are a portion that they do have operating contracts on but they own the majority (well over 50%) of them. They have investigated ways to implement renewable energy products and they're very proud of their environmental compliance record. Mr. Fisher said as the demands expand and change they want to take advantage of the needs for bio-solids, household hazardous waste, the methane gas collection that needs to start occurring at the landfill, and enhanced recycling opportunities. If there is a combined effort there is synergy and more can be done to fulfill the needs. He said closure/post-closure fund availability could free up funding for other projects. They anticipate paying a prepaid host fee upfront if they started operating the landfill and for outlying years there would be ongoing host fees that would be paid to the County as well. Mr. Fisher said the communities of Nampa, Caldwell and Middleton support this partnership. Brian Wonderlich said the firm of Holland and Hart, which has one of the leading environmental practices throughout the intermountain west, went to work on this and they dug deep on some initial things and the Operations and Maintenance Agreement (OMA) that the County and Republic Services would ultimately get into. The first step would be for Republic Services and Mr. Wonderlich to communicate with designated County staff who can help identify what the County needs in order for this to work and in identifying how the closure/post-closure liability that comes with the landfill can be transferred from the County to Republic Services and that's an area his firm focused on substantially and they want to continue talking about it. For Republic Services to become the operator of the landfill the state and federal regulations will require them to demonstrate the financial responsibility for that closure and post closure liability/responsibilities and

part of the process will be working with DEQ that implements federal and state regulations to ensure they're comfortable with the way the agreement is structured for them to take over that responsibility. The options available for taking over that liability include: a trust fund, a third-party provide instruments, which is putting in place insurance that would ensure that those liabilities are taken care of, and the possibility of demonstrating financial viability which he suspects Republic Services would be able to do although they are not proposing that at this point. Their current analysis is that transferring that liability is permissible and because the County would continue to own the landfill there could be financial assurance mechanisms placed between liability and the County that would put the County in the same place it is now with the financial assurance mechanisms provided by Republic Services that would conceivably free up the existing trust fund dollars. They would put in those financial mechanisms to take that place so they would work through the process, with the County's permission, to get to a point where a complete OMA could be executed. Mr. Fisher said as owner of the landfill the County would be still be liable to make sure things happen properly but Republic Services is suggesting there's an opportunity for them to put the funds up in one of these vehicles and even though liability would still be with the County, Republic Services would have the financial instruments in place to ensure that the County does not have to write the check. Rachele Klein offered to provide examples of agreements they have with other agencies that are structured similarly. Commissioner Rule asked if Republic Services is proposing a buyout, a lease, or a management program. Mr. Fisher said they want the County to engage with Republic Services in discovery and they hope the County is interested enough in discovering if there is a way to do this and then discuss how it would be done and what the parameters would be and then the County can decide if it wants to do it. They would enter into a contract where Republic Services would manage and maintain the complete operations of the landfill, but they are not looking to purchase it. Commissioner Dale thinks we should explore the proposal but he doesn't know if it's feasible financially. He said a decision needs to be made on an educated basis therefore he'd like to see a feasibility study. Commissioner Hanson needs to see a lot more data and detail before he decides if it's something he wants to explore. He also said staff has already provided information in the form of responses to public records requests that were filed by Republic Services. Ms. Klein said they would love to come back and give the Board more details. She also said David Loper is an excellent director and he's well aware of the additional services and the advantages to change up some of the operations. Commissioner Hanson reiterated that he wants to see more numbers, facts, and reasonable information. Jim Hutchinson said rather than doing a data dump with the information they have they would like to talk with staff to find out what the County's concerns are. Commissioner Dale said it's worth exploring but we need to see the numbers, and what the advantages are to the County and part of that involves a strategic plan and knowing what it will look like for the customers in the long term. He'd like to see that in terms of the environmental side

as well as the financial side for the actual fee to the customer. He said Payette County has said they cannot continue taking Canyon County's bio-solids. Commissioner Hanson said he spoke to Payette County Commissioner Shigeta who said they weren't able to do take the waste so we will have to find other options and Mr. Loper is investigating it. We need to know what the long term affect will be. Commissioner Rule said he's tried twice in nine years to take capital from the landfill enterprise fund to use for other projects but legal counsel advised against that; they also advised against leasing the landfill. He is not ready to direct staff to work with legal counsel on this until he's talked to all the parties to see if we want to try this again; however, he has no problem reviewing reference letters and examples of similar partnerships, as offered by Ms. Klein. Commissioner Hanson said the Board needs to talk to the Clerk/Controller, Mr. Loper and legal counsel and then he'd like to see some good faith presentations on numbers, what it will cost per ton, and rate increases for citizens. Commissioner Rule said Mr. Loper is looking at a program to take bio-solids temporarily and to look at long term acceptance, but he is not going to get on board until Middleton and Caldwell's bio-solids are at a dryer level which causes less cleanup and issues in terms of transportation. Mr. Fisher said if the County's legal counsel can't come to a comfortable sense that the liability can be funded in another way then all of this is pointless. Clerk Chris Yamamoto said the Auditor's Office and legal counsel will be happy to look at the same leases that Republic Services offered to submit. No Board action was required or taken. The meeting concluded at 11:46 a.m. An audio recording is on file in the Commissioners' Office.

MONTHLY MEETING WITH THE TRIAL COURT ADMINISTRATOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 2:05 p.m. for a monthly meeting with the Trial Court Administrator to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Craig Hanson, Trial Court Administrator Doug Tyler, and Deputy Clerk Monica Reeves. Topics of discussion included the following: The Nampa court operations came online in mid-January and things went smoothly; the Sheriff has been great with transports and things are working out well; in regards to the courthouse remodel they will meet with the audio contractor for the courtrooms, and the Supreme Court will pay for half of the cost to connect the telephones to the audio system; they will see what the logistics are with getting it done with the three new courtrooms which will hopefully save money and headaches upfront. Commissioner Rule said the Board discussed that with Paul Navarro who said it could be very expensive and it may have to go into next year's budget. Mr. Tyler said the IT Director rolled out a prototype for doing electronic sign boards for the court documents. It would have cost \$60,000 to purchase it from another vendor but IT did it in-house and

for a first attempt it looks great. The lead bailiff has made some very good improvements on what they are doing security-wise which is helping in terms of communication. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:12 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

MONTHLY MEETING WITH THE PARKS DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 2:16 p.m. for a monthly meeting with the Parks Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Craig Hanson, Parks Director Tom Bicap, Deputy Director Kathy Kershner, Outdoor Recreation Planner Nicki Schwend, Program Manager Laura Barbour, and Deputy Clerk Monica Reeves. Topics of discussion included the following: An application was made to the Department of Parks and Recreation for a steel shelter for the camp host site at Martin Landing; new parks are on the horizon, Trapper Flats and a site across from Wees Bar; merging of the Southwest Idaho RC&D and the West Central Highlands; "Alternative Spring Break" presenting free public workshops on the prehistory and history of the region; there will be a symposium on March 26 to explore the cultural and natural history of Celebration Park and the Snake River Canyon; the department is advertising for part-time interpretive specialists and park technicians for the 2016 field trip season; this year's academic field trip season will be extremely busy so they would like to utilize software designed for online tour reservations; however, the IT Department hasn't liked the idea and in the past they have offered to write a program of their own but it's been six months since he last discussed it with IT staff. Commissioner Rule asked Mr. Bicap to discuss it with IT Director Greg Rast. The National Conference for the Society of Outdoor Recreation Professionals and River Management Society will be held May 16-19 and a party will be hosted on May 17 at Celebration Park. The RFQ/RFP documents for the installation of a septic system for the crossroads museum are being worked on. Laura Barbour spoke about the education rafting trips that are being planned for at-risk youth. More petroglyphs have become visible on the cupule stone and Mr. Bicap has plans to obtain quotes for high-definition laser scanning. Steve and Mark Clark really like the Parks Department's proposal for the (farm) park and they want to talk about it and get the project moving forward so a meeting has been scheduled for February 17 and the Board is invited to attend. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:34 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

SECOND DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 9, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Nicole Bernard and Zackery Vetos.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Prosecuting Attorney's Office in the amount of \$3,949.85 to Henricksen Butler Design Group.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$1,718.56 to Western Building Specialties.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$2,094.74 to Butte Fence, Inc.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$2,818.00 to Pre-Comm.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Public Defender Department in the

amount of \$1,928.95 to VLCM.

APPROVED CLAIMS ORDER NO. 2-10-16

The Board of Commissioners approved payment of County claims in the amount of \$250,372.26 for accounts payable.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2016-004787, 2016-004788, 2016-004789, 2016-004790, 2016-004791, 2016-004792, 2016-004793, and 2016-004794.

CONSIDER SIGNING MEMORANDUM OF UNDERSTANDING BETWEEN CANYON COUNTY AND BANNOCK COUNTY FOR THE ASSIGNMENT OF STEVE JETT TO CONDUCT PREA AUDIT

The Board met today at 8:31 a.m. to consider signing Memorandum of Understanding between Canyon County and Bannock County for the assignment of Steve Jett to conduct a PREA audit. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, Juvenile Detention Director Steve Jett, Sr. Admin. Assistant Dawn Dennison, and Deputy Clerk Kelly Martinez. Director Jett said this is a contract to perform the PREA audit for Bannock County Region 6 Juvenile Detention Center. Commissioner Rule asked how Canyon County benefits from Director Jett performing this audit and Director Jett said Bannock County sends us a check. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the Memorandum of Understanding between Canyon County and Bannock County for the assignment of Steve Jett to conduct a PREA audit. The signed agreement, No. 16-007, is on file with this day's minute entry. The meeting concluded at 8:37 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE JUVENILE DETENTION DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 8:37 a.m. for a biweekly meeting with the Juvenile Detention Director to discuss general issues, set policy, and give direction. Present were:

Commissioners Steve Rule, Craig Hanson and Tom Dale, Juvenile Detention Director Steve Jett, Sr. Admin. Assistant Dawn Dennison, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: population has been fluctuating and is now down to 16 juveniles; they are beginning to plant the garden; and a discussion regarding the Rule of 80. Director Jett said in the Board of Juvenile Corrections meeting, the Department of Juvenile Corrections was talking about a retention plan because they are losing a lot of personnel and the topic of the Rule of 80 versus the Rule of 90 was brought up and Juvenile Detention employees are under the Rule of 90. Director Jett said that is a recruiting tool and he has been in favor of changing it to the Rule of 80 however the Idaho Association of Counties is not in support of the change and he is personally disappointed by that. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:44 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:03 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad Goodsell, Deputy P.A. Zach Wesley, Deputy P.A. David Eames, and Deputy Clerk Monica Reeves. Sam Laugheed introduced David Eames who has worked in the PA's criminal division since 2005 and he was brought to the civil division to work on medical indigency matters, criminal forfeiture matters, and public records requests, and he will gradually work into a full civil caseload. Brad Goodsell reported that the excess proceeds procedure related to the November 2015 tax sale is wrapping up. Notice has been sent to the parties in interest and claims have been received. He has prepared a spreadsheet that shows how the proceeds will be distributed to parties in interest and he noted that there is only one property that has excess proceeds available to the previous owner. The money for the other properties has been eaten up by the parties in interest claims. A draft resolution and attachment will be sent to parties in interest and the previous owners so they can have an opportunity to object before the Board meets to approve it next week. On another topic, Commissioner Dale advised that he received a letter from the Idaho Transportation Department regarding the annual onsite review of Title VI and they've pointed out four corrective actions. Zach Wesley would like to address the letter in Executive Session and talk about the liability. Commissioner Rule said Eric Trainor from DEQ informed him that they will soon begin digging on the Sugar Avenue property, and also that tests came back on the former Mahaffey Oil site in Parma and they were clean; the property could be ready as early as the middle of April. Mr. Goodsell said we will have to sign a covenant on that property and it could take some time to negotiate the language, but it should be ready to sell at the next auction in November, if not before. Commissioner Rule said the

Watsons want to purchase the site in Parma and once we get through the covenant process it's likely they will buy it. At 9:10 a.m. the Board went into Executive Session as follows:

EXECUTIVE SESSION - PERSONNEL MATTER, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Commissioner Hanson made a motion to go into Executive Session at 9:10 a.m. pursuant to Idaho Code, Section 74-206(1) (b), (d) and (i), to discuss a personnel matter, records exempt from public disclosure and attorney-client communication, and to communicate with the County's risk manager regarding pending/imminently likely claims. The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. David Eames, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:24 a.m. with no decision being called for in open session.

An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

MONTHLY MEETING WITH THE WEED CONTROL SUPERINTENDENT AND GOPHER DISTRICT DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 9:35 a.m. for a monthly meeting with the Weed Control Superintendent and Gopher District Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Weed Control Superintendent and Gopher District Director Jim Martell, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: updates regarding cleaning and inspecting owl boxes; Mr. Eells attended the NW Idaho Organic Conference which was held January 28 and 29; and they are trying to get ahead of some weed control issues. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:48 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER A MODIFICATION TO CONDITIONAL USE PERMIT CU2002-734 FOR SKM PARTNERS, LLC; CASE NO. PH2015-59

The Board met today at 10:03 a.m. to conduct a public hearing to consider a modification to Conditional Use Permit, CU2002-734, for SKM Partners, LLC in the matter of Case No. PH2015-59. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, DSD Director Tricia Nilsson, DSD Planner Debbie Root, Scott Stanfield, Kevin Dinius, Scott Garrigus, Laura Martin, Lillian Bowen, Chad Bravender, Nancy Smith, Mike Siegersma, Judith Johnson, and Deputy Clerk Monica Reeves. Debbie Root gave the oral staff report. The subject property is part of Star Pass Ridge Subdivision, Lot 1, Block 1 and is platted as a residential parcel. The applicants are requesting to remove Lot 1, Block 1, for the purpose of creating a new subdivision development: Golden Hills Estates, which is a proposed 14-lot development. In order to do that they are subject to the C.U.P. order which indicates that the 113 original acres could be developed into 22 residential lots. If the Board approves the modification of CU2002-734 and removes the lot then the applicants will have to complete a comprehensive plan map amendment, a rezone, and a subdivision plat given that any one, or all of those, are approved. The map amendment is required before they can proceed with any other decisions on that. This property is currently zoned agricultural and if it is removed from CU2002-734 it will no longer have a residential building permit available until land use is granted through some other process. The applicants are in the process of requesting a variance to gain access to South Powerline Road. There is concern about the additional traffic on that private road if further land use is granted to this parcel. Staff is recommending approval of the removal of Lot 1 Block 1 which will then change that conditional use permit order to be approximately 95 acres with 21 residential permits. It will remain a platted lot within Star Pass Ridge, but will be an agricultural only lot until other future land use is approved. Scott Stanfield testified on behalf of SKM Properties. This is only to remove Lot 1, Block 1 out of the original C.U.P., it doesn't approve any lot developments, new roadways, or accesses nor does it increase traffic. It has nothing to do with land use changes; those will follow in subsequent hearings. The following people testified in opposition to the request: Kevin Dinius spoke on behalf of the homeowners association. He said they understand the narrowness of the request; however, the Board needs to look at the big picture because this is a futile effort. The piece has been held by speculators to try to take it out of agriculture. He and a neighbor recently put 150 acres back into production and something could have been done with that property but removing it from the C.U.P. is not in anybody's best interest. The proposed development is not consistent with the surrounding uses. What is contemplated as a stepping stone is contrary to all of those prior approvals, and contrary to prior representations that were made to a previous Board where in the context of the 2002 C.U.P. it was represented that the 17 acre parcel would be held as a single piece and there was no intent to develop it whatsoever. That

obviously is the specific intent that is going on now. Because Star Pass Ridge Road and Lolo Pass Road are private roads he doesn't think the applicant has the ability to expand that use on a private road absent an agreement with the HOA. One of the proposed findings is that SKM does have legal access through the subdivision but he doesn't think that's true; they have legal access for one building permit through the subdivision at this point. If the request is approved and they forfeit the building permit he thinks they have forfeited any access through there. Fire suppression is a serious issue; there is no fire suppression provided to this 17-acre parcel and absent an agreement that's not going to happen. Those are big stumbling blocks that can be avoided if we keep it within the existing C.U.P. There's still a viable use for that ground, it can be put to beneficial use as agricultural ground with a building permit. He also said the agricultural water rights may be suspect. Mr. Dinius asked the Board to look at the original C.U.P. and the density requirements associated with it; the removal of the 17 acres will have a negative effect on that overall average of the development. Scott Garrigus testified that the Nampa Rod and Gun Club did not receive notification of the hearing. When the initial C.U.P. request was made the gun club opposed it until they found out what the density was going to be and then they were okay with it. His concern is that eventually the applicants will put 14 houses there and he wants that avoided because they are down range from the gun club. Even though the parcel will be removed the gun club realizes what will eventually happen. Laura Martin testified she did not receive notice of the hearing and that her main concern deals with the impact to South Powerline Road. If the applicants request is approved Ms. Martin wants to make sure she is notified of subsequent hearings so she can voice her opinion. Lillian Bowen referenced Exhibit No. 5 and said the marked out area is called a restricted area because of the steepness and drainage. She spoke of a 100-year storm that occurred in 2011 which damaged a lot of the area and her concern is that once there is a tremendous rainstorm there is no retention. She invited the Board to look at the steepness of the hillside in question. Chad Bravender testified about his lifelong dream of living in that neighborhood and he doesn't want to see additional houses out there. He has dealt with two major storms in the last years that have wiped out his property which resulted in several thousands of dollars' worth of damage. Mr. Bravender also said the proximity to the gun club is concerning and questioned the impact of putting development down there. William Johnson's testimony centered on whether Lot 1 will be left in the proposal. Ms. Root said Lot 1, Block 1 is a platted lot and unless they re-plat and remove it from the plat it will remain a platted lot. If approved, it will be removed from the land use approval that allowed Star Pass Ridge to be developed. Director Nilsson said a recorded plat is for the purpose of dividing property, but the overarching land use approval is what gives it rights to be developed or not. The property will have 21 residential lots if the request is approved. During rebuttal, Mr. Stanfield said the testimony heard today is valid and needs to be addressed but this is not the forum in which to address it. The C.U.P. modification has

nothing to do with any of the issues that were brought up; that's for future hearings where land use changes are requested. This request does not involve any of those items, it's removing the lot from the original C.U.P. In regards to Mr. Dinius's testimony that we need to head this off now, Mr. Stanfield said that would deny a fundamental property right and they deserve the right to submit subsequent applications and let the hearing have its place and outcome. There is no water right associated with the lot; however, they could drill a domestic well and irrigate up to half an acre with the domestic well which is short of the entire parcel. He said the Idaho Department of Water Resources went through the process years ago but getting any of that back is highly unlikely. As far as the gun club, Mr. Stanfield said those discussions are not related to removing this lot from the C.U.P. He supports the gun club as well as the rights of a private property owner but said removal of the lot doesn't cause any damage nor does it give the right to add more homes, obviously though the application will follow but this isn't the format to discuss it. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to close public testimony. During the Board's discussion, Commissioner Hanson said it's a private rights issues. If the Board decides to remove the lot the applicant has a long road to travel to try and get an approval of the 14 lots. He said he has to weigh on the side of property rights. Commissioner Dale said he understands what the applicant is requesting and the ramifications of it. He is a strong proponent of private property rights and he believes that part of the protection of private property rights that falls upon the Board is to uphold conditions that were set previously. The original conditions that were set upon the approval of Star Pass Ridge in 2002 were put there to protect the property rights of people who were potential purchasers of property out there. He said he's seen this happen in other places where removal of conditions that people counted on to protect their property rights devalues their property and their quality of life. For the sake of consistency he believes the conditions originally set should remain in place for this 17.8 acres and he is not in favor of removing the conditions, which in effect, is what this would do. Commissioner Rule said the task at hand is to consider the removal of a lot and while his understands Commissioner Dale's comments he said his focus is on property rights. If the request is approved the applicant will have to make it through another process with a lot of testimony that will be weighed. Commissioner Hanson asked staff about the notification process for this hearing. Ms. Root said any property within a 300-foot radius of the property was notified, including the properties within the subdivision. The gun range was outside of the notification area but she's made a note that it needs to be included on the notification for subsequent applications. In addition to mailed notification, DSD also posts the site and in this case it was posted on South Powerline, and there is also a notice published in the newspaper. Commissioner Hanson made a motion to approve the C.U.P. modification as presented. The motion was seconded by Commissioner Rule. Commissioner Rule asked for a roll call vote: Commissioner Dale voted no for

the reasons already stated. He believes C.U.P.'s are put in place to protect the property rights of those who purchase in that area and he's not really comfortable with removing them at this time. Commissioner Hanson voted yes on the basis of his earlier statements regarding property rights. Commissioner Rule voted yes. The motion carried by a two-to-one split vote with Commissioner Dale casting the dissenting vote. Commissioner Hanson made a motion to approve the Findings of Fact, Conclusions of Law, and Conditions of Approval for this Order. The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Dale, Hanson and Rule voting yes. The motion carried unanimously. The hearing concluded at 11:08 a.m. An audio recording is on file in the Commissioners' Office.

THIRD DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 10, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Laura Welch.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$1,147.46 to Western Building Supply.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Solid Waste Department in the amount of \$1,733.95 to Les Schwab Tires.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the IT Department in the amount of \$1,040.38 to CDW-G.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the IT Department in the amount of \$1,724.98 to Amazon.

INDIGENT DECISIONS

The Board met today at 8:32 a.m. to consider indigent decisions. Present were: Commissioners Steve Rule and Tom Dale, Indigent Customer Services Specialist Ellen Pitcairn, and Deputy Clerk Monica Reeves. Initial determinations of denial for the following cases were read into the record: Case Nos. 2016-492, 2016-493, 2016-393, 2016-363, 2016-494, 2016-482, 2016-385, 2016-366, 2016-370, and 2016-299. Approvals for the following cases were read into the record: Case Nos. 2015-1088 and 2015-1130. Upon the motion of Commissioner Dale and the second by Commissioner Rule, the Board voted unanimously to approve the initial determinations of denial that were recommended and to approve the approvals that were recommended. The proceeding concluded at 8:34 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE AND EXECUTIVE SESSION - DISCUSS A PERSONNEL MATTER

Note for the record: As properly noticed the Board met today at 10:01 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 10:02 a.m. pursuant to Idaho Code, Section 74-206(1) (b). The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 10:06 a.m. While in open session Mr. Wesley said it was his understanding there might be a question about parliamentary procedure with

an issue the Board had yesterday. Commissioner Dale said the Board took a vote yesterday, after a public hearing, for the removal of a parcel of property from a conditional use permit. He voted negatively on the case and the ayes carried the vote and he is looking for an action to reconsider his vote based on some thoughts he had through the afternoon and evening. He said there is a procedure for doing that according to Roberts Rules of Order, which says a motion to reconsider may be made only on the day the vote in question was taken or the following day. He said after considering the explanation Chairman Rule had given for voting in favor of the request he would like an opportunity to change his vote although it will not affect the outcome of the decision. Mr. Wesley said it would require two days' notice on the Board's agenda and then it can reconvene on the issue and have a formal vote at a public meeting. Commissioner Dale said the point is to get it on the record that he believes his vote was probably in error because the question was very specific on whether to remove the parcel of property and he believes it should have been a vote in favor with the comment that the next step is where the protections would come in. Mr. Wesley said the Board can rescind the original written document and issue a new one, or it can issue an amended one. The meeting concluded at 10:06 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER A REQUEST BY ALAN MILLS ON BEHALF OF MICHAEL GARMAN, ET AL, TO APPROVE A REPLAT OF LOTS 5-7 OF THE APPLE HILLS SUBDIVISION, CASE NO. PH2015-46

The Board met today 10:31 a.m. to conduct a public hearing to consider a request by Alan Mills on behalf of Michael Garman, et al, to approve a re-plat of Lots 5-7 of the Apple Hills Subdivision with the intent to remove Lot 6 and combine it with Lots 5 & 7. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, DSD Director Tricia Nilsson, DSD Planner Deb Root, Alan Mills, and Deputy Clerk Monica Reeves. The property is located at 20128 Silver Spur Drive in Wilder and is zoned single-family residential. Deb Root gave the oral staff report noting that there is no opposition to the request, and staff is recommending approval of the re-plat. Alan Mills testified on behalf of the Garmans, the Komodas, and the Freers. The Garmans owned 80 acres and sold it to the Freers who developed it and platted it and then the Garmans ended up getting all of the property back except for Lot 1, Block 1, which the Freers maintained but nobody could find a reason for the 60-foot common lot to exist. He said the lot may have been for potential future access but it wouldn't be affective in any regard, also, it put a burden on the homeowners association to maintain. They equally split it 30 feet to each lot on each side and that way it will get maintained. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to close public testimony. Upon the motion of Commissioner Dale and

the second by Commissioner Hanson, the Board voted unanimously to grant the re-plat of Apple Hills Subdivision, Lots 5-7, Block 1, as requested. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to approve the Findings of Fact, Conclusions of Law, and Order, as well as the final plat. The hearing concluded at 10:38 a.m. An audio recording is on file in the Commissioners' Office.

FOURTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 11, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED CLAIMS ORDER NO. 2-11-16

The Board of Commissioners approved payment of County claims in the amount of \$20,139.10 for accounts payable.

CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 8:50 a.m. to go on the record and continue medical indigency hearings. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to continue the following cases by signed stipulation as follows:

Case No. 2016-44 was continued to April 28, 2016 at 9:00 a.m.

Case No. 2016-54 was continued to April 14, 2016 at 9:00 a.m.

Case No. 2016-239 was continued to March 24, 2016 at 9:00 a.m.

The proceeding concluded at 8:52 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-1201

The Board met today at 9:04 a.m. to conduct a medical indigency hearing for Case No. 2015-1201. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, the applicant's spouse, Attorney Bryan Nickels, Stephen Deville and Timothy Ryan from St. Alphonsus, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to take Case No. 2015-1201 under advisement with a decision to be rendered within 30 days. The hearing concluded at 9:13 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-176

The Board met today at 9:16 a.m. to conduct a medical indigency hearing for Case No. 2016-176. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, the applicant, Attorney Mark Peterson, Kelly Hobza from St. Luke's, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to take Case No. 2016-176 under advisement with a decision to be rendered within 30 days. The hearing concluded at 9:39 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-1587

The Board met today at 9:44 a.m. to conduct a medical indigency hearing for Case No. 2015-1587. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Attorney Mark Peterson, Kelly Hobza, St. Luke's Regional Medical Center, and Deputy Clerk Kelly Martinez. The applicant was not present for today's hearing. Commissioner Hanson made a motion to uphold the original denial. Commissioner Dale seconded the motion for discussion. Commissioner Hanson withdrew his motion and Commissioner Dale withdrew his second. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to continue the hearing to April 28, 2016 at 9:00 a.m. The hearing concluded at 10:03 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-92

The Board met today at 10:06 a.m. to conduct a medical indigency hearing for Case No. 2016-92. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, the applicant, Attorney Bryan Nickels, Katherine McColl and Timothy Ryan from St. Alphonsus, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to take Case No. 2016-92 under advisement with a decision to be rendered within 30 days. The hearing concluded at 10:09 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-1001

The Board met today at 10:12 a.m. to conduct a medical indigency hearing for Case No. 2015-1001. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, the applicant's spouse, Attorney Bryan Nickels, Stephen Deville and Timothy Ryan from St. Alphonsus, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to continue the hearing to April 28, 2016 at 9:00 a.m. The hearing concluded at 10:20 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-1596

The Board met today at 10:23 a.m. to conduct a medical indigency hearing for Case No. 2015-1596. Present were: Commissioners Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, the applicant and her spouse, Cassie Caccioppo from St. Alphonsus, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to uphold the original denial for Case No. 2015-1596. The hearing concluded at 10:29 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-1517

The Board met today at 10:34 a.m. to conduct a medical indigency hearing for Case No. 2015-1517. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Timothy Ryan from St. Alphonsus, and Deputy Clerk Kelly Martinez. A representative for the applicant was not present at today's hearing. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to take Case No. 2015-1517 under advisement with a decision to be rendered within 30 days. The hearing concluded at 10:37 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-911

The Board met today at 10:38 a.m. to conduct a medical indigency hearing for Case No. 2015-911. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Stephen Deville from St. Alphonsus, and Deputy Clerk Kelly Martinez. The applicant was not present for today's hearing. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to continue the hearing for Case No. 2015-911 to May 12, 2016 at 9:00 a.m. The hearing concluded at 10:45 a.m. An audio recording is on file in the Commissioners' Office.

UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES

The Board met today at 10:47 a.m. to uphold original denials for various medical indigency cases. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, and Deputy Clerk Kelly Martinez. Ms. Baker recommended the Board uphold the previous respective denials in the following cases: Case Nos. 2015-862, 2016-133, 2016-28, 2016-45, 2016-73, 2015-1487, and 2015-1411. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to uphold the previous denials. The proceeding concluded at 10:48 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING A RESOLUTION AUTHORIZING ACCEPTANCE OF MATERIALS BY THE PICKLES BUTTE SANITARY LANDFILL FROM COUNTY OWNED PROPERTY AND WAIVING ALL RELATED FEES

The Board met today at 10:51 a.m. to consider signing a resolution authorizing acceptance of materials by the Pickles Butte Sanitary Landfill from County owned property and waiving all related fees. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, and Deputy Clerk Monica Reeves. The resolution is in regards to the Sugar Avenue property in Nampa and memorializes the Board's willingness to waive the tipping fees at the landfill for the contaminated materials that meet the requirements for being dumped at the landfill. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the resolution authorizing acceptance of materials by the Pickles Butte Sanitary Landfill from County owned property and waiving all related fees. (See Resolution No. 16-023.) The meeting concluded at 10:53 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 10:53 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, and Deputy Clerk Monica Reeves. Commissioner Dale spoke about an email the Board received from Commissioner Tom Lamar from Latah County regarding Senate Bill 1205 which deals with closing the Medicaid gap and assisting with indigent issues, and he is asking Canyon County to write a letter of support. The email will be forwarded to the Prosecutor's Office for review. Brad Goodsell updated the Board on the Nampa annex property and said he will meet with a realtor who's done some work for the County on disposing of properties we've acquired, and he's also contacted Corbett Bottles, which is a real estate auctioning firm who's done work for the State of Idaho and the City of Boise. Once he has some proposals and ideas he will come back to the Board with what the options are. The meeting concluded at 10:58 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH CLERK AND CONTROLLER REGARDING FUND BALANCE, ASSIGNMENT AND POTENTIAL RE-OPENING OF FY2016 BUDGET

The Board met today at 1:31 p.m. for a meeting with Clerk and Controller regarding fund balance, assignment and potential reopening of FY2016 budget. Present were:

Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Clerk Chris Yamamoto, Controller Zach Wagoner, ElJay Waite, Captain Daren Ward, Olivia Weitz from the Idaho Press-Tribune, and Deputy Clerk Monica Reeves. Lt. Donia Ballard arrived at 1:35 p.m. Commissioner Rule asked Sam Laugheed to make some comments about today's meeting. Mr. Laugheed said in November of 2015 the Board entered into an independent contractor agreement with ElJay Waite to provide independent financial consultant services, and since that time he understands Mr. Waite has been working to review the budget numbers for the past fiscal years well as the current fiscal year. He has received information from the Clerk and the Controller and has been producing an analysis and recommendation for the Board about the numbers we have. One week ago a meeting was held between Mr. Waite, the Clerk, the Controller and Mr. Laugheed and there were some reassurances about how things have been done in the past and how they're going forward and they talked about the concept of assignment which he thinks will inform a large part of today's discussion. ElJay Waite said since December 1st he's reviewed the minutes from the meetings that were provided to him for the last two years as it related to conversations about the jail addition, the budget, and everything that was going on in those meetings so he is familiar with the conversations that took place and the intent and desires of the Board. His first assignment was to review what the fund balance has been as well as the changes, additions, deletions and modifications to the fund balance in 2013, 2014 and 2015. He's reviewed the audited financial statements for the County and said they're put together very well and easy to understand. He said he's shared some of the information with Chairman Rule just as discussion purposes up until this meeting with the understanding that what he was tasked to do at first was to review the fund balance and report to the Board what he thought the fund balance that could be assigned to a capital project, for instance, in talking about the jail expansion or addition, what type of capital could be available from the fund balance for that to be assigned. The best thing to do would be to assign fund balance in the 2015 audit report per the wishes of the Board that would not impede future operations of the County in looking at what the operations need to pay the bills from October through December before the property taxes come in, and to look at how the budget for 2016 was designed and the use of fund balance there so with that in mind with the meeting he had with the Clerk, Controller and Mr. Laugheed concerns were expressed that we needed to preserve the decisions that have already been made by the Board in the use of fund balance in the 2016 budget and also the amount of fund balance that would be required to fund operations in the County, specifically the current expense budget and the justice fund budget for October through December. Those two numbers were calculated, reports came from the Clerk and Controller that gave indications as to what the revenues and expenditures were for October through December, excluding the property tax that came in at the end of December so that there would be cash on hand as of September 30 to pay all the bills and then when the December property tax money comes in the coffers

are refilled. Then looking at the fund balance that was going to be potentially used that was set aside for the 2016 budget those numbers for current expense and justice were also considered as needing to be preserved until further action from the Board would change what the budget might say about that but we are using what's in the 2016 budgets. He said in the meeting they talked about a potential allocation of fund balance, call it assigned to capital projects that the Board could use from the current expense fund and the justice fund and they came up with a number that's been adjusted a little, based on good assumptions by the Clerk and Controller and he thinks he knows what that number is but he'll wait until they can present it. Mr. Waite said we are to a point where we could present a number that could be assigned in the audit for 2015 in the justice fund and current expense for capital projects. Commissioner Rule asked the Clerk and Controller if that is accurate information. Clerk Yamamoto said it is but the number that Mr. Waite floated to them immediately after that meeting would be his number, because the Clerk and Controller provided no such number, they provided what Mr. Waite asked for. He also noted that they really didn't expand on things or lobby for anything, they just provided broad numbers. Mr. Waite said that is correct. Commissioner Rule asked for the amount of unassigned fund balance at this point. Zach Wagoner said this is the completed FY2015 audit so it would be a balance as of September 30, 2015. He has submitted those numbers to Eide Bailly and they have done their independent audit and review and certified those numbers. The number for unassigned fund balance in the general fund is \$12.9 million. In the financial statements when they say general fund that includes current expense and the tort fund, the justice fund would be separate. The total fund balance for the justice fund is \$8.9 million. Commissioner Rule asked how the unassigned fund balance was determined. Mr. Wagoner said it's the difference between the County's assets which would be cash or any monies that are due less any liabilities. We have some bills that have been incurred prior to September 30 but not paid so you take the difference between those two and you get the fund balance. He said they are shown in the annual financial report, and he referred to the balance sheet as September 30, 2015, a copy of which is included with this day's minutes. There is a column for the general fund that shows the nearly \$13 million in unassigned fund balance, and in the accounting world the only fund that can have unassigned balance is the general fund. Monies that are in the justice fund or the district court, for example, from an accounting standpoint are assigned to either justice functions or district court functions so when you have monies in a special revenue fund they are assigned to the purposes of that fund. Again, you can only have unassigned in the general fund. Commissioner Rule asked Mr. Wagoner to speak to the issue of available fund balance that could be assigned to a line item. Mr. Wagoner said that would be the numbers that Mr. Waite mentioned, and in referring to another document, he said we have an available fund balance as of September 30, 2015 in the current expense fund of \$12.5 million, which is a little less than the unassigned on the balance sheet because he (the Controller) took the tort fund out. The justice fund is also listed

on the sheet. October through December there is some revenue coming into the County and there are expenses going out and that number is the net excluding property tax collected in December. The County needs to maintain a certain level of fund balance to pay the bills and to maintain operations on a cash basis. The next line is the amount of fund balance that was included in the 2016 budget to balance the 2016 budget and that total is \$8.4 million. Commissioner Rule asked how much of the \$8.4 million will be utilized for the remainder of this year. Mr. Wagoner said that's an excellent question but he cannot say, but a key component will be the completion of the salary study; \$4 million was allocated on a budget basis and an important part of determining how much of that will be used will be what happens with the study and we won't know for another two weeks. He monitors financial activity on an ongoing basis and what he's seen so far in 2016 is very positive; revenues are coming in as anticipated or a little better, and expenses are as anticipated. Commissioner Rule said for the past several years there has been unanticipated revenue and he's seen numbers ranging from several hundred thousand to almost \$3 million and he wants to know when we'll know that number. Mr. Wagoner said we won't know the complete number until the end of the fiscal year, but after we get the second half of the property tax collections at the end of June we will have a much better idea. Commissioner Rule said he's trying to get a picture of available unassigned fund balance for the purpose of putting a capital line item in next year's budget, or even this year's budget, for capital projects. He asked how much of the annual salaries and operating costs are funded by the budgeted revenues as opposed to fund balance. Mr. Wagoner said he anticipates the salaries and benefits will be funded by 2016 revenues and based on what he sees for the first 4 ½ months of the fiscal year he doesn't believe we'll be dipping into fund balances or actuals for 2016, nor will we use fund balance to maintain ongoing operations of the County this year. Commissioner Rule asked what amount of fund balances are dedicated to projects for this fiscal year. Mr. Wagoner doesn't believe any projects, salaries or benefits, will deplete our fund balance levels for 2016; fund balances were used to balance the budget, but at the end of the year when we balance the books he believes there will be enough current revenue in 2016 to pay the 2016 bills. Commissioner Dale asked for an explanation on the fund balance available for assignment. Mr. Wagoner said after factoring in the October through December activity, and what was budgeted to be used in 2016, we are left with a net amount that's available for assignment, and in the accounting world assignment represents intent. Commissioner Dale said that number is \$5.7 million and he asked if that amount takes into account all the fund balance we need to maintain on hand for operations and cash flow. Mr. Wagoner said that is correct. Commissioner Hanson said that's based upon what we have been practicing as to the total amount of money left in a fund balance, whatever the percentage is of the current budget if that's what methodology we are using, whether that's 21% or 33% and that depends on whose opinion we're going with on the percentage. Mr. Waite said you can look at that number with the \$3.3 million in

the first line and the \$4.7 million in the second line and if you add those it's about \$8 million, and the total expenses from the current expense fund for this past year would be roughly \$25 million and those two amounts are just about 32% of that number. This year it's a 32% fund balance carryover, it may be more or less next year depending upon how the numbers go. Clerk Yamamoto said when they met a week ago Mr. Waite's projection at that time was \$5.9 million and the number we have in print is \$5.7 million. Commissioner Rule asked how unanticipated revenues are shown. Mr. Wagoner said oftentimes an unanticipated revenue is the result of an unanticipated expense and quite often it's a grant, which entails spending some money and that money will be reimbursed and that results in opening the budget for the unscheduled revenue to cover the unscheduled expense. Commissioner Rule asked if it's disclosed on a balance sheet when there's more sales tax than was budgeted in a year. Mr. Wagoner said that would be on a revenue statement and in the past when sales tax has come in greater than anticipated we have not reopened the budget and given more spending authority and he doesn't think we want to start doing that just because sales tax came in greater than anticipated. Commissioner Rule agreed. Mr. Wagoner said if the revenue comes in greater than anticipated but we hold the line on expenditures then the fund balance would increase. Clerk Yamamoto said most of the time when we open the budget it's because of unanticipated expenses so in other words we have exceeded the budget and we cover that by taking it from fund balance and it becomes unanticipated revenue; however, it's coming out of our fund balance. Commissioner Rule wants to know if the Board can assign unanticipated revenues in the budget to the capital expenditures line item as opposed to other things. Mr. Wagoner said yes, that can be done. Commissioner Dale said according to Mr. Waite's best guess and analyzation, if we were to want to open the budget and assign some money to the jail project there is \$5.7 million available. Mr. Waite agreed and said the way they've looked at this is that the actual revenues and expenditures that were paid October through December so we had to have those on the audit schedule for unassigned fund balance and then what happened to the 2016 budget that committed fund balance under an action the Board has already taken we want to preserve that so barring everything you've done that's what's left over that has not been put into a budget or consumed somewhere else. Commissioner Rule said we're not quite there as far as a jail expansion although we do have a bill coming up that that's probably between \$500,000-\$600,000 for the construction plans for the architect, LCA, as well as other related expenses. He asked if the Clerk and Controller want to see that amount remain in a capital projects line item or in a jail construction line item in the budget. Clerk Yamamoto said for right now we should put that in the facilities fund until we know what we're doing. Mr. Wagoner agrees. When Commissioner Rule asked Mr. Waite if he shares that opinion he said it's up to the Clerk and Controller to tell the Board where to go with that. He was looking at how you would present it on the audited financial statements for transparency. If you're going to have a number that's assigned to capital projects that the Board controls

and that you're working to do projects in the future then you start with the 2015 audit and have a number that's assigned there and go from that point forward. Mr. Laugheed said from a legal perspective under Idaho law all of our expenditures have to be made under an appropriation and in order to pay these bills we need to set some money aside and the estimate we got is between \$850,000 and \$1 million to get us to the end of this year. He doesn't think the County expects to spend more than \$1 million during this fiscal year, obviously we're paying for services as they've been provided as opposed to paying for them in advance so we can expect invoices over the course of this year to not amount to greater than that. Commissioner Rule agreed and asked Commissioner Dale if he feels a capital line item should be installed. Commissioner Dale will take the advice of the Clerk and the Controller on where to put money. He is really uncomfortable with dedicating up to \$1 million to design a building and get construction documents in order for a building when there's not enough money to build it and there's no real avenue that's been identified to get the \$14 million that's needed. He thinks we should finish the \$80,000 that's coming up and hold off until we identify how we're going to pay for it because he doesn't see that the money is available. Commissioner Hanson said there is the 32% and right now we know there's \$5.7 million that could go toward a line item or be put into a facilities fund for construction. He wants it assigned to a place where it would only be moved in an emergent circumstance where the Board would open the budget to assign it someplace else. He said if there's an agreement that the \$5.7 million could be put into a line item specifically for a capital improvement or a new jail expense that can be drawn out to pay the bills this year that's fine, but he doesn't want it going to every other thing we are doing; he wants it in a line item that's for a jail expansion project. Commissioner Rule said the \$5.7 million is from the 2015 budget so we wouldn't try and finish funding that for the next year's budget. Mr. Laugheed said we've spent a lot of time over the past year talking about Article 8, Section 3 concerns related to the funding for this project and the cash flow to be able to pay the bills as they come in. What we are talking about today does not compromise the Article 8, Section 3 position that the County has taken all along, that we do have approximately \$13.5 million we could pull from but the problem is if we were to do that at this point it could zero out some of the fund balances and project fund balances so the conversation is about the availability, the cash flow question, it's not really a legal question. He said it sounds like the Clerk and Controller are expecting the fund balances at the end of 2016 to be greater than originally projected. Clerk Yamamoto said it appears that way. Commissioner Rule said we have a bill coming up and the question is whether to budget \$1 million right now in the facilities budget or move the \$5.7 million into a capital projects line item and he's more inclined to follow the Clerk's lead and put the \$1 million in the facilities budget so we can take care of those funds and by the time any more expenditures come in the \$1 million will cover it and it will be October 1 of the next year. If the Board chooses to go down that path they would build that into the next budget rather than

opening the budget again. He asked Mr. Laugheed if it's his counsel to open the budget today and get the bills paid. Mr. Laugheed said there's a process we have to follow to do that, but he's comfortable with the Board deciding what amount it wants to put in a particular line item today but said we need to publish a notice and hold a hearing, which is a 10-day process. He said in conversations with the Clerk and Controller there is a need to allocate some money for some other projects as well and they'd rather not have to reopen the budget more than once. Mr. Wagoner said when the facilities 2016 budget was developed there were some projects underway and estimates were made as to how far along we would be in the remodel as of September 30. He has discussed this with the Facilities Manager, Paul Navarro, and based on contracts and monies owed we need to add an additional \$500,000 to the 2016 budget to cover the remodel. Commissioner Rule said he is aware of one set of cost overruns in one area and he was led to believe it was only \$80,000 or \$100,000 but he has no problem adding some cushion. Mr. Wagoner said it's the payment to Kreizenbeck Construction, there was a contract for \$2.7 million but we thought we'd have a certain amount of work done and bills paid by September 30 but we didn't quite get there. It's not necessarily a cost overrun or a cost increase. Clerk Yamamoto said it wasn't budgeted and we know there is over \$300,000 on Kreizenbeck's side of things and a few other incidentals that add up to a little over \$400,000 so they are recommending \$500,000 to cover it. The Board agrees with the recommendation. Mr. Wagoner had another item to discuss for opening the budget: The County Fair generates revenue through ticket sales and other events and in prior years that revenue went into their own bank account but we are changing that process and the revenue will now be deposited with the County and we will also be paying their bills. We need to recognize that we're receiving additional revenue and will be expending above and beyond what was originally budgeted. The amount will be around \$600,000. Mr. Laugheed said that addresses the legal concerns we have about the expenditures being limited by the appropriation that gets us through this year that sets us up for a budget discussion for FY2017 where the Board will be able to get the updated projections from everybody and after we've pinned down the salary numbers he's expecting to have another conversation in May and June when we have more updated projections. Recognizing that the Clerk and Controller monitor the expenditures and revenue on an ongoing basis he asked if they will alert the Board if it starts to look as if the 2016 revenue will not cover the 2016 bills and if we have to dip into some of the fund balance. Mr. Wagoner said he will notify the Board if that occurs. Clerk Yamamoto said if this project is to proceed we have to have a discussion about what we are willing to accept as a minimum fund balance. Commissioner Hanson said that deals with that 32% that we talked about for fund balance carryover. Commissioner Dale asked if the \$1.5 million that's projected for going into the facilities budget for the jail and the courtroom remodel would come out of the \$5.7 million that's available. Mr. Waite said potentially, we are anticipating that it will come out of the \$8.4 million. Mr. Laugheed said there was direction from the Board agreeing to go along

with the recommendation of the Clerk and the Controller to put the \$1 million in and do these other things and so Mr. Wagoner can prepare the necessary documents and we'll get it published and in 10 days or so the Board can make a motion. Mr. Waite said one of the things they discussed but did not decide upon was what does the unassigned fund balance look like on the reports that come out? It shows there is \$12.983 million in unassigned fund balance in the general fund, well if you have expenditures of \$25 million that's a 50% fund balance of unassigned. The conversation they had was if you assign a piece of that to capital projects then you assign if that is not unassigned anymore and that number would drop down to the sum of those other two and would be more like a 32% fund balance so compared to how that goes that's the Board's decision. It's what it is on the report but if you change it then it will be assigned somewhere and you'll have a different number so if the Clerk and Controller agree with that Mr. Waite recommends the Board consider it. Commissioner Rule said the Clerk and Treasurer like the higher number but he's comfortable with a lower number as long as there is a mechanism for rebuilding it but that is a discussion we'll have another time. Mr. Wagoner said there are some unique accounting requirements relating to this balance sheet. Eide Bailly has audited these and given their stamp of approval and he thinks this is important because it gives us a starting point, a number to move forward with so he thinks leaving these as-is for FY2015 is the correct thing to do. Commissioner Rule said we have to have a working spot for this year's wrap-up and we've got that now from Eide Bailly so he's comfortable and we'll see how the rest of the year rolls out. Mr. Wagoner will work on a notice to publish intent to reopen the budget in 10 days and then we'll have the meeting to open the budget. Clerk Yamamoto said to make sure we are clear on the numbers we are talking about \$1 million, \$500,000 and \$600,000. Commissioner Rule said that is correct, \$1 million for facilities, another \$500,000 into facilities on behalf of the courts, and \$600,000 in a separate fund, a separate line item for the fair. The meeting concluded at 2:30 p.m. An audio recording is on file in the Commissioners' Office.

FIFTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 12, 2016

PRESENT: Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

ABSENT: Commissioner Steven J. Rule, Chairman - vacation

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$6,730.00 to Northwest Service Technologies.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$2,172.11 to Tek Pipeline, LLC.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the IT Department in the amount of \$2,834.02 to United Micro Data.

MONTHLY MEETING WITH ADMINISTRATIVE DISTRICT JUDGE TO DISCUSS GENERAL ISSUES

The Board met today at 8:02 a.m. for a monthly meeting with Administrative District Judge to discuss general issues. Present were: Commissioners Craig Hanson and Tom Dale, Administrative Judge Brad Ford, and Deputy Clerk Monica Reeves. Judge Ford said the Nampa court operations moved to the courthouse last month and he commended everyone involved for the smooth transition. He entered an order for the Sheriff to transport inmates to the courtrooms; there are a few glitches to work out including the possibility of building a ramp so the inmates, who are shackled, do not have to use stairs. He spoke about the ongoing construction process and said some magistrate proceedings have been moved to the third floor courtrooms because they are more removed from the construction noise. Judge Ford spoke about the conferences he attended with the Trial Court Administrator Doug Tyler and said the main concern deals with the rollout of the Odyssey software program and the efforts being made to lessen the impact as much as possible. There was also discussion about state agencies streamlining the process for substance abuse/mental health evaluations. He spoke about security concerns in courthouses throughout the district. He also spoke about the need to have integrated telephonic conferencing available in the courtrooms. Commissioner Dale asked if there has been discussion on any movement legislatively with regard to staff attorneys. Judge Ford said he is aware that Representative Christy Perry was going to sponsor a bill to make staff attorneys state employees in order to try to free up some money for other needs in the counties, but he heard there was a

question about whether the bill would make it out of committee. Commissioner Dale asked if the Administrative Director of the Courts position (formerly held by Patti Tobias) has been filled. Judge Ford said it has not, but after the legislative session is over they will start again with a nationwide search to fill the position. He said the Supreme Court has been working on setting up the position to help administer language access issues and noted that some of the biggest language access needs are in Canyon County. They have also talked about the considerable need for sign language and making sure they are complying with the law. No Board action was required or taken. The meeting concluded at 8:22 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:00 a.m. for a legal staff update. Present were: Commissioners Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Neither Mr. Goodsell nor the Board had any items to discuss as part of a legal staff update. The proceeding concluded at 9:01 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER REQUEST BY CANYON COUNTY DEVELOPMENT SERVICES DEPARTMENT TO CHANGE QUARTZ LANE TO PLATINUM LANE

The Board met today at 9:32 a.m. to conduct a public hearing in the matter of a request by the Canyon County Development Services Department to change Quartz Lane to Platinum Lane, Case No. RD2016-1. Present were: Commissioners Craig Hanson and Tom Dale, DSD Director Tricia Nilsson, DSD Planner John Van Dyke, and Deputy Clerk Monica Reeves. John Van Dyke said there is a duplicate road name in Riverside Subdivision and the Development Services Department applied for the road name change due to some issues with emergency response services. There are some houses off the private section of Quartz Lane that links into the public section of Quartz Lane and there were some problems with emergency response providers being able to identify exactly where a home was located. Currently there are only two homes on the section of Quartz Lane and when DSD asked for their opinion on suggested road names the owners of both residences chose the name of Platinum Lane. The highway district has no objection, and no other comments were provided. Director Nilsson said the addressing ordinance requires the matter be brought before the Board. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to close public testimony. Upon the motion of Commissioner Dale

and the second by Commissioner Hanson, the Board voted unanimously to approve the road name change and the Findings, Conclusions and Order for this action. The hearing concluded at 9:37 a.m. An audio recording is on file in the Commissioners' Office.

MOTION TO RECONSIDER MODIFICATION TO A CONDITIONAL USE PERMIT
CU2002-734 FOR SKM PARTNERS, LLC, CASE NO. PH2015-59

The Board met today at 10:36 a.m. for a motion to reconsider a modification to a Conditional Use Permit (C.U.P.) CU2002-734 for SKM Partners, LLC, Case No. 2015-59. Present were: Commissioners Craig Hanson and Tom Dale, Deputy P.A. Mike Porter, DSD Director Tricia Nilsson, and Deputy Clerk Monica Reeves. Commissioner Dale requested a reconsideration based on the written Findings that he had more time to review regarding the removal of 17+ acres from a C.U.P. for SKM Partners, Case No. 2015-59. He made a motion to reconsider the vote on the modification to the C.U.P. Commissioner Hanson said there were three Commissioners present and he and Chairman Rule voted in favor of the request. He seconded the motion and it carried unanimously. Commissioner Dale wants to vote yes on the matter, to approve the modification of the C.U.P. in Case No. PH2015-59 based on the Findings of Fact and Conclusions of Law. The motion was seconded by Commissioner Hanson and carried unanimously. Mike Porter said this does not change Chairman Rule's vote, it simply adds Commissioner Dale's vote where it would go from a two-to-one decision to a unanimous decision. It would reflect that Commissioner Dale has approved it on a different date. Commissioner Dale amended the motion to include the fact that Chairman Rule is not present but he voted yes and was in favor of it. Commissioner Hanson seconded the amendment to the motion. The vote will be recorded as a unanimous decision. The meeting concluded at 10:41 a.m. An audio recording is on file in the Commissioners' Office.

SIXTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 16, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Dennis Wakefield.

APPROVED CLAIMS ORDER NO. 2-18-16

The Board of Commissioners approved payment of County claims in the amount of \$1,390.44 for accounts payable.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:31 a.m. for an office staff meeting. Present were: Commissioners Steve Rule and Craig Hanson, Facilities Manager Paul Navarro, PIO Joe Decker, Senior Administrative Specialist Jenen Ross, and Deputy Clerk Monica Reeves. Ms. Ross left at 8:36 a.m. Joe Decker reported on the following communication items: Early voting begins Friday so he'll prepare a media release and put it on the website; he has a compensation plan review meeting tomorrow; he will attend a Start by Believing meeting and eventually a proclamation will be signed and a press conference will be held; he will take care of website approvals while the webmaster is out of the office this week; he received a notice for flags to be at half-staff for Justice Scalia. Commissioner Hanson complimented Mr. Decker for his part in the redesign of the County's website. Paul Navarro reported on the following facilities items: He, Ken Fisher, and Tricia Nilsson met with the City of Caldwell to discuss alley vacations and clean up the previous street vacation where the sallyport is located on Belmont. The city will take the vacation requests from the alley between and 11th and 12th Avenue, and Belmont from 11th and 12th Avenue to the traffic commission and eventually it will go before the city council for review. Mr. Navarro met with Idaho Power last week and we now have a full building load of what we need for power needs. He is anticipating a design fee; Idaho Power requires us to prepay for them to design it and once it's designed they'll ask us to pay for the relocation of the pole. Fire sprinklers were installed this weekend in the Commissioners' area (meeting room.) His staff is starting work on the cabinets and doors for the first floor remodel. The fence for the tent jail is scheduled to be installed on Wednesday but he received an email from Sheriff Donahue who wants to discuss the plan going forward but Mr. Navarro responded that he received direction from the Board to proceed. Commissioner Rule suggested that Mr. Navarro attend this morning's legal staff update to discuss it further. The meeting concluded at 8:42 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION – PERSONNEL MATTER, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 9:06 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, records exempt from public disclosure and attorney-client communication, and to communicate with the County’s risk manager regarding pending/imminently likely claims. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:07 a.m. pursuant to Idaho Code, Section 74-206(1) (b), (d) and (i). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Hanson and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Zach Wesley, Facilities Manager Paul Navarro and Deputy Clerk Monica Reeves. Mr. Navarro left at 9:13 a.m. The Executive Session concluded at 9:18 a.m. with no decision being called for in open session.

BIWEEKLY MEETING WITH THE CHIEF PROBATION OFFICER TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 9:37 a.m. for a biweekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Craig Hanson, Chief Probation Officer Elda Catalano, Ross Garven, Facilities Manager Paul Navarro, and Deputy Clerk Monica Reeves. Topics of discussion included the following: Ross Garven has met with Paul Navarro to discuss finding a place to work on bicycles as part of the Canyon County Bike Project, which is for juveniles who are court ordered to do probation. Two sites have been discussed: the facility located on Pond Lane, and the vacant Nampa courthouse facility. Both buildings are vacant and have burglar alarms, but Mr. Garven’s preference is the Nampa facility due to its location. Currently the bicycles are stored at a church. Ms. Catalano said Love Caldwell manages the program and they store the bikes. The goal of the program is to teach the juveniles how to repair bicycles and to give back to the community. The Board has no problem with Mr. Garven using a certain portion of the Nampa facility (a vacant courtroom) for the project as long as the activity is limited to a certain area providing that legal counsel concurs and as long as there are no problems or damages that arise in the use of the space. Ms. Catalano will prepare a comprehensive plan for the Board’s review on what their intent is for the space. Commissioner Rule suggested Mr. Garven and Mr. Navarro review it with legal

counsel and then have a follow-up meeting with the Board before final approval is given. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:45 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE HUMAN RESOURCES DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 9:45 a.m. for a biweekly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Craig Hanson, HR Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Topics of discussion included the following: The final bill to Mike Swallow has been sent to Auditing, and she noticed he had decreased the bill to take off his fee to do the exemption testing. She has been working on reviewing legal counsel's reviews to the handbook and making further suggested edits; she also sent the handbook to Paul Navarro, Greg Rast and Auditing staff for them to do a review of their respective policies to make sure we have a collective effort. Commissioner Hanson wants to make sure the Board has a chance to review the handbook as well because he is aware of some potential changes that were suggested that he is concerned about because it limits the ability for transparency and for reporting mechanisms. Director Eiband wanted to discuss an HR employee issue with the Board so an Executive Session was held as follows:

EXECUTIVE SESSION – DISCUSSED NAMED PERSONNEL MATTER

Commissioner Hanson made a motion to go into Executive Session at 9:48 a.m. pursuant to Idaho Code, Section 74-206(1) (b), to discuss named personnel. The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Hanson and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Craig Hanson and Steve Rule, HR Director Jeannine Eiband, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:58 a.m. with no decision being called for in open session.

An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING A RESOLUTION TO REFUND FIREPLACE PERMIT FEES TO ALLEY HEATING

The Board met today at 10:02 a.m. to consider signing a resolution to refund a fireplace permit fee to Alley Heating. Present were: Commissioners Steve Rule and Craig Hanson, DSD Director Tricia Nilsson, and Deputy Clerk Monica Reeves. Director Nilsson said Alley Heating paid for a permit that included a \$40 fireplace permit, but the client changed their mind and didn't want the fireplace so Alley Heating requested a refund of the permit fee. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to sign the resolution refunding the fireplace permit fee to Alley Heating in the amount of \$40. (See Resolution No. 16-024.) The meeting concluded at 10:03 a.m. An audio recording is on file in the Commissioners' Office.

WEEKLY MEETING WITH THE IT DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:18 a.m. for a weekly meeting with the IT Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Craig Hanson, IT Director Greg Rast, and Deputy Clerk Monica Reeves. The following topics were discussed: The website demo went well and the link has been sent to offices/departments for review and so far the comments have been positive; the Accela software program with DSD; the criteria he is looking at: if the joint ventures decide to split then it has to end on the license cycle on a renewal period which is in the fall of every year and we have to have 365 days of written notice to cancel; this fall we'll renew one more year and then next year it will be in-house; they are meeting with DSD every week to learn what their needs are. Director Rast submitted closing documents on the Canyon County Fair Annexation Project, noting that he met with Director Cope and cancelled all the services now that they are 100% on the County. This is the eighth project they've closed to date. Commissioner Rule asked for information on the overall vision of State's Odyssey software project. Director Rast said it's supposed to be completed in Ada County on June 16, 2016, and then on January of 2017 it should be finalized. They plan to come to Canyon County in January of 2017, but he believes it will likely be by the summer of 2017 because they're running into problems with the jail systems. He said if the jail expansion does occur we need a system that can offer a solution for the camera system, one that covers the campus and all the other issues revolving around that. Also, there is still a big question mark on how the Spillman program will interact with the Odyssey software so IT is staying on top of it. The items discussed were general in nature and did not require Board action. The meeting

concluded at 10:29 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER RESOLUTION AUTHORIZING PAYMENT OF EXCESS SALE PROCEEDS PURSUANT TO IDAHO CODE, SECTION 31-808

The Board met today at 10:32 a.m. to consider a resolution authorizing payment of excess sale proceeds pursuant to Idaho Code, Section 31-808. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Brad Goodsell, Treasurer Tracie Lloyd, Deputy Treasurer Tonya May, and Deputy Clerk Monica Reeves. Brad Goodsell said the resolution is the culmination of the annual exercise to distribute excess proceeds from the November tax sale. There were \$114,000 in excess funds generated from the sale of properties and there were three that had excess funds, and of those three we received five claims from parties in interest and all of those claims are being paid in part or in full. There were \$371,000 in claims; \$109,000 will be paid, and \$4,853 in excess proceeds will be leftover from one property to be payable to previous owners who made appropriate claims. A draft of the resolution was sent to parties in interest and previous owners of the property that had excess funds inviting them to this meeting and asking them to let us know if they see a problem. By signing the resolution the Board authorizes payment of excess funds to the parties in interest noted on Exhibit "A" and to the previous owner of the one property if they make a proper claim. Commissioner Rule asked if any of the proceeds go to the County. Mr. Goodsell said they do not. Treasurer Lloyd said the \$4,853, which is the excess payable amount to the previous owner, will be put into a separate account and held by the County for three years for any type of claim to be made, and if it's unclaimed it will go to indigent fund. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to sign the resolution authorizing payment of excess sale proceeds pursuant to Idaho Code, Section 31-808. (See Resolution No. 16-025.) The meeting concluded at 10:37 a.m. An audio recording is on file in the Commissioners' Office.

MEET WITH NIKOLE ZOGG, DIRECTOR OF SOUTHWEST DISTRICT HEALTH

The Board met today at 11:01 a.m. with Nikole Zogg, the Director of Southwest District Health. Present were: Commissioners Steve Rule and Craig Hanson, Director Nikole Zogg, and Deputy Clerk Monica Reeves. The purpose of today's meeting was for Director Zogg to introduce herself and get acquainted with the Board. She spoke of her career background, legislative updates, and she answered questions from the Board regarding budget issues, specifically unfunded mandates. She also spoke about

department programs and services: March 8 is free water testing day, and on June 4 they will be collecting hazardous household waste. Other topics included reports on an STD outbreak; adolescent pregnancy prevention; and the Idaho ReadyKamp for 7th and 8th graders which is a 4-day camp that teaches kids preparedness and how to recover from emergencies. No Board action was required or taken as today's meeting was held for discussion purposes only. The meeting concluded at 11:28 a.m. An audio recording is on file in the Commissioners' Office.

JOINT MEETING WITH DSD, THE CITY OF NAMPA AND CITY OF CALDWELL TO DISCUSS AREAS OF CITY IMPACT

The Board met today at 1:31 p.m. for a joint meeting with the Development Services Department, the City of Nampa, and the City of Caldwell to discuss areas of city impact. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale; DSD Director Tricia Nilsson; DSD Planner Jennifer Almeida; Deputy P.A. Zach Wesley; City of Caldwell Officials: Mayor Garret Nancolas, Brent Orton, and Brian Billingsley; City of Nampa Officials: Mayor Bob Henry, Paul Raymond, Sandy Levi, Pam White, Darl Bruner, Bruce Skaug, Randy Haverfield, Norm Holm, Daniel Badger, Carla Nelson, Deputy City Clerk Doris Hayward Roland, and Vicki Holbrook; and Deputy Clerk Monica Reeves. Tricia Nilsson said the goal of the meeting is not to approve or disapprove any changes, but to agree on taking something to hearing with the P&Z Commissions and they will make a recommendation to their governing boards. Director Nilsson gave a PowerPoint presentation on the overview of the area of city impact amendment process, a copy of which is included with this day's minute entry. The Cities of Nampa and Caldwell each reviewed their proposed boundary amendments as follows:

City of Nampa

Norm Holm reviewed the expanded Nampa Impact Area. Areas 5 and 6 on the west edge of Nampa between Nampa and Caldwell, and on the southwest edge of Nampa, north of Lake Lowell are two expansion areas. Areas 1, 2, and 4 are the swap areas between both cities that are swapping back and forth to equalize the desires in relationship to the Nampa and Caldwell Impact Area acreage. It started in 2005 and for whatever reason things were moving along but were not formalized. The total area of the expansion and/or swap in Nampa's case is 3,895 acres. The Area 1 swap is in the north impact area but it splits a parcel and the desire is to bring all of that parcel into the Nampa Impact Area so the owners are dealing with one entity in that area. It's a 36-acre piece. Swap Area 2 is another situation where the existing boundary splits parcels and leaves a gap between the Caldwell and Nampa areas. It's also an area that's in the

Nampa Urban Renewal Area and it makes sense to bring all of it into the Nampa area. Area 4 is an area known as the Dennis Baker property that's been annexed into the city and it needs to be part of the line that's not in the impact area (even though it's already been annexed). Mr. Holm said the main areas are Areas 5 and 6. Nampa's impact boundary comes west to Midway Road and this would be the area that was discussed and negotiated between the cities back in 2005 and to this date that line has been agreed upon and they have been treating it in terms of how they look at land use and projects in that area, but it's not been formally negotiated with the County to establish that line as their expanded impact area. In 2012 Nampa updated its future land use designations for the area and those are what's shown on the map. Area 5, which is the agriculturally designated area to the south by the lake, has Nampa subdivisions and city limits encroaching up to it and even though it's designated as agriculture and the proposal is to continue it as agricultural, it just makes sense to have what happens in that area to be part of Nampa. The total acreage of all areas is 3,799.5.

City of Caldwell

Brent Orton talked about Area 1 and said Dana Devlin visited with Caldwell about this parcel and his request was to have the city serve it with utilities, but Mr. Orton said they could not do that unless Nampa gave permission to serve what's in its impact area and so Mr. Devlin went to Nampa and had a similar experience where they said not unless Caldwell gives permission. So, when the City of Caldwell was working on this they felt they could get Mr. Devlin out of this unfriendly situation. Brian Billingsly said that's why it's not good to have impact area boundaries go through the middle of properties; they should at least follow property lines, roads, rivers, railroads and landmarks. He said Caldwell has worked out an agreement with Nampa where the area of impact boundary will not go through the middle of any property. Area 7 on their map is the area north of Lake Lowell, on the south side of Caldwell, and they've already annexed several hundred acres of land south of Karcher Road so this is a pretty simple expansion for Caldwell. They already have sewer studies done in this area and they can serve it and it's a very logical expansion to the south. To the west it would go to Farmway Road and to the south it would go to Lonestar Road. With regard to Area 8, the city recently extended sewer up to Farmway Village and they've extended water up to the new RV park on Highway 20-26 so it makes sense to expand the area of impact boundary into both regions. Mayor Nancolas said this has been an exercise of two communities working extremely well together and the lines were not drawn arbitrarily, they were based upon engineering assessments. It is a well thought out plan that's had a lot of discussion over the years and it's a plan that has had broad support from both communities.

Commissioner Hanson said this is the first meeting of this type that he's been a part of and he appreciates the cities speaking to the Board about it. Commissioner Dale said this meeting completes the requirements of the law and allows it to move ahead. It's been a long drawn out process and both cities have been acting on what was verbally agreed upon and he's happy to move forward. Director Nilsson said the next step is for the Board to send the amendment to the P&Z Commission for public hearing. The cities have already made those motions to their respective commissions, and once they meet and make a recommendation staff will huddle and see if there are any changes before proceeding to the governing boards. The cities will act first and once they've adopted it the Board will be the final action. Commissioner Dale made a motion to send this to the Canyon County P&Z Commission. The motion was seconded by Commissioner Hanson. During discussion, Commissioner Rule asked the City of Caldwell representatives to elaborate on what will go on to the northwest portion of the Caldwell Impact Area. Mr. Billingsley said the land use plan for the area has not been adopted yet because they need to expand the area of impact first, but the preliminary plans are as follows: the properties along Highway 20-26 will probably have an industrial land use; the properties near the interchange will be commercial; and those away from Highway 20-26 would have a residential land use when you get close to Farmway Village and that general neighborhood. Commissioner Rule asked about the plans toward Highway 44. Mr. Orton said as far as utilities go, at Purple Sage Golf Course they have a city well that serves the elementary school and that was something the city acquired in 2008 with the intention of being prepared. They are not approaching with that yet because they want to let growth occur from the nucleus but they will look at it. They have done some sewer master planning and it goes beyond what they are proposing as an expansion area but they want to make sure they are prepared and are capable of serving the area. Mayor Nancolas said with the new Highway 30 bridge that will go across the Boise River it is their goal to also bring services at that point so not only would they be able to service properties to the west of interstate but also to the east of the interstate to the Canyon Hill/Exit 26 area. A developer has approached the city with a proposed concept for a commercial development in that area. Councilwoman Pam White asked what the timeline is for the order to proceed. Director Nilsson said it will be six weeks before the County can get to a hearing for the P&Z Commission, and then it's a whole new notice for the governing board hearing. They should be able to get it completed in three months. A roll call vote was taken on the motion with Commissioners Dale, Hanson and Rule voting in favor. The motion carried unanimously. The meeting concluded at 1:59 p.m. An audio recording is on file in the Commissioners' Office.

MONTHLY MEETING WITH THE PUBLIC DEFENDER TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 2:51 p.m. for a monthly meeting with the Public Defender to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Tom Dale, Public Defender Tera Harden, and Deputy Clerk Monica Reeves. Tera Harden reported the department is on target with the budget for this year, but actual expenses will go up significantly in the area of witness and expert fees based on the fact they have a death penalty case and prior to tapping into the capital defense fund they have to expend \$10,000. They are getting close to that amount just in personnel time; they will continue to track time on that case so they can get reimbursement. She will not be providing to the Idaho Association of Counties how that money is spent because it's attorney-client privilege. She will use due diligence and not spend a penny that's not necessary but when somebody is seeking to kill somebody there is a significant amount of work that they have to do which means no stone is left unturned and it's going to be very expensive. Ms. Harden reviewed the budget information provided today. Revenues, with regard to attorney fee repayment, are about on par but she's a little concerned that it's lower than last year. So far she has paid \$56,241 to conflict counsel. Ken Stringfield, Michael Nelson, and Danielle Scarlett predominantly do child protection act work although we only have 100 open CPA cases, it can be up to seven lawyers working on each case so that's part of why the fees are so high. She predicts we'll be over \$300,000 at the end of the year for child protection cases. Her attorneys spend a lot of time in court on CPA cases, but she's seeing a trend where more of the CPA cases are being handled by the Attorney General's Office, rather than the Prosecutor's Office, which makes it interesting from a caseload perspective. She's encourages her lawyers to get better at putting their time in but their caseloads are astronomical. Right now they have 3,395 cases that are spread through 21 attorneys. They have 100 open paper files but they'll continue to scan them as time allows. There are years' worth of cases in storage and it will take a lot of scanning to get rid of those files. There are 118 cases that are conflicted out. They are being appointed on 95%-97% of all cases. Ms. Harden reviewed the Canyon County Annual Public Defender Report for 2015, a copy of which is on file with this day's minute entry. The report included a letter from Tera Harden, Chief Public Defender; the mission statement; and office operations. There was discussion on the number of involuntary commitments and the costs involved. There are 2,200 cases for the year where people are being held at a hospital at a cost to the County of \$1,000 a day, and she estimates they are spending nearly \$2 million on housing alone until they get to the hearing for the cases they're appointed on. She's looking for funding for a social worker to work with clients who have mental illnesses. Following those comments, a review of the report continued. In her FY2017 budget request she intends to ask that the funds for evaluations through the District Court Fund be included in her budget

because it gives a better summary of the actual funds that are being spent on the cases. It will increase the bottom line on what the County is spending on defense. Commissioners Rule and Dale talked about the caseload and the staggering amount that's being spent. Ms. Harden said there are some low level offenses that, in her opinion, should be decriminalized. It would lower her caseload and the overall cost to the County of incarceration. Ms. Harden had an issue to discuss with the Board in Executive Session, imminent or pending litigation as it relates to guardian ad litem and family service advocates. The Executive Session as held as follows:

EXECUTIVE SESSION - PERSONNEL MATTER AND PENDING/IMMINENTLY LIKELY LITIGATION

Commissioner Dale made a motion to go into Executive Session at 3:19 p.m. pursuant to Idaho Code, Section 74-206(1) (b) and (f), to discuss a personnel matter and pending/imminently likely litigation. The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Tom Dale and Steve Rule, Public Defender Tera Harden, and Deputy Clerk Monica Reeves. The Executive Session concluded at 3:32 p.m. with no decision being called for in open session.

The open discussion was general in nature and did not require Board action. The meeting concluded at 3:32 p.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

MONTHLY MEETING WITH THE SOLID WASTE DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 3:33 p.m. for a monthly meeting with the Solid Waste Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Tom Dale, Solid Waste Director David Loper, and Deputy Clerk Monica Reeves. Topics of discussion were as follows: Waste amounts are up 12.75% in January, and fiscal year to date waste amounts are up 13%. The 10 bull portable fences have been delivered, but he is waiting on one more piece. The Solid Waste Association of North America (SWANA) conference will be held April 4-7 in Charleston, South Carolina and will focus on the landfill gas symposium. The survey equipment the Board signed last week has been purchased and is on its way. He has been working with DEQ on the Sugar Avenue property. The analytical data looked good so per our plan we can take it but the total petroleum hydro carbon

levels were too high to where we can't directly landfill it so he's been working with DEQ on the appropriate place to store it on site. He will spread it thin and have a dozer till it periodically from now until October to let the gases volatilize. It's out of the way and is on "garbage footprint". DEQ is comfortable with how we are handling it. He should have a final tonnage report in a couple of days. The household hazardous waste event is planned for early summer and with the Board's permission he would like to hold it at Southwest District Health because it's more centrally located than the landfill. It's a great facility as far as bringing vehicles in/out and it will be a good partnership. He budgeted \$90,000 to \$100,000 for this event, and he will apply for a \$5,000 to \$10,000 grant through DEQ for some matching funds for advertising. The Board has no problem holding the event at the health department. Idaho Solid Waste Association Conference will be held in March in conjunction with the Idaho Environmental Health Association Conference at BSU. He plans to send staff for some training, and he will present at the conference on the second day, assuming the Board's okay with it. Mr. Loper met with Brad Goodsell on moving forward with some of the items that the status report update proposed so he will ask Tetra Tech prepare a proposal, a scope of work, objectives, and an outline and Mr. Goodsell will review it to see if they can piggyback off the current contract or if they need to go out for another RFQ. He should have the proposal this week. Mr. Loper said the bio-solids are stacking up for Caldwell and Nampa because Idaho Waste Systems was having trouble taking them. The owner is hopeful to resume taking the waste within 2-3 weeks. Payette County offered to take some to help get them through this interim period. Mr. Loper said the County's operational plan will allow us to take it right now in an emergency situation so he wanted a letter from the cities saying they are in that situation, but now that the cities have the option with Payette County and a long term option with cell 2 at Idaho Waste Systems he thinks the emergency situation has been abated. He is working on a long term solution for Canyon County and said if we can keep it within the County it could be a potential revenue source for the landfill to continue to keep garbage rates low. He doesn't want to go through the process of changing the operational plan, and going out for public comment, and getting it approved, and accepting a few loads and then deciding we don't want to take it. So he's been doing some due diligence with DEQ and the health department to see if they will allow him to do a pilot project for a couple of weeks to take five loads (one load per day) from each city and see how it is to work with the bio-solids waste. Commissioner Dale said it's been alluded to that Caldwell is not drying their material as much as Nampa. Mr. Loper said Nampa has the capacity of storing it longer and underneath cover so they don't haul it as much during the wet winter months; they wait until summer when it's been dried longer. Caldwell's waste is acceptable per the federal and state rules, but it is a little wetter than Nampa's. The Board supports Mr. Loper's efforts to develop and test a program. Mr. Loper said it will not be an open door where we're taking it from anybody and everybody; we will have very strict agreements with each city on how many loads, how dry it needs to be,

etc., etc. The meeting concluded at 3:56 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

SEVENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 17, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Sheriff's Office in the amount of \$35,068.02 to Salt Lake Wholesale Sports.

APPROVED CLAIMS ORDER NO. 2-25-16

The Board of Commissioners approved payment of County claims in the amounts of \$103,146.94, \$64,346.37, \$154,612.84, and \$175,383.01 for accounts payable.

APPROVED CLAIMS ORDER NO. 1610

The Board of Commissioners approved payment of County claims in the amount of \$1,362,594.51 for a County payroll.

INDIGENT DECISIONS

The Board met today at 8:30 a.m. to consider indigent decisions. Present were: Commissioners Steve Rule and Tom Dale, Sr. Indigent Services Customer Services Specialist Ellen Pitcairn, and Deputy Clerk Monica Reeves. The Indigent Services Department presented initial determinations of denial for the following cases: 2016-430, 2016-427, 2016-400, 2016-410, 2016-396, 2016-425, 2016-314, 2016-399, 2016-394, 2016-395, and 2016-407. Upon the motion of Commissioner Dale and the second by Commissioner Rule, the Board voted unanimously to uphold the initial determinations

of denial. The Indigent Services Department presented initial determinations of approval for the following cases: 2015-1444, 2012-726, and 2016-25. Upon the motion of Commissioner Dale and the second by Commissioner Rule, the Board voted unanimously to uphold the initial determinations of approval. The proceeding concluded at 8:33 a.m. An audio recording is on file in the Commissioners' Office.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2016-005636, 2016-005637, 2016-005638, 2016-005639, 2016-005640, and 2016-005641.

CONSIDER SIGNING SETTLEMENT AGREEMENT WITH WEST VALLEY MEDICAL CENTER FOR INDIGENT CASE NOS. 2013-1741 AND 2013-1786

The Board met today at 9:02 a.m. to consider signing a Settlement Agreement with West Valley Medical Center for Indigent Case Nos. 2013-1741 and 2013-1786. Present were: Commissioners Steve Rule and Tom Dale, Deputy P.A. Zach Wesley, Indigent Services Director Yvonne Baker, and Deputy Clerk Monica Reeves. Zach Wesley said the settlement agreement involves two involuntary hold cases and one medical indigent application from 2013 involving one patient. Although there are three separate points of obligation for the County to pay, the hospital's billing came in as one chunk and they had to sort through it. After review by the County and the hospital they arrived at a final number to settle the cases and the County agreed to pay \$2,847.17. The agreement says the hospital cannot pursue any additional claims based on this dispute. Upon the motion of Commissioner Dale and the second by Commissioner Rule, the Board voted unanimously to sign the Settlement Agreement with West Valley Medical Center for Indigent Case Nos. 2013-1741 and 2013-1786. (See Agreement No. 16-008.) The meeting concluded at 9:08 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:08 a.m. for a legal staff update. Present were: Commissioners Steve Rule and Tom Dale, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Commissioner Dale informed Zach Wesley about an email he received from the Treasurer's Office about the hardship application submitted by the Trinity Lutheran Church and it was his understanding that the Board of Equalization had reinstated their tax exempt status and given them a year to correct their legal documents and therefore

would be no need for them to apply for a hardship. The email will be forwarded to the PA's Office for review. The meeting concluded at 9:09 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING NOTICE OF HEARING FOR BUDGETING OF UNSCHEDULED REVENUE

The Board met today at 9:30 a.m. to consider signing a notice of hearing for budgeting of unscheduled revenue. Present were: Commissioners Steve Rule and Tom Dale, Clerk Chris Yamamoto, Controller Zach Wagoner, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. Zach Wagoner said the notice will be published regarding opening the FY2016 budget. There is a meeting scheduled on March 7, 2016 at 9:30 a.m. at which time the budget would be officially opened and these amounts would be added to the 2016 budget as follows:

Current Expense Fund: \$1,000,000 in the buildings and grounds budget for work on the jail expansion project.

Current Expense Fund: \$500,000 in the buildings and grounds budget to finish the courthouse remodel project.

County Fair Fund: \$595,898 in the County fair budget to account for fair revenues and operating expenditures bringing the fair activities under the accounting umbrella of the County.

Commissioner Rule said the fair budget is being brought under the County for accounting purposes. Mr. Wagoner said in prior years when the fair received revenue it was deposited directly into their bank account, but those revenues will now be deposited with the County and the expenditures will now run through the County's payable process, similar to other County departments. Commissioner Rule said the County is becoming more involved in the accounting process but it will not be involved in making fair board decisions. Commissioner Dale asked if a monetary threshold has been established where the fair board can authorize expenditures without the Board of Commissioners' approval. Mr. Wagoner said they have met multiple times with the fair personnel and the initial discussion has been to establish a petty cash checking account for the fair's usage and the amount of that account would be \$5,000. During the week of the fair there is a large amount of smaller bills and smaller items paid to fair participants and that would allow them cash to operate specifically during the fair week and as they use that amount the monies will be replaced so if they spend a \$1,000 during the week after the fact they will submit a claim for \$1,000 detailing what was

spent and that will replenish that petty cash account. This account will be under the County's umbrella. Clerk Yamamoto said the fair, with their expenditures, will be like any other County department as far as the expenditures go that come through the Board for approval. Commissioner Rule said the \$500,000 for the courthouse remodel was scheduled for 2015 but it overlapped into 2016. Mr. Wagoner said when we developed the 2016 budget that began in April and at that time we had an estimate and we believed we'd be to a certain point on the project by September 30, but we didn't make it that far so this is an accounting exercise to adjust monies between fiscal years. Commissioner Rule said it's not a cost overrun, it's just an adjustment from year to year of scheduled dollars spent. He said the \$1,000,000 involves construction plans, a sewer line, and a power pole, for possible jail expansion. Commissioner Dale said he spoke to Sam Laugheed about the procedure for this matter and he asked if it could be clarified on the record. Mr. Laugheed said Commissioner Dale is opposed to one of these matters in particular so there was a question about whether they could be addressed in separate motions instead of one motion. For purposes of this meeting he doesn't think that's necessarily at issue so one motion will suffice for all three matters because it's just a procedural matter that sets up the hearing on March 7 and on that date there will be no problem with splitting the motion to address the items separately. Upon the motion of Commissioner Dale and the second by Commissioner Rule, the Board voted unanimously to sign the notice of hearing for budgeting of unscheduled revenue as outlined by the Clerk and Controller. The signed notice, which will be published in the Idaho Press-Tribune, is on file with this day's minute entry. The meeting concluded at 9:40 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH PARKS DIRECTOR FOR DISCUSSION REGARDING CLARK FARM

The Board met today at 1:00 p.m. for a meeting regarding the Clark Farm Discussion. The meeting took place at the Park's Office located at 12880 Iowa Avenue, in Nampa. Present were: Commissioners Steve Rule and Tom Dale, Parks Director Tom Bicak, Deputy Parks Director Kathy Kershner, Parks Manager Rodney Tuttle, Grants Coordinator Bill Moore, Outdoor Recreation Planner Nicki Schwend, Programs Manager Laura Barbour, Mark Clark, Steve Clark, and Deputy Clerk Monica Reeves. The Clark Family is donating to the County 140+ acres of agricultural land split between two parcels. The property has been a working family farm for generations and will continue to be preserved, maintained and operated as a working farm. The Parks Department wants to explore the possibility and potential of preserving the Clark Ranch as a recreational and educational resource, specifically, to maintain in perpetuity a modern, working farm to inspire an appreciation of agricultural history and to create a legacy of agricultural education through academic and commercial partnerships. Both Steve Clark and Mark Clark like the County's proposal, and said all they are

looking for is open space, they do not want the property used for a housing development. Opportunities for grants and agriculture conservation easements will be explored. The next step involves Tom Bicak preparing a master plan which will be submitted to the Clarks' for review. Steve Clark said an appraisal of the property has been done in the past year by Jess Payne Appraisal Service and he will provide a copy of it to Director Bicak. No Board action was required or taken as today's meeting was held for informational purposes only. The meeting concluded at 1:50 p.m. An audio recording is on file in the Commissioners' Office.

EIGHTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 18, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED CLAIMS ORDER NO. 2-25-16

The Board of Commissioners approved payment of County claims in the amount of \$89,325.43 for accounts payable.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Slanted Rock Brewing Company, LLC to be used March 12, 2016 for the 6th Annual Ft. Boise Highland Games and Fell Race.

EXECUTIVE SESSION - RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION

Note for the record: As properly noticed the Board met today at 9:03 a.m. for a legal staff update. A request was made to go into Executive Session to discuss records exempt from public disclosure and attorney-client communication. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:04 a.m. pursuant to Idaho Code, Section 74-206(1) (d). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Hanson and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:11 a.m. with no decision being called for in open session.

NINTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 19, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Sheriff's Office in the amount of \$1,472.00 to Western States CAT.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

#16-028 Terry W. Dice dba Tiny's Lounge

EXECUTIVE SESSION – PERSONNEL MATTER, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION

Note for the record: As properly noticed the Board met today at 9:00 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, records exempt from public disclosure and attorney-client communication, and to communicate with the legal counsel regarding pending litigation. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:01 a.m. pursuant to Idaho Code, Section 74-206(1) (b), (d) and (f). The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Deputy P.A. Mike Porter arrived at 9:07 a.m. Mr. Wesley and Mr. Porter left at 9:15 a.m. ICRMP Attorneys Kirt Naylor and Landon Brown as well as Ambulance District Director Robb Hickey, and Ambulance District Attorney Paul Fitzer arrived at 9:15 a.m. The Executive Session concluded at 9:41 a.m. with no decision being called for in open session.

CONSIDER SIGNING A RESOLUTION TO ADOPT CHANGES TO THE TITLE AND PAY GRADE OF ONE POSITION IN THE COURT OPERATIONS DEPARTMENT

The Board met today at 9:41 a.m. to consider signing a resolution to adopt changes to the title and pay grade of one position in the Court Operations Department. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, HR Director Jeannine Eiband, HR Generalist Jennifer Allen, and Deputy Clerk Monica Reeves. Jeannine Eiband said there is an employee in the Court Operations Department who's been doing network administration work as a liaison between IT, the courts, and the state and they want to make sure the title is appropriate and that the job duties are accurately reflected. It includes an increase in the salary range; however, there is no salary increase at this time because they want to wait for the completion of the salary compensation project. Commissioner Hanson questioned if the position should be under the IT Department rather than the courts. Director Eiband said that question would be best answered by IT and Clerk's Office staff. She said the person works with IT and they are aware of the relationship; this position has been in place for at least two years and was in a training period for the first year and in the last year has been doing this job although it hasn't been accurately reflected. They wanted to make this change last summer but were advised to wait for the compensation review to be completed. The goal is to get the job title and description changed and the pay will come later. Commissioner Rule asked why the change is occurring now rather than a year and half ago when all the job descriptions were updated. Director Eiband said it was a training position and the employee will be assuming all of the duties of the person who will retire soon. Commissioner Hanson is not opposed to this but he believes it could be more beneficial to the County if the employee was under the IT Department and assigned to be a liaison to the courts. Another meeting will be scheduled for further discussion with the IT Director and Clerk Yamamoto. The meeting concluded at 9:50 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING A RESOLUTION TO WAIVE FEES FOR VALLIVUE SCHOOL DISTRICT'S FOOD SERVICE BUILDING

The Board met today at 9:50 a.m. to consider a resolution to waive fees for Vallivue School District's food service building. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, DSD Director Tricia Nilsson, and Deputy Clerk Monica Reeves. Director Nilsson said the school district has been working on a food storage building and the Board previously waived fees for the zoning and building and this is a request to waive the tenant improvement fees associated with adding an office within the warehouse. The request is for a \$313 waiver. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to waive the zoning compliance and building permit inspection fees for Vallivue School District. (See Resolution No. 16-026.) The meeting concluded at 9:52 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING AGREEMENT WITH ORANGE COUNTY BUSINESS JOURNAL FOR ADVERTISEMENT OF 15552 HIGHWAY 20-26 PROPERTY

The Board met today at 9:52 a.m. to consider signing an agreement with the Orange County Business Journal for the advertisement of property located at 15552 Highway 20-26 (Pond Lane and Gravel Lane.) Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, PIO Joe Decker, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Commissioner Rule said there are businesses leaving southern California due to tax, costs and management reasons who are looking to relocate so he asked Joe Decker to find a trade journal that was worthy of advertising the Pond Lane property. Zach Wesley said Mr. Decker asked him to review the agreement and to work with Silverhawk Realty who developed the advertisement that would be proposed to run in the business journal. He's reviewed the agreement and invoices and he does not have any legal issues with them. Mr. Decker said if the payment is submitted by next week the ad will run the following week and then the next week, and if we buy two weeks of the quarter page ad we get six weeks in the real estate section for free. The total cost is \$3,000. Commissioner Hanson made a motion to sign the agreement with the Orange County Business Journal for advertisement of the property located on 20-26 between Pond Lane and Gravel Lane. The motion was seconded by Commissioner Rule. During discussion Commissioner Dale said he maintains the position he's had for the past year and he will not be voting yes. Commissioner Rule said the decision has been made to maintain the campus plans submitted by Carter Goble Lee and that's to add to our existing jail. He said this property was purchased with profits from the sale of property on the Nampa/Caldwell Boulevard and it is

irresponsible to hold properties bought with tax dollars when no use is planned. The County owns another parcel of property but there are plans to use it for development of the County Fair but if the plans go way then he will push to sell that piece of property as well. A roll call vote was taken on the motion with Commissioners Hanson and Rule voting in favor of the motion to sign the agreement, and Commissioner Dale voting in opposition to signing the agreement. The motion carried by a two-to-one split vote. (See Agreement No. 16-009). The meeting concluded at 9:58 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER RESOLUTION APPOINTING RAY BINGHAM TO THE BOARD OF COMMUNITY GUARDIANS

The Board met today at 9:58 a.m. to consider a resolution appointing Ray Bingham to the Board of Community Guardians. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Zach Wesley said the name was proposed by the Board of Community Guardians and the name was provide to the HR Department to run a background check. Mr. Bingham was formerly appointed to the board but has been gone for some time. Upon the motion of Commissioner Dale and the second by Commissioner Hanson the Board voted unanimously to appoint Ray Bingham to the Board of Community Guardians. (See Resolution No. 16-027.) The meeting concluded at 9:59 a.m. An audio recording is on file in the Commissioners' Office.

MEET WITH EIDE BAILLY TO RECEIVE FISCAL YEAR 2015 AUDIT

The Board met today at 10:07 a.m. for a meeting with Eide Bailly to receive the Fiscal Year 2015 Audit. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Clerk Chris Yamamoto, Controller Zach Wagoner, Jodi Daugherty and Brad Berls from Eide Bailly, Olivia Weitz from the Idaho Press-Tribune, and Deputy Clerk Monica Reeves. Zach Wagoner said every year the County has a contract with an outside firm of certified public accountants to audit our financial statements and the past three years we've partnered with Eide Bailly for that activity and he is very pleased with the results. In prior years we received our independent audit report on April 30 and this year we received it on January 29. Timeliness is an important factor in financial reporting and we have taken some steps to improve our timeliness and also the accuracy and the readability of our financial report and he thinks it's significantly improved with Eide Bailly's partnership. Jodi Daugherty said the only reason they were able to get it out that early is because of the efforts of Mr. Wagoner and his team. In their opinion the financial statements represent fairly the financial position of the

County. A new standard was implemented this year dealing with putting the PERSI liability in the PERSI related differed inflows and outflows in the financial statements and it resulted in restating the County's net position at the beginning of the year. They took the piece of the liability that related to prior years and reduced the net position by that amount. The liability only affected the statement of net position which is the full accrual statement so it had no effect on the general fund at all but it did have a little effect on the enterprise fund. On the statement of net position there is a line item called deferred outflow of resources for nearly \$8.3 million which is related to the pension activity and it has to do with the actuarial evaluations and when they come in and things being better than anticipated or being worse than anticipated and the effect it has on their estimate, this is one of the pieces of deferred inflow. Under the liabilities section the last one is the net pension liability and our share of PERSI's unfunded liability is \$15 million and governmental activities of \$367,000 in the landfill fund. There is a line called deferred inflow pensions for a total of \$9.9 million and that's related to the actuarial calculation and the changes that happened in their estimates from 2014 to 2015. There's also a new footnote on Page 49, Note 12. PERSI provided this footnote and it talks about the different assumptions PERSI used. On Page 53 a table shows the volatility of the estimate so PERSI used a discount rate of 7.1%, which is where they get the \$15.4 million liability for the unfunded piece. If the actual rate were 6.1% our share of the liability would be \$37 million, and if it was actually 8.1% it would be an asset which means it would be overfunded by \$2.9 million so it shows how volatile this estimate is and that it truly is just an estimate. Commissioner Hanson referenced the section titled *Sensitivity of the Employer's proportionate share of the net pension liability and changes in the discount rate*, and asked if that is what we would have to come up with in cash should this event take place. Ms. Daugherty said not necessarily because PERSI sets the contribution rates based on what they think is needed to continually fund the current retirees and build a balance to fund future retirees. The contribution rate is the cash you need to come up with every year, and this is just them estimating what they think the liability could be if everyone were to stay until retirement. There are actuarial tables that are built into it so they come up with what they think the potential liability might be and how much they are holding in assets and the difference between the two right now is an unfunded piece. So no, we would never have to come up with that cash; every year we will have to come up with the contribution rate that PERSI sets and now it's between 10%-11%. On Page 54, footnote Note 15 will show how the net position was changed so they reduced it from \$83.6 million in the governmental activities down to \$66.8 million, and the solid waste went from \$17.9 to \$17.5 million. She said they did not have any findings as it related to internal control. They did not perform an audit over the federal awards this year because they did not meet the threshold requiring an audit and next year that threshold is going up even higher so depending on what the County gets for federal awards next year they may not do an audit of those either. On Page 27 and 29 are the fund levels -

this is the level at which we are used to seeing everything and the level at which we budget. This shows what the general fund did and our major funds, special revenue funds which were the justice, district court and everything thing else is lumped into that other column. The detail for those other funds is in the back of the report. Commissioner Rule said the Board anticipates building a jail budget line into this next fiscal year and they hired a financial advisor and he's asking if it's possible to add a capital projects line to the budget sheet for the remainder of this year. Ms. Daugherty asked if the Board would amend this year's budget and include a capital budget line. Commissioner Rule said yes, and asked if that is permissible. Ms. Daugherty said as far as she knows that's within the Board's power to amend the budget; the State of Idaho requires it to be a balanced budget so as long as we have the revenues or fund balance to cover it. Commissioner Rule said it may not be funded at all to start with but he wants to get it in place as we come into the next budget process. The plan would be to use unscheduled revenues, maybe some fund balances to start funding that budget line. Ms. Daugherty said the Board has the option on the balance sheet to assign some of the fund balance for something specific, so, as Commissioners they can commit it through a resolution and then it can only be spent on what you committed it for and if you decide you don't need it or don't want to spend it on that then you have to do a resolution to un-commit it; it's a very formal process to commit fund balance. Commissioner Rule said he doesn't know that we want to identify it as a jail fund building line item but the discussion was to add now, and in the future, a capital expense line item for capital projects. He said the Board has talked with the Clerk and the Controller about it but he wants to have the discussion with the auditing firm as well. Ms. Daugherty said the Board is allowed to amend the budget as long as the budget balances. Brad Berls said there are certain estimates that they audited: self-insurance, landfill liability, those are estimates so they can only audit based on the information that was available at the time. Actual results may be different but in their opinion they are materially correct. There are new pension standards that came out with GASB 68. They did a formal adjustment for \$89,000 and it was pretty small and it was a classification issue with some property taxes. It had no income statement effect so in their opinion it was not significant, and then they had a reclass adjustment as well with the ADP. The County has to pay that before they will fund the payroll liability so there is some classification issues there but again nothing Eide Bailly felt was significant enough to warrant a deficiency but it is something they are required to communicate to the Board. They had no other issues or findings in relation to the audit. Mr. Wagoner said we had a unique timing issue with ADP and payroll, our pay date was October 2 and ADP pulled the money out of our bank account on September 29 so that's the timing issue that was very unique to this past fiscal year. It won't happen this year or next year. Clerk Yamamoto said he is very pleased with the relationship with Eide Bailly. They have changed some of the practices and it's a continuing process but he is happier with how things are going. The

meeting concluded at 10:25 a.m. An audio recording is on file in the Commissioners' Office.

TENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 22, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
Commissioner Tom Dale
Deputy Clerk Monica Reeves

ABSENT: Commissioner Craig L. Hanson - vacation

CONSIDER SIGNING TREASURER'S TAX CHARGE ADJUSTMENTS BY PIN

The Board signed the Treasurer's Tax Charge Adjustments by PIN for January 2016.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:32 a.m. for an office staff meeting. Present were: Commissioners Steve Rule and Tom Dale, Facilities Manager Paul Navarro, PIO Joe Decker, Sr. Administrative Specialist Jenen Ross, and Deputy Clerk Kelly Martinez. Ms. Ross left at 8:35 a.m. Joe Decker reported on the following communication items: he is currently working on a couple of April items: Child Abuse Awareness Month proclamation and the Start by Believing campaign proclamation; he will be working with Prosecutor Bryan Taylor on a media training program the end of April; Mr. Decker will be volunteering at the law school to role play as a juror for training; there is a website rebuild meeting tomorrow; he met with Director David Loper about the Landfill household hazardous waste event; he is planning a photo opportunity for an employee in Juvenile Detention tomorrow; and information regarding the real estate advertisement for property on Highway 20-26. Paul Navarro reported on the following facilities issues: update on the courthouse remodel; there was a jail update meeting Thursday which the Sheriff attended to finalize the design and everyone has approved it; update on the sewer relocation plan; the connectivity for the TV in the lobby used to be in Prosecuting Attorney's Office so a new data line will be ran to the data closet in the Commissioners Office; and update on a small remodel in the IT Department. Commissioner Rule would like to look at the roof that is now complete so Mr. Navarro will take him up to see it. Mr. Navarro said he will be setting up a meeting with the

interim director at the animal shelter. The meeting concluded at 8:45 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING JAIL LIABILITY INSURANCE APPLICATIONS

The Board met today at 9:02 a.m. to consider signing jail liability insurance applications. Present were: Commissioners Steve Rule and Tom Dale, Deputy P.A. Brad Goodsell, and Deputy Clerk Kelly Martinez. Mr. Goodsell said these are annual applications to renew insurance for various aspects of the jail operations. The first one has to do with network security in the jail, this has been vetted by the Prosecutor's Office and completed by the jail and is ready to be signed by the Board. Mr. Goodsell said by signing this the Board is stating the information is correct. The second application is for medical liability insurance and is for the non-physician medical workers in the jail. It has been filled out by the Jail Commander and is also an annual application which has been vetted by the Prosecutor's Office. The third document doesn't need to be signed by the Board but he wanted to submit a copy to the Board. It is the application for professional liability insurance for the physician, it has been signed by the physician and is for informational purposes only. Upon the motion by Commissioner Dale and the second by Commissioner Rule, the Board voted unanimously to sign the jail liability insurance applications. The meeting concluded at 9:05 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:05 a.m. for a legal staff update. Present were: Commissioners Steve Rule and Tom Dale, Deputy P.A. Brad Goodsell, and Deputy Clerk Kelly Martinez. Mr. Goodsell wanted to give a brief update on the Sugar Avenue property. He said all of the excavation work has been completed and the landfill accepted approximately 1,500 tons of materials and we do have a purchaser who is interested in buying the property. Mr. Goodsell is working with DEQ to find out when exactly we can get the environmental covenants drafted which may need to happen before we close on the property. Mr. Goodsell said we could have a purchase and sale agreement in front of the Board to consider within the next week or two. Mr. Goodsell said the property has been auctioned and it didn't sell so the Board has authority to sell it. Commissioner Rule said he talked with ElJay Waite from the City of Caldwell regarding a concept of trading that gravel parking lot on the one private corner for Gabiola Field and exchanging those properties from City to County. Mr. Goodsell said he intends to discuss the Sorrento tax exemption issue with the Board in tomorrow's legal staff

update. The meeting concluded at 9:10 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE DEVELOPMENT SERVICES DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:00 a.m. for a biweekly meeting with the Development Services Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Tom Dale, Development Services Director Tricia Nilsson, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: budget and permit status updates; personnel updates; update on the Areas of impact status for Wilder and Nampa/Caldwell; and COMPASS Board packet review. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:18 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE FLEET DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION; AND CONSIDER SIGNING NOTICE OF INTENT TO GRANT SURPLUS PROPERTY TO THE CITY OF PARMA POLICE DEPARTMENT

The Board met today at 10:30 a.m. for a biweekly meeting with the Fleet Director to discuss general issues, set policy, and give direction as well as to consider signing a Notice of Intent to grant surplus property to the City of Parma Police Department. Present were: Commissioners Steve Rule and Tom Dale, Fleet Director Mark Tolman, Deputy P.A. David Eames, and Deputy Clerk Kelly Martinez. Mr. Eames said this was brought to the Prosecutor's Office by Fleet Director Mark Tolman and the intent is for this property to be granted to City of Parma Police Department to help law enforcement efforts. Director Tolman said basically we have two radios and two radar systems to grant to the City of Parma. The radios are 700 megahertz and are past their lifecycle, and we got them on a grant and Parma is also part of that grant, and we work together with them as part of our County. These will be used to update some reserve cars and we are just trying to help them have those vehicles prepared. The radars are ten years old and out of their lifecycle for us and they were headed to the auction and we wanted to make sure Parma has the opportunity to have them so Parma put in a request for them. Commissioner Rule asked why is it beneficial to taxpayers in Canyon County for these items to go to Parma. Director Tolman said they are still taxpayers in Canyon County, we are all paying for it and if Parma can utilize them it is better than going to auction and getting ten dollars for them. Upon the motion by Commissioner Dale and

the second by Commissioner Rule, the Board voted unanimously to sign the Notice of Intent to grant surplus property to the City of Parma Police Department. The signed document is on file with this day's minute entry. Mr. Eames left at 10:36 a.m. Director Tolman is happy to report that they were able to fix the fuel system problem and the glitch is now fixed. The meeting concluded at 10:37 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE DIRECTOR OF MISDEMEANOR PROBATION TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:49 a.m. for a biweekly meeting with the Director of Misdemeanor Probation to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Tom Dale, Director of Misdemeanor Probation Jeff Breach, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: Director Breach said he has been mulling over the stats over the past couple of years and the numbers seem to hold pretty consistent at around 74% cases closing successfully on a monthly basis. While analyzing research on cases that closed last month he found that only 18% were high risk offenders, 100% low risk offenders were closed successfully last month and 83% of the moderate risk offenders closed successfully. The average LSI score of successful person is a 22 which is right in the middle of the moderate range and the average LSI of an unsuccessful offender was a 34 which is up in the high risk score. One idea that came out of this research is to have an in-house counselor and Director Breach wanted to hear some thoughts from the Board about priority spending and adding a counselor within the department. Commissioner Rule would like some additional information on how this will affect the program and benefit the County. Commissioner Dale asked if Director Breach can do some research on other agencies or departments that have done what he is suggesting and bring that back to the Board. The items discussed were general in nature and did not require Board action. The meeting concluded at 11:00 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE FAIR DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 11:00 a.m. for a biweekly meeting with the Fair Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Tom Dale, Deputy P.A. Zach Wesley, Fair Director Rosalie Cope, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: personnel updates; they are having problems with the scheduling of the whole facility again for

example, the Boise Valley Cutters' largest show in November happens to fall on the College of Idaho's football dates this year. Director Cope said from what she understands the football players run through the rodeo arena at halftime to get to O'Connor Fieldhouse and apparently that can't be changed for one day, so there is a good chance they could lose the Boise Valley Cutters who are one of the largest renters of the facility. The other problem is the parking lot is leased to the College of Idaho and the Boise Valley Cutters need to use the parking lot. Commissioner Rule said there is progress being made on the parking lot and the Gabiola swap. Commissioner Dale said there has to be a solution to this issue, it is not something that is insurmountable at all. Director Cope asked if anyone has heard anything about the wash rack project. Commissioner Dale said that project may have stalled out, he would say it will probably remain what it is right now. Mr. Wesley said Ms. Cope had asked to talk about the agreements with extension office. Director Cope said they are not there yet, they don't have a plan yet. She said part of the conversation has been that fair superintendents are paid by the Fair and they are supervised and hired by the extension office which seems to be an issue. Commissioner Rule suggested Mr. Wesley get some written definition to help this situation out and Director Cope said they are working on that this afternoon. Mr. Wesley left at 11:09 a.m. Director Cope discussed booking entertainment for this year's fair. They have started the process of submitting invoices through the auditing office and the credit card machine is being set up. She is working on zeroing out their investments and will prepare a deposit for the Treasurer's Office. Director Cope said she will be meeting with the salary adjustment committee and she also gave an update on the fair board vacancies. The items discussed were general in nature and did not require Board action. The meeting concluded at 11:15 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

ELEVENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 23, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Eduardo Alvarez.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the IT Department in the amount of \$1,582.83 to VLCM.

BIWEEKLY MEETING WITH THE JUVENILE DETENTION DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 8:30 a.m. for a biweekly meeting with the Juvenile Detention Director Steve Jett to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Tom Dale, Asst. Juvenile Detention Admin. Supervisor Sean Brown, Sr. Admin. Specialist Dawn Dennison, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: Director Jett is in Coeur d'Alene doing a PREA audit; population is at 27 juveniles today; an employee broke his thumb in gym and he will have to have surgery to get it repaired; Muntaga Bah is CPR certified and the Sheriff's Office is asking if he can do a CPR class for their office at a considerable discounted rate; they will be submitting a grant for the garden project; Sean Brown and Shawn Anderson will be going to Chicago in March for International Law Enforcement Education and Trainers Association; personnel updates; Juvenile Training Council asked Sean Brown and Shawn Anderson to teach a class called "Use of force by the numbers" to the administrators; and there was discussion regarding an award for a crewmember who saved a co-worker's life by administering the Heimlich maneuver. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:39 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 9:04 a.m. for a legal staff update. A request was made to go into Executive Session to discuss records exempt from public disclosure and attorney-client communication, and to communicate with the County's risk manager regarding pending/imminently likely claims. The Executive Session was held as follows:

Commissioner Dale made a motion to go into Executive Session at 9:05 a.m. pursuant to Idaho Code, Section 74-206(1) (d) and (i). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion

carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:22 a.m. with no decision being called for in open session. Commissioner Dale noted for the record that the Board will schedule a meeting regarding Sorrento Lactalis's application for an exemption.

CONSIDER SIGNING MUTUAL ASSISTANT COMPACT - LAW ENFORCEMENT AGREEMENT

The Board met today at 9:31 a.m. to consider signing a Mutual Assistance Compact Law Enforcement Agreement between Canyon County, City of Caldwell, City of Nampa, City of Parma, City of Wilder, and the City of Middleton. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Prosecutor Bryan Taylor, Sheriff Kieran Donahue, and Deputy Clerk Monica Reeves. Prosecutor Taylor said the cities and the Sheriff routinely enter into these agreements to assist one another and this document is simply updating the signatures to reflect the new police chiefs of Nampa and Caldwell. The Prosecutor's Office has reviewed the legalities of the compact and he is content with it. Sheriff Donahue said it's a continuation of the collaborative agreement between law enforcement and the executives to render aid and assistance when called upon. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the mutual assistance compact for the law enforcement agencies. (See Agreement No. 16-010.) The meeting concluded at 9:34 a.m. An audio recording is on file in the Commissioners' Office.

TWELFTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 24, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED PURCHASE ORDER

The Board approved a purchase order for the IT Department in the amount of \$1,898.99 to Tek Pipeline, LLC.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the IT Department in the amount of \$1,234.44 to VLCM.

APPROVED CLAIMS ORDER NO. 2-25-16

The Board of Commissioners approved payment of County claims in the amount of \$3,000.00 for accounts payable.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2016-006727, 2016-006728, 2016-006729, 2016-006730, 2016-006731, 2016-006732, 2016-006733, 2016-006734, 2016-006735, 2016-006736, 2016-006737, 2016-006738, 2016-006739, 2016-006740, 2016-006741, 2016-006742, 2016-006743, 2016-006744, 2016-006745, 2016-006746, 2016-006747, 2016-006748, and 2016-006749.

CONSIDER SIGNING A RESOLUTION TO ADOPT CHANGES TO THE TITLE AND PAY GRADE OF ONE POSITION IN THE COURT OPERATIONS DEPARTMENT

The Board met today at 8:31 a.m. to consider signing a resolution to adopt changes to the title and pay grade of one position in the Court Operations Department. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Clerk Chris Yamamoto, Controller Zach Wagoner, Court Operations Director Denise Kennel, IT Director Greg Rast, HR Director Jeannine Eiband, HR Generalist Jennifer Allen, and Deputy Clerk Monica Reeves. The Board previously met on this matter but additional information was required from the Clerk's Office and the IT Department. Denise Kennel said the request is for a title change only, a Court Systems Analyst. They didn't ask for a pay change because the compensation study is still underway. The person in this position started two years ago and is supervised by someone who used to do this position but then became a department supervisor. The person has been in training and received an A+ certification and has been doing the job for almost a year. Greg Rast said when they looked at the job description and title, the network administrator was on the job description but that title didn't fit the position just for the fact those positions are exempt and this is an hourly position so they thought the title of Court Systems Analyst would be a better fit. They also talked about whether IT can fulfill this role and while IT can fulfill any type of IT role out there this position should be under the Clerk because

they deal specifically with the court system, and there are two networks in that area: the Canyon County network and the Supreme Court/Court System network and this person deals with the day-to-day operations on that other network, not the Canyon County network. Commissioner Rule said it sounds as if the state should pay for this person. Director Rast said the district court fund pays for the position and if you put it into IT he will have to open up another position because he doesn't have the bandwidth to take on this responsibility under the general fund. This is a circumstance where an IT liaison is warranted. Zach Wagoner said the position supports court functions so district court monies are used specifically to pay the salary and benefits; there is no drain on general fund resources. The resolution will be redone to reflect the new title of Court Systems Analyst and to have consistent terminology with other IT job descriptions. Commissioner Dale made a motion to sign the resolution which will adopt a title change and job description for a Court Systems Analyst position. The motion was seconded by Commissioner Hanson and carried unanimously. The corrected resolution will be provided to the Board once the corrections have been made. The meeting concluded at 8:37 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION - PERSONNEL MATTER, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 9:02 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, records exempt from public disclosure and attorney-client communication, and to communicate with the County's risk manager regarding pending/imminently likely claims. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:03 a.m. pursuant to Idaho Code, Section 74-206(1) (b), (d) and (i). The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, Deputy P.A. Brad Goodsell, Chief Deputy Assessor Joe Cox, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:16 a.m. While in open session Commissioner Dale asked about an email from Controller Zach Wagoner regarding a request from ElJay Waite for more information to help prepare the Board for the budget and he's confused about that because he thought the contract with Mr. Waite was to help out with the analysis of the fund balances. He asked if the contract is open ended and if the intent is to keep it going. Commissioner Rule said the

contract is for financial analysis through September 30, 2016 but it can be extended if needed. Commissioner Dale said he thought after Mr. Waite gave his report that was the extent of his involvement. Commissioner Hanson said that was not his understanding, it's so the Board can have an outside independent view of what's going on since the information it was getting from the Clerk was inaccurate and not complete. Commissioner Dale said the information that came back from the meeting with Mr. Waite is pretty much the same as what we had before so he thought maybe we were going to put that to rest. Commissioner Rule said it's been better since Mr. Waite has come on board because they're asking the right questions and getting the right answers. The discussion concluded at 9:18 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

MEETING WITH CLERK AND CONTROLLER TO DISCUSS CAPITAL PROJECTS LINE ITEM

The Board met today at 1:25 p.m. with the Clerk and Controller to discuss a capital projects line item. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Clerk Chris Yamamoto, Controller Zach Wagoner, Chief Deputy Sheriff Marv Dashiell, Captain Daren Ward, Facilities Manager Paul Navarro, PIO Joe Decker, and Deputy Clerk Monica Reeves. Commissioner Rule said at a meeting with Jodi Daugherty from Eide Bailly one of the items addressed was establishing a capital projects line in the budget by a resolution so today's meeting was set up to discuss this and see if we can advance that concept. It's something the Board wants in the ongoing budget and rather than holding capital for a warehouse, or a courthouse remodel, or a jail addition, or a parking garage in the facilities budget it would be done in a capital line item. He asked Zach Wagoner if he would prepare a resolution to add a capital projects line item to the ongoing budgets. Mr. Wagoner said within the County's chart of accounts for accounting purposes there are capital projects line items already in the budget; we have line items for capital projects and multiple accounting lines to account for more specific projects. They are a generic line that can be used throughout multiple funds or in different places throughout the budget. He said if the Board desires to make a fund balance commitment it needs to be done via resolution. Commissioner Dale said putting money into a line item on the balance sheet that says capital projects is not necessarily committing that money to a specific project, we're not restricting those funds to a particular project. He understood it was to be a line item, like a savings account, that's projected to be used for capital projects although it's not the same as a restricted account. It's a part of fund balance, but it's not in the general lump sum. Clerk Yamamoto said if you earmark some money then it's earmarked for a specific thing; it would detail what that is, as opposed to what we've been doing in the past when he presents his suggested budget to the Board and we put

that money in the facilities fund so it can be utilized for whatever purpose, and sometimes it gets used and sometimes it doesn't. For instance, in this last budget we had a \$1 million to \$1.5 million that the Board decided to take away and that's why we had to reopen the budget because we didn't have enough to cover the bills. He said when the question was asked of Ms. Daugherty she did not say do that, she said the Board could do that and the conversation afterwards was about the accounting exercise and she didn't think it was the proper thing to do without a specific purpose. Mr. Wagoner said in order to commit fund balance there needs to be a specific purpose attached to a commitment. Commissioner Hanson said if the Board does a resolution to deposit monies into the capital projects line and then an emergency situation arose we could do another resolution to pull that money out of that line to handle the emergency. Mr. Wagoner said that is correct. Clerk Yamamoto asked what the Board's intent is. Commissioner Rule said they want to make it more transparent that if the Board decides to build a facility whether it's a warehouse, a parking garage, a jail, or a new courtroom that it be identified under capital projects fund balance as opposed to putting money in the facilities budget indefinitely. Mr. Wagoner asked what budget it will be put in if it's not in the facilities budget. Commissioner Rule said we're adding a capital projects line to start adding fund balance and we're still going to keep the facilities budget intact. He asked if anyone is against adding a capital projects line to the balance sheet. Commissioner Hanson said he's not against it adding a capital projects line item and if it needs to be named more specifically he's okay with that as well. Commissioner Dale is neutral on this matter. It's his understanding the money they are proposing to put into the line item is still relatively unassigned and he trusts the Clerk's and the Controller's expertise, as well as County practices, to know whether this will create more problems than it's worth. It's important to understand that a couple of weeks ago we had a report that there was \$5.7 million that could be assigned without negatively impacting the fund balance that's needed to maintain fiscal soundness for the County, and maybe that \$5.7 could be put into an identified capital fund. Clerk Yamamoto asked what this will accomplish. Mr. Wagoner said if you commit to fund balance you're restricting it to a specific purpose, and if it's a capital project then that money's use is restricted to that capital project and it cannot be used for property tax relief, or to balance a budget. Commissioner Rule said it could be any number of capital projects until it's identified for a specific project. Mr. Wagoner said committing fund balance entails a formal action, a resolution. Commissioner Rule said the Board is trying to create a line in the balance sheet for capital projects to bring more disclosure to what fund balances are available and bring more definition to them. He wants the Controller to prepare a resolution to create the capital projects line item. Commissioner Rule made a motion to create a line item on the balance sheet called capital projects. Commissioner Hanson seconded the motion for discussion and asked if we're looking to put a specific dollar amount into that right now? Commissioner Rule amended his motion to create a capital projects line item and fund it with

\$4,240,022. Commissioner Hanson seconded the motion. Commissioner Dale asked Mr. Wagoner if that will be okay with the accounting standards and that it does not commit this money to be spent on any particular project. It just says we're going to say we have an amount of money that has been unassigned and we are projecting it could be spent on capital projects in the future. Commissioner Rule said that is his intent. A roll call vote was taken on the motion with Commissioners Dale, Hanson and Rule voting in favor. The motion carried unanimously. Commissioner Hanson said we still need to get the other resolution for the \$1.5 million. Commissioner Rule said that is scheduled for March 7. Commissioner Dale said there's no commitment to spend that money. Commissioner Hanson said the \$4.2 million is committed to a line item to leave it in there untouched so it can't be spent in any other way at this point. Mr. Wagoner said in the accounting world a fund balance commitment is more of a formal action where a resolution would be prepared that "x" amount of dollars of fund balance is committed to this project. Commissioner Rule said we'd better do it that way. Commissioner Dale said that's not what we're doing here, we are not committing this to any specific project. Commissioner Rule said we are committing it to a capital projects fund line. Sam Laugheed said these are accounting issues that could have collateral legal implications at some point but they're mostly accounting measures. There is disagreement between how specific the commitment needs to be and he hears Commissioner Rule say the capital projects is the designation, that's the specificity the Board wants. He hears the Controller say he would prefer more specificity under the general accounting practice rules. Mr. Wagoner said yes, if you are going to commit fund balance. There is also an option to assign fund balance just not the same level as a commitment. An assignment is lower level than a commitment. Commissioner Dale said that's what he understands we're doing by assigning it to capital projects, we are not committing it to any particular project. Commissioner Rule thinks that's okay and said he's trying to create a project line item that has assigned numbers to it but he has no problem doing a resolution and assigning that to that portion of fund balance to the project line item. Mr. Laugheed said he thinks we're talking about changing the way the balance sheet looks for 2016 so we can track monies going into it that can be appropriated during the budget cycle. Mr. Wagoner said we can assign fund balance today and it is assigned to a capital projects line and that's official as of today. That's less formal than a commitment. He can produce a balance sheet that calls out the \$4.2 million. Commissioner Rule said his intent is to create new balance sheet that shows that capital projects line item with assigned funding, and to assign any unassigned revenue to capital projects to start building that fund so if Mr. Wagoner wants to do that by resolution he's okay with it. Mr. Laugheed said he's looking at resolution in two different ways: one is a resolution that shows this is an action of the Board, but the Controller's talking about an accounting resolution, but the Board doesn't want that level of formality, it's not an accounting resolution maybe it's a Board resolution they want to assign. Mr. Wagoner thinks the measure taken today is enough to assign that

balance. Clerk Yamamoto said that would be his recommendation and it's likely what ElJay Waite probably has in mind as well. This is just a way so the Board can see how much is there because they cannot read the financial statement the way it's presented. He said it's as simple as this, the money is either there or it's not there depending on whether you spent it or not, so all we are doing is putting a line they can track and he's good with that. Commissioner Hanson asked who is able to take money out of the fund because he wants to make sure the Board is aware if someone is trying to use the funds for something else. Mr. Wagoner said the Board controls the assignment of that fund. Commissioner Rule said if this is not the intent of our financial advisor we can go through this exercise again, but he thinks it accomplishes what they wanted to do, which was build a capital projects line item and fund it. Commissioner Dale said it's a tool which makes available funds for a capital project more easily identifiable and that's what his intent was in agreeing with the motion. Mr. Wagoner said it is past September 30, 2015 and it was important to establish a dollar amount as of September 30; these financial statements have been audited and there won't be any formal change in the financial report but the balance has been assigned from this point going forward. The meeting concluded at 1:56 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING A RESOLUTION TO REAPPOINT GEORGE QUENZER AS DIRECTOR FROM CANYON COUNTY TO THE DISTRICT #2 ANIMAL DAMAGE CONTROL BOARD

The Board met today at 1:57 p.m. to consider a resolution to reappoint George Quenzer as director from Canyon County to the District #2 Animal Damage Control Board. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, and Deputy Clerk Monica Reeves. Commissioner Rule said Mr. Quenzer has served in this capacity for several years and he's a quality individual and does not receive any compensation for the appointment and it's his recommendation the Board move forward with the reappointment. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to adopt the resolution to appoint George Quenzer to serve as director from Canyon County to District #2 Animal Damage Control Board. (See Resolution No. 16-029.) The meeting concluded at 1:58 p.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER ORDINANCE AMENDMENT FOR CASE NO. ZOA-PH2015-23 (CONTINUED TO MARCH 29, 2016)

The Board went on the record today at 2:09 p.m. regarding the public hearing concerning ordinance amendments for Case No. ZOA-PH2015-23. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, DSD Director Tricia Nilsson, and Deputy Clerk Monica Reeves. Director Nilsson said at the end of the Board's hearing on January 20, 2016 it was tabled to allow the committee to review the amendments. A meeting was held and they will have another one because they are not done with the review so they would like the hearing continued to March 29. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to continue the public hearing to March 29, 2016 at 1:30 p.m. The proceeding concluded at 2:11 p.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS NEW POSITIONS AT DMV WITH POSSIBLE DECISION

The Board met today at 2:17 p.m. to discuss the Assessor's request for additional positions in the Department of Motor Vehicles. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Assessor Gene Kuehn, DMV Supervisor Kimbra Asqueta, HR Director Jeannine Eiband, HR Specialist Cindy Lorta, and Deputy Clerk Monica Reeves. Assessor Gene Kuehn said the DMV is getting to the point where they're having a difficult time getting people in and out of the office due to staffing issues and increased workload therefore he is requesting four new positions. There are administrative fees and other fees that pay for the office so even with the four new employees they would still bring in extra money to the general fund based on their current fees. They have 14 positions but are currently operating with 12. Jeannine Eiband said she hasn't had a chance to review the documentation from the Assessor but based on her own experience at DMV and the conversations they've had over the last few years they are running very lean and the turnover is getting higher and staff is getting burned out because they are forced to work overtime. Kimbra Asqueta believes the four additional positions will get the operation to a workable level. Assessor Kuehn said at some point there will have to be a conversation about opening another DMV office in the future. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to instruct the Human Resources Director to create a resolution for four new positions, with the appropriate PCN's, for the Assessor's Motor Vehicle Department. Commissioner Hanson would like documentation as it relates to the funding mechanism attached to the paperwork that will be brought to the Board. The meeting concluded at 2:30 p.m. An audio recording is on file in the Commissioners' Office.

THIRTEENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 25, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Beth Stanley.

EXECUTIVE SESSION - PERSONNEL MATTER, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 9:01 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, records exempt from public disclosure and attorney-client communication, and to communicate with the County's risk manager regarding pending/imminently likely claims. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:02 a.m. pursuant to Idaho Code, Section 74-206(1) (b), (d) and (i). The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. David Eames, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:29 a.m. with no decision being called for in open session.

CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 9:35 a.m. to go on the record and continue medical indigency hearings. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Deputy P.A. David Eames, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted

unanimously to continue Case No. 2016-306, to April 28, 2016 at 9:00 a.m. The proceeding concluded at 9:36 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-22

The Board met today at 9:38 a.m. to conduct a medical indigency hearing for Case No. 2016-22. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Deputy P.A. David Eames, Attorney Bryan Nickels, Steven Deville with Saint Alphonsus Regional Medical Center, the applicant and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to take the information and case under advisement and render a decision within 30 days. The hearing concluded at 9:48 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-1449

The Board met today at 9:51 a.m. to conduct a medical indigency hearing for Case No. 2015-1449. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Deputy P.A. David Eames, Attorney Mark Peterson, Amber Jones with St. Luke's Regional Medical Center, and Deputy Clerk Monica Reeves. The applicant did not appear for the hearing. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to continue the hearing to May 12, 2016 at 9:00 a.m. The hearing concluded at 10:07 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-130

The Board met today at 10:09 a.m. to conduct a medical indigency hearing for Case No. 2016-130. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Deputy P.A. David Eames, Attorney Mark Peterson, Kelly Hobza with St. Luke's Regional Medical Center, and Deputy Clerk Monica Reeves. The applicant did not appear for the hearing. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to continue the hearing to May 12, 2016 at 9:00 a.m.

The hearing concluded at 10:17 a.m. An audio recording is on file in the Commissioners' Office.

UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES

The Board met today at 10:18 a.m. to uphold original denials for various medical indigency cases. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, and Deputy Clerk Monica Reeves. Ms. Kidd recommended the Board uphold the previous respective denials in the following cases: Case Nos. 2015-1534 and 2016-66. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to uphold the original denial for both cases. The proceeding concluded at 10:20 a.m. An audio recording is on file in the Commissioners' Office.

FOURTEENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 26, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
Commissioner Craig L. Hanson
Commissioner Tom Dale
Deputy Clerk Monica Reeves

INDIGENT DECISIONS

The Board met today at 8:31 a.m. to consider indigent decisions. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, Indigent Services Customer Service Specialist Ellen Pitcairn, and Deputy Clerk Monica Reeves. Ellen Pitcairn read the following initial determinations of denial into the record: Case Nos. 2016-453, 2016-549, 2016-361, 2016-456, 2016-459, 2016-454, 2016-457, 2016-540, 2016-392, 2016-434, 2016-549, and 2016-452. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to send out the notices of initial denial. Ms. Pitcairn said there is one initial determination of approval for Case No. 2015-1386. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the approval. Ms. Pitcairn said there is one denial for a burial and it's for Case No. 2016-548. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted

unanimously to sign the denial for the burial case. The proceeding concluded at 8:34 a.m. An audio recording is on file in the Commissioners' Office.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2016-006932, 2016-006931, 2016-006930, 2016-006929, 2016-006933, 2016-006940, and 2016-006939.

EXECUTIVE SESSION - PERSONNEL MATTER, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 9:00 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, records exempt from public disclosure and attorney-client communication, and to communicate with the County's risk manager regarding pending/imminently likely claims. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:01 a.m. pursuant to Idaho Code, Section 74-206(1) (a), (b), (d) and (i). The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Prosecutor Bryan Taylor, Deputy P.A. Mike Porter, Deputy P.A. Brad Goodsell, Sheriff Kieran Donahue, Captain Daren Ward, and Deputy Clerk Monica Reeves. Prosecutor Taylor, Sheriff Donahue and Captain Ward left at 9:37 a.m. The Executive Session concluded at 9:45 a.m. with no decision being called for in open session.

PRESENTATION BY VRT RE: CANYON COUNTY AND INTER-COUNTY ROUTE RESTRUCTURES

The Board met today at 9:49 a.m. for a presentation by Valley Regional Transit regarding Canyon County and inter-county route restructures. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, DSD Director Tricia Nilsson, Margaret Havey with Valley Regional Transit, and Deputy Clerk Monica Reeves. Ms. Havey updated the Board on a project VRT has been working on to update the transit

routes in Canyon County. There hasn't been a major service change in Canyon County for over 10 years; the routes are outdated based on the growth patterns and they want to find ways to be more efficient with the resources they have. Some routes are underutilized and others get behind schedule so they have formed a stakeholder group and are looking at overhauling the entire system. Ms. Havey reviewed the project timeline/major milestones, the route proposals, and the pros and cons to the alternatives. (A handout with detailed information on the topics is on file with this day's minute entry.) Following the presentation, Commissioner Hanson spoke about the importance of having a route to the Southwest District Health Department which provides medical resources to significant population that uses the public transit system. Commissioner Dale said the service to the health department is not a regular route, it is a flex service and it has to be arranged ahead time. Ms. Havey said unfortunately that flex route will not be available. Commissioner Rule expects the County will receive comments if that route is discontinued. Ms. Havey said once they receive public comment the Board is welcome to submit a written comment about how important service to Southwest District Health is. Once VRT decides on which service they're going with they will get into the schedules, the marketing, and educating the public on how to use the new service. Commissioner Dale asked for information as to usage of the flex service to the health department. Director Nilsson said they can follow up and provide that to the Board. Ms. Havey said she would be glad to come back to the Board with what comes out of the survey. No Board action was required or taken as today's meeting was information purposes only. The meeting concluded at 10:07 a.m. An audio recording is on file in the Commissioners' Office.

ISSUE FINAL DECISION ON EXTENDING, FOR TWO YEARS, A PROPERTY TAX EXEMPTION FOR THE SORRENTO LACTALIS FRESH MOZZARELLA FACILITY

The Board met today at 10:07 a.m. to issue a final decision on extending, for two years, a property tax exemption, pursuant to Idaho Code, Section 63-606A, for the Sorrento Lactalis Fresh Mozzarella Facility. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Chief Deputy Assessor Joe Cox, Attorney Preston Carter, Attorney Bill Punkoney, a representative from the Nampa Fire Protection District, Olivia Weitz from the Idaho Press-Tribune, and Deputy Clerk Monica Reeves. The matter has been discussed at a previous meeting. Commissioner Dale said the original intent of the agreement from 2013 was to provide a level of exemption up to a certain dollar amount that was specified in the contract and then provide an additional two years if Sorrento Lactalis met certain requirements and it appears they have met all of their investment goals and employment goals. He said the Board received a letter from the Nampa Fire District but in his opinion we should hold to the original agreement and not extend further that agreement as Sorrento has asked

for but abide by the original agreement and since they've met their goals and requirements that they agreed to they deserve to have the two years added to the contract. Commissioner Hanson said he wasn't a part of the original agreement, however, the Board at that time determined what they were going to do and he believes there's an integrity to uphold and stand with an agreement based upon Sorrento Lactalis providing and performing what they said they would do, and, he believes there's an obligation for the Board to abide by that and he doesn't have any reservation in abiding by that. With regard to the letter from the Nampa Fire District, he said the time for public testimony has passed; the County collected information and facts and had the Assessor speak to the values so he is good with everything to this point. Commissioner Rule said the letter from the Nampa Fire District describes the effects the tax exemption will have on them, but he feels the district made financial commitments based on what they thought might happen and it's a "chickens before they hatch" situation. He believes Sorrento Lactalis has fully met the requirements to receive the extension and he wants to abide by the agreement that's in place. He said there wasn't any discussion that if things changed they could "pile on" more tax dollars. He feels that if the company spent more money they should come to the Board and make another agreement. Commissioner Dale said the Board has a resolution extending a property tax exemption for an additional two years pursuant to the accomplishment of certain requirements by Sorrento Lactalis and in his opinion they have met all of those requirements and he made a motion to sign the resolution. The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Dale, Hanson and Rule voting in favor of the motion. The motion carried unanimously. (See Resolution No. 16-030.) The meeting concluded at 10:14 a.m. An audio recording is on file in the Commissioners' Office.

FIFTEENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO FEBRUARY 29, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Kyle McCormick.

APPROVED CLAIMS ORDER NO. 3-10-16

The Board of Commissioners approved payment of County claims in the amounts of \$49,685.19, \$130,483.35, and \$43,102.87 for accounts payable.

STAFF MEETING

The Board met today at 8:31 a.m. for an office staff meeting. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, PIO Joe Decker, Sr. Administrative Assistant Jenen Ross, and Deputy Clerk Kelly Martinez. Joe Decker reported on the following communication issues: there is an election next week so he will be posting results to the website; Child Abuse Awareness Month and the Start by Believing campaign are both coming up in April; and there is a website rebuild meeting again this week. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:35 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING A RESOLUTION TO APPOINT BRUCE POE AND REGGIE JAYNE TO THE CANYON COUNTY HISTORIC PRESERVATION COMMISSION

The Board met today at 9:00 a.m. to consider signing a resolution to appoint Bruce Poe and Reggie Jayne to the Canyon County Historic Preservation Commission. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. Zach Wesley, and Deputy Clerk Kelly Martinez. Mr. Wesley noted that these are for two year terms and in order for the Historic Preservation Commission to receive certification through the state, it has to meet certain requirements to have professionals that work in the historic preservation area. Bruce Poe is an architect replacing the previous person whose term expired and Reggie Jayne is a history professor at CWI and he will be replacing the history teacher from the Vallivue School District. Upon the motion by Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the resolution to appoint Bruce Poe and Reggie Jayne to the Canyon County Historic Preservation Commission. The signed resolution, No. 16-031, is on file with this day's minute entry. The meeting concluded at 9:03 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:03 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. Zach Wesley, and Deputy Clerk Kelly Martinez. Commissioner Dale had a question about the Notice of Appeal for a Board of Equalization hearing decision and asked about the appeal process and why the Board is receiving notice of the appeal. Mr. Goodsell said a Board of Equalization decision can be appealed to either the Idaho Board of Tax Appeals or directly to District Court which is what is happening with this particular appeal. Mr. Goodsell will be discussing it further with the Board in the next couple of days. The meeting concluded at 9:04 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING NOTICE OF SOLE SOURCE PROCUREMENT WITH STERICYCLE ENVIRONMENTAL SOLUTIONS TO ASSIST THE PICKLES BUTTE SANITARY LANDFILL TO CONDUCT A COUNTY-WIDE HAZARDOUS WASTE DISPOSAL DAY, AND TO CONSIDER SIGNING A NOTICE OF SOLE SOURCE PROCUREMENT WITH TETRA TECH FOR ENGINEERING SERVICES AT PICKLES BUTTE SANITARY LANDFILL

The Board met today at 10:01 a.m. to consider signing a Notice of Sole Source Procurement with Stericycle Environmental Solutions to assist the Pickles Butte Sanitary Landfill to conduct a County-wide hazardous waste disposal day, and to consider signing a notice of Sole Source Procurement with Tetra Tech for engineering services at the Pickles Butte Sanitary Landfill. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Solid Waste Director David Loper, and Deputy Clerk Monica Reeves. Brad Goodsell gave a brief overview of the contracts and why we are pursuing them as sole source contracts. The first one is Stericycle Environmental Solutions to facilitate the hazardous waste day, taking the waste and disposing of it, and initially David Loper checked to see if there were other potential contractors in the area that could provide the service. After he discerned there are no other providers that have the same capability it was determined that it's best to pursue it as sole source. It's also primarily services so it's likely we don't even need to do procurement in the first place but in the event we do we'll do it as sole source. David Loper said Stericycle does the Ada County household hazardous waste events and they operate the facility at Hidden Hollow so he feels really comfortable with them. The cost is for disposal, packaging, sorting and transporting the waste to the appropriate places. It's mostly pass through costs but there is some labor and some other things they'll do for us on the event day. He has applied to the DEQ for an in-kind grant for \$9,000 to help with public outreach, advertising, etc. The event will be

held at the Southwest District Health Department. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the notice of sole source procurement with Stericycle Environmental Solutions for our household hazardous waste day. The Board will take public comment on this matter on March 16, 2016 at 9:30 a.m. Mr. Goodsell said the second notice is for some services that came out of the status report project that was just completed and there were some tasks that were recommended and we want to proceed with four of them and they want to do it by amending the existing contract. The timeline they have proposed will have all things completed by the end of this fiscal year. In the event that some procurement would be required in the statutes we are proposing to notice it as a sole source procurement as well. Mr. Loper said the tasks are some of the more imminent recommendations: 1) Capital improvement plan and rate analysis; 2) Monolithic cover design approval that will lessen our financial assurance liability; 3) Spill prevention, control, countermeasures plan for the diesel tanks; and 4) Cut and fill plan with additional storm water controls. There will be other tasks to accomplish for next fiscal year but the scope and services provided this far is well within the FY2016 budget. Mr. Loper is comfortable with Tetra Tech. Mr. Goodsell said because this is going to make it more efficient for Tetra Tech to do it makes it impractical for us to go through another procurement process and that's why it's a sole source. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the notice of sole source procurement with Tetra Tech for engineering services at the Pickles Butte Sanitary Landfill. Both notices will publish in the Idaho Press-Tribune on March 4, 2016. The meeting concluded at 10:11 a.m. An audio recording is on file in the Commissioners' Office.

WEEKLY MEETING WITH THE DIRECTOR OF INFORMATION TECHNOLOGY TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:16 a.m. for a weekly meeting with the Director of Information Technology to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Director of Information Technology Greg Rast, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: DSD software project update; Electronic Docket Display System project update; the flattening portion of the Wi-Fi project is complete; ESET software update which is rolling out ahead of schedule; discussion regarding security breach that happened last week; discussion regarding the Landfill tower contract with Radio Paging Services; Director Rast is closing out the paperwork for the Nemo-Q project and discussion regarding a potential phase 3 project for Nemo-Q. The items discussed were general in nature and did not require Board action. The meeting

concluded at 10:30 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTION TO APPROVE THE ADDITION OF FOUR POSITIONS TO THE MOTOR VEHICLE DEPARTMENT AND RESOLUTION TO ADOPT CHANGES TO THE TITLE AND PAY GRADE OF ONE POSITION IN THE COURT OPERATIONS DEPARTMENT

The Board met today at 10:30 a.m. to consider signing a resolution to approve the addition of four positions to the Motor Vehicle Department as well as a resolution to adopt changes to the title and pay grade of one position in the Court Operations Department. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Deputy Assessor Joe Cox, Controller Zach Wagoner, DMV Supervisor Kimbra Asqueta, HR Director Jeannine Eiband, HR Generalist Demi Etheridge, Director of Information Technology Greg Rast, and Deputy Clerk Kelly Martinez. Director of Court Operations Denise Kennel arrived at 10:31 a.m. Ms. Kennel said IT Director Greg Rast reviewed and updated the job description and it changed to a Court Systems Analyst. Mr. Wagoner said this is not adding a position, we are taking an existing title position *Court Support Services Clerk* and rewording it to *Court Systems Analyst* to be more reflective of the current duties that are being performed. Commissioner Rule asked if this position is getting a raise at this time. Mr. Wagoner said in conjunction with the compensation study, when it is completed the salary will be adjusted at that time. Upon the motion by Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the resolution to adopt changes to the title and pay grade of one position in the Court Operations Department. (See Resolution Number 16-032.) Ms. Kennel left at 10:35 a.m. HR Director Jeannine Eiband said this next resolution is fulfilling the conversation we already had last week, the Board had already given verbal approval for the addition of these positions. Commissioner Rule said we did have a thorough discussion about this last week but we did just find out there is some hardware involved here. There was discussion regarding what equipment is needed to get these positions started. Director Rast said if there is equipment needed, the IT Department does have a surplus that could be used if purchasing the new equipment is mandated. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution to approve the addition of four positions to the Motor Vehicle Department. (See Resolution Number 16-033.) The meeting concluded at 10:39 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

SIXTEENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO MARCH 1, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
Commissioner Craig L. Hanson
Commissioner Tom Dale
Deputy Clerk Monica Reeves

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$2,440.00 to R & H Wholesale Supply.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2016-007648, 2016-007649, 2016-007650, 2016-007651, and 2016-007652.

APPROVED CLAIMS ORDER NO. 3-3-16

The Board of Commissioners approved payment of County claims in the amount of \$362.00 for accounts payable.

BIWEEKLY MEETING WITH THE CHIEF PROBATION OFFICER TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 8:35 a.m. for a biweekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Tom Dale, Chief Probation Officer Elda Catalano, and Deputy Clerk Kelly Martinez. Commissioner Craig Hanson arrived at 8:36 a.m. Topics of discussion included the following: Ms. Catalano said they are trying to educate parents that the system (Juvenile Probation) cannot take their place however we are willing to provide resources to help them better respond to their juveniles; discussion regarding finding a space to use for the bike project; and Ms. Catalano would like to request to take a look at lottery funding specifically and she would like to propose that we perhaps look at purchasing a long term space for Juvenile Probation. Commissioner Rule asked if the vacant space in the Juvenile Detention Center could be used for these

projects. Ms. Catalano said she can discuss it with Juvenile Detention Director Steve Jett. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:44 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE HUMAN RESOURCES DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 8:44 a.m. for a biweekly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Human Resources Director Jeannine Eiband, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: there was a discussion regarding implementing new software and now is the time to redesign badges and to clean up items particularly with relation to locations; Director Eiband is working on edits for the employee handbook; and she is waiting on final edits for the Employee Performance Evaluation project from IT. Commissioner Dale asked if we have any kind of a date for compensation study to be finished. Commissioner Hanson said it will be complete by March 14. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:51 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

EXECUTIVE SESSION - PERSONNEL MATTER, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING/IMMINENTLY LIKELY LITIGATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 9:02 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, records exempt from public disclosure and attorney-client communication, communicate with legal counsel regarding pending/imminently likely litigation, and to communicate with the County's risk manager regarding pending/imminently likely claims. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:03 a.m. pursuant to Idaho Code, Section 74-206(1) (b), (d), (f), and (i). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Hanson and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad Goodsell, and

Deputy Clerk Monica Reeves. The Executive Session concluded at 9:37 a.m. with no decision being called for in open session.

CONSIDER SIGNING CANYON COUNTY FAIR CARNIVAL AGREEMENT WITH BROWN'S AMUSEMENT AND BIWEEKLY MEETING WITH THE FAIR DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:01 a.m. to consider signing Canyon County Fair Carnival Agreement with Brown's Amusement as well as for a biweekly meeting with the Fair Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Zach Wesley, Fair Director Rosalie Cope, and Deputy Clerk Kelly Martinez. Mr. Wesley said this agreement is the end of the RFP process the County has been going through to select a carnival for 2016 fair and beyond. The RFP went out in December and then we have been working through the contract with Brown's Amusement after they were selected. The contract goes through all of the financial terms that Brown's Amusement will be required to make payments to the County based on the level of revenue at the fair. The contract has an initial one year term that can be renewed for five additional terms and the County can terminate without cause with 30 days of notice. There are substantial insurance requirements that have been run through our insurer to make sure we are in compliance. Ms. Cope said she felt like it was time to go through and evaluate where they were at because she had not gone through this process since she was hired. Brown's Amusement scored significantly higher than the other two proposers and there was a committee of four people who reviewed the proposals. Upon the motion by Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to sign the Canyon County Fair Carnival Agreement with Brown's Amusement. The signed agreement, No. 16-011, is on file with this day's minute entry. Mr. Wesley left at 10:06 a.m. Other topics of discussion included: the Facilities Department has been out looking at the indoor fire sprinkler system because it keeps leaking; Ms. Cope met with HR Director Jeannine Eiband regarding temporary staff and there will be a follow up meeting with HR, Auditing and the Prosecutor's Office to finalize a recommendation. The meeting concluded at 10:07 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

SEVENTEENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO MARCH 2, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
Commissioner Craig L. Hanson
Commissioner Tom Dale
Deputy Clerk Monica Reeves

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$4,480.80 to Wall 2 Wall Flooring.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Sheriff's Office in the amount of \$2,000.00 to Knesek Guns, Inc.

APPROVED CLAIMS ORDER NO. 1611

The Board of Commissioners approved payment of County claims in the amount of \$1,299,447.84 for a County payroll.

APPROVED CLAIMS ORDER NO. 3-10-16

The Board of Commissioners approved payment of County claims in the amounts of \$68,368.25 and \$63,561.09 for accounts payable.

INDIGENT DECISIONS

The Board met today at 8:34 a.m. to consider indigent decisions. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Customer Services Specialist Ellen Pitcairn, and Deputy Clerk Monica Reeves. Initial determinations of denial were read into the record as follows: Case Nos. 2016-527, 2016-467, 2016-474, 2016-582, 2016-486, 2016-351, 2016-497, 2016-468, 2016-466, 2016-581, 2016-499, 2016-495, and 2016-496. Upon the motion of Commissioner Hanson and the

second by Commissioner Dale, the Board voted unanimously to approve and sign the initial denials on the cases that were read into the record. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to follow the recommendation to suspend Case Nos. 2016-176 and 2016-583. Initial determinations of approvals were read into the record as follows: 2015-1201, 2015-1517, and 2016-492. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to approve the cases read into the record. The proceeding concluded at 8:37 a.m. An audio recording is on file in the Commissioners' Office.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2016-007714, 2016-007715, 2016-007716, 2016-007717, 2016-007718, 2016-007719, and 2016-007728.

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION; AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 9:01 a.m. for a legal staff update. A request was made to go into Executive Session to discuss records exempt from public disclosure and attorney-client communication, communicate with legal counsel regarding pending litigation, and to communicate with the County's risk manager regarding pending/imminently likely claims. The Executive Session was held as follows:

Commissioner Dale made a motion to go into Executive Session at 9:02 a.m. pursuant to Idaho Code, Section 74-206(1) (d), (f) and (i). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Deputy P.A. Zach Wesley arrived at 9:05 a.m. Chief Civil Deputy P.A. Sam Laugheed arrived at 9:11 a.m. The Executive Session concluded at 9:17 a.m. While in open session Commissioner Dale reported on yesterday's Southwest District Health meeting where it was discussed that there is an initiative to alter the distribution formula for how state dollars get distributed among the seven health districts. It's being pushed by District 4 (Boise) because they want more and the overlying theme he picked up on was it's not necessarily increasing the size of the pie but they would take more and everybody else

would get less so there's quite a bit of opposition to that. If anything happens it would be next year or the year after. The other issue was the Governor's Healthy Idaho plan; it's looking like it won't get any action this year to increase the Medicaid funding formula and fill the gap of those who don't qualify for anything but that's still a high concern for a lot of the legislators and they're not letting it die. It's not totally dead but it's not really gaining momentum at this point. The proceeding concluded at 9:19 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

MEETING WITH DARRELL BOLZ TO DISCUSS RIGHT TO FARM

The Board met today at 11:01 a.m. with Darrell Bolz to discuss the right to farm. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, Darrell Bolz, Charlie Connolly with DL Evans Bank, Curtis Homer, DSD Planner Jennifer Almeida, and Deputy Clerk Monica Reeves. Charlie Connolly spoke about the frustration of existing farmers when development comes to the country and people complain about aerial application, dust, noise, odor, and all of the things that go with farming. Skagit County, Washington has a right to farm which is very similar to state legislation, but the difference is when you buy a piece of property in the country the buyer signs a statement acknowledging they are moving into a farming area and that they will not complain about best management practices. He provided the Board with a copy of the current Skagit County Right to Manage Disclosure Statement, as well as a list of comments that were written for him by one of the main agri-businessmen in Skagit County talking about how the right to farm disclosure has worked for the benefit of agriculture. Darrell Bolz said the Caldwell/Nampa Chamber agri-business committee does a position statement each year and one of things this year under land use planning was an issue that says they support legislation and provided for a right to farm disclosure on land sales in agricultural production areas. Mr. Bolz and Mr. Connolly wanted to bring the issue to Canyon County before taking it to the State of Idaho to see if the County supports the concept. Mr. Bolz said there is a statute that deals with the right to farm but it doesn't go quite this far, it doesn't protect in the case of the aerial applicator and things of that nature. Commissioner Hanson said it needs to be addressed by the State. He is a property rights proponent and said there are individuals who have attacked the County because they want to tell people what they can/cannot do with their property. Mr. Bolz said they wanted to visit with the counties to see if there is interest before they go to the State. Commissioner Rule said the Right to Farm Act comes from the State and that's where it should be addressed. He said the Board will ask legal counsel to review the information they will respond in writing in the next 30 days. Mr. Connolly said he doesn't want to get painted with the same brush as other witnesses who've appeared before the Board; he views this as a property rights

issue but it's a property rights issue of the farmer who has been there for generations having their rights impinged on by people who are moving in to their neighborhood. He firmly supports the farmers' right to do with their property as they see fit with the appropriate approval by the P&Z Commission. He said the intent is to make sure people are aware that their neighbors have property rights in addition to their own. Commissioner Hanson sees both sides of the issue but said the cities are the biggest imposers of growth with regard to taking in farm ground in how they annex everything and the County has nothing to say about it so maybe Mr. Bolz and Mr. Connolly need to go to the cities. The meeting concluded at 11:15 a.m. An audio recording is on file in the Commissioners' Office.

EIGHTEENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO MARCH 3, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Kelly Martinez

APPROVED PURCHASE ORDER

The Board approved a purchase order for the IT Department in the amount of \$2,474.25 to UMB Events Reg. Dept.

CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 8:47 a.m. to go on the record and continue medical indigency hearings. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to continue the following cases by signed stipulation as follows:

Case Nos. 2016-89 and 2016-256 were continued to April 28, 2016 at 9:00 a.m.

The proceeding concluded at 8:48 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-318

The Board met today at 9:01 a.m. to conduct a medical indigency hearing for Case No. 2016-318. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Attorney Bryan Nickels, Katherine McColl from St. Alphonsus, and Deputy Clerk Kelly Martinez. The applicant was not present for today's hearing, however the applicant's mother arrived at 9:09 a.m. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to continue the hearing to June 16, 2016 at 9:00 a.m. The hearing concluded at 9:21 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-276

The Board met today at 9:23 a.m. to conduct a medical indigency hearing for Case No. 2016-276. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, the applicant and his parents, Katherine McColl from St. Alphonsus, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to take Case No. 2016-276 under advisement with a decision to be rendered within 30 days. The hearing concluded at 9:28 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-218

The Board met today at 9:31 a.m. to conduct a medical indigency hearing for Case No. 2016-218. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, the applicant and her sister, Katherine McColl from St. Alphonsus, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to take Case No. 2016-218 under advisement with a decision to be rendered within 30 days. The hearing concluded at 9:35 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-1600

The Board met today at 9:37 a.m. to conduct a medical indigency hearing for Case No. 2015-1600. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, the applicant, Timothy Ryan from St. Alphonsus, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to continue the hearing to June 16, 2016 at 9:00 a.m. The hearing concluded at 9:48 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-1588

The Board met today at 9:56 a.m. to conduct a medical indigency hearing for Case No. 2015-1588. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Steven Deville from St. Alphonsus, and Deputy Clerk Kelly Martinez. Deputy P.A. Brad Goodsell arrived at 9:59 a.m. The applicant was not present for today's hearing. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to uphold the original denial dated November 4, 2015. The hearing concluded at 10:03 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-195

The Board met today at 10:04 a.m. to conduct a medical indigency hearing for Case No. 2016-195. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Timothy Ryan from St. Alphonsus, and Deputy Clerk Kelly Martinez. The applicant was not present for today's hearing. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to uphold the original denial dated December 30, 2015. The hearing concluded at 10:08 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING AN INTERNET ACCESS AGREEMENT TO SHARE SPATIAL DATA WITH THE CITY OF NOTUS

The Board met today at 10:12 a.m. to consider signing an Internet Access Agreement to share spatial data with the City of Notus. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Sarah Van Dyke from the Assessor's Office, GIS Tech Jacob King, and Deputy Clerk Kelly Martinez. Ms. Van Dyke said the City of Notus would like to get access to our GIS data, which is a very common request. The City of Nampa as well as Caldwell already have access. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the Internet Access Agreement to share spatial data with the City of Notus. The signed agreement, No. 16-012, is on file with this day's minute entry. The meeting concluded at 10:15 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, PENDING/IMMINENTLY LIKELY LITIGATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 10:15 a.m. for a legal staff update. A request was made to go into Executive Session to discuss records exempt from public disclosure and attorney-client communication, pending/imminently likely litigation, and to communicate with the County's risk manager regarding pending/imminently likely claims. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 10:16 a.m. pursuant to Idaho Code, Section 74-206(1) (d), (f) and (i). The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. David Eames, Deputy P.A. Brad Goodsell, and Deputy Clerk Kelly Martinez. The Executive Session concluded at 10:31 a.m. with no decision being called for in open session.

NINETEENTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO MARCH 4, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

ABSENT: Commissioner Tom Dale – vacation

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Amanda Roehrig, Carrie Lane, Jennifer Dudley, Colyn Proehl, and Cassandra Dayton.

APPROVED CLAIMS ORDER NO. 3-10-16

The Board of Commissioners approved payment of County claims in the amounts of \$5,081.12 and \$344,597.50 for accounts payable.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2016-008276, 2016-008277, 2016-008278, 2016-008279, 2016-008280, 2016-008281, 2016-008282, 2016-008283, 2016-008284, and 2016-008285.

EXECUTIVE SESSION – PERSONNEL MATTER, AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION

Note for the record: As properly noticed the Board met today at 9:01 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, and records exempt from public disclosure and attorney-client communication. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:02 a.m. pursuant to Idaho Code, Section 74-206(1) (b) and (d). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Hanson and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Craig

Hanson, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:54 a.m. with no decision being called for in open session.

TWENTIETH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO MARCH 7, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

FILE IN MINUTES

The Board filed the Canyon County 2015 Supplemental Assessed Value by category and Sub and Missed Value by taxing district, (A2-B).

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:34 a.m. for an office staff meeting. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, PIO Joe Decker, Deputy Clerk Kelly Martinez, Senior Administrative Specialist Jenen Ross, and Deputy Clerk Monica Reeves. Ms. Ross and Ms. Martinez left at 8:36 a.m. Joe Decker reported on the following communication items: The March Primary Presidential Election will be held tomorrow; he will attend a household hazardous waste disposal meeting; Kevin Miller from KIDO radio wants to do a broadcast from the Sheriff's Office focusing on support of law enforcement, and Mr. Decker will run the request by the Facilities Manager and with the PA's Office. He will meet with Deputy Kelly Anderson regarding April 30, which is the National Prescription Drug Take Back Day; he has been working with Ross Garven on the Canyon Bike Project, and he asked about the possibility of using a County structure to repair the bikes. Commissioner Rule said the group originally intended to use the Nampa annex but they decided against it, but he said they could use the structure on the Pond Lane property. Mr. Decker will relay that information to Mr. Garven. The meeting concluded at 8:46 a.m. An audio recording is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE DEVELOPMENT SERVICES DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:10 a.m. for a biweekly meeting with the Development Services Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Development Services Director Tricia Nilsson, and Deputy Clerk Kelly Martinez. Director of Information Technology Greg Rast arrived at 10:12 a.m. for the next meeting. Topics of discussion included the following: budget and permit status update; personnel updates; Director Nilsson will be out of the office to attend the Rocky Mountain Land Institute Conference; and an update regarding a recent code enforcement case. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:18 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

WEEKLY MEETING WITH THE DIRECTOR OF INFORMATION TECHNOLOGY TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:18 a.m. for a weekly meeting with the Director of Information Technology to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Director of Information Technology Greg Rast, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: the licensing costs have been evaluated for Microsoft SQL Instances and Database Resourcing; update on the Nemo-Q phase 3 which is adding three new stations at the DMV; the Indigent Services reporting project has been closed; discussion regarding working with the Auditor and Controller on 1095 reporting since the ADP information is incorrect; Employee Performance Evaluation project is into the testing phases and IT is working with the HR Generalist assigned to the project; and they are currently looking for a battery backup system for the Sheriff's Office for their communication recording equipment. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:29 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

TWENTY-FIRST DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO MARCH 8, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
Commissioner Craig L. Hanson
Commissioner Tom Dale
Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Erin Saras, Colt Hailey, Joel Barroso, Sonja Miller, Larry O'Dell, Javier Guizar, Vicki Berry, Deborah Ellis, Ray Talbot, Tanis Partee, and Rebecca Schroeder.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Sockeye Grill & Brewery to be used March 12, 2016 for a fun run event.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Sockeye Grill & Brewery to be used April 9, 2016 for the Lake Lowell Marathon.

MONTHLY MEETING WITH ADMINISTRATIVE DISTRICT JUDGE TO DISCUSS GENERAL ISSUES

The Board met today at 8:01 a.m. for a monthly meeting with the Administrative District Judge to discuss general issues. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Administrative District Judge Brad Ford, and Deputy Clerk Monica Reeves. Judge Ford has assigned Judge Vander Veld and Judge Nye to move to the first floor when the courtrooms are completed. Good progress is being made on the remodel and he wants to make sure cable is installed and functional because the courts rely heavily on digital equipment and technology. The state is organizing the budget requests and they have to be submitted by March 18. The case management plans for the various areas are in the process. The transition from the Nampa annex to the courthouse has gone well; there was an issue with the height of the

benches but Paul Navarro is going to work on that. Also, there was concern about the openness of access in the back hallways with people coming through from IT. The Sheriff has done a great job of transporting people to the courtrooms, and although there is a general need that the courts have to wait he has urged the judges to be patient. No Board action was required or taken as today's meeting was held for information purposes only. The meeting concluded at 8:09 a.m. An audio recording is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE JUVENILE DETENTION DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 8:31 a.m. for a biweekly meeting with the Juvenile Detention Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Juvenile Detention Director Steve Jett, Sr. Administrative Specialist Dawn Dennison, Chief Probation Officer Elda Catalano, Community Service Officer Ross Garven, Facilities Manager Paul Navarro, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: discussion regarding space for the bike project and the Pond Lane property could be used for this project; (Paul Navarro, Ross Garven, and Elda Catalano left at 8:39 a.m.) Director Jett reported that Taga Bah has started a program where juveniles who have been released can come back and work through the ARISE program; garden update; there are currently four juveniles in the facility from another county; population was 36 juveniles two days ago, and right now they are at 29 juveniles; Shawn Anderson and Sean Brown will be attending the International Law Enforcement Educators and Trainers Association; Use of Force training is coming up at the end of March; and they are currently working on a Request for Proposals for the facility's second PREA audit. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:49 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:01 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Commissioner Rule asked if there was an update on the request by the local radio station who asked permission to do a morning show from the courthouse. Sam Laugheed said the PIO, Joe Decker, informed him the radio host wants to do a show from 5 a.m. to 9 a.m. with a variety of interviews with County officials about law

enforcement topics. He doesn't see any potential legal concerns with allowing that to happen, the only issue would be if someone else wanted to do it to and we'd have to apply the same sort of analysis. In this case it's a positive pro-county pro-law enforcement show to talk about issues of concerns to our community. It's not aimed at achieving a financial benefit for any person or entity and so we could find a way to make this happen if that's what the Board wanted. The Board has no problem with allowing the request. At 9:04 a.m. the Board went into Executive Session as follows:

EXECUTIVE SESSION - PERSONNEL MATTER, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Commissioner Dale made a motion to go into Executive Session at 9:04 a.m. pursuant to Idaho Code, Section 74-206(1) (b), (d) and (i) discuss a personnel matter, records exempt from public disclosure and attorney-client communication, and to communicate with the County's risk manager regarding pending/imminently likely claims. The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. At 9:14 a.m. the following people arrived: Chief Deputy Sheriff Marv Dashiell, Chief Deputy Treasurer Nancy Seal, Controller Zach Wagoner, IT Director Greg Rast, and Chief Deputy Assessor Joe Cox. The Executive Session concluded at 10:07 a.m. with no decision being called for in open session.

An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

TWENTY-SECOND DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO MARCH 9, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED CLAIMS ORDER NO. 3-25-16

The Board of Commissioners approved payment of County claims in the amount of \$110,302.49 for accounts payable.

INDIGENT DECISIONS

The Board met today at 8:36 a.m. to consider indigent decisions. Present were: Commissioners Steve Rule and Craig Hanson, Indigent Services Customer Services Specialist Ellen Pitcairn, and Deputy Clerk Monica Reeves. Ellen Pitcairn presented initial determinations of denial for the following cases: Case Nos. 2016-388, 2016-526, 2016-369, 2016-514, and 2016-490. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to issue denials for the cases that were read into the record. The meeting concluded at 8:37 a.m. An audio recording is on file in the Commissioners' Office.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2016-008732, 2016-008733, 2016-008734, 2016-008735, 2016-008726, 2016-008727, 2016-008728, and 2016-008729.

EXECUTIVE SESSION - PERSONNEL MATTER, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, AND COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING/IMMINENTLY LIKELY LITIGATION

Note for the record: As properly noticed the Board met today at 10:03 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, records exempt from public disclosure and attorney-client communication, and to communicate with legal counsel regarding pending/imminently likely litigation. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 10:04 a.m. pursuant to Idaho Code, Section 74-206(1) (b), (d) and (f). The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Hanson, Dale and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad

Goodsell, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Mr. Goodsell left at 10:15 a.m. The Executive Session concluded at 10:46 a.m. While in open session Commissioner Dale reported on a meeting he had with several people from the Nampa Rotary Club regarding the allocation of funds from the historic preservation levy. The group had been in conversation with folks from the Canyon County Historical Society who said they have not received any funding from the County for the past few years. Commissioner Dale told the group that the historical society had in fact received funding. In the past they received 100% of levy funding but when it was split amongst the various historical groups a few years ago their portion was reduced. He explained the County's policy that groups have to submit the project applications to the Historic Preservation Commission who will then review it and make a recommendation to the Board. Commissioner Rule said for the past several years the historical society has received funding for qualified projects. Commissioner Dale said the group appreciated the information and wants to help the foundation so he suggested they get some assistance with fundraising and grant writing. The discussion concluded at 10:52 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

TWENTY-THIRD DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO MARCH 10, 2016

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Craig L. Hanson
 Commissioner Tom Dale
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Kurt Branham, Bryce Smith, Kelly Pound, and Kenneth Nicodemus.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the IT Department in the amount of \$6,630.00 to WCP Solutions.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the IT Department in the amount of \$3,540.00 to Nemo Q L.P.

APPROVED PURCHASE ORDER

The Board approved a purchase order Facilities Management in the amount of \$1,570.64 to Grangers Supply.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

#16-037 City of Caldwell dba Fairview Golf Course

SUSPENSION OF MEDICAL INDIGENCY CASE NO. 2015-976

The Board met today at 8:57 a.m. to consider a request by the Indigent Services Department to hold a case in suspension. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Yvonne Baker, Indigent Services Hearing Specialist Michelle Kidd, and Deputy Clerk Monica Reeves. Commissioner Dale made a motion to rule a suspension for Case No. 2015-976. The motion was seconded by Commissioner Hanson and carried unanimously. The proceeding concluded at 8:58 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-102

The Board met today at 9:08 a.m. to conduct a medical indigency hearing for Case No. 2016-102. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. David Eames, Deputy P.A. Zach Wesley, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Attorney Mark Peterson, Kelly Hobza with St. Luke's Regional Medical Center, the applicant and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to continue the hearing for Case No. 2016-102 to

October 6, 2016 at 9:00 a.m. The hearing concluded at 9:24 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-169

The Board met today at 9:32 a.m. to conduct a medical indigency hearing for Case No. 2016-169. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. David Eames, Deputy P.A. Zach Wesley, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Amber Jones with St. Luke's Regional Medical Center, Attorney Mark Peterson, the applicant and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to continue the hearing for Case No. 2016-169 to June 16, 2016 at 9:00 a.m. The hearing concluded at 10:20 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2016-157

The Board met today at 10:23 a.m. to conduct a medical indigency hearing for Case No. 2016-157. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. David Eames, Deputy P.A. Zach Wesley, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, Kelly Hobza with St. Luke's Regional Medical Center, Attorney Mark Peterson, the applicant and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to take Case No. 2016-157 under advisement and render a decision within 30 days. The hearing concluded at 10:27 a.m. An audio recording is on file in the Commissioners' Office.

UPHOLD ORIGINAL DENIALS ON MEDICAL INDIGENCY CASES

The Board met today at 10:28 a.m. to go on the record to uphold original denials for various medical indigency cases. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Yvonne Baker, Hearing Specialist Michelle Kidd, and Deputy Clerk Monica Reeves. Ms. Kidd asked the Board to uphold the original denials on Case Nos. 2016-152 and 2015-1489. Neither the applicant nor the hospital representative appeared for today's hearings. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to uphold the denials as recommended. The proceeding concluded at 9:36 a.m. An audio recording is on file in the Commissioners' Office.

TWENTY-FOURTH DAY OF FEBRUARY TERM, A.D., 2016
CALDWELL, IDAHO MARCH 11, 2016

PRESENT: Commissioner Craig L. Hanson
Commissioner Tom Dale
Deputy Clerk Monica Reeves

ABSENT: Commissioner Steven J. Rule, Chairman - vacation

APPROVED CLAIMS ORDER NO. 3-11-16

The Board of Commissioners approved payment of County claims in the amounts of \$800.00 and \$23,780.28 for accounts payable.

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Jacque Henrickson.

CONSIDER SIGNING RESOLUTION TO ADOPT RECOMMENDED SALARY PLAN

The Board met today at 8:31 a.m. to consider signing a resolution to adopt the recommended salary plan. Present were: Commissioners Craig Hanson and Tom Dale, Clerk Chris Yamamoto, Treasurer Tracie Lloyd, Chief Deputy Treasurer Nancy Seal, Coroner Vickie DeGeus-Morris, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, Sheriff Kieran Donahue, Chief Deputy Sheriff Marv Dashiell, Sheriff's Financial Manager David Ivers, IT Director Greg Rast, Controller Zach Wagoner, Juvenile Detention Director Steve Jett, Solid Waste Director David Loper, Trial Court Administrator Doug Tyler, Assistant Trial Court Administrator Benita Miller, Court Operations Manager Denise Kennel, Director of Misdemeanor Probation Jeff Breach, Chief Deputy Assessor Joe Cox, Public Defender Tera Harden, Deputy P.A. Mike Porter, Sr. Legal Assistant Jody Hedges, Don Brown, PIO Joe Decker, Jennifer Allen, Lorraine Doramus, Cindy Lorta, Debbie Jenks, Mike Cowan, Anita Hollis, Tara Hill, Olivia Weitz from the Idaho Press-Tribune, and Deputy Clerk Monica Reeves. Sam Laugheed presented the Board with an open letter to the County employees and County taxpayers endorsing the plan recommendation. Commissioner Dale read the letter into the record, a copy of which is on file with this day's minute entry. In short, the letter, which was signed by Prosecutor Bryan Taylor, Assessor Gene Kuehn, Sheriff Kieran Donahue, Clerk Chris Yamamoto, Coroner Vicki DeGeus-Morris, and Treasurer

Tracie Lloyd, offered a joint recommendation regarding implementation of the 2015-2016 employee based compensation plan. Sam Laugheed said the letter includes a couple of attachments, the first of which is an eight-page outline that documents the working group's efforts, including the rules that were developed over this time and that have been applied to each position in the County. Also attached is the actual recommendation, a spreadsheet that shows every position by current salary and the recommended adjustment. All adjustments are upwards, there are no decreases. There is an Addendum No. 1 to the spreadsheet that reflects additions to the working group's recommendations that were made yesterday. Earlier this week this group of elected officials met to finalize their recommendation, and yesterday a few department administrators discussed the application of the rules to a few positions, and that is going to continue to happen moving forward, but because it wasn't part of the initial recommendation it is presented as an addendum. Commissioner Hanson said this process was started at an elected officials' meeting where the idea of having a third-party prepare a salary study was discussed. Mike Swallow prepared the study and then the elected officials decided they would like to have an interim committee review the report and it has developed into where it's at today. On August 10, 2015 the Board decided to put \$4 million into a budget line item to implement the salary plan. Commissioner Hanson said he supports the employees and he believes the elected officials share that same philosophy that if a person works they should be paid and they should be paid for what is a reasonable benefit/salary package so they can make a living and support their families and contribute to the good of Canyon County. Commissioner Dale thanked everybody who was a part of this process, especially Sam Laugheed who was asked by the Board to help direct and focus the working group and he did an excellent job. He also thanked Commissioner Hanson who represented the Board's interest on the committee. He said the taxpayers expect the services to be high quality and they expect the employees to be of high quality, and if you're going to recruit, attract, and retain high quality employees you have to give them a future look into why they are staying with the County and not moving on and that is what this study is attempting to do, not just pay them today what they are worth but to give them a look at what they can expect into the future. Commissioner Hanson said the Board is not allowed to have chief deputies so it appointed Greg Rast to be on the committee. Mr. Laugheed said the resolution establishes the law that gives the Board the authority to do this and set salaries and it memorializes some of important dates and the establishing of the working group and hereby finds, concludes, and resolves that the working group's recommendation be adopted for implementation beginning with the next available pay period with the first paycheck being on April 1st. Clerk Yamamoto said there is parity in some areas with surrounding entities but we are also substantially lower in other areas. Also, he wanted to establish equity between the departments in the County and he believes that has been done. He believes the salary plan is a good investment in our employees; some offices have retention issues and they are constantly

hiring which means they are constantly training so if we can have better retention - and a lot of this has to do with a paycheck - we become much more efficient and it's a savings to the taxpayers, particularly in the Sheriff's Office, if we don't have a continual training process going on. He is very supportive of the salary plan. Sheriff Donahue spoke about the unity and solidarity of the elected officials coming together on this issue, and he commended Commissioner Hanson for his role in serving on the working group. He commended the working relationship of everyone involved to make it successful and he appreciates what has been done to take care of the people who run this County, and that's the employees. He said this is the first step in establishing the base to move forward. Prosecutor Taylor said the working group was amazing and the investment in the employees is recognized and he looks forward to this being the stepping stone for other projects. Commissioner Hanson informed Mr. Laugheed that he wants to affix his signature to the letter which was signed by the other elected officials; Commissioner Dale wishes to do the same. Commissioner Dale made motion to approve the resolution adopting the 2016 salary plan recommendation. He said he appreciates the efforts of Mike Swallow for his work on behalf of the County for providing a tool that we have refined to make it specific to Canyon County and that can be used into the future. The motion was seconded by Commissioner Hanson. In Commissioner Rule's absence Commissioner Hanson read a prepared statement into the record: *"I am voting NO on the salary compensation plan. My opinion is that many Canyon County employee salaries are being increased to levels that are much higher than needed to provide good service to the taxpayers of Canyon County. This letter authorizes my NO vote in writing and the use of my signature stamp by staff to record that NO vote. Sincerely, Commissioner Steve Rule"*. A roll call vote was taken with Commissioners Dale and Hanson voting in favor of the motion. Having noted that Commissioner Rule registered his vote of no, the motion carried by a two-to-one split vote with Commissioners Hanson and Dale voting in support, and Commissioner Rule voting in opposition. (See Resolution No. 16-038.) The meeting concluded at 8:50 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING AGREEMENT WITH IDAHO DEPARTMENT OF PARKS AND RECREATION FOR RECREATIONAL BOATING SAFETY FUNDS

The Board met today at 9:03 a.m. to consider signing an agreement with the Idaho Department of Parks and Recreation for recreational boating safety funds. Present were: Commissioners Craig Hanson and Tom Dale, Lt. Ben Keyes, Deputy P.A. David Eames, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Chief Civil Deputy P.A. Sam Laugheed arrived at 9:05 a.m. David Eames reviewed the agreement which is a renewal that arose from some grant money that comes from the U.S. Coast Guard to the State of Idaho who then distributes it to the counties. The contract was

approved last year so the main thing he looked at was any changes. There is a lower amount allocated this year and there was a clause that gave additional detail as to reporting requirements when there's been an accident or fatality. Lt. Keyes said the appropriation is through the federal transportation department and it was signed in January. The state's allocation started at \$575,000 which is down at least \$25,000 and Canyon County's portion is \$32,500, slightly less than last year's amount. He said the County has agreed to a 50% match with \$16,252 out of the vessel account, and in September he will seek reimbursement for \$32,500. He said there were some counties that delayed in submitting information when accidents occurred so the language has been beefed up to state that accident reports must be filed. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the agreement with the Idaho Department of Parks and Recreation for recreational boating safety funds. (See Agreement No. 16-013.) The meeting concluded at 9:05 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION – RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, COMMUNICATE WITH LEGAL COUNSEL REGARDING PENDING LITIGATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Note for the record: As properly noticed the Board met today at 9:08 a.m. for a legal staff update. A request was made to go into Executive Session to discuss records exempt from public disclosure and attorney-client communication, communicate with legal counsel regarding pending litigation, and to communicate with the County's risk manager regarding pending/imminently likely claims. The Executive Session was held as follows:

Commissioner Dale made a motion to go into Executive Session at 9:09 a.m. pursuant to Idaho Code, Section 74-206(1) (d), (f) and (i). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Hanson and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:23 a.m. with no decision being called for in open session.

CONSIDER SIGNING A RESOLUTION TO INCREASE MOTOR VEHICLES DEPARTMENT OPERATING CASH FUND

The Board met today at 10:03 a.m. to consider signing a resolution to increase the operating cash fund for the Department of Motor Vehicles. Present were:

Commissioners Craig Hanson and Tom Dale, Controller Zach Wagoner, DMV Supervisor Kimbra Asqueta, and Deputy Clerk Monica Reeves. Kimbra Asqueta is requesting an additional \$800 for the four additional employees so that staff does not have to go to the bank each day. Zach Wagoner believes this level of petty cash is appropriate. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to adopt the resolution increasing the petty cash fund from \$3,500 to \$4,300 for the Department of Motor Vehicles. (See Resolution No. 16-039.) The meeting concluded at 10:05 a.m. An audio recording is on file in the Commissioners' Office.

COMMISSIONER FEBRUARY 2016 TERM ADJOURNED

At the conclusion of the day's official business, the Board adjourned the February 2016 Commissioner Term.

THE MINUTES OF THE FISCAL TERM OF FEBRUARY 2016 WERE READ AND APPROVED AND FOUND TO BE A PROPER RECORD OF THE PROCEEDINGS OF THE BOARD OF CANYON COUNTY COMMISSIONERS, CANYON COUNTY IDAHO.

APPROVED: Commissioners Steven J. Rule, Craig L. Hanson and Tom Dale

ATTEST: Chris Yamamoto
Clerk

Kelly Martinez
Deputy

DATE: 5/2/16