

FIRST DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JUNE 8, 2015

Idaho Association of Counties - Commissioners and Clerks Conference held in Coeur d'Alene, Idaho

SECOND DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JUNE 9, 2015

Idaho Association of Counties - Commissioners and Clerks Conference held in Coeur d'Alene, Idaho

Commissioner Craig Hanson and Commissioner Tom Dale approved staff to use their stamps on the following item:

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Public Defender's Department in the amount of \$1,550.00 to Leap Fox Learning.

THIRD DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JUNE 10, 2015

Idaho Association of Counties - Commissioners and Clerks Conference held in Coeur d'Alene, Idaho

FOURTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JUNE 11, 2015

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

ABSENT: Commissioner Tom Dale - vacation

APPROVED CLAIMS ORDER NO. 1518

The Board of Commissioners approved payment of County claims in the amount of \$1,334,818.78 for a County payroll.

APPROVED CLAIMS ORDER NO. 6-11-15

The Board of Commissioners approved payment of County claims in the amount of \$19,804.13 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Information Technologies Department in the amount of \$2,159.68 to CDW-G.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Information Technologies Department in the amount of \$9,000 to Landis Computer Tech Solutions.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Solid Waste Department in the amount of \$4,120.00 to Ready Access.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$1,977.00 to Columbia Electric Supply.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Sheriff's Office in the amount of \$2,787.65 to Intermountain Communications.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Sheriff's Office in the amount of \$1,156.35 to Global Assets Integrated.

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Terry Mathis, Vanessa Redmond, Benjamin Larson, and Mikell Nye.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Jerome Event Center to be used June 14, 2015 for a rodeo event.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Double Diamond Steakhouse & Saloon to be used June 13, 2015 for a wedding.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for The Beer Guys LLC to be used June 27, 2015 for a wedding.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for The Beer Guys LLC to be used August 7, 2015 for a wedding.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

#15-111      Koenig Vineyards Inc. dba Koenig Vineyards

## SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-021718, 2015-021719, 2015-021720, 2015-021721, 2015-021722, 2015-021723, 2015-021724, 2015-021725, 2015-021731, and 2015-021717.

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

*Note for the record: As properly noticed the Board met today at 9:02 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, pending 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 67-2345(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. Mike Porter, Clerk Chris Yamamoto, Controller Zach Wagoner, and Deputy Clerk Kelly Martinez. HR Director Jeannine Eiband arrived at 9:06 a.m. Ms. Eiband, Mr. Wagoner and Clerk Yamamoto left at 9:20 a.m. The Executive Session concluded at 9:34 a.m. with no decision being called for in open session.

## SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

#15-110      Beatriz Sandoval dba La Copa

CONSIDER SIGNING RESOLUTION ADOPTING CHANGES TO TITLE, JOB DESCRIPTION AND PAY GRADE FOR ONE POSITION IN THE JUVENILE PROBATION DEPARTMENT

The Board met today at 10:00 a.m. to consider signing a resolution adopting changes to title, job description and pay grade for one position in the Juvenile Probation Department. Present were: Commissioners Steve Rule and Craig Hanson, HR Director Jeannine Eiband, HR Administrative Supervisor Michelle Britain, HR Generalist Caitlin Pendell, Interim Director of Information Technology Don Brown, and Deputy Clerk Kelly Martinez. Ms. Britain said the Juvenile Probation Department has asked to move one position, Juvenile Drug Court Coordinator, to a Project Coordinator position. There will be a pay grade change of one notch up to an "N7" and it is a currently filled position. Ms. Britain said this position is a change because the Drug Court Coordinator position was taken over by the Trial Court Administrator, so they are basically just rearranging this position to fit better within their structure. Commissioner Hanson asked why this position needs to be upgraded. Director Eiband said Ms. Catalano has expressed that she wants this person to focus on some higher level projects within the office including coordination of grants and communications with other outside agencies involving grant funds. The current salary for this employee moving into the "N7" grade does not necessitate a pay increase at this time. Commissioner Hanson asked what other agencies this position will be working with. Director Eiband does not have that information on hand today. Commissioner Hanson would like to meet again when Ms. Catalano can be in attendance to answer his questions. No decision was made in today's meeting. The meeting concluded at 10:04 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

MEETING WITH HUMAN RESOURCES TO DISCUSS STAFFING PLAN WITHIN INFORMATION TECHNOLOGY DEPARTMENT

The Board met today at 10:04 a.m. for a meeting with Human Resources to discuss a staffing plan within the Information Technology Department. Present were: Commissioners Steve Rule and Craig Hanson, HR Director Jeannine Eiband, Interim Director of Information Technology Don Brown, HR Administrative Supervisor Michelle Britain, HR Generalist Caitlin Pendell, and Deputy Clerk Kelly Martinez. Mr. Brown said after looking at the current department needs and infrastructure needs, he is requesting to change the organizational layout to focus on those needs. To accomplish that, Mr. Brown feels they need two more full-time system administrator positions. Commissioner Rule asked if this is where the IT Department's needs will best be addressed with these two positions and two application support positions. There was discussion regarding the organizational chart for the IT Department.

Commissioner Rule asked if filling these positions will make it so department needs are addressed in a more consistent manner. Commissioner Hanson asked if these are PCNs that we already have or are they additional positions. Director Eiband said there have been a number of unfunded PCNs in IT so these are PCNs that currently exist. There will be a resolution coming before the Board in the near future that reviews job titles, job descriptions and moving the PCNs around. Also, because of the way Mr. Brown has rearranged the management level, all but one of these positions are already funded. The dollars for the last unfunded position could be transferred from the "B" budget so there are no additional funds being asked for from the Commissioners. Ms. Britain and Ms. Pendell left at 10:13 a.m. at which time the Board went into Executive Session as follows:

EXECUTIVE SESSION - PERSONNEL MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Rule made a motion to go into Executive Session at 10:13 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) and (d) to discuss a personnel matter and records exempt from public disclosure. The motion was seconded by Commissioner Hanson. 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, HR Director Jeannine Eiband, Interim Director of Information Technology Don Brown, and Deputy Clerk Kelly Martinez. The Executive Session concluded at 10:23 a.m. with no decision being called for in open session.

Director Eiband said her staff has prepared the resolution and they will get it scheduled on the Board's agenda. The meeting concluded at 10:24 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

FY2016 BUDGET PRESENTATION FOR ADVOCATES AGAINST FAMILY VIOLENCE

The Board met today at 10:29 a.m. for a FY2016 budget presentation for Advocates Against Family Violence (AAFV). Present were: Commissioners Steve Rule and Craig Hanson, AAFV Executive Director Kim Deugan, AAFV President of the Board of Directors Jerry Summers, and Deputy Clerk Kelly Martinez. The preliminary budget was reviewed. The agency is requesting \$350,000 in County funding, which is a \$300,000 increase over last year's amount. There will be another meeting scheduled at a later date to review additional requested information. No Board action was taken. The

meeting concluded at 10:48 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

#### INTERVIEWS FOR UPDATE OF PICKLES BUTTE LANDFILL STATUS REPORT PROJECT - TETRA TECH

The Board met today at 1:21 p.m. to conduct an interview with Tetra Tech for the Update of Pickles Butte Landfill Status Report Project. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Brad Goodsell, Solid Waste Director David Loper, Facilities Manager Paul Navarro, Bob Church from Great West Engineering, Keith Johnson, Tetra Tech Sr. Engineering Project Manager, Ron Phillips, Tetra Tech Project Manager, and Deputy Clerk Kelly Martinez. A PowerPoint presentation was given by Mr. Church, Mr. Johnson and Mr. Phillips (a copy of which is on file with this day's minute entry) followed by a question and answer period. No Board action was taken. The interview concluded at 2:01 p.m. An audio recording is on file in the Commissioners' Office.

#### MEETING WITH LUKE DYMAN REGARDING PROPERTY LOCATED AT 720 N. SUGAR STREET, NAMPA, IDAHO

The Board met today at 2:32 p.m. for a meeting with Luke Dyman regarding property located at 720 N. Sugar Street, Nampa, Idaho. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Brad Goodsell, Luke Dyman, and Deputy Clerk Kelly Martinez. Mr. Dyman purchased three lots and there is a specific lot that the County owns right now that he is interested in. He reviewed information about his company and gave a PowerPoint presentation to explain what the plans are for the lot and how it could be beneficial to Canyon County. Mr. Dyman had several questions that Commissioner Rule said would be better directed to the City officials. The land Mr. Dyman is considering is currently owned by the County and there is a schedule to get it cleaned up with an estimated cost, he believes, of \$30,000. He said the asphalt plant next door has intentions of buying the property so that nobody else builds on it to keep a buffer zone around their plant. Mr. Dyman is proposing to clean up the site to use it as a transfer station. Commissioner Rule said if Mr. Dyman has a proposal in writing, he can submit it to Brad Goodsell and it will be considered just like any other proposal. Mr. Goodsell said it is possible that this cleanup is more complicated than Mr. Dyman may think and suggested he may want to check with the people at DEQ who do the cleanups to find out what is going to be required. Beyond that, once Mr. Dyman is sure what he is getting into and what the cleanup costs will be, he can make an offer on the property to the County which will be considered by the Commissioners. The meeting

concluded at 2:49 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

FIFTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JUNE 12, 2015

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

ABSENT: Commissioner Tom Dale - vacation

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 9:01 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, 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 67-2345(1) (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. Brad Goodsell, and Deputy Clerk Kelly Martinez. Deputy P.A. Zach Wesley arrived at 9:02 p.m. The Executive Session concluded at 9:12 a.m. with no decision being called for in open session.

INTERVIEWS FOR UPDATE OF PICKLES BUTTE LANDFILL STATUS REPORT PROJECT - PARAGON CONSULTING, INC.

The Board met today at 10:02 a.m. to conduct an interview with Paragon Consulting, Inc. for the Update of Pickles Butte Landfill Status Report Project. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Brad Goodsell, Solid Waste

Director David Loper, Facilities Manager Paul Navarro, Stephen Freiburger, Project Manager from Paragon Consulting, Inc., Joe Barton, Project Manager from Paragon Consulting, Inc., Chance Meyer, Design Engineer, Norman Ricks from MEAS, Inc., Dan Gado from Strata Engineering, and Deputy Clerk Kelly Martinez. A PowerPoint presentation was given by Mr. Freiburger, Mr. Barton, Mr. Meyer, Mr. Ricks, and Mr. Gado (a copy of which is on file with this day's minute entry) followed by a question and answer period. No Board action was taken. The interview concluded at 10:52 a.m. An audio recording is on file in the Commissioners' Office.

INTERVIEWS FOR UPDATE OF PICKLES BUTTE LANDFILL STATUS REPORT PROJECT - DANIEL B. STEPHENS & ASSOCIATES

The Board met today at 11:03 a.m. to conduct an interview with Daniel B. Stephens and Associates for the Update of Pickles Butte Landfill Status Report Project. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Brad Goodsell, Solid Waste Director David Loper, Facilities Manager Paul Navarro, John Ayarbe, Senior Hydrogeologist from Daniel B. Stephens & Associates, Kelly Isaacson, Project Engineer from Daniel B. Stephens & Associates, and Deputy Clerk Kelly Martinez. A PowerPoint presentation was given by Mr. Ayarbe and Ms. Isaacson (a copy of which is on file with this day's minute entry) followed by a question and answer period. No Board action was taken. The interview concluded at 11:44 a.m. An audio recording is on file in the Commissioners' Office.

SIXTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JUNE 15, 2015

PRESENT:    Commissioner Craig L. Hanson  
              Commissioner Tom Dale  
              Deputy Clerk Kelly Martinez

ABSENT:     Commissioner Steven J. Rule - vacation

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$2,725.00 to Materials Testing and Inspection.

### APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$8,500.00 to LMB Engineering.

### APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Teggie Stone, Tu-Anh Bockenstette, and C. Nicole Ahlstrom.

### SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-022248, 2015-022247, 2015-022249, 2015-022250, 2015-022251, 2015-022252, 2015-022253, 2015-022254, 2015-022255, 2015-022256, and 2015-022257.

### CONSIDER SIGNING TREASURER'S TAX CHARGE ADJUSTMENTS BY PIN

The Board signed the Treasurer's Tax Charge Adjustments by PIN for May 2015.

### COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:30 a.m. for an office staff meeting. Present were: Commissioners Craig Hanson and Tom Dale, Facilities Manager Paul Navarro, PIO Joe Decker, Administrative Specialist Jenen Ross, and Deputy Clerk Kelly Martinez. The items discussed were general in nature. Ms. Ross left at 8:34 a.m. Joe Decker gave an update on the following communication issues: update on an investigation regarding an officer involved shooting as well as a homicide in Wilder last Friday in which the suspect is still missing; Mr. Decker will have his budget meeting with Controller and Clerk today; he will be attending training tomorrow in Boise; they will be opening the County's emergency center on Wednesday which is located in the fleet shop; and the pocket park is ready to go and suggested maybe doing an employee appreciation BBQ as a ribbon cutting. Paul Navarro gave an update on the following facilities issues: information about some warranty issues on the administration building last week as the warranty period is quickly running out; there were two very large water leaks at the Animal Shelter which have now been fixed; Owner's Representative Ken Fisher is working with City of Caldwell regarding the sewer relocation project; update on the

courthouse pre-construction happening last week; the roof replacement project is also about ready to start; and Mr. Navarro said there are two proposals for the dirt lot located at 12<sup>th</sup> and Chicago. The meeting concluded at 8:44 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING: NOTICE OF INTENT TO AWARD CONTRACT FOR UPDATE OF PICKLES BUTTE LANDFILL STATUS REPORT; MOU WITH THE CITY OF NAMPA AND THE CITY OF CALDWELL FOR BYRNE JAG PROGRAM

The Board met today at 9:01 a.m. to consider signing a Notice of Intent to Award the contract for the Update of the Pickles Butte Landfill Status Report, as well as a Memorandum of Understanding (MOU) with the City of Nampa and the City of Caldwell for the Byrne JAG Program. Present were: Commissioners Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, Deputy P.A. Brad Goodsell, Solid Waste Director David Loper, Chief Deputy Sheriff Marv Dashiell, and Deputy Clerk Kelly Martinez. Mr. Porter said this grant rotates every year between the three agencies and this year it is Caldwell's turn to be the agency who receives the funds. This MOU is basically the same as last year with the change of the agency. Mr. Porter said he didn't draft the document but is comfortable with what it states which is the County will receive \$15,812 from the JAG fund for law enforcement activities and it will be administered by the City of Caldwell. Chief Dashiell said the only obligation the County does have as a part of the sub-recipient is the Sheriff's Office will have reporting requirements to take care of. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the Memorandum of Understanding with the City of Nampa and the City of Caldwell for the Byrne JAG Program. The signed document, Agreement No. 15-051, is on file with this day's minute entry. Chief Dashiell and Mr. Porter left at 9:05 a.m. Mr. Goodsell said the next step is to have the Board make a finding that the highest ranked firms were Daniel B. Stephens and Associates, Tetra Tech and Paragon Consulting Inc. based on the initial scoring. Then to consider, based on those interviews, which firm should be granted the contract for updating the Pickles Butte Landfill Status Report. Director Loper said all three were very good, however his recommendation is Tetra Tech. Commissioners Dale is in favor of going with Tetra Tech. Commissioner Hanson said this is a new process for him and he agrees with Director Loper's recommendation. Commissioner Dale made a motion to confirm the finding that Daniel B. Stephens and Associates, Tetra Tech and Paragon Consulting were the highest ranked firms based on initial scoring of the Statements of Qualifications. Commissioner Hanson seconded the motion and it carried unanimously. Commissioner Dale asked what the timeline is on this project and what the product is expected to look like when this is complete. Director Loper said the timeline is they are to have a draft report submitted to the

County by September 30, 2015 with a final report by October 30, 2015. The final product will be an updated status report that will basically look at a broad view of where we have been, where we are now and where we are going in terms of moving the fill down below, the financial assurance picture, the final cover, the possibility of accepting biosolids, and capacity. Commissioner Dale made a motion to award this contract to Tetra Tech. Commissioner Hanson seconded the motion with discussion saying that when we talk about gases and the methane, that information will be a part of this as well. Director Loper said absolutely, there will be a point when we have to look at landfill gas and air permitting in the future. Mr. Goodsell said we will get a draft report by September 30 and we are going to have 30 days to review it with a final report on October 30 and they are obligated to provide some consulting services between October 30 and December 31 and also to provide the Board with a presentation of their findings. Commissioner Dale made an amended motion to include the authorization for Brad Goodsell to give notice of the award of the contract. Commissioner Hanson seconded the motion and it carried unanimously. The meeting concluded at 9:14 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING CANYON COUNTY, CITY OF CALDWELL, CITY OF NAMPA, SAINT ALPHONSUS MEDICAL CENTER (NAMPA), ST. LUKE'S REGIONAL MEDICAL CENTER, AND WEST VALLEY MEDICAL CENTER FUNDING AGREEMENT FOR EVIDENCE COLLECTION SERVICES TRAINING

The Board met today at 9:36 a.m. to consider signing a Funding Agreement for Evidence Collection Services Training with the City of Caldwell, City of Nampa, Saint Alphonsus Medical Center in Nampa, St. Luke's Regional Medical Center, and West Valley Medical Center. Present were: Commissioners Craig Hanson and Tom Dale, Prosecutor Bryan Taylor, Sheriff Kieran Donahue, Deputy P.A. Mike Porter, and Deputy Clerk Kelly Martinez. Facilities Manager Paul Navarro arrived at 9:41 a.m. and Chief Civil Deputy P.A. Sam Laugheed arrived at 9:47 a.m. Mr. Porter said this is an agreement that essentially gives the Family Justice Center in Nampa the ability to identify and train nurses for early intervention on sexual assault cases to make sure that they get the evidence collection and the treatment that they need early on. The hospitals have agreed to contribute some funding and the reason the Prosecutor and Sheriff are here is because we are going to act as a pass through if we can obtain grants to further fund this and law enforcement is going to also be a big part in making sure the victims are able to connect with the services they need. As far as the agreement, they received the grant from the Family Justice Center and there was a typo or misidentification of the Sheriff's Office as a department so there has been an amendment there. Prosecutor Taylor said law enforcement has had an awful time

getting sexual assault examinations done on victims of cases and this has been going on for years. The victims end up having to go to Boise because that is where the only Sexual Assault Nurses are located who are specialized trained nurses. What transpired is the Sheriff took the lead along with Chief Kingsbury and Chief Allgood to meet with the hospitals to figure out how to fix this problem. The recommendation that came out of the particular meeting was let's have a Sexual Assault Nurse Coordinator. Prosecutor Taylor said the Family Justice Center decided to take the lead on this because the hospitals didn't want to give the monetary resources to actually provide the services that the victims are entitled to and should receive. The Family Justice Center wrote a grant and received the grant and the agreement before the Board today. It is his understanding that it is going to fund this coordinator position and each hospital will contribute some money as well. Sheriff Donahue said the grant is looking to pay the overtime costs when they have the nurses come in. The hospitals were baulking because it is about \$1,000 to train one of these nurses to get them up to the certification and then the nurse may advance into upper management, etc. There is also a shortage of nurses at times and the Sheriff feels it is the hospital's responsibility ethically, morally and financially to provide this service as they all claim to be a non-profit status and they get great tax breaks and exemptions from the County. In the Sheriff's opinion, the hospitals should have done this on their own, but since they have not, the Family Justice Center has stepped up to do so. He said it is not the appropriate way to do things, he feels it should have been done a little bit differently, however this will help protect the victims and help the judicial process and law enforcement to make sure the people who commit these crimes are held accountable. Prosecutor Taylor said really the only expense the County will occur on this is we have agreed that we will help provide training wherever training is needed with our personnel. Commissioner Dale asked about the examination room at the Family Justice Center and asked if exams could be done there. Prosecutor Taylor said the examination room is fully equipped to do the exams, right now it is "red tape bureaucracy" with regards to the sharing of medical records and HIPPA, he believes that is what the primary hang up is with regards to utilizing that but it is designed and ready for that purpose. Sheriff Donahue said the burden falls back to the medical side of this issue, which is the hospitals not wanting to take the initiative to make this happen. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the Funding Agreement for Evidence Collection Services Training with the City of Caldwell, City of Nampa, Saint Alphonsus Medical Center in Nampa, St. Luke's Regional Medical Center, and West Valley Medical Center. The signed agreement, No. 15-052, is on file with this day's minute entry. The meeting concluded at 9:50 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING FIRE ALARM AND SPRINKLER TEST AND INSPECTION AGREEMENT WITH SIMPLEX GRINNELL

The Board met today at 9:50 a.m. to consider signing a fire alarm and sprinkler test inspection agreement with Simplex Grinnell. Present were: Commissioners Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, Facilities Manager Paul Navarro, and Deputy Clerk Kelly Martinez. Mr. Navarro said this is a fire agreement for the administration building, obviously the first year the contractor provided that service and we need to provide it on going. This document allows us to test and clean all of the smoke detectors, test the horn strobes, and to test the flow sensors in the fire sprinkler system which is required by the City of Caldwell on an annual basis. This project was planned in the budget. Mr. Laugheed said it is a boilerplate contract agreement and some places in the contract are blanked out and that was on our request and with Simplex Grinnell's acquiescence there. There is a non-appropriations clause inserted in the contract and we made it clear that any indemnification we did was only to the extent allowed by Idaho law which is none. Mr. Laugheed wanted to draw the Board's attention to page 7, clause 21 and 22 have "X" marked through them and Mr. Laugheed also marked through it and initialed it as well. One is a clause saying that we will name Simplex Grinnell on our insurance and that we will waive segregation and neither one of those are we willing to do and Simplex Grinnell has acknowledged that. Mr. Laugheed said the contract is for \$978 and he sees no legal reason not to sign it. Mr. Navarro said this is an annual contract and will need to be renewed on a yearly basis. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the fire alarm and sprinkler test inspection agreement with Simplex Grinnell. The signed agreement, No. 15-053, is on file with this day's minute entry. Mr. Navarro left at 9:54 a.m. at which time the Board went into Executive Session as follows:

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

Commissioner Dale made a motion to go into Executive Session at 9:55 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f) to discuss a personnel matter, records exempt from public disclosure and attorney-client communication, and pending/imminently likely litigation. 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. Mike Porter, and Deputy Clerk Kelly Martinez. The

Executive Session concluded at 10:12 a.m. with no decision being called for in open session.

The meeting concluded at 10:12 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

The meeting concluded at 10:12 a.m. An audio recording of the open portion 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 10:12 a.m. for a biweekly meeting with the Development Services Director to discuss general issues, set policy, and give direction. Present were: Commissioners Craig Hanson and Tom Dale, Development Services Director Tricia Nilsson, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: budget and permit review summary; information about a meeting regarding Areas of City Impact scheduled for July 1; COMPASS Board packet information. Commissioner Dale discussed a question he received about lot splitting. Commissioner Hanson asked if the Board would receive a packet before the hearing to consider the Sawtooth amendment. Director Nilsson said she can send the Planning and Zoning recommendation to the Board for review and the staff report will be very simple as it is a legislative decision by the Board on whether to change the code. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:22 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:22 a.m. for a weekly meeting with the Interim Director of Information Technology to discuss general issues, set policy, and give direction. Present were: Commissioners Craig Hanson and Tom Dale, Interim Director of Information Technology Don Brown, IT Business Analyst Shawn Adamson, and Deputy Clerk Kelly Martinez. Fleet Director Mark Tolman arrived at 10:28 a.m. for the next meeting. Topics of discussion included the following: personnel updates; Mr. Brown said in the past he has used "Maslow's Hierarchy of Needs" as a model to help reorganize departments and he explained their current objective which is continuous

improvement and strategic competency. Mr. Brown also discussed budget information including adding a new PCN for the next budget year. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:31 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 Craig Hanson and Tom Dale, Fleet Director Mark Tolman, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: Director Tolman was able to pick up the recently purchased van in Salt Lake on his way back from a training conference; the GFX training went great, they all received very good information; Mr. Tolman and his staff are working to complete the salary study values survey; and budget discussion. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:37 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

SEVENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JUNE 16, 2015

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

APPROVED CLAIMS ORDER NO. 6-18-15

The Board of Commissioners approved payment of County claims in the amount of \$4,760.00 for accounts payable.

APPROVED CLAIMS ORDER NO. 6-25-15

The Board of Commissioners approved payment of County claims in the amounts of \$52,613.98, \$187,323.70, \$38,725.72, and \$161,549.75 for accounts payable.

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 and Tom Dale, Assistant Director Sean Brown, Admin. Assistant Dawn Gardner, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: there are 27 juveniles in custody today; 275 pounds of produce has been harvested so far; the park training went well and it was really a team building exercise; the Juvenile Training Council sent Sean Brown and Shawn Anderson to a training in Oregon to quantify the use of force training; Mr. Brown and Mr. Anderson will be writing a position statement for the National Partnership of Juvenile Services regarding searches; and Taga Bah will be attending an ARISE training program to become a master instructor. The items discussed were general in nature and did not require Board action. 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 CHIEF PROBATION OFFICER TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION; AND CONSIDER SIGNING RESOLUTION ADOPTING CHANGES TO TITLE, JOB DESCRIPTION AND PAY GRADE FOR ONE POSITION IN THE JUVENILE PROBATION DEPARTMENT

The Board met today at 8:45 a.m. for a biweekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction as well as to consider signing a resolution adopting changes to the title, job description and pay grade for one position in the Juvenile Probation Department. Present were: Commissioners Steve Rule and Tom Dale, Chief Probation Officer Elda Catalano, HR Director Jeannine Eiband, and Deputy Clerk Kelly Martinez. Ms. Catalano discussed the resolution scheduled for today saying that Juvenile Probation had a Juvenile Drug Court Coordinator position in the budget and with the changes that were made in November, the responsibilities of that position were shifted to the Trial Court Administrator's Department. However, because the employee is still in her department, they have developed a job description for this person to continue to enhance the programs of Juvenile Probation as he has been a great asset in that position and this formalizes the position. Director Eiband said Commissioner Hanson had had some questions when this resolution was originally considered, more specifically some of the duties this position would have related to interaction with other types of agencies. Ms. Catalano reviewed some of the tasks and duties of this position. Upon the motion by Commissioner Dale and the second by Commissioner Rule, the Board voted

unanimously to sign the resolution adopting changes to the title, job description and pay grade for one position in the Juvenile Probation Department from a Juvenile Drug Court Coordinator to a Project Coordinator. The signed resolution, No. 15-113, is on file with this day's minute entry. Director Eiband left at 8:50 a.m. Ms. Catalano said there are a lot of things she is working on and some of these things take a lot of coordination and meetings with different providers. The meeting concluded at 8:52 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, 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 Dale made a motion to go into Executive Session at 9:02 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (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, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, and Deputy Clerk Kelly Martinez. The Executive Session concluded at 9:15 a.m. with no decision being called for in open session.

MEETING WITH THE CLERK AND CONTROLLER REGARDING VETERANS COUNCIL FY2016 BUDGET REQUEST

The Board met today at 9:30 a.m. for a meeting with the Clerk and Controller regarding the Fiscal Year 2016 budget request from Veterans Council. Present were: Commissioners Steve Rule and Craig Hanson, Clerk Chris Yamamoto, Controller Zach Wagoner, Chairman of the Caldwell Veterans' Council Terry Harrell, Vice Chairman of the Caldwell Veterans' Council John Muirhead, Treasurer of the Caldwell Veteran's Council Terrance Biggers, and Deputy Clerk Kelly Martinez. Commissioner Tom Dale arrived at 9:31 a.m. The preliminary budget was reviewed and a copy of the presentation is on file with this day's minute entry. The agency is requesting \$23,272 in County funding in addition to the request for funding to the Historical Preservation

Committee. No Board action was taken. The meeting concluded at 10:03 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 10:16 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. Parks Director Tom Bicak arrived at 10:20 a.m. for the next meeting. Topics of discussion included the following: Director Breach said he went to the administrators meeting last week and there are a couple of things that need some work done including medical, vision and hearing standards, which he discussed with Human Resources; POST added three days to the training schedule which should eliminate overtime hours; employee drug testing has been set up through the Human Resources Department; information regarding a character disclosure form for when people apply which will take into account POST disqualifiers; a dress code policy is in review however everything seems to be held in the Prosecutor's Office for review; discussion regarding offender drug testing with drug court. Director Breach said they are in the process of developing a job description for the lab manager that would oversee it and budgeting information. Commissioner Hanson said he has a tough time supporting it because the conversation has always been that this would be Canyon County drug testing and not just court drug testing. Commissioner Dale suggested that the whole group should come meet with the Commissioners for a discussion on this topic. Director Breach also gave an update on the Community Service Program which still continues to grow. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:28 a.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 10:28 a.m. for a monthly meeting with the Parks Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Parks Director Tom Bicak, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: Lake Lowell Field Trip has been successful; 3,000 students will visit Celebration Park in April and May; information about the snake and scorpion training program; Rendezvous!, the Meridian School District's annual meeting was held on May 15; IOSRWT Council met for the 65<sup>th</sup>

consecutive meeting May 13; American Rock Art Research Association conference in Laughlin, Nevada was held May 22-25 where Canyon County Parks won the Education Award for 2015; discussion regarding the preservation of an artifact currently on Mark McDonough's property; Boats and Blues was held June 13 and was very successful; Celebrating the history of the Snake River; Canyon County Historic Preservation Commission meeting was held to conduct a workshop for organizations interested in applying; the maintenance crew is keeping the properties in excellent condition; the 25<sup>th</sup> Anniversary for Celebration Park was held May 16, 2015; information regarding the draft Deer Flat National Wildlife Refuge Master Plan; the fire at Celebration Park burned 7,000 acres on June 6, 2015; and information about an incident at Lake Lowell's restrooms. The items discussed were general in nature and did not require Board action. The meeting concluded at 11:09 a.m. An audio recording of the meeting 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 3:06 p.m. for a monthly meeting with the Public Defender to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Public Defender Tera Harden, and Deputy Clerk Kelly Martinez. Solid Waste Director David Loper arrived at 3:13 p.m. for the next meeting. Topics of discussion included the following: monthly budget information; Ms. Harden said the caseloads are absolutely crushing to the point where she is losing attorneys because of it and it is not slowing down; information about first, second and third conflict cases; there are almost 3,000 open active cases which changes on a daily basis; discussion regarding involuntary mental holds; she attended a death penalty conference with two other lawyers and the process of using County funds for death penalty cases was discussed; and Ms. Harden said she has budgeted the funds for personnel as she is going to be asking for more employees because of the overwhelming caseloads. Ms. Harden also discussed programming training for employees due to what has been going on in the IT Department because it is critical that they don't have an issue that IT can't support right now. The items discussed were general in nature and did not require Board action. The meeting concluded at 3:26 p.m. An audio recording 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 3:26 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, Craig Hanson and Tom Dale, Solid Waste Director David Loper, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: waste amounts are down 4.29% in May and the Fiscal Year to date waste amounts are up 5.25%; update on the Pickles Butte Landfill Status Report RFQ; the first draft of the Landfill FY2016 budget is complete; Director Loper will most likely be proposing to purchase a new loader next fiscal year; information regarding the bicycle project in probation which is going well; Mr. Loper is planning on integrating with the Canyon County IT Department and email system; Public Water System Storage Tank Inspection (Liquid Engineering) is performed every 10 years and occurred this week. There has not been any update on the property near the landfill site as of yet. The items discussed were general in nature and did not require Board action. The meeting concluded at 3:40 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

EIGHTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JUNE 17, 2015

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

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Justin May.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$1,341.17 to Simplex Grinnell.

## SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-022662, 2015-022663, and 2015-022664.

## LEGAL STAFF UPDATE

The Board met today at 9:08 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Mike Porter, Deputy P.A. Leon Samuels, and Deputy Clerk Kelly Martinez. There were no items for discussion at today's legal staff update. The meeting concluded at 9:09 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

## MEETING WITH DEQ TO DISCUSS OPTIONS FOR CLOSING MAHAFFEY PROJECT

The Board met today at 11:02 a.m. for a meeting with DEQ to discuss options for closing the Mahaffey Project. *(Note for the record: Due to technical difficulty there is not an audio recording available for this meeting.)* Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Solid Waste Director David Loper, Bruce Wicherski, DEQ Voluntary Clean-up Program Manager, and Deputy Clerk Kelly Martinez. Mr. Goodsell said as the Board knows, the Mahaffey site has been cleaned up and we have been monitoring it for a year now. Mr. Wicherski gave a history of the project and said all three wells have been monitored four times in 2014 and in the trends that have been seen there were a dramatic drop in concentrations and the last two have been leveling off of the concentrations. The well in source area has been below the criteria agreed on in the work plan. After the report was received from Terragraphics in March of this year there were two more monitoring events to see if the "blip" they saw was possibly a variability that you see in natural systems. Commissioner Rule said when water tables drop it can cause those spikes to occur when the water table comes back up. Commissioner Rule suggested having Director Loper perform the testing to save some money. Mr. Wicherski said they have reduced the chemicals which has reduced some of the cost for Canyon County. The procedures are laid out in a quality assurance plan and if the same procedures could be followed that might be an option that could be entertained however there are still other pieces to that. Director Loper said he has looked at the quality assurance plan and the final report from Terragraphics and to be perfectly honest it is pretty detailed and it is definitely requiring a certain amount of equipment for the testing. He believes, in looking at the report, it is probably above what he can provide as far as this particular testing, however he thinks there is still some room where they can reduce the costs. The

well in the source area has not shown contamination so we could possibly reduce the sampling to the two down grading wells. Mr. Goodsell said the bid we got from Terragraphics did include the reduced analytical costs for reduced testing but it was for all three wells. There needs to be two more sampling events for the two wells. No Board was required or taken at this meeting. The meeting concluded at 11:23 a.m.

NINTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JUNE 18, 2015

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

ABSENT: Commissioner Tom Dale - vacation

#### APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Samantha Baughman and Sharon Vickerman.

#### SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-022825, 2015-022826, 2015-022827, 2015-022828, and 2015-022829.

#### CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 9:05 a.m. to go on the record and continue medical indigency hearings. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Brad Goodsell, Deputy P.A. Leon Samuels, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to continue the following cases by signed stipulation as follows:

Case No. 2015-734 was continued to September 24, 2015 at 9:00 a.m.

Case No. 2015-573 was continued to October 8, 2015 at 9:00 a.m.

Ms. Baker recommended taking Case Nos. 2014-1043 and 2015-585 under advisement. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to take Case Nos. 2014-1043 and 2015-585 under advisement with a decision to be rendered within 30 days.

The proceeding concluded at 9:07 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2015-595

The Board met today at 9:09 a.m. to conduct a medical indigency hearing for Case No. 2015-595. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Brad Goodsell, Deputy P.A. Leon Samuels, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, the applicant, Attorney Mark Peterson, and Deputy Clerk Kelly Martinez. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to August 13, 2015 at 9:00 a.m. The hearing concluded at 9:34 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 9:35 a.m. to uphold original denials for various medical indigency cases. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Brad Goodsell, Deputy P.A. Leon Samuels, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, and Deputy Clerk Kelly Martinez. Ms. Chadwick recommended the Board uphold the previous respective denials in the following cases: Case Nos. 2015-601, 2014-1101, 2015-578, 2015-203, and 2015-593. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to uphold the previous denials. The proceeding concluded at 9:36 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 11:00 a.m. for a legal staff update. A request was made to go into Executive Session to discuss personnel matters, 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 11:01 a.m. pursuant to Idaho Code, Section 67-2345(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, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Kelly Martinez. The Executive Session concluded at 11:45 a.m. with no decision being called for in open 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 1:16 p.m. for an Executive Session meeting with the HR Director to discuss personnel issues related to specific employees and related documents. A request was made to go into Executive Session to discuss personnel matters 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 1:17 p.m. pursuant to Idaho Code, Section 67-2345(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, Deputy P.A. Zach Wesley, HR Admin. Supervisor Michelle Britain, Todd Lakey who was representing Gem Plan, and Deputy Clerk Kelly Martinez. HR Director Jeannine Eiband arrived at 1:18 p.m. The Executive Session concluded at 1:35 p.m. with no decision being called for in open session.

TENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JUNE 19, 2015

PRESENT:    Commissioner Craig L. Hanson  
              Commissioners Tom Dale  
              Deputy Clerk Kelly Martinez

ABSENT: Commissioner Steven J. Rule - vacation

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$2,201.40 to Caldwell Glass.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Sheriff's Office in the amount of \$1,821.80 to Galls Incorporated.

APPROVED CLAIMS ORDER NO. 6-25-15

The Board of Commissioners approved payment of County claims in the amounts of \$94,659.17 and \$99,140.82 for accounts payable.

LEGAL STAFF UPDATE

The Board met today at 9:04 a.m. for a legal staff update. Present were: Commissioners Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Kelly Martinez. Deputy P.A. Zach Wesley arrived at 9:05 a.m. Mr. Laugheed said a week or so ago the Board authorized a contract with Kreizenbeck Constructors for the courthouse remodel project. One of the terms in that contract was that we were contemplating an addendum that we had hoped to get done by today that would have an enforceable timeline in it. Mr. Laugheed has been speaking with Facilities Manager Paul Navarro and although there are people upstairs snapping out chalk lines, the timelines still are not firm enough for us to reduce to a contract. Kreizenbeck Constructors believes they will be able to have that information by the 30<sup>th</sup> of this month and Mr. Laugheed is confident they will as well. Since it was in the contract he wanted to make a record of it that we are expecting to have it by June 30, 2015. The reason we want to have that addendum is because we have a liquidated damages clause in the contract, so once we figure out when the timeline is, we are going to really hold them to it. Mr. Laugheed said giving them some extra time in the beginning with Mr. Navarro to make sure they have an accurate time forecast is important to all of the parties. Mr. Laugheed will communicate with the attorneys in his office about attending the LID meeting on the 24th. Commissioner Dale said he received a letter

from the Sheriff's Office regarding a complaint from somebody not being able to pull a boat up on a piece of ground on the refuge. Apparently there are some buoys out there that say "No Entry" and in reviewing the map he does not see an area marked "No Entry" around the boat docks. Mr. Laugheed asked for a copy of the letter and he will follow up with Parks Director Tom Bicak as well. At 9:09 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 9:09 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (i). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Dale and Hanson 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. Zach Wesley, and Deputy Clerk Kelly Martinez. The Executive Session concluded at 9:30 a.m. with no decision being called for in open session.

The meeting concluded at 9:30 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING AN ENVIRONMENT COVENANT RELATED TO COUNTY PROPERTY LOCATED AT 304 12<sup>TH</sup> AVE, CALDWELL

The Board met today at 9:30 a.m. to consider signing an Environment Covenant related to County property located at 304 12<sup>th</sup> Avenue in Caldwell, Idaho. Present were: Commissioners Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, and Deputy Clerk Kelly Martinez. Mr. Goodsell said the Board is well aware of the issue that arose across the street with regard to some contamination that resulted from some gasoline tanks that existed there 30 or 40 years ago. Those tanks were removed long ago, however we discovered there was some contamination and after an investigation found that there was some contamination of the soil and also the ground water. We were able to determine that the levels in the soil do not exceed accepted levels and the air above the ground did not exceed levels that were unhealthy so we didn't have to worry about building restrictions. Mr. Goodsell said there was one well that was pulling water samples that exceeded safe levels. Because of those issues, in order to close this out

with the Department of Environmental Quality (DEQ), we have to agree to not draw groundwater in that area. This is a covenant that will be recorded with the Recorder's Office so that everybody has notice that this particular area of Block 57 has a groundwater extraction restriction. The restriction we really wanted to avoid was having any building restrictions which we have been able to avoid. Mr. Goodsell has reviewed the document and it has been revised and DEQ's attorneys have also agreed to the revised document. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the Environment Covenant related to County property located at 304 12<sup>th</sup> Avenue in Caldwell, Idaho. The signed document, No. 15-054, is on file with this day's minute entry. The meeting concluded at 9:36 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTION TO ADOPT CHANGES TO MULTIPLE JOB DESCRIPTIONS IN THE INFORMATION TECHNOLOGY DEPARTMENT

The Board met today at 10:06 a.m. to consider signing a resolution adopting changes to multiple job descriptions in the Information Technology Department. Present were: Commissioners Craig Hanson and Tom Dale, Interim Director of Information Technology Don Brown, HR Admin. Supervisor Michelle Britain, HR Generalist Caitlin Pendell, and Deputy Clerk Kelly Martinez. Ms. Britain said this resolution is to adopt the changes to four job description in the Information Technology Department. The revised job descriptions would include: Programmer Analyst I, Programmer Analyst II and Programmer Analyst III would be combined into a job description titled **Programmer Analyst** with a pay range of E1-E3; Database Administrator I, Database Administrator II, Database Administrator III would be combined into a job description titled **Database Administrator** with a pay range of E2-E4; Application Support Analyst I, Application Support Analyst II, Application Support Analyst III would be combined into a job description titled **Application Support Analyst** with a pay range of E1-E3; and System Administrator I, System Administrator II, System Administrator III would be combined into a job description titled **System Administrator** with a pay range of E1-E3. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution adopting changes to four job descriptions in the Information Technology Department. The signed resolution, No. 15-114, is on file with this day's minute entry. The meeting concluded at 10:11 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTION TO ADOPT TITLE AND PAY GRADE CHANGES TO MULTIPLE POSITIONS IN THE INFORMATION TECHNOLOGY DEPARTMENT

The Board met today at 10:16 a.m. to consider signing a resolution adopting title and pay grade changes to multiple positions in the Information Technology Department. Present were: Commissioners Craig Hanson and Tom Dale, Interim Director of Information Technology Don Brown, HR Admin. Supervisor Michelle Britain, HR Generalist Caitlin Pendell, and Deputy Clerk Kelly Martinez. Ms. Britain said this resolution is to adopt five title changes and three pay grades changes for the Information Technology Department. Commissioner Hanson asked about funding for these changes and Mr. Brown confirmed the funding is coming from the existing IT Department budget. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution adopting title and pay grade changes to multiple positions in the Information Technology Department. The signed resolution, No. 15-115, is on file with this day's minute entry. The meeting concluded at 10:23 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

ELEVENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JUNE 22, 2015

PRESENT:    Commissioner Craig L. Hanson  
              Commissioners Tom Dale  
              Deputy Clerk Kelly Martinez

ABSENT:    Commissioner Steven J. Rule - vacation

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

#15-116        Bitner Vineyards LLC dba Bitner Vineyards

## COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:31 a.m. for an office staff meeting. Present were: Commissioners Craig Hanson and Tom Dale, Facilities Manager Paul Navarro, PIO Joe Decker, Administrative Specialist Jenen Ross, and Deputy Clerk Kelly Martinez. Ms. Ross left at 8:35 a.m. Joe Decker reported on the following communication issues: information about public records requests he is working on including one regarding the fair; he will posting the Sheriff's sale to the website; First Tee Second Chance Golf Tournament is on Friday; concealed carrying charges are changing so he will update the website to reflect those changes; FEMA training; Mr. Decker has been chosen to test the new "Securing the Human" training for the IT Department; and the Caldwell Police recently caught a fugitive from California. Paul Navarro reported on the following facilities issues: update on staging material from the contractor; they are working on the third floor and should have it framed by middle of next week; the roofing company is staging onsite today; the propane kettle will be parked in the Commissioners' parking area for about a month and a half; Mr. Navarro said he and Commissioner Dale met with the Fair Administrator Rosalie Cope and some of the Fair Board members to discuss some issues and needed repairs; they have been working out at Celebration Park on the Crossroads Museum. The fire at Celebration Park was also discussed. 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.

## 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 9:00 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 Dale made a motion to go into Executive Session at 9:01 a.m. pursuant to Idaho Code, Section 67-2345(1) (a), (b) and (d). 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, Deputy P.A. Leon Samuels, and Deputy Clerk Kelly Martinez. The Executive Session concluded at 9:13 a.m. with no decision being called for in open session.

## ELECTED OFFICIALS MEETING

The Board met today at 9:31 a.m. for an elected officials meeting. Present were: Commissioners Craig Hanson and Tom Dale, Assessor Gene Kuehn, Coroner Vicki Degeus-Morris, Chief Deputy Sheriff Marv Dashiell, Interim Director of IT Don Brown, IT Business Analyst Shawn Adamson, and Deputy Clerk Kelly Martinez. Clerk Chris Yamamoto and Treasurer Tracie Lloyd arrived at 9:36 a.m. Human Resources Director Jeannine Eiband arrived at 9:59 a.m. for the next meeting. Don Brown discussed security training that the IT Department would like to roll out to the Elected Officials and Department Administrators and then eventually to all County employees. Mr. Brown also discussed a concern that the reason the IT Department wasn't getting projects done was because they were spending too much time on break/fix situations so he is hoping to figure out these issues and make "road maps" for what happens when these issues are encountered. There was also discussion about implementation and timeline. Don Brown and Shawn Adamson left at 9:51 a.m. Elected Official reports were as follows: Assessor Kuehn said this is the last day for people to file Board of Equalization protests. Treasurer Lloyd said taxes are due today and Friday they were at 90% collected which is typical. Coroner Degeus-Morris had no report. Clerk Yamamoto said he had no report but he would comment that as the hackers get more sophisticated we could see a resurgent in fax machines. Chief Deputy Dashiell discussed issues at Lake Lowell and said from their standpoint it is education based and they don't have any authority to enforce that closure aspect. The water level is decreasing quickly at Lake Lowell. The Sheriff's Office is due to hire six employees in the middle of next month as there has been several retirements, medical leaves, and people going to other agencies; however they are not going to drop their standards as he believes their base salary is competitive. Chief Dashiell also reported that they did a "stand up" drill last week at the EOC. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:01 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 10:02 a.m. for a biweekly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners Craig Hanson and Tom Dale, Human Resources Director Jeannine Eiband, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: the IT Director position has been posted and they have received about a dozen applications; Director Eiband is assuming the Board will want some assistance choosing a new director and discussed using an interview panel; the compensation study is

coming along and about 400 value surveys have been received however they are extending the due date until Wednesday at 5 p.m.; the ADP upgrade happened last weekend and they are figuring out issues this week. At 10:09 a.m. the Board went into Executive Session as follows:

#### EXECUTIVE SESSION - PERSONNEL MATTER

Commissioner Dale made a motion to go into Executive Session at 10:09 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) to discuss a personnel matter. The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Dale and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Craig Hanson and Tom Dale, HR Director Jeannine Eiband, and Deputy Clerk Kelly Martinez. The Executive Session concluded at 10:30 a.m. with no decision being called for in open session.

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

#### SIGN JUNE 22, 2015 AGENDA DOCUMENTS

The Board met today at 10:30 a.m. to sign the June 22, 2015 agenda items. Present were: Commissioners Craig Hanson and Tom Dale, Deputy P.A. Leon Samuels, Chief Deputy Sheriff Marv Dashiell, DSD Director Tricia Nilsson, and Deputy Clerk Kelly Martinez. The items were considered as follows:

***Approval to award officer's badge and duty weapon to Sgt. Scott Booth and Cpl. Patrick Roach*** - Chief Dashiell said they have two deputies retiring and Idaho Code allows for the Sheriff to request the Commissioners to award duty firearms and badges to deputies that serve and enter into the PERSI retirement system. Commissioner Hanson said he has worked with both individuals and they are very deserving of this and he supports the request whole heartedly. Commissioner Dale concurs and said this is a small token to say thank you for their service, commitment and sacrifices made. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to approve the award of officer's badge and duty weapon to Sargent Scott Booth and Corporal Patrick Roach. Chief Dashiell left at 10:33 a.m.

*Resolution to refund Larry Richardson Construction, on behalf of Calvary Chapel of Nampa Inc., for Zoning Compliance fees* – Director Nilsson said this is a refund request for Larry Richardson Construction for zoning compliance fees because as it went through plan review it was determined that they did not need a building permit for this small remodel. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution to refund \$70.00 Larry Richardson Construction, on behalf of Calvary Chapel of Nampa Inc., for Zoning Compliance fees. (Resolution No. 15-118.)

The signed documents are on file with this day's minute entry. The meeting concluded at 10:35 a.m. An audio recording is on file in the Commissioners' Office.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

#15-117      Juan Pablo Garcia dba Los Porales Night Club

TWELFTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO      JUNE 23, 2015

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

APPROVED CLAIMS ORDER NO. 1519

The Board of Commissioners approved payment of County claims in the amount of \$1,274,631.59 for a County payroll.

APPROVED CLAIMS ORDER NO. 6-25-15

The Board of Commissioners approved payment of County claims in the amount of \$18,297.50 for accounts payable.

APPROVED CLAIMS ORDER NO. 7-10-15

The Board of Commissioners approved payment of County claims in the amount of \$95,046.64 for accounts payable.

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for John Spalding.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-023482 and 2015-023483.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

#15-126      John R. Watson dba Purple Sage Golf Course

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR NEW DIRECTION, INC.

The Board of County Commissioners, sitting as a Board of Equalization, met today at 8:36 a.m. to conduct a tax assessment protest hearing for New Direction, Inc., Account No. 13575000 0. Present were: Commissioners Steve Rule and Tom Dale, Chief Deputy Assessor Joe Cox, Chief Appraisal Supervisor Brian Stender, Senior Admin. Specialist Jennifer Loutzenhiser, Mary Jane Burton, and Deputy Clerk Monica Reeves. Mary Jane Burton offered testimony in support of the protest application for New Direction who is requesting a property tax exemption. Jennifer Loutzenhiser offered testimony on behalf of the Assessor's Office. Following testimony, Commissioner Dale made a motion to reinstate the full exemption for the property located at 315 15<sup>th</sup> Avenue South in Nampa. The motion was seconded by Commissioner Rule and carried unanimously. The hearing concluded at 8:43 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR HAR HAR HAR, LLC

The Board of County Commissioners, sitting as a Board of Equalization, met today at 8:44 a.m. to conduct a property tax assessment protest hearing for Har Har Har, LLC, Account No. 07993010 0. Present were: Commissioners Steve Rule and Tom Dale, Chief Appraisal Supervisor Brian Stender, Commercial Supervisor Mike Cowan, Senior Admin. Specialist Jennifer Loutzenhiser, Jmon Banga, and Deputy Clerk Monica Reeves. Jmon Banga offered testimony in support of his protest application. Mike Cowan and Brian Stender offered testimony on behalf of the Assessor's Office. Following testimony, Commissioner Dale made a motion to uphold the assessed value. The motion was seconded by Commissioner Rule and carried unanimously. The hearing concluded at 9:06 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR WILLIAM BOLINSKE

The Board of County Commissioners, sitting as a Board of Equalization, met today at 9:07 a.m. to conduct a tax assessment protest hearing for William Bolinske, Account No. 31108000 0. Present were: Commissioners Steve Rule and Tom Dale, Chief Appraisal Supervisor Brian Stender, Commercial Supervisor Mike Cowan, Senior Admin. Specialist Jennifer Loutzenhiser, William Bolinske, and Deputy Clerk Monica Reeves. William Bolinske offered testimony in support of his protest application. Mike Cowan offered testimony on behalf of the Assessor's Office. Following testimony, Commissioner Dale made a motion to uphold the assessed value. The motion was seconded by Commissioner Rule and carried unanimously. The hearing concluded at 9:19 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - DISMISS TAX ASSESSMENT PROTEST CASES FOR BENGEN LLC/OFFICE DEPOT LLC

The Board of County Commissioners, sitting as a Board of Equalization, met today at 9:19 a.m. to conduct a property tax assessment protest hearing for Bengen LLC/Office Depot LLC, Account Nos. 08508200 0, 08508201 0, 08508202 0, and 08508203 0. Present were: Commissioners Steve Rule and Tom Dale, Chief Appraisal Supervisor Brian Stender, Commercial Supervisor Mike Cowan, Senior Admin. Specialist Jennifer Loutzenhiser, and Deputy Clerk Monica Reeves. The applicant did not appear for today's scheduled hearing. Upon the motion of Commissioner Dale and the second by

Commissioner Rule, the Board voted unanimously to dismiss the four cases for Bengen LLC/Office Depot LLC, Account Nos. 08508200 0, 08508201 0, 08508202 0, and 08508203 0. The proceeding concluded at 9:21 a.m. An audio recording is on file in the Commissioners' Office.

#### BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR JACQUELYNN STANSELL

The Board of County Commissioners, sitting as a Board of Equalization, met today at 9:21 a.m. to conduct a protest hearing for Jacquelynn Stansell, Account No. 30963313 0. Present were: Commissioners Steve Rule and Tom Dale, Chief Deputy Assessor Joe Cox, Assessor's Office Manager Karen Deluna, Senior Admin. Specialist Jennifer Loutzenhiser, Jacqueline Stansell, and Deputy Clerk Monica Reeves. Jacquelynn Stansell offered testimony in support of her protest application. Karen Deluna offered testimony on behalf of the Assessor's Office. Following testimony, Commissioner Dale made a motion to uphold the Assessor's decision to remove the homeowner's exemption for Account No. 30963313 0. The motion was seconded by Commissioner Rule and carried unanimously. The hearing concluded at 9:33 a.m. An audio recording is on file in the Commissioners' Office.

#### LEGAL STAFF UPDATE

The Board met today at 11:03 a.m. for a legal staff update. Present were: Commissioners Steve Rule and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad Goodsell, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Brad Goodsell informed the Board of a matter involving medical assistance liens and two releases of financial assistance liens for the same parcel of property. The person owned a home and two years ago he received financial assistance from the County and a lien was filed on his home. He then passed away, and the County Treasurer, who was appointed public administrator of the estate, received authorization from the court to sell the property. We have a buyer for the property but in order to deliver a clean title we have to release the medical indigency liens. By releasing the liens the County is not giving anything up because we will be the first in line to receive money from the estate. Upon the motion of Commissioner Dale and the second by Commissioner Rule, the Board voted unanimously to authorize the Board to sign the releases of financial lien on the property for Manuel Menchaca. (Recorded as Instrument Nos. 2015-023482 and 2015-023483.) Following that action 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 Dale made a motion to go into Executive Session at 11:07 a.m. pursuant to Idaho Code, Section 67-2345(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 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 Steve Rule and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad Goodsell, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Commissioner Craig Hanson arrived at 11:11 a.m. Commissioner Dale left at 11:39 a.m. The Executive Session concluded at 11:48 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.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR CLIFFORD AND LETA SHIPMAN

The Board of County Commissioners, sitting as a Board of Equalization, met today at 1:20 p.m. to conduct a property tax assessment protest hearing for Clifford and Leta Shipman, Account No. 32232013 0. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Rural Appraiser Katrina Ponce, Rural Supervisor Roger Craig, Senior Admin. Specialist Jennifer Loutzenhiser, Clifford and Leta Shipman, and Deputy Clerk Monica Reeves. Clifford Shipman offered testimony in support of his protest application. Katrina Ponce and Brian Stender offered testimony on behalf of the Assessor's Office. Following testimony, Commissioner Hanson made a motion to uphold the Assessor's value on Account No. 32232013 0. The motion was seconded by Commissioner Dale and carried unanimously. The hearing concluded at 1:37 p.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR SHANNA MACCI

The Board of County Commissioners, sitting as a Board of Equalization, met today at 1:38 p.m. to conduct a property tax assessment protest hearing for Shanna Macci, Account No. 29495101 0. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Rural Appraiser Chris Jacky, Rural Supervisor Roger Craig, Senior Admin. Specialist Jennifer Loutzenhiser, Shanna Macci, and Deputy Clerk Monica Reeves. Shanna Macci offered testimony regarding her protest application. Chris Jacky offered testimony on behalf of the Assessor's Office. Following testimony, Commissioner Dale made a motion to uphold the Assessor's value on Account No. 29495101 0. The motion was seconded by Commissioner Hanson and carried unanimously. The hearing concluded at 1:41 p.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - DISMISS TAX ASSESSMENT PROTEST CASE FOR STEVEN SMITH

The Board of County Commissioners, sitting as a Board of Equalization, met today at 1:46 p.m. to conduct a property tax assessment protest hearing for Steven Smith, Account No. 36544105 0. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Rural Appraiser Katrina Ponce, Rural Supervisor Roger Craig, Senior Admin. Specialist Jennifer Loutzenhiser, and Deputy Clerk Monica Reeves. The applicant did not appear for today's scheduled hearing. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to dismiss the case. The proceeding concluded at 1:47 p.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS CANYON COUNTY CONSOLIDATED DRUG TESTING

The Board met today at 3:01 p.m. to discuss a consolidated drug testing program for the County that would be housed in the newly remodeled problem solving courts building located across from the courthouse on 12<sup>th</sup> Avenue. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Leon Samuels, Captain Daren Ward, Chief Deputy Sheriff Marv Dashiell, Corporal Travis Engle, Director of Misdemeanor Probation Jeff Breach, Assistant Misdemeanor Probation Supervisor Lisa Sheehan, Trial Court Administrator Dan Kessler, Assistant TCA Benita Miller, Drug Court Coordinator Ron Christian, and Deputy Clerk Monica Reeves. Commissioner Hanson said the idea of a countywide drug testing program has been discussed for

several years due to the issues related to contracts, providers, service, costs, and personnel, and the intent is to funnel money to one focus point and provide those things. Jeff Breach said Misdemeanor Probation is looking to get away from their current drug testing provider because of issues with quality, timeliness of reports, false positives, and the amount of time staff members and offenders spend reworking tests. They want to keep the current cost at \$8 but provide a better level of testing so they have looked at utilizing the system Ron Christian has developed for the problem solving courts. If they join the program it would double the amount of testing Mr. Christian currently does (1,000 tests per month) so it would necessitate adding two part-time collectors and a lab manager. They have met with the Controller and they think it will come close to paying for itself with the direct pay system. The model will provide lab quality tests, quick turnaround, and early morning to mid-morning testing and late afternoon to early evening testing. Mr. Breach asked if the Sheriff's Office would want Mr. Christian do their baseline and confirmation testing. He believes that as the program progresses the family court judges, domestic violence court, and other entities will see the value in it and although it may not fit everybody perfectly it will be beneficial. Commissioner Hanson said it would be problematic to have law enforcement officers testing in the same facility as the offenders. Mr. Breach said testing they do for offenders is not the same as the testing that's done for workplace/employment testing; there are different standards involved. The Sheriff's Office provides testing for the pretrial release program and according to Travis Engle they have performed 5,274 eye dilation tests and over the course of the past six months they have performed 115 UA's (urinalysis). The Sheriff's Office cannot dictate where the pretrial release participants obtain their drug tests, they have a right to use a private provider. Testing is performed between 6:00 a.m. and 4:30 p.m. Benita Miller said it was always the intent to have a countywide drug testing program, and they approached it from the standpoint of going from 1,000 tests a month and taking on Misdemeanor Probation for a 50% increase. There was discussion about the standards for tests and the process they use, as well as the occasional use of the testing program by the juvenile drug court. Dan Kessler said the courts do their own testing because of the issues they've had with private testers; it is absolutely critical to have reliable testing otherwise the program falls apart. He estimates the County receives \$65,000 for the various drug courts. Marv Dashiell said the Sheriff's Office budgets \$10,000 a year for the pass point (eye dilation machine) subscription, plus supplies. He doesn't want to see the County trying to make a profit off this by mandating more people obtain drug tests. He said people return to jail time and time again because of probation violations or sanctions imposed by a specialty court and he questioned whether they are successful if the only thing that comes out of it is a return to jail. Commissioner Rule understands that point but he doesn't want to get behind this if it's not going to break even. Mr. Breach said ideally the volume would get to a point where they could lower the price per test; there's no desire to generate revenue. Commissioner Rule asked if it

will become an issue where the County is competing against outside agencies. Leon Samuels said he would have to do a little more research on it but he doesn't think it would be in competition especially where the service is not necessarily generating revenue, it's covering costs by the fees that are charged. Commissioner Dale said if the Sheriff's Office offers testing we would not want to duplicate the service; it would be one or the other, not both. Chief Dashiell said the financial implications have to be examined. Mr. Breach said the actual cost of the supplies and confirmation isn't \$8 but it's kept at that amount to pay for the two part-time positions and the lab manager. He said it makes sense to start with Misdemeanor Probation and see how it goes, and once the family court judges join the program it will change the dynamic and then after a year or so it may be time for the Sheriff's Office to look at it. Commissioner Hanson said the problem lies in the fact that those conversations have not already taken place. Ms. Miller said they were operating on the premise of the strategic plan and they didn't want to take it on and fail. She said the conversations took place with Scott Booth, Mr. Christian and herself and the idea was that they would shore-up every corner of the foundation before the Sheriff's Office was brought in. Commissioner Hanson said that was not the intent of the Board's conversations on this subject. Ms. Miller disagreed. Chief Dashiell said when this conversation came up a few years ago it was going to mirror a program in eastern Idaho but since that time he's heard the program failed. There were comments that the program's failure was due to a private firm obtaining the state contract and being able to perform tests at a reduced rate and also because the testing equipment had a poor accuracy rate. With regard to prior conversations, Mr. Christian said it's possible he may have miscommunicated some information at some point. They brought in one court at a time and figured out what they needed and then they brought on another and figured out what that one needed, and so on. Mr. Breach said they have a strategic plan because when they double their volume no matter how well it's planned there will be some growing pains to overcome. Chief Dashiell said ideally all testing would be done outside. The Sheriff's Office is operating under a convenience to the courts to allow the pretrial program to be successful. He sees some promise with a consolidated program but he would rely on the PA's office to give the Board more pertinent information so we aren't accused of violating rights to run a business by mandating where people have to be tested. He also questioned if this is being used as a blanket coverage to test everybody for drugs. Mr. Breach believes a consolidated program is the best option for Misdemeanor Probation. Ms. Miller encouraged the Board to go forward with it for Misdemeanor Probation and then for one of the options at pretrial they can see how many people are using it. Mr. Kessler doesn't see a large volume of test cases coming out of family court matters but said there will be instances where it would be appropriate. He knows the County doesn't want to get in over its head but we have to have a reliable system and if offenders are not held accountable we are wasting our time. He thinks the numbers will work out in the end. Mr. Christian said all of the courts test differently and they have different

needs and they cannot be treated the same and he felt like we have said to the Sheriff's Office "come do it our way". He wants the opportunity to learn more with Mr. Breach and find out how we can do it in a way that's more cost effective and to be able to meet the needs of the Sheriff's Office. Lisa Sheehan said it's important to have quality tests and she spoke of the offenders who are frustrated with the false positive test results and the extra expense of paying for confirmation tests. She believes the consolidated program is the best option. Commissioner Dale said we are here to provide a service that is cost effective, efficient and reliable and once it's figured out it can be done in-house. He is not worried about the Sheriff's Office joining the program because their volume of cases is a drop in the bucket compared to the others. Commissioner Hanson said we need to address who is paying for it and who will supervise the employees, and he added that he will not approve anything that suggests the shared employee concept. Commissioner Rule wants to share the information from today's discussion at the next legal staff update with counsel, but in the meantime the parties involved should work on the financial dynamics of the program. Mr. Breach would like to have a decision before the new budget year so that if the Board does not want to go this direction he can have a Plan B because we have to get away from where we're at now. The meeting concluded at 3:53 p.m. An audio recording is on file in the Commissioners' Office.

THIRTEENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JUNE 24, 2015

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

#### APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Zachary Koreis and Travis Engle.

#### APPROVED APRIL 2015 TERM COMMISSIONER PROCEEDINGS AND SYNOPSIS

The Minutes of the Fiscal Term of April 2015 were read and approved and found to be a proper record of the proceedings of the Board of Commissioners of Canyon County, Idaho. Also approved was the synopsis for publication. Minutes of the Board of Canyon County Commissioners' meetings are on file in the Commissioners' Office and

may be viewed upon request.

### SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-023574, 2015-023575, 2015-023576, 2015-023577, 2015-023578, 2015-023579, 2015-023580, 2015-023581, 2015-023582, 2015-023583, 2015-023584, 2015-023585, 2015-023586, 2015-023587, 2015-023588, and 2015-023589.

### MEETING WITH TINA WILSON TO DISCUSS NEW PROJECT DEVELOPMENT

The Board met today at 8:03 a.m. for a meeting with Tina Wilson to discuss new project development. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Western Alliance for Economic Development Director Tina Wilson, Idaho Press-Tribune Reporter Anna Staver, and Deputy Clerk Kelly Martinez. Indigent Services Director Michele Chadwick arrived at 8:27 a.m. Ms. Wilson said she would prefer that someone from the Prosecutor's Office attend this meeting. The Board briefly went off the record at 8:04 a.m. to contact Deputy P.A. Zach Wesley or Deputy P.A. Brad Goodsell. Deputy P.A. Brad Goodsell arrived at 8:07 a.m. at which time the Board went back on the record. Ms. Wilson said it was her understanding that this meeting was not to discuss a new project but rather her request for clarification on how the Board views her as staff. There is actually an Executive Session scheduled on June 30<sup>th</sup> to discuss the new project. Commissioner Rule said this is first time the Board was informed that she wanted to discuss that topic. Ms. Wilson said the last time she was in front of the Board she asked to speak about that subject and the Board directed her to send a letter and request a meeting on the agenda. Mr. Goodsell asked Ms. Wilson to explain what her position is and how the County is involved, at least from her perspective. Commissioner Rule said historically the Board along with Owyhee County have sponsored and financially supported WAED for several years through Caldwell. When the City of Caldwell notified the Board that they were going to keep that money, the County pulled the money from Caldwell and gave it directly to Western Alliance. Commissioner Rule said he has never looked at Western Alliance as "staff" but rather an organization that the County supports financially much like Canyon County on Aging or Meals on Wheels. Ms. Wilson said it isn't that she considers herself staff but the last time she brought a project before the Board there were some points that she wished she could have made but she couldn't because she was only allowed three minutes to testify. She said she could tell from the discussion that the Board was missing some points and she wanted the opportunity to come back and clarify those points. At the end of the last public hearing, the Board asked Deputy P.A. Zach Wesley if there was anything he

wanted to point out as well as Development Services staff if there was any additional information and there were two key points Ms. Wilson wanted to bring to the Board's attention but she couldn't because public testimony was closed. Ms. Wilson said she may be a separate organization from Canyon County, she is not a Canyon County employee, however when she is out working in Canyon County she is representing the Commissioners. She said she needs to know before she comes back to the Board with another project, she would have liked to see the findings of fact to see whether it brought out those key points. Ms. Wilson asked how she could have that opportunity because until the testimony happens and she hears the Board's discussion, she doesn't know how much the Board have garnered. Ms. Wilson is looking for some clarification on how she would be able to have conversations with the Board because she is not just a member of the public, she represents economic development for Canyon County. Mr. Goodsell said the problem here is that was kind of new because usually these projects come to the Board via tax exemption applications and this is the first one he recalls where it came to the Board as an appeal through Development Services Department. Mr. Goodsell explained that because there is a certain practice in place that deals with those appeals, Ms. Wilson did not get the opportunity to add additional testimony. He doesn't think there would be any reason to prevent Ms. Wilson from having part of the rebuttal time or sharing the rebuttal time with the applicant. Commissioner Rule said for example, he has never even broached the concept that Steve Fultz and Beth Ineck are staff. Ms. Wilson said it isn't about the title it is about making sure she can do the best job she can. Mr. Goodsell said even though he doesn't believe Ms. Wilson and Western Alliance would be considered staff, they are performing a function that could be contracted out in a sense. He said Western Alliance is performing a function for the County and he doesn't see any problem with the Board asking Ms. Wilson at the end of the hearing if she has anything to add, very similar to asking staff for any additional information. The Board agreed that would be reasonable. Commissioner Hanson addressed the letter requesting a meeting and can understand where there could be confusion as to the agenda title of today's meeting. Ms. Wilson also reviewed information regarding the Fiscal Year 2016 budget request for Western Alliance which indicated a 50% increase of funding. Commissioner Dale believes it is a reasonable and moderate request and is not opposed to the request. Commissioner Rule said he would support a shift in funds from the economic development line item however, he would not support an increase. Commissioner Hanson said they are still working on the budget. Commissioner Rule confirmed the budget process is still rolling out and they will not have an answer for Ms. Wilson today regarding funding. Ms. Wilson said her budget hearing with Owyhee County is set for July 13 and she would prefer to have an answer by that date. Commissioner Rule said the middle to end of July is when the budget starts to solidify and he suspects by the second or third week in July they will be able to give her a pretty good idea of what the County will be committing to. The

meeting concluded at 8:33 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

EXECUTIVE SESSION - DISCUSS 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 9:10 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 Hanson made a motion to go into Executive Session at 9:11 a.m. pursuant to Idaho Code, Section 67-2345(1) (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. Mike Porter, PIO Joe Decker, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:40 a.m. with no decision being called for in open session.

BOARD OF EQUALIZATION - PROPERTY ASSESSMENT PROTEST HEARING FOR WILLIAM STIMPSON

The Board of County Commissioners sitting as a Board of Equalization met today at 9:47 a.m. to conduct a property assessment protest hearing for William Stimpson, Protest No. 1075. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Appraisers Katrina Ponce and Roger Craig, Jennifer Loutzenhiser from the Assessor's Office, applicant William Stimpson, and Deputy Clerk Kelly Martinez. William Stimpson testified in support of his protest. Katrina Ponce and Roger Craig testified in support of the assessed valuation. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to adjust the assessed land value from \$72,700 to \$52,700 for a new total assessed value of \$328,300 on PIN 20635532 0. The hearing concluded at 9:59 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION – PROPERTY ASSESSMENT PROTEST HEARING FOR CAROL HAYDEN

The Board of County Commissioners sitting as a Board of Equalization met today at 9:59 a.m. to conduct a property assessment protest hearing for Carol Hayden, Protest No. 1037. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Appraisers Katrina Ponce and Roger Craig, Jennifer Loutzenhiser from the Assessor's Office, applicants Carol Hayden and Jeany Dunlap, and Deputy Clerk Kelly Martinez. Jeany Dunlap testified in support of the protest. Katrina Ponce, Roger Craig, and Brian Stender testified in support of the assessed valuation. Commissioner Hanson made a motion to adjust the assessed value to \$216,600 as suggested by the Assessor's Office. The motion died due to the lack of a second. Commissioner Dale made a motion to adjust the assessed value to \$193,500. Commissioner Rule seconded the motion. The motion passed with a two-to-one split vote with Commissioners Dale and Rule voting in favor of the motion and Commissioner Hanson voting against the motion. The motion passed by a split vote to adjust the assessed value to \$193,500 on Protest No. 1037. The hearing concluded at 10:26 a.m. An audio recording is on file in the Commissioners' Office.

PROPOSED AMENDMENT TO AGENDA: MEET WITH LEGAL STAFF REGARDING POTENTIAL TIME SENSITIVE CLAIM RESOLUTION: AND SIGN MUTUAL RELEASE AND SETTLEMENT AGREEMENT WITH CHIEF DEPUTY CLERK

The Board met today at 11:30 a.m. to consider a proposed amendment to the agenda to meet with legal staff regarding a potential time sensitive claim resolution. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Clerk Chris Yamamoto and Controller Zach Wagoner arrived at 11:31 a.m. Zach Wesley asked for additional time on the Board's agenda because there is an urgent matter regarding a potential claim against the County and a potential resolution to that claim that will ultimately be in the County's best interest to accept. He wanted to get the issues before the Board this morning in an immediate fashion. There has been no media who have requested to be notified of changes to the calendar so the requirement to set the additional meeting has been met. He asked the Board to vote to amend the agenda to add this meeting time. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to amend its agenda. Mr. Wesley said the Clerk and Controller are present to aid in the discussion and there will be an open session portion of this but before it is taken up he asked the Board to go into Executive Session pursuant to Idaho Code, Section 67-2345(1)(b), (d), and (i), which was held 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 11:33 a.m. pursuant to Idaho Code, Section 67-2345(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, Deputy P.A. Zach Wesley, Clerk Chris Yamamoto, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. The Executive Session concluded at 11:47 a.m. While in open session a discussion was held on the record.

Mr. Wesley presented the Board with a Mutual Release and Settlement Agreement with Brad Jackson, the Chief Deputy in the Clerk's Office. Clerk Yamamoto said a lot of work has been put into this and it's in the best interest of all involved and he supports it. Commissioner Dale thanked those involved for their work on the agreement and he said he is pleased all parties reached a good agreement with Mr. Jackson who has been a great employee for a number of years. Commissioner Dale made a motion to sign the Mutual Release and Settlement Agreement. Commissioner Hanson seconded the motion on the basis that this is a recommendation from the Clerk's Office with advice from legal counsel. The motion carried unanimously. (See Agreement No. 15-055.) The meeting concluded at 11:51 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

PUBLIC HEARING - COMPREHENSIVE PLAN MAP CHANGE AND REZONE REQUEST FOR RYAN AND ANGIE MARTIN, CASE NO. PH2015-9&10; AND PRELIMINARY PLAT REQUEST FOR CINNAMON MEADOW SUBDIVISION, CASE NO. PH2015-11

The Board met today at 1:30 p.m. to conduct a public hearing in the matter of a request by Ryan and Angie Martin for a Comprehensive Plan Map Change to change the designation of Parcel No. R29797-010 from Agricultural to Residential. Also requested is a Rezone from "A" (Agricultural) to "R-1" (Single Family Residential). The applicants are also seeking approval of the preliminary plat for Cinnamon Meadow

Subdivision. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, DSD Director Tricia Nilsson, DSD Planner Jennifer Almeida, Lance Warnick, Penelope Riley, and Deputy Clerk Monica Reeves. The subject property is located at 7610 Southside Boulevard in Nampa, in a portion of the NW ¼ of Section 25, T2N, R2W, BM. Jennifer Almeida gave the oral staff report. The P&Z Commission recommended approval of the Comprehensive Plan Change, Rezone request and preliminary plat on May 7, 2015. Staff recommends approval of all three requests, and further recommends the Board hear testimony today on the preliminary plat but table a decision on the plat until after June 30, 2015 when the ordinance amendment will be published in the Idaho Press-Tribune. Lance Warnick and Penelope Riley testified in favor of the requests. 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 Hanson and the second by Commissioner Dale, the Board voted unanimously to approve the resolution amending the Canyon County Comprehensive Plan Map from Agricultural to Residential for Ryan and Angie Martin, Parcel No. R29797-010. (See Resolution No. 15-119.) 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 for the Comprehensive Plan Map Change. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to approve the Ordinance Directing Amendment to the Canyon County Zoning Map and the Findings of Fact, Conclusions of Law and Order for the Rezone from Agricultural to Single Family Residential. (See Ordinance No. 15-013.) Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to set the decision on the preliminary plat for July 1 at 8:45 a.m. The hearing concluded at 1:50 p.m. An audio recording is on file in the Commissioners' Office.

#### BOARD OF EQUALIZATION – PROPERTY ASSESSMENT PROTEST HEARING FOR FRANK DUFOUR

The Board of County Commissioners sitting as a Board of Equalization met today at 2:32 p.m. to conduct a property assessment protest hearing for Frank DuFour, Protest No. 1085. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Appraisers Kyla Austin and Barbara Wade, Jennifer Loutzenhiser from the Assessor's Office, applicants Frank DuFour and Sheree DuFour, and Deputy Clerk Kelly Martinez. Frank and Sheree DuFour testified in support of the protest. Kyla Austin, Barbara Wade and Brian Stender testified in support of the assessed valuation. Upon the motion by Commissioner Hanson and the second by Commissioner Dale the Board closed public testimony. Commissioner Hanson made a motion to uphold the assessed value on Protest No. 1085.

Commissioner Rule seconded the motion. The motion passed with a two-to-one split vote with Commissioners Hanson and Rule voting in favor and Commissioner Dale voting against the motion. The motion passed by a split vote to uphold the assessed value on Protest No. 1085. The hearing concluded at 2:51 p.m. An audio recording is on file in the Commissioners' Office.

FOURTEENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JUNE 25, 2015

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

APPROVED PURCHASE ORDER

The Board approved a purchase order for Information Technologies in the amount of \$6,823.00 to Zoho Corporation.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Information Technologies in the amount of \$1,081.92 to VLCM.

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Keyana Ross.

CONSIDER SIGNING FOOD VENDOR AGREEMENT WITH THOMAS HARDT OF CITY ICE CREAM

The Board met today at 8:47 a.m. to consider signing a Food Vendor Agreement with Thomas Hardt of City Ice Cream. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Parks Director Tom Bicak, Deputy P.A. Leon Samuels, and Deputy Clerk Monica Reeves. Mr. Samuels said the vendor has persistently pursued

selling ice cream at Lake Lowell, and with the ordinance changes that were made earlier this year vendors are allowed to operate as long as they obtain a permit. Mr. Hardt has obtained a permit and increased his insurance coverage to comply with the County's requirements. The agreement will only last through September of this year. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the agreement with Thomas Hardt of City Ice Cream. (Agreement No. 15-056). The meeting concluded at 8:51 a.m. An audio recording is on file in the Commissioners' Office.

#### EXECUTIVE SESSION - PENDING LITIGATION

*Note for the record: As properly noticed the Board met today at 9:07 a.m. for a legal staff update. A request was made to go into Executive Session to discuss pending litigation. 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 67-2345(1) (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, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:24 a.m. with no decision being called for in open session.

#### BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR TVC NORTHWEST, LLC

The Board of County Commissioners, sitting as a Board of Equalization, met today at 9:34 a.m. to conduct a property tax assessment protest hearing for TVC Northwest, LLC, Account No. 30971012 0. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, Chief Deputy Assessor Joe Cox, Chief Appraisal Supervisor Brian Stender, Commercial Supervisor Mike Cowan, Samantha Baughman from the Assessor's Office, Don Brandt, Lawrence Gray, Bill Russell, Dar Symms, and Deputy Clerk Monica Reeves. Don Brandt, Lawrence Gray, Dar Symms, and Bill Russell offered testimony in support of the protest application. Mike Cowan and Joe Cox offered testimony on behalf of the Assessor's Office. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to close public testimony. Following the Board's comments, Commissioner Rule made a motion that the 6.2 acres located in the northwest corner will remain at the commercial rate (\$3 per square foot)

and the remaining 28.9 acres will receive an agricultural exemption. Commissioner Dale seconded the motion. Commissioner Hanson said he understands the applicants' position but he wanted the record to reflect that at a hearing last year the Board considered a similar scenario involving property located at Middleton Road and Karcher Road and it decided to place a commercial value on that property. The motion carried unanimously. The hearing concluded at 10:20 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR ASSISTED LIVING CONCEPTS, LLC, AND HEALTH TRUST, INC.

The Board of County Commissioners, sitting as a Board of Equalization, met today at 10:21 a.m. to conduct a property tax assessment protest hearing for Assisted Living Concepts, LLC, and Health Trust, Inc., Account Nos. 35757011 0, and 02944000 0. The protest application for Account No. 09685010 0 was withdrawn. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, Chief Deputy Assessor Joe Cox, Chief Appraisal Supervisor Brian Stender, Commercial Supervisor Mike Cowan, Commercial Appraiser Darryl Spieser, Samantha Baughman from the Assessor's Office, and Deputy Clerk Monica Reeves. The applicants did not appear for today's hearing. Joe Cox and Darryl Spieser offered testimony on behalf of the Assessor's Office. The Assessor's Office has been in contact with the tax representative for both companies. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to uphold the assessed value on Account Nos. 35757011 0 and 02944000 0. The hearing concluded at 10:29 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR DARIGOLD, INC.

The Board of County Commissioners, sitting as a Board of Equalization, met today at 10:29 a.m. to conduct a property tax assessment protest hearing for Darigold, Inc., Account No. 62222124 0. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, Chief Deputy Assessor Joe Cox, Chief Appraisal Supervisor Brian Stender, Commercial Supervisor Mike Cowan, Commercial Appraiser Darryl Spieser, Samantha Baughman from the Assessor's Office, and Deputy Clerk Monica Reeves. The applicant did not appear for today's hearing. Brian Stender and Mike Cowan offered testimony on behalf of the Assessor's Office. Darigold submitted a letter stating they will submit additional information to the Assessor's Office and they would like to continue negotiations so they asked the Board to uphold the value. If the negotiations are not

satisfactory they reserve their right of appeal to the State Board of Tax Appeals. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to uphold the value on Account No. 62222124 0. The hearing concluded at 10:30 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR AMALGAMATED SUGAR COMPANY, LLC

The Board of County Commissioners, sitting as a Board of Equalization, met today at 10:31 a.m. to conduct a property tax assessment protest hearing for Amalgamated Sugar Company, LLC, Account Nos. 30997000, 31032000, and 62222153. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, Chief Deputy Assessor Joe Cox, Chief Appraisal Supervisor Brian Stender, Commercial Supervisor Mike Cowan, Commercial Appraiser Darryl Spieser, Samantha Baughman from the Assessor's Office, and Deputy Clerk Monica Reeves. The applicant did not appear for today's hearing. Joe Cox offered testimony on behalf of the Assessor's Office and advised that the Assessor's Office has been in contact with Ryan, the tax representatives for Amalgamated Sugar Company, and due to the complexity of the appraisals, the company is asking the Board to uphold the assessed value and they will take the matter to the state. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to uphold the value on Account Nos. 30997000, 31032000, and 62222153. The hearing concluded at 10:34 a.m. An audio recording is on file in the Commissioners' Office.

FIFTEENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JUNE 26, 2015

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

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-024048, 2015-024049, 2015-024050, 2015-024051, 2015-024052, and 2015-024053.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

#14-120      Pizza Guy Inc. dba Pizza Guy

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 9:05 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 Hanson made a motion to go into Executive Session at 9:07 a.m. pursuant to Idaho Code, Section 67-2345(1) (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, and Deputy Clerk Monica Reeves. Chief Civil Deputy P.A. Sam Laugheed arrived at 9:15 a.m. The Executive Session concluded at 9:43 a.m. with no decision being called for in open session.

BOARD OF EQUALIZATION – TAX ASSESSMENT PROTEST HEARING FOR SIMON BAYES

The Board of County Commissioners, sitting as a Board of Equalization, met today at 9:49 a.m. to conduct a property tax assessment protest hearing for Simon Bayes, Account No. 36718000 0. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, Chief Appraisal Supervisor Brian Stender, Rural Supervisor Roger Craig, Rural Appraiser Holly Hopkins, Samantha Baughman from the Assessor's Office, Simon Bayes, and Deputy Clerk Monica Reeves. Simon Bayes offered testimony in support of his protest application. Holly Hopkins and Roger Craig offered testimony on behalf of the Assessor's Office. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to close public testimony. Commissioner Dale made a motion to adjust the value to \$450,000 for Account No. 36718000 0. The motion was seconded by Commissioner Hanson and carried

unanimously. The hearing concluded at 10:23 a.m. An audio recording is on file in the Commissioners' Office.

#### BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR ROBERT STURMAN

The Board of County Commissioners, sitting as a Board of Equalization, met today at 10:24 a.m. to conduct a property tax assessment protest hearing for Robert Sturman, Account No. 20098000 0. Present were: Commissioners Steve Rule, Craig Hanson, and Tom Dale, Chief Appraisal Supervisor Brian Stender, Rural Supervisor Roger Craig, Rural Appraiser Chris Jacky, Samantha Baughman from the Assessor's Office, Robert Sturman, and Deputy Clerk Monica Reeves. Robert Sturman offered testimony in support of his protest application. Chris Jacky offered testimony on behalf of the Assessor's Office. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to close public testimony. Commissioner Hanson made a motion to uphold the assessed value on Account No. 20098000 0. The motion was seconded by Commissioner Dale and carried unanimously. The hearing concluded at 10:36 a.m. An audio recording is on file in the Commissioners' Office.

#### MEETING TO DISCUSS VOTING PROXY FOR NACO CONFERENCE

The Board met today at 10:37 a.m. to consider signing the NACo 2015 Credentials (Voting) Form. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Michele Chadwick, and Deputy Clerk Monica Reeves. The NACo Annual Conference will be held July 10-13, 2015 in Mecklenburg County, North Carolina, where the association will elect its officers and adopt policy. In order for Canyon County to have representation the Board discussed whether to designate IAC Executive Director, Dan Chadwick, or the County's Indigent Services Director, Michele Chadwick, as its proxy. There are four individuals running for Second Vice-President. Ms. Chadwick said in this situation they may have a difference based upon their personal experience with candidates. One is from Texas, one is from New Mexico, one is from Pennsylvania, and one is from Utah. She said Canyon County would likely share the vision of the candidate from Utah, then the candidate from New Mexico. She would differ to Mr. Chadwick given that he knows the candidate from Pennsylvania. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to designate Michele Chadwick as the Canyon County proxy. The signed form is on file with this day's minute entry. The meeting concluded at 10:40 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING PROFESSIONAL CONSULTING SERVICES AGREEMENT WITH TETRA TECH, INC., FOR THE UPDATE OF THE PICKLES BUTTE LANDFILL STATUS REPORT PROJECT

The Board met today at 1:58 p.m. to consider signing the Professional Consulting Services Agreement with Tetra Tech, Inc., for the Update of the Pickles Butte Landfill Status Report Project. Present were: Commissioners Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Landfill Manager David Loper, and Deputy Clerk Monica Reeves. Brad Goodsell negotiated the agreement with Tetra Tech. The draft report will be completed by September 30; the final report will be completed by October 30 and the contract will be completed by December 31, 2015. The contractor will be compensated \$105,260 for their services. Although the agreement has been signed by Tetra Tech it wasn't notarized so staff is attempting to obtain notarized signatures right now. David Loper said as part of the project they will look at the lateral expansion and whether it would be appropriate to move forward now or wait until later; they will also look at the bio-solids and the NSPS air permitting issue. Mr. Loper said \$90,000 was budgeted for FY2015 for consulting services so the invoices as of September 30, 2015 will be paid with those funds. The work completed after September 30 will be paid for with the funds he will budget for FY2016. Commissioner Hanson asked Mr. Loper to make sure that when he presents his budget he notes that the FY2016 amount is for a payment to finish out the contract. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to authorize the Commission to sign the Professional Consulting Services Agreement. (Agreement No. 15-057.) The meeting concluded at 2:03 p.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR STANLEY AGRIGOROAE

The Board of County Commissioners, sitting as a Board of Equalization, met today at 10:24 a.m. to conduct a property tax assessment protest hearing for Stanley Agrigoroae, Account No. 29223176 0. Present were: Commissioners Craig Hanson, and Tom Dale, Chief Appraisal Supervisor Brian Stender, Residential Supervisor Barbara Wade, Samantha Baughman from the Assessor's Office, Stanley Agrigoroae, Maggie Mangeac, and Deputy Clerk Monica Reeves. Stanley Agrigoroae and his daughter, Maggie Mangeac, offered testimony in support of the protest application. Barbara Wade and Brian Stender offered testimony on behalf of the Assessor's Office. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to close public testimony. Commissioner Dale made a motion to uphold the assessed value on Account No. 29223176 0. The motion was seconded by

Commissioner Hanson and carried unanimously. The hearing concluded at 2:25 p.m. An audio recording is on file in the Commissioners' Office.

SIXTEENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JUNE 29, 2015

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

APPROVED CLAIMS ORDER NO. 7-10-15

The Board of Commissioners approved payment of County claims in the amount of \$161,255.37 for accounts payable.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Moad LLC to be used July 18, 2015 for a High School Reunion.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Moad LLC to be used July 18, 2015 for a wedding.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Moad LLC to be used July 4, 2015 for a wedding.

## COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:30 a.m. for an office staff meeting. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Facilities Manager Paul Navarro, PIO Joe Decker, Administrative Specialist Jenen Ross, and Deputy Clerk Kelly Martinez. Ms. Ross left at 8:38 a.m. Joe Decker reported on the following communication issues: discussion about the article in the newspaper regarding the fair; the Courthouse, DMV, and Administration Building will be closed on Friday in observance of Independence Day; concealed weapon fees are changing on July 1; local emergency planning meeting is scheduled for this Wednesday; and he is planning to take Thursday afternoon off. Paul Navarro reported on the following facilities issues: the roofing contractor and courthouse remodel contractor are both working on Friday; they are starting the misdemeanor probation remodel this week; his staff is helping remove heat pumps on the third floor; information regarding the geotechnical work is going on today at the property at 12<sup>th</sup> and Chicago; improving the parking lot behind the old problem solving courts building; and Mr. Navarro said a lot was accomplished at the work session regarding the jail expansion last week. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:47 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

## LEGAL STAFF UPDATE AND CONSIDER SIGNING A RESOLUTION DESIGNATING SURPLUS PERSONAL PROPERTY WITH NOMINAL VALUE

The Board met today at 9:02 a.m. for a legal staff update and to consider signing a resolution Designating Surplus Personal Property with nominal value. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Deputy P.A. Mike Porter, and Deputy Clerk Kelly Martinez. There was a discussion regarding items that will be discussed at tomorrow's legal staff in Executive Session regarding an upcoming Board of Equalization Hearing. Commissioner Hanson said he would like some information regarding the legal standing of a hearing scheduled for tomorrow. Mr. Porter said that can be discussed in tomorrow's legal staffing as well. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution Designating Surplus Personal Property with nominal value. The signed resolution, No. 15-121, is on file with this day's minute entry. The meeting concluded at 9:07 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING CANYON COUNTY/NAMPA HIGHWAY DISTRICT AUTHORIZED SUBDIVISION AGREEMENT UNDER COUNTY GENERAL LICENSE FROM PICTOMETRY INTERNATIONAL CORP.

The Board met today at 9:59 a.m. to consider signing the Canyon County/Nampa Highway District Authorized Subdivision Agreement under County general license from Pictometry International Corp. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Sarah Higuera from the Assessor's Office, DSD Director Tricia Nilsson, and Deputy Clerk Kelly Martinez. Mr. Goodsell said the County has a licensing agreement with Pictometry and we also have an agreement to obtain aerial photography every three years which is then put into the GIS system so it can be used by the County. The licensing agreement with Pictometry allows the County to basically share this information with other political subdivisions within its boundaries. The Assessor's Office has solicited some of the other entities in the County to see if they want to use this imagery data. The Nampa Highway District has agreed to use it. Ms. Higuera said in the past they have had agreements with the City of Nampa and the City of Caldwell, however this flight is only the Nampa Highway District. Mr. Goodsell said they contribute some funding to help pay for the imagery. The cost is about \$33,000 every time they fly and the Nampa Highway District has agreed to contribute about \$14,000. Mr. Goodsell said he has reviewed the agreement and it is ready to be signed if the Board approves it. Mr. Goodsell noted that this agreement doesn't incur any costs, it just obtains money from the Highway District. There is a provision in the agreement with Pictometry to allow the County to cancel it at any time. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the Canyon County/Nampa Highway District Authorized Subdivision Agreement under County general license from Pictometry International Corp. The signed agreement, No. 15-058, is on file with this day's minute entry. The meeting concluded at 10:04 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 10:04 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. Interim Director of Information Technology Don Brown arrived at 10:06 a.m. for the next meeting. Topics of discussion included the following: budget and permit review summary; personnel updates; Areas of City Impact meeting is scheduled for July 1; information regarding a

hearing scheduled for tomorrow; update on code enforcement cases that will be coming to the Board and will probably be referred to the Prosecutor's Office. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:14 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:14 a.m. for a weekly meeting with the Interim Director of Information Technology to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Interim Director of Information Technology Don Brown, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: there was a billing error discovered by Diana Dyas in DSD for a piece of software that had not been used since 2009; personnel updates; Mr. Brown would like all of the programmers to be familiar with the OnBase document management system; and he has had good conversations with the Clerk and Controller about the IT budget. Commissioner Rule said they have filled two positions and asked how many positions are left vacant. Mr. Brown said two system administrators and two application support positions. Mr. Brown said the following are huge needs: documentation of processes; they need to focus better on training end users; internal tools to monitor systems. Commissioner Rule discussed the construction on Prosecutor's area which will begin soon. At 10:23 a.m. the Board went into Executive Session as follows:

EXECUTIVE SESSION - PERSONNEL MATTER AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Commissioner Hanson made a motion to go into Executive Session at 10:23 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) and (i) to discuss a personnel matter 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 Dale, Hanson 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, Interim Director of Information Technology Don Brown, and Deputy Clerk Kelly Martinez. The Executive Session concluded at 10:28 a.m. with no decision being called for in open session.

The meeting concluded at 10:28 a.m. An audio recording of the open portion 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 10:29 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: working on crashed vehicles for the Weed Control Department and Sheriff's Office; they are preparing equipment for the 4th of July for security uses; Director Tolman will be on vacation Tuesday and Wednesday; and Director Tolman is working with Facilities Manager Paul Navarro on office space in the shop as well as fencing. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:34 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 10:46 a.m. for a biweekly meeting with the Director of Misdemeanor Probation to discuss general issues, set policy, and give direction. Present were: Commissioners Craig Hanson and Tom Dale, Director of Misdemeanor Probation Jeff Breach, Community Service Sr. Admin. Specialist Jessica Rodriguez, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: Ms. Rodriguez gave an update on the Community Service program; budget discussion and forecasting revenues; Director Breach is working on getting everyone cross-trained; Director Breach is coming up with a "plan b" in case the initial drug testing plan doesn't go through; the Facilities Department is starting on the office remodel this week; and there was a staff BBQ at Justice Park last week and it is a great facility. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:58 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

SEVENTEENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JUNE 30, 2015

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

APPROVED CLAIMS ORDER NO. 7-10-15

The Board of Commissioners approved payment of County claims in the amount of \$5,907.04 for accounts payable.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-024609, 2015-024610, 2015-024611, 2015-024612, 2015-024613, 2015-024614, 2015-024615, 2015-024616, 2015-024617, 2015-024618, 2015-024619, 2015-024620, 2015-024621, 2015-024622, 2015-024623, 2015-024624, 2015-024625, and 2015-024626.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Assessor's Office in the amount of \$9,000.00 to ESRI.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Information Technologies in the amount of \$1,724.72 to VLCM.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Sheriff's Office in the amount of \$2,280.00 to TCS Uniform Apparel.

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 Craig Hanson and Tom Dale, Juvenile Detention Director Steve Jett, Admin. Assistant Dawn Gardner, Assistant Director Sean Brown, Shift Supervisor Brandon Gable, and Deputy Clerk Kelly Martinez. Topics of discussion included the following: Mr. Gable reviewed his job duties and said he has been working for the County for 10 years; population is at 19 juveniles; garden update; Director Jett will be going up to Valley County for PREA Audit; information regarding different training opportunities coming up; National Partnership for Juvenile Services training will be held at the end of fiscal year; Idaho Juvenile Justice Association Conference will be held in September in Idaho Falls; Director Jett met with Senator Crapo's representatives and discussed some of his concerns. Mr. Brown discussed trainings he would be instructing next month. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:42 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, 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 Dale made a motion to go into Executive Session at 9:02 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (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, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Brad Goodsell, Assessor Gene Kuehn, and Deputy Clerk Monica Reeves. Mr. Kuehn left at 9:11 a.m. Mr. Goodsell left at 9:14 a.m. The Executive Session concluded at 10:07 a.m. While in open session, Mr. Laugheed asked the Board to continue legal staffing to this afternoon. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to continue the

legal staff to this afternoon at 3:00 p.m. The proceeding concluded at 10:07 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

BOARD OF EQUALIZATION – PROPERTY ASSESSMENT PROTEST HEARING FOR ADMIRAL BEVERAGE CORPORATION -NAMPA

The Board of County Commissioners sitting as a Board of Equalization met today at 10:31 a.m. to conduct a property assessment protest hearing for Admiral Beverage Corporation - Nampa, Protest No. 1004. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Assessor Gene Kuehn, Deputy P.A. Brad Goodsell, Chief Deputy Assessor Joe Cox, Appraiser Dawn Houghton, Jennifer Loutzenhiser and Samantha Baughman from the Assessor's Office, applicants Bob Callan, Dave Wallard, and Don Reutter, and Deputy Clerk Kelly Martinez. Bob Callan, Dave Wallard, and Don Reutter testified in support of the protest. Joe Cox and Dawn Houghton testified in support of the assessed valuation. Upon the motion by Commissioner Hanson and the second by Commissioner Dale, the Board closed public testimony. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to adjust the gross assessed value on Protest No. 1004 to \$12,445,567 minus an exemption of \$100,000 for a total net taxable value of \$12,345,567. The hearing concluded at 11:21 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION – PROPERTY ASSESSMENT PROTEST HEARING FOR CAMERON GEPNER

The Board of County Commissioners sitting as a Board of Equalization met today at 11:21 a.m. to conduct a property assessment protest hearing for Cameron Gepner, Protest No. 1141. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Appraisers Mike Cowan and Darryl Spieser, Jennifer Loutzenhiser and Samantha Baughman from the Assessor's Office, applicants Cameron Gepner and Johneta Gepner, and Deputy Clerk Kelly Martinez. Deputy P.A. Brad Goodsell arrived at 11:30 a.m. Mr. and Mrs. Gepner testified in support of their protest. Mike Cowan and Darryl Spieser testified in support of the assessed valuation. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to close public testimony. Commissioner Rule made a motion to adjust the value down a little over 6% on the land for a land value of \$136,000 and keep the building value the same. Commissioner Dale seconded the motion. Commissioner Hanson clarified this is just decreasing the land value only. Commissioners Rule, Hanson and Dale voted unanimously to adjust the

assessed value to \$151,400 after adjusting the land value to \$136,000 for Protest No. 1141. The hearing concluded at 11:48 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - DISCUSS DDR NAMPA LLC PROTEST APPLICATIONS

The Board of County Commissioners sitting as a Board of Equalization met today at 11:48 a.m. to discuss protest applications submitted by DDR Nampa LLC. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Deputy Assessor Joe Cox, Deputy P.A. Brad Goodsell, and Deputy Clerk Kelly Martinez. Mr. Goodsell said the Board did receive some protest applications submitted by Ernst and Young LLP on behalf of DDR Nampa LLC on multiple properties contained in the Gateway Center. The applications were not timely and Mr. Goodsell has prepared a notice for the Board's signature. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the Notice of Untimely Protest for the Protest Nos. 1115, 1117, 1118, 1120, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1132, 1133, and 1134. The discussion concluded at 11:50 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER SAWTOOTH ZONING ORDINANCE AMENDMENT, CASE NO. OR-PH2014-5

The Board met today at 1:30 p.m. to conduct a public hearing in the matter of a request by Sawtooth Law, PLLC, representing the Coalition of Agriculture's Future, Case No. OR-PH2014-5, for a proposed amendment to the Canyon County Zoning Ordinance. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, DSD Director Tricia Nilsson, DSD Planner Christian Samples, Deputy P.A. Leon Samuels, Deputy P.A. Zach Wesley, Roger Batt, David Claiborne, George Crookham, Todd Lakey, Mike Conklin, Margaret Watson, John Ihli, Merle Hammons, Claudia Haynes, and Deputy Clerk Monica Reeves. The request is as follows: *An ordinance amending Canyon County Code, Chapter 7 amending Canyon County Code, Section 07-01-05, to require that time extension applications are reviewed in accord with the code in effect at the time of the time extension application; amending Canyon County Code, Section 07-02-03, to amend the definitions of agricultural facility, agricultural operation, agriculturally related activities, agriculture, animal facilities (large), animal facilities (small), aquaculture, bird farm, confined animal feeding operation (CAFO), dairy/dairy farm, farm animals, feedlot, livestock, presiding party, swine farm, winery, and adding a definition of interested party; amending Canyon County Code, Section 07-03-05, to change references from hearing officer to hearing examiner, to specify the types of applications that can be heard by a hearing examiner; amending Canyon*

*County Code, Section 07-05, to amend the notice and hearing procedures for certain land use applications and amending the decision making criteria for amendments to the comprehensive plan and zoning ordinance; amending Canyon County Code, Section 07-06, to provide detailed procedures for the processing and hearing of applications for comprehensive plan amendments, zoning ordinance text amendments, and zoning ordinance map amendments (rezones), and amending the decision-making criteria; amending Canyon County Code, Section 07-07-01, to establish hearing criteria for conditional use permits, add the authority to impose conditions that preserve and protect agriculture, to require that time extensions for conditional use permits approved prior to March 11, 2011, shall meet new decision-making criteria; and amending Canyon County Code, Section 07-10-25, to amend the purpose of the agricultural zone.* DSD Director Tricia Nilsson reviewed the proposed ordinance revisions as follows:

- The first section proposes to add a clarification or requirement that when time extensions are requested from applicants that they be processed according to the provisions of the code in effect at the time of the extension request.
- The second section deals with revisions to definitions used in the code and the overriding general amendment to those is to add the term Ag facility or Ag operation to several of those definitions. There are also revisions to the definition of viable farm land. The applicant's intent originally was to conform the language to the Right to Farm Act, but that initially created some conflicts in the definitions because the Right to Farm Act clarifies what is a nuisance or that Ag operations can't be nuisances, but a zoning ordinance is giving other authorities in state law, for example, CAFOs, so they added it but made sure the way agriculture defined is key and they included a revision whereas before it allows agriculture except where more specific standards are in the ordinance. It used to say anything that dealt with animals, such as a CAFO, but they have reconciled that conflict by Section 7 with the change to the term agriculture in the land use matrix.
- The third section deals with minor changes to the section on the applications the hearing examiner can hear. The County last employed a hearing examiner in 2009 and there aren't any plans to do that unless things get really busy.
- The fourth section is the most substantive in terms of effecting the procedures by which DSD and the County accept and process applications. One of the loose ends is that a lot of the land use hearing procedures in the first section of the code, which is outside the zoning ordinance are being brought in but DSD doesn't have the authority to change the rest of the County code so the applicant brought in what looks like new language but a lot of it exists in the Board chapter

of the County code. Another major section is to bring in a new area to provide a process on reconsideration of a Board decision and that was reflecting the recent change in state law for that process to work itself out after a Board decision.

- The fifth section deals with additional hearing procedures and criteria for comprehensive plan amendments and rezones; a lot of that is current practice. There was originally a lot of new practices in here that she dissuaded the applicant from including in the ordinance just because they are beyond what is required of state law in that they may impinge the normal processing of an application. She suggested the process be reviewed with the PA to see if it created any legal issues.
- The sixth section adds the authority to impose conditions on a C.U.P. to preserve and protect agriculture. We have seven currently listed in the code and an eighth is proposed to say if issues came up through a hearing staff would rely on the existing ability to impose conditions which would minimize adverse impacts such as damage, hazard and nuisance to persons, or the subject property or property in the vicinity.
- The seventh section is to amend the purpose of the "A" Agricultural Zone to emphasize that it's beyond public health safety and welfare of the County but also protecting agriculture and Ag operations and Ag related activities, Ag lands, Ag uses and farming operations and it also adds consistent with the goals, policies, and implementation actions of the comprehensive plan. This would be used if we were contemplating additional regulations typically specific to the Ag zone. A change in the description of agriculture in the land use matrix to eliminate the word animal so that if there were any more restrictive provisions within the zoning ordinance those would apply if there was any discrepancy of what is agriculture.

Testimony in support of the request was offered as follows:

David Claiborne said they brought the application to the County in response to concerns that surfaced in 2013 regarding the 2020 Comprehensive Plan, perceived concerns with spot zoning, and some notice issues and concerns that were raised in conditional use permits and other proceedings that worked their way through DSD. The application was filed in January 2014 and dealt with procedural issues they felt could be improved to help the County process applications and to do so in a way that might prevent litigation over decisions. They wanted to address concerns with criteria

and standards for rezoning of agricultural lands within the County. As the application developed through DSD and before the P&Z Commission there were concerns elicited from other stakeholder groups and it was realized more discussion was needed. Throughout the P&Z Commission process there were no concerns announced about the procedural changes but they did meet extensively with DSD staff and with the PA's Office in developing those procedural provisions. They hope to provide more clarity and transparency to avoid litigation and contention developing after decisions are made. With regard to the definition section, the addition related to defining agricultural or agriculture and it was done to achieve consistency with state code in the Right to Farm Act. The definition of viable farm land is in current code and states the land is capable of producing marketable farm products or crops, and they changed the definition to say agricultural product instead of farm product. They wanted to add a provision that if you are claiming an Ag exemption then you presumptively have viable farm land but that could be rebutted if someone showed it lacked viability for some reason. On notice procedures they wanted to deal with the situations that have happened with applications that border Ada County and Canyon County where the Ada County residents were overlooked. They added a cure provision to allow if you realize the mistake to mail notice to a person and have the decision affect them and take away any argument they might make in a court action. Addressing the problem of people not knowing what the facts and circumstances are, if a hearing examiner is used the deliberative process is typically not a process governed by the open meeting act. One section that is new is reconsideration of a Board decision and this is provided to achieve compliance with the land use planning act. Canyon County had no process that told a person how to seek reconsideration so they added it.

Roger Batt said on October 2 they had a hearing with the P&Z Commission and their attorney proposed all of the zoning standards and everything else before the Board today, and as a result of the concerns with the proposed zoning standards they opted to remove those. Since that time they have meet with the cities and they support moving forward with some better zoning standards which is separate and distinct from today's hearing. Their next step is to meet with Ag producers, Ag developers, and agri-businesses to see if they can get some consensus moving forward on that subject matter. The definitions of Ag facility and Ag operation were properly vetted before the Idaho State Legislature and were passed in 2011. Mr. Batt said they want to be in lockstep with the County's zoning ordinance with what is adopted in Idaho Code. He said there have been some who've declared there hasn't been enough input by members of the community particular to the Ag industry but there have been five hearing dates that have been set between June 19, 2014 and April 16, 2015, and the draft has been available for comment for over 60 days. He said this is a good time to hold a hearing because other than irrigation and weed/pest control options there isn't much harvesting going on so people could participate in this process is if they chose to. The procedures

outlined in this draft provide better transparency in the process. They want to include agriculture developers, cities, and agri-business folks as they talk about potential zoning standards in the future but that is not covered under today's subject matter.

John Ihli offered neutral testimony. He shared his agricultural background and thoughts and ideas on how agriculture has progressed and changed and how it is a vital part of the community. He said as we contemplate ordinances, zoning and development we need to keep in mind the interaction of urban and country and understand chemical usage on crops.

Testimony in opposition was offered as follows:

Todd Lakey represented a number of people opposed to the request and said they learned of the proposed amendments last fall and voiced their concerns to the P&Z Commission. It was their understanding the proposed ordinance was tabled so the proponents would have an opportunity to see if they could find some common ground with those in opposition but to his knowledge that has not happened, there hasn't been a collaborative process in this going forward. He also said this is a busy time of year and it's hard to get the agricultural community here. They have reviewed the latest version and have serious concerns with the request and do not believe it's necessary. The County has made significant changes in the last several years regarding conditional use permits and other things as far as land use. The changes are not proposed by staff due to concerns or violations; there is a certain group in the Ag community that wants to pursue this action but he does not see it as a broad-based agricultural movement. Many of the changes seek to place additional specifics on the County and he sees a lot of them as an unnecessary restatement of state code. Mr. Lakey said they also see problematic provisions; the definition of Ag facility, Ag operation and agriculture are extremely broad but the way they are stated are circular, they go back on themselves to define each other and if you read them as stated a small tractor or backpack weed sprayer is now an agricultural facility. The definition of viable farm ground is particularly problematic when it states if a parcel of land can grow a crop then it's viable but that's simply not the case. There is no consideration for the typical components of determining viability such as soil type, topography, and water availability. They removed the marketability aspect of that definition. The presumption that because you have an agricultural exemption means your property is viable Ag ground is not correct, there is no correlation between the tax exemption which is based on size and income as to actual viability. It puts additional burdens on the landowner to prove or disprove that presumption. The changes regarding the comprehensive plan are not necessary, they place additional burdens on landowners, and use additional terms like shall and must instead of laying out the criteria that's typically analyzed. Mr. Lakey said it's not appropriate to exclude the hearing

examiner's deliberation from the open meeting law. The two potentially viable changes are the reconsideration and the reopening of the record; however, they need to be worded differently, it shouldn't be based solely on one side. Both sides should have an opportunity address reconsideration at a public meeting. He asked the Board to reject the proposed amendments as they are unnecessary. Some are bad policy, confusing or simply incorrect statements of the process; for example, recommendations of the P&Z Commission are not appealable. They automatically come before the Board. He believes the request is a solution looking for a problem.

Mike Conklin stated he supports the comments offered by Todd Lakey.

Margaret Watson said she attended the P&Z Commission hearing and when it concluded it was the understanding of those in opposition that they would be told of the next hearing and that they would be collaborating but none of that took place. She found about the request yesterday. She disagreed with Mr. Batt's position that this time of year is not busy for those in agriculture because she and other Ag operators are busy tending to crops due to the record-breaking heat we've been experiencing. She said they did not attend the P&Z Commission hearing because they were unaware of it. She is opposed to the proposed change in the definition of viable farm ground with the elimination of marketable farm animals, crops and products because if she chooses to sell land that is not suitable for her farming operation at a higher price because it's a view lot, the definition and complexity makes it more difficult for her to stay in agriculture. She wants to continue JC Watson Agriculture and Packing and she wants to use her land to the best of her ability. The biggest onus she has is that at the previous meeting they all understood they would be contacted but they were not.

Merle Hammons spoke about his frustration that he did not receive sufficient notice of today's hearing. He is concerned with the Right to Farm. His property is surrounded by agriculture, specifically a feedlot that has been a nuisance with dust, debris, weeds, etc. He is not against agriculture, but said people need to be sensible.

Claudia Haynes, who represents the Canyon County Alliance for Responsible Growth, testified in opposition. She asked if the people who provide email addresses can receive notice of upcoming hearings. She is concerned whether the proposed changes to the interested party definition and whether it will remove a person's right to testify at a hearing if they do not live next to the subject property. She said Mr. Hammons has been complaining about a feeding operation for 15 years and enforcement officers have done inspections but yet the conditions for that facility have not been addressed. She said there has been a lawsuit about CAFOs and CAFO ordinances, and she's been in correspondence with the DSD Director with regard to adding the new information from

the Supreme Court and she wants to make sure those changes are going to be added to the existing CAFO ordinance.

Mr. Claiborne offered rebuttal comments. In earlier drafts they suggested a notification provision to interested parties as processes went along and in their discussion with DSD staff there was opposition to that so if that is something the Board wants to consider they are open to it. With respect to the collaborative efforts, at the October P&Z Commission hearing all of the objections were to the substantive criteria and the standards and a commitment was made to work on those issues with folks but that process is not fully developed yet. There were no objections to any of the procedural issues and that is why they continued with the application on the procedural issues and took out the substantive issues. All of the objections and concerns heard today are new ones, they were not brought to that P&Z Commission hearing held in October. Mr. Claiborne disagrees with the comment that this is a solution looking a problem. He said the Board is aware of the problems the County has had in the last few years with regard to the validity of the comprehensive plan with regard to spot zoning concerns, conditional use permits and extensions, they are problems that resulted in litigation and that is what brought these proposed solutions forward. It is incumbent upon good government to listen to its citizens who have good ideas and suggestions for improvement; you shouldn't just rely on staff and legal counsel to tell you how to improve government. He said the broad reading the opponents propose of the word Ag ignores the text of the statute. The focus on that definitional section of agriculture is that it has to relate to production of an agricultural product. With respect to the reconsideration language, the bottom line is you need a process. There is no finality to your decisions until the reconsideration process is completed and currently you have no process for it. The decision the Board will make on the application is legislative; it's an Article 6 application asking you to change your zoning text, it's a legislative act. The applicants are proposing procedures to improve the quality of the quasi-judicial process. With respect to Section 5, addressing Article 6 proceedings, he said their application addresses issues of concern with respect to time lines, commanding that a decision be made within 180 days. Their application has been pending for a year and half and in the future that should not be what the County wants, it should be decided in a timely manner. The second big thing we added is a public hearing process, you have to have at least one. The third issue addresses Mr. Hammons' concern of notice and requires notice be published in the newspaper. Our issues on the legislative process are to improve openness, transparency to make sure all your citizens are informed of what action is being proposed and that they have an opportunity to comment. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to close public testimony. The Board's deliberation was as follows:

Commissioner Dale said he relies on and encourages citizens' input on both sides of an issue and his job is to try to represent the interests of all people. There are some points raised that deserve consideration and merit; ordinances change and evolve over time and it's to be expected. Planning and zoning issues are trying to strike that balance between property rights and regulation and he is very sensitive to overregulation; regulation is necessary and private property rights are constitutional. One of the questions to be considered is which parts deserve merit and which parts should be considered as policy as opposed to code. A lot of these things should be considered as things we enact as policy not necessarily right into the ordinance as something that's law that restricts future commissions. He would like to take it under advisement and do some research and try to make sense of all things that have come up. Commissioner Hanson said there may be some valid things to consider but there are some parts of the request he struggles with. He understands both sides and he doesn't want to deny right to farm, or deny the right of a property owner to sell their property or to do something within reason that is not detrimental. Commissioner Rule said both sides touched on the reconsideration and notification issues and it sounds like there are common concerns and a willingness to work on those two items. He asked if there are any cleanup items that need to be addressed. Zach Wesley said we will need a vote to take it under advisement and then at some point after the Board has had the opportunity to go through this we will have to set it for a second public hearing to have another discussion on the record so you can arrive at a conclusion. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to take the proposed amendment to the ordinance under advisement with another public hearing to occur on August 4, 2015 at 10:00 a.m. The hearing concluded at 2:44 p.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION PURSUANT TO IDAHO CODE SECTION 67-2345(1)(E) TO CONSIDER PRELIMINARY NEGOTIATIONS INVOLVING MATTERS OF TRADE OR COMMERCE IN WHICH THE GOVERNING BODY IS IN COMPETITION WITH GOVERNING BODIES IN OTHER STATES, AND IDAHO CODE SECTION 67-2345(1)(B)(D) AND (I)

The Board went on the record today at 3:00 p.m. for a scheduled Executive Session pursuant to Idaho Code Section 67-2345(1)(e) to consider preliminary negotiations involving matters of trade or commerce in which the governing body is in competition with governing bodies in other states, as well as Idaho Code Section 67-2345(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. (This portion was continued from this morning's Legal Staff Update/Executive Session.) Commissioner Hanson made a motion to go

into Executive Session at 3:02 p.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d), (e) 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, Tina Wilson from Western Alliance for Economic Development, Darrell Gustaveson, and Deputy Clerk Monica Reeves. Ms. Wilson and Mr. Gustaveson left at 3:17 p.m. Chief Civil Deputy P.A. Sam Laugheed and Deputy P.A. Zach Wesley arrived at 3:19 p.m. Mr. Goodsell left at 3:21 p.m. The Executive Session concluded at 3:50 p.m. While in open session, Commissioner Rule said a new company wants to potentially establish itself in Canyon County and they are requesting the Board send a letter of support to Jeffrey Sayer, the Director of the Idaho Department of Commerce. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the letter of support which will be sent to the Director of the Idaho Department of Commerce. The proceeding concluded at 3:51 p.m. An audio recording is on file in the Commissioners' Office.

EIGHTEENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JULY 1, 2015

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

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Sydney Anderson.

APPROVED CLAIMS ORDER NO. 7-10-15

The Board of Commissioners approved payment of County claims in the amount of \$147,936.61 for accounts payable.

PROPOSED AGENDA AMENDMENT: CONSIDER MINISTERIAL REVISIONS TO COUNTY CODE OF ORDINANCES TO REFLECT NEW CODE SECTIONS FOR THE OPEN MEETING ACT

The Board met today at 8:18 a.m. to consider a proposed amendment to the agenda to consider ministerial revisions to the County Code of Ordinances to reflect new code sections for the open meeting act. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. Sam Laugheed asked the Board to entertain a non-emergency motion to amend the agenda to include the revisions. It's a case where the Legislature enacted a number of new laws during the 2015 session and most go into effect today, July 1. Among the most important ones enacted is a new title, Title 74, which is the transparent and ethical government statutes, and among those are the open meeting act statutes. There are a number of references to the open meeting statutes in our County Code that need to be revised to reflect the new designation so this is purely a ministerial item. The law has changed and we need to update it. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to amend the agenda. Mr. Laugheed said no media has asked to be notified when we amend the agenda. We are going to change references in the historic preservation ordinance, and in the County government ordinance, and the land use hearing procedures and rather than change three ordinances it would be a lot simpler to do one ordinance that includes the changes. His staff is working on that now and will have the ordinance later this morning. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to reconvene with this topic and subject matter today at 11:30 a.m. The proceeding concluded at 8:21 a.m. An audio recording is on file in the Commissioners' Office.

INDIGENT DECISIONS

The Board met today at 8:31 a.m. to discuss indigent decisions. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Director of Indigent Services Michele Chadwick, and Deputy Clerk Kelly Martinez. Director Chadwick said as of July 1, 2015 we will start going on the record to discuss indigent decisions as she said Commissioners' decisions aren't actually valid until they are in the minutes. Director Chadwick encouraged the Board to make an initial determination of denial in the following cases: Case Nos. 2015-1097, 2015-1001, 2015-1003, 2015-993, 2015-999, 2015-997, 2015-1010, 2015-974, 2015-1002, 2015-986, 2015-1011, 2015-1012, and 2015-998. Upon the motion by Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to initially deny the Case Nos. read into the record. Director Chadwick also encouraged the Board to sign the initial determination of approval for

Case No. 2011-321. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the initial determination of approval for Case No. 2011-321. Finally, Director Chadwick requested the Board to sign a Notice of Hearing in the following cases: Case Nos. 2015-1160, 2015-1159, 2015-1161, and 2015-1162. Upon the motion by Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the Notices of Hearing in the four cases read into the record. The meeting concluded at 9:34 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

#### SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-024713, 2015-024713, 2015-024714, 2015-024715, and 2015-024716.

#### PUBLIC HEARING - PRELIMINARY PLAT FOR CINNAMON MEADOWS SUBDIVISION, CASE NO. PH2015-11

The Board met today at 8:48 a.m. for a public hearing to consider the preliminary plat for Cinnamon Meadows Subdivision, Case No. PH2015-11. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, DSD Planner Jennifer Almeida, Penelope Riley, and Deputy Clerk Monica Reeves. Jennifer Almeida gave a brief staff report and said the Board heard testimony on the comprehensive plan map change, rezone and preliminary plat at the June 24, 2015 hearing. The plat was tabled to today in order to allow the ordinance for the rezone to publish. Staff recommends approval of the preliminary plat. Penelope Riley stated the property owners are very excited to be able to move forward with their subdivision. 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 approve the preliminary plat with the following conditions of approval: The development shall comply with CCZO 07-17-13(7) Time Limitations; and the Right to Farm Statement shall be included on the final plat as per CCZO 07-17-13(4)H. The hearing concluded at 8:51 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - PROPERTY ASSESSMENT PROTEST HEARING FOR RICHARD ANDERSON

The Board of County Commissioners sitting as a Board of Equalization met today at 9:34 a.m. to conduct a property assessment protest hearing for Richard Anderson, Protest No. 1185. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Appraisers Mike Cowan and Darryl Spieser, Jennifer Loutzenhiser from the Assessor's Office, applicant Richard Anderson, and Deputy Clerk Kelly Martinez. Richard Anderson testified in support of his protest. Mike Cowan and Darryl Spieser testified in support of the assessed valuation. Upon the motion by 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 adjust the assessed value on Protest No. 1185 to \$1,087,500. The hearing concluded at 10:14 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - PROPERTY ASSESSMENT PROTEST HEARING FOR JR SIMPLOT COMPANY

The Board of County Commissioners sitting as a Board of Equalization met today at 10:14 a.m. to conduct a property assessment protest hearing for JR Simplot Company, Protest No. 1225. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Appraiser Mike Cowan, Jennifer Loutzenhiser from the Assessor's Office, Chet Welch, representative for the applicant, and Deputy Clerk Kelly Martinez. Chet Welch testified in support of the protest. Mike Cowan and Brian Stender testified in support of the assessed valuation. Upon the motion by 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 uphold the assessed value on Protest No. 1225. The hearing concluded at 10:40 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - PROPERTY ASSESSMENT PROTEST HEARING FOR DAME BROTHERS CO LLC

The Board of County Commissioners sitting as a Board of Equalization met today at 10:40 a.m. to conduct a property assessment protest hearing for Dame Brothers Co LLC, Protest Nos. 1106 and 1107. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Appraisers Mike Cowan and

Darryl Spieser, Jennifer Loutzenhiser from the Assessor's Office, and Deputy Clerk Kelly Martinez. The applicant was not present for today's hearing. Mr. Cowan said the applicant has asked that the assessed value be upheld so they may have the opportunity to take the case to the State Board of Tax Appeals. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to uphold the assessed value on Protest Nos. 1106 and 1107. The hearing concluded at 10:45 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING LETTER TO EXPRESS SUPPORT FOR CANYON COUNTY COMMUNITY CLINIC'S DESIGNATION AS GRANTEE FOR MILLENNIUM FUNDS THROUGH A RECOVERY CENTER AGREEMENT

The Board met today at 11:04 a.m. to consider signing a letter to express support for Canyon County Community Clinic's designation as a grantee for millennium funds through a recovery center agreement. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Indigent Services Director Michele Chadwick, Indigent Hearing Specialist Yvonne Baker, Tom Bowman, the Executive Director of Canyon County Community Clinic, and Deputy Clerk Monica Reeves. Commissioner Dale thanked the Idaho Association of Counties (IAC) for their efforts in getting grant monies for the recovery centers, and then he read the letter into the record, which states, in part, that the Board believes the funds will be best utilized by taking advantage of the efficiencies offered by existing facilities already operating and providing valuable services to the community. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the letter, a copy of which is on file with this day's minute entry. Michele Chadwick appreciates the support the Board is giving the clinic and said the reason for the strong support for the clinic as the recipient of the funds is because they are already doing a lot of this so it will maximize resources. She is very excited about not creating a new entity to do something we are already doing. The meeting concluded at 11:06 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER MINISTERIAL REVISIONS TO CANYON COUNTY CODE OF ORDINANCES TO REFLECT NEW CODE SECTIONS FOR THE OPEN MEETING LAW - ORDINANCE NO. 15-014

The Board met today at 11:30 a.m. to consider ministerial revisions to the Canyon County Code of Ordinances to reflect new code sections for the open meeting law. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. Title 74 is a new title in

Idaho Code where the ethics and transparent government statutes and public records matters are held and the revisions will make sure the code of ordinances cites the correct statutes. Mr. Laugheed presented the Board with an ordinance and summary that incorporate the 2015 legislative changes into the County's code. Upon the motion of Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the ordinance and the summary. (See Ordinance No. 15-014.) Commissioner Hanson said the open meeting law affects the Board significantly in several ways and he wants to make sure they are not violating the law and that the other elected officials and department heads are aware of the transparency requirements. Mr. Laugheed said there have been conversations along those lines with the other elected officials and yesterday he sent out a brief summary of some of the more important changes to the code that are occurring today and he included information about the open meeting act changes and the fines, etc. The meeting concluded at 11:34 a.m. An audio recording is on file in the Commissioners' Office.

NINETEENTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JULY 2, 2015

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

APPROVED CLAIMS ORDER NO. 7-6-15

The Board of Commissioners approved payment of County claims in the amount of \$157,492.45 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Information Technologies in the amount of \$20,400.00 to Netwrix.

## APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Fuerte LLC to be used July 10, 2015 for a wedding.

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

*Note for the record: As properly noticed the Board met today at 9:03 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, 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 9:04 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. Mike Porter, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:14 a.m. with no decision being called for in open session.

## BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR IDAHO YOUTH RANCH, INC.

The Board of County Commissioners, sitting as a Board of Equalization, met today at 9:32 a.m. to conduct a property tax assessment protest hearing for Idaho Youth Ranch, Inc., Account Nos. 37779000 0, 37780010 0, 37780011 0, 37780012 0, 37780013 0, 37781000 0, 37781010 0, 37781011 0, 37783000 0, 37784000 0, 37785000 0, 37790000 0, and 37780000 0. Present were: Commissioners Craig Hanson and Tom Dale, Chief Deputy Assessor Joe Cox, Chief Appraisal Supervisor Brian Stender, Commercial Supervisor Mike Cowan, Rural Supervisor Roger Craig, Senior Admin. Specialist Jennifer Loutzenhiser, Nancy Proctor, the Vice-President and CEO of Idaho Youth Ranch, and Deputy Clerk Monica Reeves. Nancy Proctor offered testimony in support of the protest applications. Joe Cox, Brian Stender and Roger Craig offered testimony on behalf of the Assessor's Office. 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 Hanson and the second by Commissioner Dale, the Board voted unanimously to uphold the assessed value for Account Nos. 37779000 0, 37780010 0, 37780011 0, 37780012 0, 37780013 0, 37781000 0, 37781010 0, 37781011 0, 37783000 0, 37784000 0, 37785000 0, 37790000 0, and 37780000 0. The hearing concluded at 10:32 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION – PROPERTY ASSESSMENT PROTEST HEARING FOR DONALD CLAGG

The Board of County Commissioners sitting as a Board of Equalization met today at 1:31 p.m. to conduct a property assessment protest hearing for Donald Clagg, Protest No. 1087. Present were: Commissioners Craig Hanson and Tom Dale, Assessor Gene Kuehn, Chief Appraisal Supervisor Brian Stender, Appraiser Holly Hopkins, Jennifer Loutzenhiser from the Assessor's Office, applicants Twila Clagg and Donald Clagg, Attorney Martin Hendrickson, and Deputy Clerk Kelly Martinez. Mr. Hendrickson testified in support of the protest. Gene Kuehn and Holly Hopkins testified in support of the assessed valuation. Upon the motion by 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 uphold the assessed value on Protest No. 1087. The hearing concluded at 1:48 p.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION – PROPERTY ASSESSMENT PROTEST HEARING FOR STEVEN SMITH

The Board of County Commissioners sitting as a Board of Equalization met today at 1:48 p.m. to conduct a property assessment protest hearing for Steven Smith, Protest No. 1081. Present were: Commissioners Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Appraisers Holly Hopkins and Roger Craig, Jennifer Loutzenhiser from the Assessor's Office, applicant Steven Smith, and Deputy Clerk Kelly Martinez. Steven Smith testified in support of his protest. Holly Hopkins and Roger Craig testified in support of the assessed valuation. Upon the motion by Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to close public testimony. Commissioner Dale made a motion to uphold the assessed value. Commissioner Hanson seconded the motion with discussion and said that prices are going up on everybody's lot and that is what they are valued. The motion carried and the Board voted unanimously to uphold the assessed value on Protest No. 1081. The hearing concluded at 2:07 p.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION – PROPERTY ASSESSMENT PROTEST HEARING FOR  
AUDRA URIE

The Board of County Commissioners sitting as a Board of Equalization met today at 2:07 p.m. to conduct a property assessment protest hearing for Audra Urie, Protest No. 1195. Present were: Commissioners Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Appraisers Katrina Ponce and Roger Craig, Jennifer Loutzenhiser from the Assessor’s Office, applicant Nikki Trautman, and Deputy Clerk Kelly Martinez. Nikki Trautman testified in support of the protest. Brian Stender, Katrina Ponce, and Roger Craig testified in support of the assessed valuation. Upon the motion by 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 uphold the assessed value on Protest No. 1195. The hearing concluded at 2:41 p.m. An audio recording is on file in the Commissioners’ Office.

TWENTIETH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JULY 6, 2015

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

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Solid Waste Department in the amount of \$4,435.00 to Premier Heating and Air Conditioning.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$2,082.49 to Woodcraft.

### SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-025317, 2015-025301, 2015-025302, 2015-025303, 2015-025304, 2015-025305, 2015-025306, 2015-025307, 2015-025308, 2015-025309, 2015-025310, 2015-025311, 2015-025312, 2015-025313, 2015-025314, 2015-025315, and 2015-025316.

### APPROVED CLAIMS ORDER NO. 7-10-15

The Board of Commissioners approved payment of County claims in the amount of \$116,915.68 for accounts payable.

### APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Roots and Company to be used July 18, 2015 for a wedding.

### APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for The Beer Guys LLC to be used September 5, 2015 for a wedding.

### APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for The Beer Guys LLC to be used August 8, 2015 for a wedding.

### COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:30 a.m. for an office staff meeting. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, PIO Joe Decker, Senior Administrative Assistant Jenen Ross, and Deputy Clerks Kelly Martinez and Monica Reeves. Ms. Martinez and Ms. Ross left at 8:36 a.m. Joe Decker reported on the following communication issues: media updates regarding positive test results for West Nile Virus; talking points for Commissioner Dale's KBOI radio interview this week; website updates for Sheriff's sale items and employee weight loss challenge; and

increased media contacts for Sheriff's Office news items. The meeting concluded at 8:39 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION - 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 9:01 a.m. for a legal staff update. A request was made to go into Executive Session to discuss 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 Dale made a motion to go into Executive Session at 9:03 a.m. pursuant to Idaho Code, Section 74-206(1) (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. Mike Porter, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:16 a.m. with no decision being called for in open session.

CONSIDER SIGNING AMENDMENT NO. 1 TO THE CANYON COUNTY CONTRACT WITH KREIZENBECK CONSTRUCTORS FOR THE COURTHOUSE REMODEL CONSTRUCTION PROJECT

The Board met today at 9:16 a.m. to consider signing Amendment No. 1 to the Canyon County Contract with Kreizenbeck Constructors for the Courthouse Remodel Construction Project. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Sam Laugheed said the underlying contract has a liquidated damages clause that would hold the contractor to a timeline beyond which they would be liable for the damages we would incur by not having the place ready to go. Facilities Director Paul Navarro and Kreizenbeck Contractors determined what a reasonable timeline for completion of the various phases would be and the purpose of the amendment is to incorporate that timeline into the underlying contract. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign Amendment No. 1 to the Canyon County Contract with Kreizenbeck Constructors for the Courthouse Remodel Construction Project.

(Agreement No. 15-059.) The meeting concluded at 9:18 a.m. An audio recording is on file in the Commissioners' Office.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR WALTER KIMBROUGH

The Board of County Commissioners, sitting as a Board of Equalization, met today at 9:33 a.m. to conduct a property tax assessment protest hearing for Walter Kimbrough, Account Nos. 11713000 0, 09525526 0, 10134000 0, 10136000 0, 10137000 0, 10138000 0, 10140000 0, 14910000 0, 14914000 0, 32349230 0 and 32349211 0. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Appraisal Supervisor Brian Stender, Residential Supervisor Barbara Wade, Residential Appraiser Kyla Austin, Senior Administrative Specialist Samantha Baughman, Walter Kimbrough, and Deputy Clerk Monica Reeves. The appeals were heard as follows:

Walter Kimbrough offered testimony in support of Protest No. 1165, Account No. 11713000 0. Kyla Austin, Barbara Wade and Brian Stender offered testimony on behalf of the Assessor's Office. 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 Hanson and the second by Commissioner Dale, the Board voted unanimously to uphold the assessed value for Account No. 11713000 0.

Walter Kimbrough offered testimony in support of the Protest No. 1059, Account No. 09525526 0. Barbara Wade offered testimony on behalf of the Assessor's Office. 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 uphold the assessed value for Account No. 09525526.

The Assessor's Office offered an adjustment to Mr. Kimbrough on Protest Nos. 1060, 1061, 1062, 1063, and 1064 as follows: Account No. 10134000 0 was reduced to \$114,900; Account No. 10136000 0 was reduced to \$114,900; Account No. 10137000 0 was reduced to \$114,900; Account No. 10138000 0 was reduced to \$115,900; and Account No. 10140000 0 was reduced to \$115,400. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to accept the adjustments as read into the record for Protest Nos. 1060, 1061, 1062, 1063, and 1064.

Walter Kimbrough offered testimony in support of the Protest Nos. 1066 and 1067, Account Nos. 14910000 0, and 14914000 0. Kyla Austin offered testimony on behalf of the Assessor's Office. Upon the motion of Commissioner Dale and the second by

Commissioner Hanson, the Board voted unanimously to close public testimony. Commissioner Hanson made a motion to uphold the assessed value for Account Nos. 14910000 0 and 14914000 0. The motion was seconded by Commissioner Dale. Commissioner Rule voted against the motion to uphold the value. The motion carried by a two-to-one split vote with Commissioners Hanson and Dale voting in favor of the motion and Commissioner Rule voting against the motion.

Walter Kimbrough offered testimony in support of the Protest No. 1068 and 1167, Account Nos. 32349230 0 and 32349211 0. Kyla Austin and Brian Stender offered testimony on behalf of the Assessor's Office. 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 Hanson and the second by Commissioner Dale the Board voted unanimously to uphold the assessed value for Account Nos. 32349230 0 and 32349211 0.

Note for the record: Protest No. 1058 was not heard because Mr. Kimbrough did not sign the application. Protest No. 1162 was withdrawn by Mr. Kimbrough. The hearing concluded at 10:39 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 11:01 a.m. for a weekly meeting with the Interim Director of Information Technology to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Interim Director of Information Technology Don Brown, and Deputy Clerk Kelly Martinez. IT Business Analyst Shawn Adamson arrived at 11:03 a.m. Topics of discussion included the following: Mr. Brown is a little bit concerned by the lack of applications for some of the open positions in IT; he is working to update directories as well as having the information all in one place so that everything else pulls from that same place; information regarding how much time is spent on "non-project" items; and discussion regarding end-user training. The items discussed were general in nature and did not require Board action. The meeting concluded at 11:11 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING SUBAWARDEE AGREEMENT WITH CALDWELL POLICE DEPARTMENT

The Board met today at 11:25 a.m. to consider signing a Subawardee Agreement with the Caldwell Police Department. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, and Deputy Clerk Kelly Martinez. Commissioner Hanson said the document is for the Subawardee to Caldwell Police Department for 17 Air Frame Tactical Helmets. There is also an indemnification clause in the agreement and they are required to comply with terms of the grant as a subawardee. Upon the motion by Commissioner Hanson and the second by Commissioner Dale, the Board voted unanimously to sign the Subawardee Agreement with the Caldwell Police Department. The signed agreement, No. 15-061, is on file with this day's minute entry. The meeting concluded at 11:26 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

#15-122      El Paraiso Mexican & American Restaurant dba El Paraiso

CONSIDER SIGNING FEE AGREEMENT FOR DEFENSE OF APPEAL IN COMPREHENSIVE PLAN LITIGATION

The Board met today at 11:30 a.m. to consider signing a Fee Agreement for Defense of Appeal in Comprehensive Plan Litigation. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, PIO Joe Decker, Idaho Press-Tribune Reporter Ana Staver, and Deputy Clerk Kelly Martinez. Commissioner Hanson said this is an agreement with Borton-Lakey Law Offices for the defense of the comprehensive plan litigation from the Coalition for Ag's Future. Commissioner Hanson said they wanted a stipulation that basically, at no fault, they wanted to get out of it however they can back out of it at any time as they are the ones filing the lawsuit and taking it to the Supreme Court so they can drop the case anytime they choose. Commissioner Hanson believes it is in the best interest for Canyon County. The comprehensive plan that we use to help us that we proceed to protect the County's interest. Commissioner Rule said this doesn't take away any opportunities to drop the lawsuit. Commissioner Dale said it is public record that the offer to dismiss the case at Supreme Court level was tendered by the Coalition for Ag's Future with the stipulation that we just pay each other's attorney fees. Commissioner Dale is not in favor of paying outside legal representatives to push

forward with this and believes we have the best civil legal team in the state right here in our building. He went on to say that if it needs to go to the Supreme Court he believes we should depend on our own staff who has indicated they are not going to do that so he is not in favor of spending tax dollars on pursuing this further when we have an offer to dismiss on the table. Commissioner Rule said he is disappointed that Prosecuting Attorney Bryan Taylor has chosen not to help the Commissioners with this which is making them go for outside counsel. Commissioner Hanson made a motion to sign the Fee Agreement for Defense of Appeal in Comprehensive Plan Litigation with Borton-Lakey Law Offices. Commissioner Rule seconded the motion. The motion carried by a two-to-one split vote with Commissioners Hanson and Rule voting in favor of the motion and Commissioner Dale voting against the motion. Commissioner Dale said we did win this case on the District Court level and he believes with that win under our belts we won everything we could on it. Commissioner Hanson said he believes the lawsuit filed against the County and the Commissioners was very frivolous and that was shown in District Court and the Coalition of Ag's Future has chosen to go forward in more frivolous action to the Supreme Court so he believes the County needs to be protected. The meeting concluded at 11:34 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

TWENTY-FIRST DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JULY 7, 2015

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

CONSIDER SIGNING MEMORANDUM OF UNDERSTANDING TO SUPPORT THE  
BACK ON TRACK 5K FOR RUNAWAY PREVENTION MONTH, AND TO  
CONDUCT A 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, and to consider signing a Memorandum of Understanding (MOU) to support Back on Track 5K for Runaway Prevention Month. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Zach Wesley, Chief Probation Officer Elda Catalano, Trial Court Administrator Dan Kessler, Juvenile Probation Officers Shannon Jones, Brittany

Sandoval, and Ross Garvin, and Deputy Clerk Monica Reeves. Elda Catalano spoke about the MOU and said the 5K run will be held at Lakeview Park in Nampa and will raise awareness of runway issues and the resources available and will benefit the Girls on the Run program, which teaches self-esteem building, saying no to peer pressure, and the art of running as a coping mechanism, the benefits of which can prevent girls from entering the system. The Prosecutor's Office has reviewed the MOU. The County will be a named sponsor for the race and will contribute \$300 to help set up insurance, and will contribute the hours of the employees who are participating. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to authorize the Board to sign the Memorandum of Understanding to Support Back on Track 5K for Runway Prevention Month. (See Agreement No. 15-062.) Mr. Wesley, Mr. Kessler, Ms. Sandoval and Ms. Jones left at 8:46 a.m. Ms. Catalano spoke about the role of Ross Garvin, the community service officer for the department, whose programs are having a great and positive impact on the community. He is teaching kids on probation to give to their community and to help others through a donated bikes program and Brush Up Nampa. Mr. Garvin has received special recognition for the great job he is doing. The meeting concluded at 8:49 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 8:49 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, HR Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Topics of discussion included the following: HR is working through the kinks and getting ADP upgraded, and staff will work closely with ADP to resolve the timesheet issues with Java as it appears to be a problem on ADP's side. The ambulance district has been given a draft of the employee handbook and Director Robb Hickey will roll out changes to their grievance process that will mimic what the County has, and the rest of it was left intact until something is decided this fall as to the district's circumstances. Mike Swallow from PS&S will be in town July 22 & 23 and will conduct meetings with the employees regarding the compensation project; the meetings are not mandatory, it's an opportunity for employees to give/get feedback. A special meeting will be held on July 23 with the Board, elected officials and department administrators where Mr. Swallow will give a presentation and report on what the employees had to say. Commissioner Hanson will be out of town and asked if there will be a method to keep him informed of what was presented. Ms. Eiband will see if Mr. Swallow's presentation can be put online. She reported that 32 applications were submitted for the IT Director position and she has asked the Ada County IT Director to

help review applications; the top eight candidates will be forwarded to the Board so it can determine how many will be interviewed. The Board wants the candidates to have a strong IT background as well as strong managerial experience. The person will also be expected to communicate with and have a good working relationship with the multiple elected officials whose offices work closely with the IT Department. Ms. Eiband will provide the Board with an update of the other four vacant positions in the IT Department. The meeting concluded at 9:01 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, 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 9:01 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 Clerk Monica Reeves. The Executive Session concluded at 9:19 a.m. with no decision being called for in open session.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR IDAHO DEVELOPMENT HOUSING AND COLUMBIA GARDENS, INC.

The Board of County Commissioners, sitting as a Board of Equalization, met today at 9:34 a.m. to conduct a property tax assessment protest hearing for Idaho Development Housing, Account No. 07005000 0, and Columbia Gardens, Inc., Account No. 02147000 0. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Chief Deputy Assessor Joe Cox, Chief Appraisal Supervisor Brian Stender, Commercial Supervisor Mike Cowan, Senior Administrative Specialist Jennifer Loutzenhiser, Ed Cornforth, and Deputy Clerk Monica Reeves. Ed Cornforth offered testimony in support of the protest application for Idaho Development Housing. Joe Cox offered

testimony on behalf of the Assessor's Office. 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 Hanson and the second by Commissioner Dale, the Board voted unanimously to uphold the assessed value for Account No. 07005000 0, for Idaho Development Housing (Marble Front property). Ed Cornforth offered testimony in support of the protest application for Columbia Gardens, Inc. Joe Cox offered testimony on behalf of the Assessor's Office. 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 uphold the assessed value for Account No. 02147000 0, for Columbia Gardens, Inc. The hearing concluded at 10:10 a.m. An audio recording is on file in the Commissioners' Office.

TWENTY-SECOND DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO JULY 8, 2015

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

#### APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$3,863.00 to Northwest Service Technologies.

#### APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for John Regis, Chad Roepker, BreeAnn Kilbourne, Patrick Collins, Brian Richard, Christopher Jacobs, and Eric Biggs.

#### INDIGENT DECISIONS

The Board met today at 8:35 a.m. to consider decisions on indigency cases. Present were: Commissioners Steve Rule and Craig Hanson, Indigent Services Director Michele Chadwick, and Deputy Clerk Monica Reeves. Ms. Chadwick said the County

has investigated the cases and Clerk's findings are being presented with follow-up decisions on 14 cases of which there are 13 denials and one burial: Case Nos. 2015-1107, 2015-1121, 2015-1033, 2015-1118, 2015-1145, 2015-1138, 2015-1005, 2015-1004, 2015-1122, 2015-1013, 2015-1119, 2015-1009, 2015-1147, and 2015-1120. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to approve the signing of the decisions to go forward. The proceeding concluded at 8:36 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: 2015-025627, 2015-025628, 2015-025629, 2015-025630, and 2015-025631.

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

*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 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 10:02 a.m. pursuant to Idaho Code, Section 74-206(1) (d). 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, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. The Executive Session concluded at 10:06 a.m. with no decision being called for in open session.

TWENTY-THIRD DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JULY 9, 2015

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

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$5,000.00 to Overhead Door Company.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$2,200.00 to Heartwood Tree Care.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilities Management in the amount of \$2,245.00 to Fire Sentry Systems.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Information Technologies in the amount of \$14,300.00 to Plural Sight.

APPROVED CLAIMS ORDER NO.

The Board of Commissioners approved payment of County claims in the amount of \$1,379,065.60 for a County payroll.

CONSIDER SIGNING RESOLUTION TO ISSUE A REFUND TO BEN KOLB ON BEHALF OF KOLB FAMILY TRUST FOR REZONE APPLICATION FEES

The Board met today at 9:33 a.m. to consider signing a resolution to issue a refund to Ben Kolb on behalf of the Kolb Family Trust. Present were: Commissioners Steve Rule and Tom Dale, DSD Director Tricia Nilsson, and Deputy Clerk Monica Reeves. Tricia Nilsson said Mr. Kolb filed a rezone application and in doing research staff informed him that a permit was available on one of the properties and since that is all he wanted the rezone for he requested a refund. Staff didn't really spend any time on the case. Upon the motion of Commissioner Dale and the second by Commissioner Rule, the Board voted unanimously to authorize the refund of \$850 to Ben Kolb on behalf of the

Kolb Family Trust. (See Resolution No. 15-123.) The meeting concluded at 9:35 a.m. An audio recording is on file in the Commissioners' Office.

#### MEETING WITH THE SOLID WASTE DIRECTOR TO DISCUSS GENERAL ISSUES

The Board met today at 1:31 p.m. for a meeting with the Solid Waste Director to discuss general issues. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Solid Waste Director David Loper, and Deputy Clerk Kelly Martinez. There was also a student observer present in the audience during the open portion of the meeting. Topics of discussion included the following: Director Loper gave a quick update of the Professional Consulting Service Agreement: they updated the history, the review operations of the facility has taken place, and Bob Church has talked with staff and they have all of the information they need now to start preparing that report. The one item that did come out of it that was pretty significant was that there is an old abandoned well located on the property. Director Loper will have to find the abandonment paperwork records to research if the well was abandoned properly. At 1:41 p.m. the Board went into Executive Session as follows:

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

Commissioner Hanson made a motion to go into Executive Session at 1:41 p.m. pursuant to Idaho Code, Section 74-107(1), (2), and/or (3) to discuss records exempt from public disclosure and attorney-client communication. The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners Dale, Hanson 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, Solid Waste Director David Loper, and Deputy Clerk Kelly Martinez. Mr. Goodsell left at 1:46 p.m. The Executive Session concluded at 2:16 p.m. with no decision being called for in open session.

The meeting concluded at 2:16 p.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

TWENTY-FOURTH DAY OF JUNE TERM, A.D., 2015  
CALDWELL, IDAHO     JULY 10, 2015

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

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2015-026198, 2015-026199, 2015-026200, 2015-026201, 2015-026202, 2015-026203, and 2015-026204.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Facilites Management in the amount of \$5,216.00 to Advanced Hardware Supply.

APPROVED PURCHASE ORDER

The Board approved a purchase order for Information Technologies in the amount of \$9,645.82 to Dell.

BOARD OF EQUALIZATION - TAX ASSESSMENT PROTEST HEARING FOR DDR NAMPA, LLC; AND UNTIMELY EXEMPTION APPLICATION FILED BY SIENNA HILLS NO. 3

The Board of County Commissioners, sitting as a Board of Equalization, met today at 9:30 a.m. to conduct a tax assessment protest hearing for DDR Nampa, LLC. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, Deputy P.A. Brad Goodsell, Commercial Supervisor Mike Cowan, and Deputy Clerk Monica Reeves. The applicant did not appear for today's hearing. Mike Cowan has been in contact with the representatives from DDR and they requested the Board uphold the assessed value and it's likely they will take it to the Board of Tax Appeals. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to uphold the assessed value for DDR. Commissioner Dale amended his

motion to include the protest numbers for each account as follows: 1115, 1117, 1118, 1120, 1127, 1124, 1121, 1129, 1134, 1123, 1122, 1125, 1126, 1128, 1130, 1132, & 1133. The amended motion was seconded by Commissioner Hanson and carried unanimously. Brad Goodsell said there is another matter for the Board of Equalization to take up that deals with an application filed by Sienna Hills No. 3 for a tax exemption under Idaho Code 63-602W which provides for an exemption for developed lots until they are sold; however, the application is required to be filed by April 15. Sienna Hills did not file the application until June 17, 2015 therefore it is untimely. He prepared a letter for the Board to send to Sienna that says their appeal is untimely therefore they do not have authority to address the appeal. The letter is on file with this day's minute entry. The proceeding concluded at 9:36 a.m. An audio recording is on file in the Commissioners' Office.

#### CONSIDER SIGNING RESOLUTION TO ISSUE A REFUND TO MARK AND HEATHER TUCKER FOR APPLICATION FEES

The Board met today at 11:09 a.m. to consider signing a resolution to issue a refund to Mark and Heather Tucker for application fees. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, DSD Director Tricia Nilsson, and Deputy Clerk Monica Reeves. Director Nilsson said the Tuckers applied for a firework sales permit and then realized how long it would take before they could start so they were moved to a different property. She is recommending a full refund in the amount of \$550. Upon the motion of Commissioner Dale and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution authorizing a refund of \$550 to Mark and Heather Tucker for application fees. (See Resolution No. 15-124.) The meeting concluded at 11:10 a.m. An audio recording is on file in the Commissioners' Office.

#### PRESENTATION OF AWARDS FOR THE CANYON COUNTY WEIGHT LOSS CHALLENGE

The Board met today at 11:31 a.m. to present awards to the winners of the Canyon County Weight Loss Challenge. Present were: Commissioners Steve Rule, Craig Hanson and Tom Dale, PIO Joe Decker, Detention Director Steve Jett, Fitness Coordinator Taga Bah, Mike Richards, Josh Hoffman, Samuel Montanez, Esmi Romo, various employees, and Deputy Clerk Monica Reeves. Taga Bah announced the names of this year's weight loss challenge winners: Mike Richards, Josh Hoffman and Samuel Montanez. Esmi Romo who attends Mr. Bah's fitness classes presented him with a thank you gift to him for his efforts and encouragement to those in his class. The

presentation concluded at 11:36 a.m. An audio recording is on file in the Commissioners' Office.

COMMISSIONER JUNE 2015 TERM ADJOURNED

At the conclusion of the day's official business, the Board adjourned the June 2015 Commissioner Term.

THE MINUTES OF THE FISCAL TERM OF JUNE 2015 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: 8/26/15