

FIRST DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 10, 2012

PRESENT: Commissioner David J. Ferdinand, II, Chairman
 Commissioner Steve Rule
 Commissioner Kathy Alder
 Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Fleet \$11,086.90, Recorder \$3,509.82, Information Technology \$24,680.95, \$13,545.00, \$16,900.47, \$23,255.00, \$9,480.00, \$24,715.00, \$15,497.95.

APPROVED CLAIMS ORDER #9-10-12

The Board of Commissioners approved payment of County claims in the amount of \$93,762.81, \$68,372.46, \$57,600.93, \$64,800.55, \$279,018.28, \$79,704.42, \$38,644.91, \$76,216.35, \$5,340.40, \$24,600.00, \$4,472.00 for accounts payables.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:33 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, PIO Joe Decker, and Deputy Clerks Claudia Amaral, Becky Chandler, and Monica Reeves. The items discussed were general in nature. Ms. Amaral and Ms. Chandler left at 8:46 a.m. Mr. Decker reported on communication issues. Mr. Navarro reported on facilities issues. The meeting concluded at 8:54 a.m. An audio recording is on file in the Commissioners' Office.

WEEKLY MEETING WITH THE CHIEF INFORMATION OFFICER TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 9:03 a.m. for a weekly meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Information Officer Rob Hopper, Administrative Services Manager Cheryl Lane, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:17a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 9:17 a.m. for a biweekly meeting with the Misdemeanor Probation Supervisor to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Misdemeanor Probation Supervisor Jeff Breach, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:27 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:32 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Mr. Wesley did not have any new issues to discuss today. The Board asked for an update on the status of Lake Lowell; an issue relating to the transfer of property; and an updated schedule on pending legal actions. The matters will be discussed at tomorrow's legal staff update. The meeting concluded at 9:34 a.m. An audio recording is on file in the Commissioners' Office.

AWARD OF CONTRACT FOR CANYON CROSSROADS TRANSPORTATION MUSEUM CONSTRUCTION PROJECT

The Board met today at 10:04 a.m. to consider awarding the contract for the Canyon Crossroads Transportation Museum construction project. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Mike Porter, Parks Director Tom Bicak, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Tom Bicak said both Wright Brothers and Perkins Construction were qualified through the process and both companies submitted bids that met all the requirements of the invitation for bids. Perkins Construction's bid came in 10% higher than the Wright Brothers bid. The review committee recommends the contract be awarded to Wright Brothers. Mike Porter said rather than award the contract we need to indicate our intent to award the contract upon the release of funds from the Idaho Transportation Department. Mr. Bicak said the county will front the money and ITD will reimburse us up to 90%, and with the funds he has received from Boise State University it will make up the 10% difference. The Board's concern is that we need confirmation that the flow of state funds will occur. Zach Wagoner shares that concern. Mr. Bicak said he will not ask the Auditor's Office to approve payment until February of March of 2013. ITD has acknowledged that they will release the funds; the county will get that in writing. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to award the contract to Wright Brothers of Eagle, Idaho, upon the acknowledgement of funding from the Idaho Transportation Department. The meeting concluded at 10:14 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING AGENDA ITEMS FOR SEPTEMBER 10, 2012

As scheduled, the Board met today at 10:31 a.m. to consider signing agenda items for September 10, 2012. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Development Services Director Kevin LoPiccolo and Deputy Clerk Claudia Amaral.

Documents for consideration were as follows:

- *Consider signing a Map Amendment Ordinance for David and Vikki Wiessner.* Mr. LoPiccolo said the ordinance signing is for a hearing that was held last week. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the ordinance. (#12-018)
- *Consider signing a resolution to issue a Refund of Development Services Fees for Zoe Middleton.* Mr. LoPiccolo said this case wasn't processed as the people did not want to put in a subdivision. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the resolution for a refund in the amount of \$1,830.00. (#12-205)

Mr. LoPiccolo left at 10:36 a.m.

- *Consider signing a resolution rescinding Resolution #12-203, and grant a one week extension for the filing of Levy Certifications to the Nampa and Wilder School Districts.* Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to rescind resolution #12-203 and to grant a one week extension for the filing of the levy certifications to the Nampa and Wilder School Districts. (#12-204)

The meeting concluded at 10:37 a.m. An audio recording is on file in the Commissioners Office.

MEETING TO DISCUSS 120 YEAR CELEBRATION PLANNING

The Board met today at 1:33 p.m. to discuss the planning of the 120 year celebration. Present were: Commissioners David Ferdinand and Kathy Alder, PIO Joe Decker, Facilities Manager Paul Navarro, Parks Director Tom Bicak, Joe Bell, Canyon County Historical Preservation Committee, Webmaster Keri Sigman, Randall Taylor, City of Notus and Deputy Clerk Becky Chandler. Pat

Quinn arrived at 1:36 p.m. Caldwell City Clerk Debbie Geyer arrived at 1:40 p.m. Commissioner Rule arrived at 1:54 p.m.

Meeting topics included:

Commissioner Ferdinand reported that Union Pacific will provide a display of 150th anniversary celebration items.

Mr. Navarro will provide 4ft x 10ft display spaces to begin November 13th. Displays will be removed on November 30th. Contact is being made with all cities in the county to provide historical displays. The courthouse will be open from 5:00 p.m. -7:00 p.m. on the 13th, 15th, 19th and 20th to allow for after-hours access to view the displays.

Submissions of art, essays, and poems will be accepted from local schools for a contest to be judged by county officials.

Commemorative bricks originally priced at \$120 each will be sold for \$25 per line.

Other items discussed included the 120 book process, refreshments, and a 10:00 a.m. press conference with a re-enactment of the proclamation signing on November 19th. A community page on the county website will accept submissions of history stories and photos.

The meeting concluded at 2:30 pm with no decision being called for in open session. An audio recording is on file in the Commissioners' office.

MEETING WITH DEPARTMENT ADMINISTRATORS

The Board met today at 2:33 p.m. for a meeting with department administrators. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, Parks Director Tom Bicak, Landfill Manager Jack Biddle, CIO Rob Hopper, IT Administrative Services Manager Cheryl Lane, H.R. Director Jeannine Eiband, Fleet Director Mark Tolman, Debbie Lowber and Stephanie Etter from the County Agent's Office, Chief Probation Officer Elda Catalano, Misdemeanor Probation Services Jeff Breach, DSD Director Kevin

LoPiccolo, Juvenile Detention Center Steve Jett, PIO Joe Decker, and Deputy Clerk Monica Reeves. Topics of discussion included the following:

- Some groups have asked to use the courthouse after business hours. Paul Navarro reported that it costs \$600 to keep the courthouse open at night. The Commissioners are considering charging the groups who want to use the facility when staff has to be here afterhours to operate the front door security system.
- Jeannine Eiband had suggested the Board consider giving employees three additional paid vacation days since pay raises are unlikely in the future. The Board, as well as the other elected officials, like the idea and are considering giving employees the day after Thanksgiving; December 24; and a floater day. Some offices will remain open with a skeleton crew on those days. The employees who have to work can pick their own day in the future. Ms. Eiband asked department heads to make sure they submit salary rate requests (“blue sheets”) for new hires at least five business days before the person is scheduled to begin work. Some departments have made offers of employment and then had to rescind the offer based on the results of a background check. Rob Hopper spoke about the need for a policy on employment changes so IT is aware of when someone is terminated or hired. Ms. Eiband will develop a form that can be emailed to H.R. and IT when there is an employee change, be it a termination or a new hire. The personnel manual, which has undergone major changes, will be reviewed by the Prosecutor’s Office and then it will be brought to the Board for review. The vehicle use policy is also being reviewed.
- Commissioner Alder spoke about her concern with the nation’s debt and the county’s financial stability. Noting the \$730,000 in funded vacant positions for Fiscal Year 2013, she asked department heads to hold off on hiring new employees until the end of this year or the first of next year. Commissioner Rule asked department heads to be careful with fund balances.
- There is serious consideration being given to the new administration building. The Board will know by the first of the year if the plans will become reality. The Board is looking at expanding courtrooms for

juveniles and adding on to the juvenile detention center in order to separate the juveniles from the adults.

Department updates were given. The information was general in nature and did not require Board action. The meeting concluded at 3:13 p.m. An audio recording is on file in the Commissioners' Office.

SECOND DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 11, 2012

PRESENT: Commissioner David J. Ferdinand, II, Chairman
 Commissioner Steve Rule
 Commissioner Kathy Alder
 Deputy Clerk Claudia Amaral

APPROVED PERSONNEL FORM

The Board signed the following personnel form for: Duff McKee.

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Development Services \$2,858.10, Facilities \$3,330.00, \$7,665.00.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents: 2012040004, 2012040005, 2012040014, 2012040006, 2012040013, 2012040010, 2012040012, 2012040008, 2012040007, 2012040009 and 2012040011.

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

The Board met today at 8:31 a.m. for a bi-weekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Probation Officer Elda Catalano, Dan Kessler, Trial Court Administrator and Deputy Clerk Claudia Amaral. Topics of discussion included: office space; juvenile drug court; gifts for juveniles; golf program; and a healthy teen program. While Dan Kessler was present, the Board informed him of plans to give employees three additional holidays for Fiscal Year 2013 (the day after Thanksgiving; December 24th and a floater holiday.) Mr. Kessler supports this idea and said there isn't much going on during those times. Commissioner Ferdinand said the Prosecutor and the Sheriff also said it's a very slow time. The meeting concluded at 8:49 a.m. An audio recording of the meeting is on file in the Commissioners Office.

LEGAL STAFF UPDATE

The Board met today at 9:04 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Deputy P.A. Zach Wesley, Trial Court Administrator Dan Kessler and Deputy Clerk Claudia Amaral. Commissioner Rule asked why the county can't use judges other than senior judges. He feels they aren't responsible to county tax dollars and have been costing the taxpayers hundreds of thousands of dollars. Dan Kessler said one reason this happens is the available staff. Sometimes resident judges are on vacation. We have to use the senior judges so we don't fall behind. Dan Kessler said the same thing happens on the magistrate level. Mr. Kessler said there is also a lack of space for the senior judges. Dan Kessler said he will speak with Judge Ryan. The meeting concluded at 9:18 a.m.

At 9:18 a.m. a request was made to go into Executive Session to discuss real property; records that are exempt from public disclosure; and pending litigation. The Executive Session was held as follows:

EXECUTIVE SESSION - REAL PROPERTY; RECORDS THAT ARE EXEMPT FROM PUBLIC DISCLOSURE; AND PENDING LITIGATION

Commissioner Alder made a motion to go into Execution Session under Idaho Code, Section 67-2345(1) (c), (d) and (F). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Deputy P.A. Zach Wesley, and Deputy Clerk Claudia Amaral. The Executive Session concluded at 9:33 a.m. with no decisions being called for in an open session. An audio recording of the open meeting is available in the Commissioners Office.

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

The Board met today at 9:33 a.m. for a monthly meeting with the Public Defender. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Public Defender Mark Mimura, and Deputy Clerk Claudia Amaral. Mr. Mimura said he does not have a budget to present today as his Office Manager went on vacation and didn't run a report. Mr. Mimura did say he is still a little below his budget. He said his malpractice insurance went up \$5,000 and he doesn't have a claim. Mr. Mimura said he will have two of his people trained to handle payroll. Commissioner Rule said Mr. Mimura could use our software for scanning. Mr. Mimura said they are paying for office space to use for storage space. Mr. Mimura said he would like to be in the courthouse and be paid the same as the P.A.'s office. He said this would be in the best interest of his employees. Commissioner Alder said his rental cost is huge and this would save a lot of money. Mr. Mimura said he pays over \$100,000 a year in rent. Commissioner Rule said the Board really needs his budget as they are close to the end of September. The meeting concluded at 9:44 a.m. An audio recording is on file in the Commissioners Office.

THIRD DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 12, 2012

PRESENT: Commissioner Steve Rule, Acting Chairman
Commissioner Kathy Alder
Commissioner David J. Ferdinand, II - out
Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PERSONNEL FORM

The Board signed the following personnel form for: Brenda Lawrence, Dona Butler, Douglas Tyler, and Debra Clancy.

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Sheriff \$20,000, Information Technologies \$34,782.80, \$18,000.00, \$11,549.99.

APPROVED CLAIMS ORDER #9-12-12

The Board of Commissioners approved payment of County claims in the amount of \$11,255.49 for accounts payables.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents: 2012040208, 2012040805.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board resolved that the Chairman is authorized to sign an Alcoholic Beverage License for:

#12-206 Beer/Liquor License: Salon Columbia Events Center

APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved the donation of vacation leave to another employee for sick leave to: Sim Tucker.

CONSIDER SIGNING FAMILY DAY PROCLAMATION AND RESOLUTION AUTHORIZING JOINT QUARTERLY MEETING WITH THE P&Z COMMISSION, DEVELOPMENT SERVICES DEPARTMENT STAFF AND THE BOARD OF COMMISSIONERS

The Board met today at 9:44 a.m. to consider signing a Family Day Proclamation and a resolution authorizing a joint quarterly meeting with the P&Z Commission, the Development Services Department staff and the Board of Commissioners. Present were: Commissioners Kathy Alder and Steve Rule, and Deputy Clerk Monica Reeves. The proclamation proclaims the fourth Monday of September as Family Day - *A Day to Eat Dinner with Your Children*. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the proclamation. The resolution sets a meeting date of October 1, 2012 between the Board, the P&Z Commission and DSD staff. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the resolution. The signed resolution is on file with this day's minute entry. The meeting concluded at 9:45 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 9:46 a.m. for a biweekly meeting with the Juvenile Detention Director to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, Juvenile Detention Director Steve Jett, Administrative Assistant Marilee Davis, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:53 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

PUBLIC HEARING TO MODIFY DEVELOPMENT AGREEMENT FOR ROGER WILLIAMSON CR2012-1

The Board met today at 10:00 a.m. to conduct a public hearing in the matter of a request by Roger and Susan Williamson to modify a development agreement that was approved as part of Case No. CPR2002-3. The subject property is located at 21986 Hoskins Road in Caldwell, in a portion of the SW ¼ of Section 9, Township 3 North, Range 4 West, Boise Meridian. The subject property was part of a conditional rezone request that was approved by the Board of Commissioners on May 20, 2003 to rezone approximately 294 acres from an "A" (Agricultural) zone to an "R-R" (Rural Residential) zone. Approval of this request also included a development agreement for the properties. The applicants want to construct a single family residence on R33262. The existing development agreement is tied to every parcel that was included in the conditional rezone approval, including the parcel the applicants wish to build on. In order for the applicants to build a single family residence and not be bound to the conditions that pertain to a larger development, the agreement must be modified. Jennifer Almeida gave the oral staff report. The following people testified in support of the request: Susan Wildwood and Roger Williamson. Dave Basey testified as spokesman for those in opposition to the request. He spoke about concerns of drainage and requests to add more houses, one at a time. Nick Oliver and Don Basey also testified in opposition to the request. Susan Wildwood offered rebuttal testimony. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to close public testimony. Following the Board's deliberation, Commissioner Alder made a motion to approve the modification to the development agreement and allow the Williamsons to construct a home on a 40-acre parcel. The motion was seconded by Commissioner Rule and carried unanimously. The hearing concluded at 11:24 a.m. An audio recording is on file in the Commissioners' Office.

RECEIVE QUARTERLY REPORT FROM THE IDAHO DEPARTMENT OF JUVENILE CORRECTIONS

The Board met today at 11:27 a.m. to receive the quarterly report from the Idaho Department of Juvenile Corrections. Present were: Commissioners Steve Rule and Kathy Alder, Joe Langan, District 3 Liaison, Chief Probation Officer Elda Catalano, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. Mr. Langan presented the quarterly update from April 1 to June 30, 2012. Canyon County received state funds in the form of Juvenile Correction Act funding (\$96,610); tobacco tax funds (\$108,467) and lottery funds (\$18,488). Canyon County utilized \$32,304 in community incentive program funds. Four million dollars in Juvenile Justice Substance Use Disorder funds was distributed to counties based on population. A copy of the fact sheet is on file with this day's minute entry. The meeting concluded at 11:40 a.m. An audio recording is on file in the Commissioners' Office.

GO ON THE RECORD AND CONTINUE LEGAL STAFF UPDATE

The Board met today at 11:41 a.m. to go on the record and continue this morning's legal staff update to this afternoon. Present were: Commissioners Kathy Alder and Steve Rule, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the legal staff update that was scheduled for 11:41 a.m. to this afternoon at 1:30 p.m. The proceeding concluded at 11:42 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION - RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND PENDING LITIGATION

Note for the record: As properly noticed the Board met today at 1:31 p.m. for a legal staff update. A request was made to go into Executive Session to discuss records exempt from public disclosure and pending litigation. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 1:32 p.m. pursuant to Idaho Code, Section 67-2345(1) (d) (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with

Commissioners Alder and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Deputy P.A. Mike Porter, and Deputy Clerk Becky Chandler. Attorney Jim Martin was called at 1:41 p.m. The Executive Session concluded at 2:16 p.m. with no decision being called for in open session.

FOURTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 13, 2012

Commissioner Ferdinand attending Treasure Valley Partnership Retreat in Cascade. Commissioner Alder attending RAC Meeting in Boise. Commissioner Rule in office.

FIFTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 14, 2012

Commissioner Ferdinand attending Treasure Valley Partnership Retreat in Cascade. Commissioner Alder vacation. Commissioner Rule in office.

SIXTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 17, 2012

All Commissioners attending Idaho Association of Counties Conference in Sun Valley, Idaho

SEVENTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 18, 2012

All Commissioners attending Idaho Association of Counties Conference in Sun Valley, Idaho

EIGHTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 19, 2012

All Commissioners attending Idaho Association of Counties Conference in Sun Valley, Idaho

NINTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 20, 2012

All Commissioners attending Idaho Association of Counties Conference in Sun Valley, Idaho

TENTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 21, 2012

PRESENT: Commissioner David J. Ferdinand, II, Chairman
 Commissioner Kathy Alder
 Commissioner Steve Rule - vacation
 Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PERSONNEL FORM

The Board signed the following personnel form for: Sharon Strauss, Douglas Ward, Stephanie DeBoard, Christine Garrison, Juan Toledo, Roger Tish, and Lucas Eells.

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Landfill \$4,142.54, Information Technologies \$6,482.44, \$4,989.00, Facilities \$1,450.00, \$1,360.00, \$1,270.00.

APPROVED KEY REQUESTS

The Board signed the following key request for: Crystal Severson, Stephanie Etter.

APPROVED CLAIMS ORDER #1225

The Board of Commissioners approved payment of County claims in the amount of \$1,103,943.59 for a county payroll.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents: 2012042117, 2012042115, 2012042114, 2012042113, 2012042112, 112088264, 2012042111, 2012042110, 2012037727, 2012042116, 2012042120, 2012042122, 2012042123, 2012042124, 2012042125, 2012042121, 2012042119, 2012042118, 112098008, 2012015808, 2012042099, 112093625, 112093626, 2012-084656, 2012040207, 2012042101, 2012040209, 2012042103, 2012042109, 2012042098, 2012042100, 2012042105, 2012042107, 2012042096, 2012042106, 2012042104, 2012042102, 2012042097, 2012042107, 112098006, 112098007.

APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved the donation of vacation leave to another employee for sick leave to: Sim Tucker, Anna Hernandez, Michelle Britain.

MONTHLY MEETING WITH ADMINISTRATIVE DISTRICT JUDGE TO DISCUSS GENERAL ISSUES

The Board met today at 8:06 a.m. for the monthly meeting with the Administrative District Judge to discuss general issues. Present were: Commissioners David Ferdinand and Kathy Alder, Judge Thomas Ryan, Judge Molly Huskey, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. The topics of discussion included public defender services and the subcommittee that Judge Huskey chairs; and the need for a memorandum of understanding for employees who are under the courts (judges secretaries; staff attorneys, bailiffs, jury commission) and the 120-year celebration that will be held the week of November 19. The topics were general in nature and did not require Board action. The meeting concluded at 8:47 a.m. An audio recording of today's meeting is on file in the Commissioners' Office.

CONSIDER SIGNING SEPTEMBER 21, 2012 AGENDA ITEMS

The Board met today at 8:49 a.m. to consider signing the September 21, 2012 agenda items. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Dan Blocksom, Landfill Director Jack Biddle, and Deputy Clerk Monica Reeves. The items were considered as follows:

Mutual Agreement to Extend the Contract for Professional Consulting Services with Daniel B. Stephens & Associates, Inc., (Agreement #09-053) - Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the mutual agreement to extend the contract. (#12-079)

Wood Waste Removal Contract Renewal with Enviro-Progress, Inc. - Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the wood waste removal renewal contract. (#12-078)

Mapping Agreement with Aerometric - Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the mapping agreement. (#12-077)

Renewal of Memorandum of Agreement between Ada County, Southwest Idaho Juvenile Detention Center and Idaho Department of Juvenile Corrections - Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the renewal of the memorandum of agreement. (#12-080)

The signed documents are on file with this day's minute entry. The meeting concluded at 9:01 a.m. An audio recording is file in the Commissioners' Office.

EXECUTIVE SESSION – PERSONNEL MATTER, LITIGATION MATTER AND RECORDS EXEMPT FROM DISCLOSURE

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, litigation matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 9:03 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Ferdinand. A roll call vote was taken on the motion with Commissioners Alder and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Dan Blocksom, Clerk Chris Yamamoto, Chief Deputy Clerk Brad Jackson, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Clerk Yamamoto, Mr. Jackson and Mr. Wagoner left at 9:18 a.m. The Executive Session concluded at 10:02 a.m. with no decision being called for in open session. While in open session, Commissioner Ferdinand reported that we are moving

forward with the historic displays in the courthouse as part of the 120-year celebration. He asked if there are any liability issues associated having displays in the courthouse. Sam Laugheed will talk to the facilities manager about the types of displays that are planned. The legal staff update concluded at 10:03 a.m.

CONSIDER APPROVING LEVY CERTIFICATIONS FOR TAX YEAR 2012,
FISCAL YEAR 2013

The Board met today at 10:08 a.m. to consider approving the levy certifications for Tax Year 2012, Fiscal Year 2013. Present were: Commissioners David Ferdinand and Kathy Alder, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Zach Wagoner reported that of the 60 L-2 forms were submitted, 22 were erroneous, and, on two occasions the Auditor's Office received erroneous information from the state tax commission. Mr. Wagoner has been in contact with the 22 districts and advised that they will have to adjust their property tax budget. He plans to conduct a workshop session next August where the districts will be invited to come in and receive assistance on completing their forms. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the resolution setting tax levy rates for all taxing districts in Canyon County for Fiscal Year 2013 (Tax Year 2012). The signed resolution, No. 12-208, is on file with this day's minute entry. The meeting concluded at 10:12 a.m. An audio recording is on file in the Commissioners' Office.

ELEVENTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 24, 2012

PRESENT: Commissioner David J. Ferdinand, II, Chairman
 Commissioner Steve Rule
 Commissioner Kathy Alder
 Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PERSONNEL FORMS

The Board signed the following personnel forms for: Kieran Donahue, Tyson Duffin, Kim Gardner, Marvin Dashiell, and Robert Vanderschans.

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Fleet \$9,635.00.

APPROVED CLAIMS ORDER #9-24-12

The Board of Commissioners approved payment of County claims in the amount of \$1,421.00 for accounts payables.

SIGNED AWARD OF DUTY WEAPON TO RETIRING CORPORAL RICHARD LANCASTER

The Board signed an award of duty weapon letter to retiring Corporal Richard Lancaster.

APPROVED TREASURER'S TAX CHARGE CORRECTIONS SUMMARY FOR AUGUST

The Board approved the Treasurer's Tax Charge Corrections Summary for August.

SIGNED COUNTY EXTENSION AGREEMENT FOR UNIVERSITY OF IDAHO COLLEGE OF AGRICULTURAL AND LIFE SCIENCES COOPERATIVE EXTENSION SYSTEM

The Board signed the County Extension Agreement for the University of Idaho College of Agricultural and Life Sciences Cooperative Extension System.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:30 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, PIO Joe Decker, and Deputy Clerks Claudia Amaral, Becky Chandler, and Monica Reeves. The items discussed were general in nature. Ms. Amaral and Ms. Chandler left at 8:42 a.m. Mr. Decker reported on communication issues. Mr. Navarro reported on facilities issues. The meeting concluded at 9:00 a.m. An audio recording is on file in the Commissioners' Office.

ELECTED OFFICIALS MEETING

The Board met today at 9:01 a.m. for an elected officials meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Sheriff Chris Smith, Coroner Vicki DeGeus-Morris, Clerk Chris Yamamoto, Prosecutor Bryan Taylor, and Deputy Clerk Monica Reeves. Also present was visitor Craig Hanson. Updates were given as follows:

- Bryan Taylor said he and Sam Laugheed are working to see if there is a more efficient way to provide civil services and track projects the civil deputies are asked to work on.
- Vicki DeGeus-Morris reported that the Coroner's Office has been very busy.
- Chris Yamamoto reported that five of the six divisions within the Clerk's Office are working on large projects. There are four vacant positions that need to be filled. Indigent Director Leslie Pardue will retire the end of this week. Michele Scherer, the replacement for Ms. Pardue, began working today.
- Chris Smith said the ACLU is "completely dazzled" by the work Sam Laugheed has put into developing the County's 2012 Action Plan. A cornerstone of the project has been incorporating the 2009 Consent Decree provisions into CCSO policy and procedure. Sheriff Smith expressed his appreciation to Sam for taking a whole new approach to the issue. The

Sheriff spoke about the need for more space for the alternative sentencing program. He also spoke briefly about traffic patrols.

- Commissioner Alder reported that the Board is looking at expanding juvenile courts. Commissioner Rule reported that the Board is waiting for financing information to determine whether the county can proceed with plans to construct an administration building. Commissioner Ferdinand spoke about the open house that will be held on November 19 for the county's 120-year celebration.

The meeting concluded at 9:24 a.m. An audio recording is on file in the Commissioner's Office.

EXECUTIVE SESSION – PERSONNEL MATTER, LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Note for the record: As properly noticed the Board met today at 9:36 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, litigation matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Rule made a motion to go into Executive Session at 9:37 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed and Deputy Clerk Monica Reeves. The Executive Session concluded at 10:03 a.m. with no decision being called for in open session.

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

The Board met today at 10:03 a.m. for a monthly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Ms. Eiband reported on the following topics: Proposals for TPA services for the county's insurance; her attendance at a recent seminar held by Wells Fargo Insurance on health care reform; the first draft of the employee handbook will be forwarded to the P.A.'s Office for review; staffing issues in H.R.; and her plans for open enrollment to begin on November 1st instead of October 1st. 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 CHIEF INFORMATION OFFICER TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:14 a.m. for a weekly meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Information Officer Rob Hopper, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Mr. Hopper spoke about the need for countywide training for supervisors in tracking and monitoring performance. The H.R. Office has plans to offer employee training in the coming weeks. (Ms. Eiband left at 10:22 a.m.) Mr. Hopper plans to make an employment offer for the IT project manager position; and, he reported on projects the IT department has been working on. 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.

BI-WEEKLY MEETING WITH THE MISDEMEANOR PROBATION SUPERVISOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:49 a.m. for a bi-weekly meeting with the Misdemeanor Probation Supervisor to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder, Misdemeanor Probation Supervisor Jeff Breach, and Deputy Clerk Claudia Amaral. Mr. Breach said they located an interpreter who is court certified. Her fee is \$120 an hour with a two hour minimum plus mileage. The Board also talked about increasing Mr. Breach's salary and will work with Zach Wagoner on this. The items discussed were general in nature and did not require Board action. The meeting concluded at 11:00 a.m. An audio recording of the meeting is on file in the Commissioners Office.

BOISE VALLEY ECONOMIC PARTNERSHIP'S ANNUAL REVIEW

The Board met today at 11:04 a.m. for an annual review of the Boise Valley Economic Partnership. Present were: Commissioners David Ferdinand and Kathy Alder, BVEP Director Clark Krause, and Deputy Clerk Monica Reeves. The meeting was general in nature and did not require Board action. A copy of the report is on file with this day's minute entry. The meeting concluded at 11:42 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER REZONE REQUEST FOR RICHARD DEGITZ

The Board met today at 1:47 p.m. to conduct a public hearing in the matter of a rezone request by Richard Degitz, Case No. RZ2012-11. The request is to rezone 8.76 acres from an "A" (Agricultural) Zone to an "R-R" (Rural Residential) Zone. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Planner Jennifer Almeida, and Deputy Clerk Monica Reeves. The applicant did not appear for the hearing. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to November 29, 2012 at 10:00 a.m. Ms. Almeida will contact the applicant and his representative and advise of the new hearing date and time.

(It was noted for the record that the hearing was scheduled for 1:30 p.m. and the Board waited nearly 20 minutes for the applicant to appear before setting a new date.) The proceeding concluded at 1:50 p.m.

CONSIDER SIGNING FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER FOR CASE NO. CR2012-1; MODIFICATION OF DEVELOPMENT AGREEMENT FOR J&R FARMS, LLP

The Board met today at 2:00 p.m. to consider signing the Findings of Fact, Conclusions of Law and Order in the matter of a request by Roger Williamson and John Williamson, Case No. CR2012-1, to modify the development agreement for J&R Farms, LLP. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Planner Jennifer Almeida, and Deputy Clerk Monica Reeves. Commissioner Rule and Commissioner Alder heard the request on September 12, 2012 and voted to approve the request. Commissioner Ferdinand was not present for the hearing. Today, Ms. Almeida requested the Board consider only the FCOs and not the development agreement because the Williamsons have not had a chance to sign it. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the FCOs approving Case No. RZ2012-1, modification of a development agreement. Commissioner Ferdinand did not vote because he did not participate in the hearing. The development agreement will be considered on October 2, 2012 at 10:30 a.m. A signed copy of the FCOs is on file with this day's minute entry. The meeting concluded at 2:03 p.m. An audio recording is on file in the Commissioners' Office.

TWELFTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 25, 2012

PRESENT: Commissioner David J. Ferdinand, II, Chairman
 Commissioner Steve Rule
 Commissioner Kathy Alder
 Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED KEY REQUESTS

The Board signed the following key request for: Tiffany Moore, Michele Sherrer.

APPROVED PERSONNEL FORM

The Board signed the following personnel form for: Tiffany Moore.

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Trial Court Admin. \$2,752.00, Parks \$1,223.25.

APPROVED CLAIMS ORDER #9-25-12

The Board of Commissioners approved payment of County claims in the amount of \$190,037.72, \$66,850.41, \$194,354.25, \$21,207.95, \$84,003.32, \$91,873.92, \$43,317.48 for accounts payables.

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

The Board met today at 8:31 a.m. for a bi-weekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Probation Officer Elda Catalano, Juvenile Drug Court Coordinator Mike Davidson, and Deputy Clerk Claudia Amaral. Ms. Catalano introduced Mike Davidson who is the Juvenile Court Coordinator. Topics of discussion were: new software, slots for treatment, state funding, and training. The first target date for juvenile drug court is November 28th on the program. All of the Commissioner's feel that Mike adds a lot of experience and quality to this effort. At 8:47 a.m., Commissioner Alder left to attend another meeting. The items discussed were general in nature and did not require Board action. The meeting

concluded at 8:50 a.m. An audio recording of the meeting is on file in the Commissioners Office.

LEGAL STAFF UPDATE/EXECUTIVE SESSION

The Board met today at 1:33 p.m. to conduct a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Deputy P.A. Mike Porter, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Board has received requests from Sheriff Chris Smith to award duty weapons and badges to retiring officers. Commissioner Rule said in his discussions with Sheriff Smith he learned that the officers must have served 15 years in order to receive their badge and handcuffs, but there is no requirement for when an officer can be awarded a duty weapon/handgun. The Board wants a policy in place that addresses when a retiring officer can be awarded a handgun. Commissioner Rule said he and the Sheriff discussed that if the requirement for the badge and handcuffs is 15 years then perhaps it should be the same amount of time for the award of a handgun. Commissioner Alder agrees. Commissioner Ferdinand wants a policy that delineates the length of service for receiving a handgun, badge and handcuffs. The concern is that the guns cost approximately \$400 apiece and are being given away at county expense. The Board has received four requests so far and more are likely to follow, which is why a policy is necessary. At 1:37 p.m., the Board went into Executive Session as follows:

EXECUTIVE SESSION - PENDING LITIGATION AND RECORDS EXEMPT FROM DISCLOSURE

Commissioner Rule made a motion to go into Executive Session at 1:37 p.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Deputy P.A. Mike Porter, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. Deputy P.A. Dan Blocksom arrived at 1:39 p.m. The Executive Session concluded at 2:13 p.m. with no decision being called for in open session.

CONSIDER SIGNING RESOLUTION ESTABLISHING ALTERNATIVE CELLULAR TELEPHONE CONTRACT MANAGEMENT OPTION

The Board met today at 2:14 p.m. to consider signing a resolution establishing an alternative cellular telephone contract management option. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Mike Porter, Prosecutor Bryan Taylor, and Deputy Clerk Monica Reeves. This allows prosecutors in the P.A.'s office to opt out of the county's system and obtain a private cell phone to maintain some of their private privileges and still be available for after-hours work. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the resolution approving the allocation of \$55 per month to employees in the P.A.'s Office who choose not to retain a county-owned cellular phone. The signed resolution is on file with this day's minute entry. The meeting concluded at 2:16 p.m. An audio recording is on file in the Commissioners' Office. (#12-209)

MEETING TO DISCUSS E911 ACCOUNT

The Board met today at 2:19 p.m. for a meeting to discuss the E911 account. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Controller Zach Wagoner, Deputy P.A. Zach Wesley, Lt. Todd Herrera, Chief Deputy Sheriff Marv Dashiell, Captain Craig Hanson, Pam Corta, Roxanne Wade, Sherman Kester, Ambulance District Director Greg Owen, and Deputy Clerk Monica Reeves. Caldwell Police Chief Chris Allgood arrived at 2:25 p.m.

Finance report: Zach Wagoner reported the current balance of the E911 fund is \$325,000, which includes all expected revenue. He is expecting one more payment to Motorola in the amount of \$26,000. Lt. Herrera has asked Motorola to review the maintenance contract and provide some options on cost saving measures. Mr. Wagoner said there is \$38,000 remaining on the "B" Budget side and with the Motorola payment that will only leave \$12,000 for any outstanding 2012 bills. Lt. Herrera said there will also be an invoice for \$400 or \$500 for the propane fuel purchase, as well as an invoice for \$7,000 for the annual maintenance on the My States USA mass notification system. Lt. Herrera is contesting one of the charges on the My States USA invoice so the amount may be reduced to \$5,000.

Approval of August 28, 2012 minutes: Commissioner Alder made a motion to approve the August 28, 2012 minutes. The motion was seconded by Commissioner Rule and carried unanimously.

Old business:

- **Idaho Emergency Communications Commission Grant Award** - The Board approved the grant award in the amount of \$228,523.91. The funds will be used for the upgrade of the 911 telephone system and will cover the cost of maintenance for one year.
- **Propane fuel purchase** - Lt. Herrera originally budgeted \$1,000 to fill the tanks at all four of the communication tower sites, but only two of the four sites had to be filled: the ION site and the Nampa Highway site were filled for a cost of \$400 or \$500. Marv Dashiell said the Sheriff's Office received a bill for \$2,000 from the City of Parma for the Williams Hill lease fee. Commissioner Rule said the City of Parma's police department has requested vehicles from the county and it doesn't seem right that they bill the county for emergency towers that provide them with protection. Chief Dashiell said the Sheriff's Office pays for Parma's Spillman licensing fee and their air cards so maybe we need to bill them for those fees. Commissioner Ferdinand asked for a list of everything the county pays on behalf of the City of Parma.
- **Governance board** - Commissioner Ferdinand said we are still trying to figure out the governance issue. Zach Wesley said ideas have been discussed between the city and the county, but nothing formal has been decided. Commissioner Alder asked if the City of Caldwell is going to pay the \$225,000 fee from this year's budget. Chief Allgood said that was his understanding but the governance issue has created some waves and he is not sure what position the mayor's office has taken on it. Chief Allgood will follow-up with ElJay Waite, the city's finance director.

New Business:

- **My States USA mass notification system** - The system will cost the county between \$5,000 and \$7,000 a year. Previously the county utilized the Reverse 911 system which cost \$15,000 a year.

- **Spillman invoice** -The maintenance cost for next year is \$196,000. Zach Wagoner said the “B” Budget has been reduced by \$300,000 to \$400,000 so we need to cut actual spending by that amount. He questioned how that can happen if we’re continuing to pay the same bills we’ve always paid. Lt. Herrera said the “B” budget doesn’t have the major capital outlay like it had this past year. Chief Dashiell said they have \$200,000 in grant funding that will be applied to the Motorola contract this year. Greg Owen said it’s crazy that maintenance costs are almost 30% of the total purchase price; he asked if any of the service agreements are negotiable. Lt. Herrera said they are looking at options, including working with Ada County to do our own phone system. The county spends \$300,000 a year on the Motorola contract and that amount has been questioned so Motorola is working on getting us a better number. He said another option would be to look at doing our own service with our own technician. They are also going with a different radio shop in Mountain Home instead of the one in Boise because of better pricing.
- **Dispatch center update** - Roxanne Wade reported they are down a radio dispatcher and have started training a call taker. Two more call takers have been hired and will begin working on October 1st. All new hires will receive software training for fire and EMS; the cost will range from \$3,000 to \$4,000. The expense will be paid from next year’s budget.

Adjourn meeting: Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to adjourn the meeting at 2:45 p.m. An audio recording is on file in the Commissioners’ Office.

CONSIDER SIGNING BUILDING INSPECTION SERVICES AGREEMENT
BETWEEN OWYHEE COUNTY AND CANYON COUNTY DEVELOPMENT
SERVICES DEPARTMENT

The Board met today at 3:01 p.m. to consider signing a building inspection services agreement between Owyhee County and Canyon County Development Services Department (DSD). Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Director Kevin LoPiccolo, Deputy P.A. Dan Blocksom, Fair Administrator Rosalie Cope, and Deputy Clerk Monica Reeves.

Kevin LoPiccolo said the Owyhee County Commissioners asked DSD for some assistance with building services (building and mechanical inspections.) All of the fees will be paid to Canyon County in return on the building permit Owyhee County gets 20% back. The Auditor's Office has set up an account for the 20% payment to Owyhee County. According to Director LoPiccolo, 90% of the building permits are done across the Snake River in the Marsing and Homedale areas. He estimates DSD will cover approximately one-quarter of the county. He's asked Owyhee County to start working with some other jurisdictions because it's a large county and DSD can only go so far. The Prosecutor's Office has reviewed the agreement. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the contract between Owyhee County and the Canyon County Development Services Department. The meeting concluded at 3:06 p.m. An audio recording is on file in the Commissioners' Office. (#12-081)

CONSIDER SIGNING REQUEST FOR PROPOSALS FOR FAIR VIDEO AND LEGAL NOTICE FOR SAME

The Board met today at 3:07 p.m. to consider signing a request for proposals (RFP) for an informational/marketing video for the Canyon County Fair. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Dan Blocksom, Fair Administrator Rosalie Cope, and Deputy Clerk Monica Reeves. The fair board is seeking services for an informational video to sell the master plan. The video will be used as a market tool, and payment will come from the capital budget. Dan Blocksom said they decided to ask for proposals rather than bids because they want to look at the responders' qualifications and past work and evaluate their proposals. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the RFP and legal notice for the fair video. The meeting concluded at 3:14 p.m. An audio recording is on file in the Commissioners' Office.

THIRTEENTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 26, 2012

PRESENT: Commissioner David J. Ferdinand, II, Chairman
Commissioner Steve Rule
Commissioner Kathy Alder
Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PURCHASE ORDERS

The Board approved the following purchase order for: Facilities \$1,549.00.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents: 2012042495, 2012042487, 2012042488, 2012042491, 2012042496, 2012042490, 2012042494, 2012042493, 2012042492, 2012042486, 2012042489, 2012042497, 2012042498, 2012042506, 2012042505, 2012092504, 2012042503, 2012042500, 2012042508, 2012042509, 2012042510, 2012042501, 2012042502, 2012042499, 2012042507, 2012042515, 2012042516, 2012042517, 2012142518, 201204512, 2012042513, 2012042511, and 2012042514.

APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved the donation of vacation leave to another employee for sick leave to: Anna Hernandez.

APPROVED AUGUST 2012 TERM COMMISSIONER PROCEEDINGS AND SYNOPSIS

The Minutes of the Fiscal Term of August 2012 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.

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

The Board met today at 8:45 a.m. for a biweekly meeting with the Juvenile Detention staff to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Juvenile Center Administrative Assistant Marilee Davis, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. Director Steve Jett is out of town so Ms. Davis appeared on his behalf. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:57 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

EXECUTIVE SESSION - LITIGATION MATTER, REAL ESTATE MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

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 real estate matter, litigation matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 9:03 a.m. pursuant to Idaho Code, Section 67-2345(1) (c), (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:29 a.m. with no decision being called for in open session.

CONSIDER SIGNING PROCLAMATION DECLARING OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH

The Board met today at 9:30 a.m. to consider signing a proclamation declaring October as Domestic Violence Awareness Month. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, Misdemeanor Probation Supervisor Jeff Breach, Kim Ivacek, Hope's Door Director, Barbara Boyer, and Deputy Clerk Monica Reeves. Ms. Ivacek spoke of the events planned for next month, including a clothesline project that will be used to display t-shirts that tell the stories of domestic violence victims. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the proclamation, a copy of which is on file with this day's minute entry. The meeting concluded at 9:38 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SETTING THE NOVEMBER 2012 CANYON COUNTY POLLING PLACES

The Board met today at 1:35 p.m. to consider setting the November, 2012 Canyon County Polling Places. Present were: Commissioners David Ferdinand and Kathy Alder, Elections Supervisor Terry Warwick, and Deputy Clerk Monica Reeves. Ms. Warwick presented the Board with a list of the polling places, a copy of which is on file with this day's minute entry. She reported that since the May 2012 election there have been two changes: Precincts 56 and 61 were moved back to the Nampa Civic Center and Precinct 76 was moved to the Johnson Sport Center on the NNU campus. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to approve the polling places for the November 2012 election. The list of polling places is on file with this day's minute entry. The meeting concluded at 1:37 p.m. An audio recording is on file in the Commissioners' Office.

APPROVED KEY REQUEST

The Board signed the following key request for: Wright Brothers Construction.

CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 8:43 a.m. to continue medical indigency hearings. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Michele Sherrer, Incoming Welfare Director, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the following hearings by signed stipulation:

The following cases were continued to November 1, 2012 at 8:30 a.m.:
Case Nos. 2012-829, 2011-1333, 2012-1082, & 2012-918

The following cases were continued to November 15, 2012 at 8:30 a.m.:
Case Nos. 2011-1192, 2012-764, 2012-869, 2012-1221, 2012-1019, 2012-1081,
& 2012-881

The following cases were continued to December 13, 2012 at 8:30 a.m.:
Case Nos. 2012-548, 2012-923, 2012-307, 2011-1534, & 2012-437.

The following cases were continued to January 10, 2013 at 8:30 a.m.: Case
Nos. 2012-1008, 2012-1071, 2011-1395, & 2012-488.

The following cases were continued to January 24, 2012 at 8:30 a.m.: Case
Nos. 2011-61, 2012-534, & 2012-201.

The following cases were continued to December 27, 2012 at 8:30 a.m.:
Case Nos. 2012-675, & 2012-710.

The proceeding concluded at 8:44 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2011-1365

The Board met today at 8:47 a.m. to conduct a medical indigency hearing for Case No. 2011-1365. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Incoming Welfare Director Michele Sherrer, Deputy P.A. Zach Wesley, Attorney Mark Peterson, Kim Filipiak from St. Luke's Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to November 15, 2012 at 8:30 a.m. The proceeding concluded at 8:59 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-1092

The Board met today at 9:02 a.m. to conduct a medical indigency hearing for Case No. 2012-1092. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Incoming Welfare Director Michele Sherrer, Deputy P.A. Zach Wesley, Attorney Mark Peterson, Kim Filipiak from St. Luke's Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously that the original denial dated July 19, 2012 be upheld. The hearing concluded at 9:12 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-1087

The Board met today at 9:12 a.m. to conduct a medical indigency hearing for Case No. 2012-1087. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Incoming Welfare Director Michele Sherrer, Deputy P.A. Zach Wesley, Attorney Mark Peterson, Jessie Barcroft from St. Luke's Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to December 13, 2012 at 8:30 a.m. The

hearing concluded at 9:26 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-1177

The Board met today at 9:30 a.m. to conduct a medical indigency hearing for Case No. 2012-1177. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Incoming Welfare Director Michele Sherrer, Deputy P.A. Zach Wesley, Attorney Mark Peterson, Jessie Barcroft from St. Luke's Regional Medical Center, the applicant and her niece, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to December 27, 2012 at 8:30 a.m. The hearing concluded at 9:50 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2011-1237

The Board met today at 10:05 a.m. to conduct a medical indigency hearing for Case No. 2011-1237. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Incoming Welfare Director Michele Sherrer, Deputy P.A. Zach Wesley, Attorney Matt Taylor, Rayven Wilkerson from Saint Alphonsus Regional Medical Center, and Deputy Clerk Monica Reeves. The applicant did not appear for the hearing. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to take the case under advisement and issue a decision within 30 days. The hearing concluded at 10:11 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-557

The Board met today at 10:12 a.m. to conduct a medical indigency hearing for Case No. 2012-557. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Incoming Welfare Director Michele Sherrer, Deputy P.A. Zach Wesley,

Attorney Matt Taylor, Lisa Grissom from Saint Alphonsus Regional Medical Center, and Deputy Clerk Monica Reeves. The applicant did not appear for the hearing. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to December 13, 2012 at 8:30 a.m. The hearing concluded at 10:18 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-566

The Board met today at 10:24 a.m. to conduct a medical indigency hearing for Case No. 2012-566. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Incoming Welfare Director Michele Sherrer, Deputy P.A. Zach Wesley, Attorney Leslie Hayes, Attorney Slade Sokol, Chavon Lewis from Saint Alphonsus Regional Medical Center, and Deputy Clerk Monica Reeves. The applicant did not appear for the hearing. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously that the original denial dated March 21, 2012 be upheld. The hearing concluded at 10:42 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-21

The Board met today at 10:45 a.m. to conduct a medical indigency hearing for Case No. 2012-21. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Incoming Welfare Director Michele Sherrer, Deputy P.A. Zach Wesley, Attorney Leslie Hayes, Attorney Slade Sokol, Tracy Link from Saint Alphonsus Regional Medical Center, the applicant and his spouse, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to take the matter under advisement and issue a decision within 30 days. The hearing concluded at 10:49 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-1027

The Board met today at 10:53 a.m. to conduct a medical indigency hearing for Case No. 2012-1027. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Incoming Welfare Director Michele Sherrer, Deputy P.A. Zach Wesley, Tracy Link from Saint Alphonsus Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to November 15, 2012 at 8:30 a.m. The proceeding concluded at 10:58 a.m. An audio recording is on file in the Commissioners' Office.

UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES /SIGN CERTIFICATES OF DENIAL

The Board met today at 11:01 a.m. to uphold original denials and to sign certificates of denial for various medical indigency cases. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Welfare Director Leslie Pardue, Hearing Specialist Yvonne Baker, Michele Sherrer, Incoming Welfare Director, and Deputy Clerk Monica Reeves. Neither the hospital representative nor the applicants appeared today. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to uphold the original denial dates for the following cases:

<u>CASE NO.:</u>	<u>ORIGINAL DENIAL DATE:</u>
2012-991	June 27, 2012
2012-617	March 21, 2012
2012-1042	July 10, 2012
2012-1226	July 10, 2012
2012-690	April 4, 2012
2012-699	April 18, 2012
2012-156	December 28, 2011
2012-431	February 22, 2012
2012-926	June 6, 2012
2012-603	April 4, 2012

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the certificate of denial for Case No. 2012-547. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the certificate of denial for Case No. 2012-298. The proceeding concluded at 11:17 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING COMPUTER ARTS, INC. CONTRACT SOFTWARE LICENSE AND SUPPORT ADDENDUMS FOR FISCAL YEAR 2013

The Board met today 1:37 p.m. to consider the Computer Art, Inc., contract software license and support addendums for Fiscal Year 2013. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, CIO Rob Hopper, Deputy P.A. Brad Goodsell, Incoming Indigent Director Michele Sherrer, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the contract addenda with Computer Arts, Inc., The signed documents are on file with this day's minute entry. The meeting concluded at 1:45 p.m. An audio recording is on file in the Commissioners' Office. (#12-082)

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Note for the record: As properly noticed the Board met today at 1:51 p.m. for a legal staff update. A request was made to go into Executive Session to discuss a litigation matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 1:51 p.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 2:03 p.m. While in open session, Commissioner Rule made a motion to continue the legal staff update to 3:30 this afternoon. The motion was seconded by Commissioner Alder and carried

unanimously. At 4:08 p.m., the Board returned to the legal staff update that was continued from earlier this afternoon. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley and Deputy Clerk Becky Chandler. At 4:09 p.m., the Board returned to Executive Session as follows:

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS
EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Rule made a motion to go into Executive Session at 8:30 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, and Deputy Clerk Becky Chandler. The Executive Session concluded at 4:23 p.m. with no decision being called for in open session.

MEETING WITH CAMERON ARIAL FROM ZIONS BANK

The Board met today at 3:04 p.m. to meet with Cameron Arial from Zions Bank to discuss financing for the county administration building. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, Clerk Chris Yamamoto, Controller Zach Wagoner, ElJay Waite, Caldwell City Finance Director, Cameron Arial from Zions Bank, Attorney Mike Stoddard from Hawley Troxell, and Deputy Clerk Monica Reeves. Cameron Arial presented the Board with financing information. Commissioner Alder asked if the \$8 million includes everything, including interest. Mr. Arial said that is the amount the county would have to construct the building; it would not include interest expenses or other costs. He needs to know how much the county wants to borrow because it plays into the analysis. He also needs to know if the county is willing to do an equity contribution or a debt service reserve fund. ElJay Waite said the Urban Renewal Agency (URA) has shown that \$8 million will work but the county needs to tell the agency what the project will cost. Commissioner Alder asked if \$1 million of the \$8 million can be used to renovate the existing courthouse. Mike Stoddard said that can be done as long as we define it upfront,

and as long the URA and the bondholders allow it. Mr. Arial said there may be skinny coverage in the first couple years and it may be helpful for the county to contribute some equity to remedy it. Commissioner Rule said this is the first he's heard of the county making an equity payment and he is concerned with what the amount will be. Mr. Waite said of the \$8 million we bond for approximately \$800,000 will be put into a reserve fund and held for the life of the bond and paid on the last payment. Mr. Arial said typically that is the way it's done, but where we have such strong coverage it may not be necessary. He said the county could roll in the engineering or architecture costs into the bond financing. Mr. Arial needs to know what the actual project costs are going to be. Commissioner Rule expects to know what the project cost will be in a few weeks. Mr. Arial gave a timeline of what is necessary and the steps that need to occur with the key date being October 26. Mr. Stoddard suggested pushing that back a month. Mr. Waite said we have to know when construction will start and when it will end so we can stay within the timeframes of when the bond funds have to be dispersed and used. Commissioner Rule said as we go through the process he is going to be conservative in working with the architect to get a good set of set of plans that will eliminate as many changes as possible. Zach Wagoner said his concern relates to the tax on personal properties because that tax generates \$5 million in revenue a year to the county and there's a very real chance it could be wiped out entirely and a very strong chance a portion of it will be wiped out. Commissioner Alder isn't sure that will happen because it would hurt business coming to Idaho if we cannot give them incentives. Mr. Arial said a portion of the revenue that is generated for the URA comes from personal property so obviously if personal property is impacted in any way it takes your numerator down, therefore, coverage is less and that is a concern. He would like Board approval to proceed with the issuance of the RFP with the idea we can get it out in a reasonable amount of time, and to authorize the engagement of his services as well as the services of Mike Stoddard. Zach Wesley will work on the documents and schedule them for Board consideration next week. Chris Yamamoto said given the impact the personal property tax issue could have wouldn't it make sense to wait until we know what the legislature will do. Commissioner Alder does not believe the legislature will eliminate personal property tax in one year. Clerk Yamamoto said Governor Otter has said he will sign it. Commissioner Rule said he is not ready to move forward until we have the numbers. He has no problem engaging the services of Cameron Arial because there is no commitment if there are no dollars bonded. Mr. Stoddard said the county would not be committed until the end of November.

Commissioner Ferdinand said the Board is concerned with the issues and it is having a lot of conversations. Mr. Waite believes we have done everything we need to do to get to the point that says we can move once we know what the number is. It is time figure out what it will cost. The meeting concluded at 3:53 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING FY 2013 AUDIT SERVICES CONTRACT WITH GIBBONS, SCOTT AND DEAN

The Board met today at 3:58 p.m. to consider signing the Fiscal Year 2013 audit services contract with Gibbons, Scott and Dean. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Zach Wagoner said he has had discussions with other firms and he feels comfortable with them because they have a strong background in governmental accounting. Commissioner Rule believes the county should ask for bids on the contract every few years to make sure we are getting the best deal. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the contract with Gibbons, Scott and Dean, a copy of which is on file with this day's minute entry. The meeting concluded at 4:01 p.m. An audio recording is on file in the Commissioners' Office. (#12-083)

FIFTEENTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO SEPTEMBER 28, 2012

PRESENT: Commissioner Steve Rule, Acting Chairman
 Commissioner Kathy Alder
 Commissioner David J. Ferdinand, II - presentation at the
 Idaho Criminal Justice Commission
 Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PERSONNEL FORMS

The Board signed the following personnel forms for: Richard Camarata, Russell Bowers, Paul Lagrone, Rosa Maria Lucas, Marlene Kenney, Nicholas Ward, Nancy Seal, and Tracie Lloyd.

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Information Technologies \$1,972.00.

APPROVED CLAIMS ORDER #9-28-12

The Board of Commissioners approved payment of County claims in the amount of \$1,890.33, \$107,394.27, \$183,940.10 for accounts payables.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents: 2012043323, 2012043324, 277587, and 2012043322.

APPROVED TRANSFER SICK LEAVE TIME TO VACATION TIME

The Board approved the transfer of sick leave time to vacation time for: Michael Roth, Harold Patchett, Darryl Speiser, Michael Chamberlain, Debra Hanson, Erick Thomson, Laura Shepherd, Dawn Pence, Mark Tolman, Robert Whitney, Craig Hanson, Rene Whitneck, and David Minshall.

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Note for the record: As properly noticed the Board met today at 9:06 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a litigation matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 9:07 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder and Rule voting in favor of the motion to enter into Executive Session. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:34 a.m. with no decision being called for in open session.

DENNIS GANS TO DISCUSS FOOD VENDOR CONTRACT

The Board met today at 10:00 a.m. with Dennis Gans to discuss a food vendor contract. Present were: Commissioners Steve Rule and Kathy Alder, Dennis Gans, and Deputy Clerk Monica Reeves. Mr. Gans wanted to discuss his plans for operating a mobile food cart with a pop-up tent in the courthouse parking lot. He is in receipt of the county's vendor contract and was previously informed that he would need to obtain the appropriate permits and insurance prior to selling food on county property. He plans to operate five days a week from 10:00 a.m. to 3:00 p.m., and if there is a need he would like to extend the hours to 7:30 a.m. to sell breakfast items. The facilities manager will need to be involved to help decide where Mr. Gans can set up his cart and tent. The Board will not take any action until the contract is signed. The meeting concluded at 10:05 a.m. An audio recording is on file in the Commissioners' Office.

SIXTEENTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO

OCTOBER 1, 2012

PRESENT: Commissioner David J. Ferdinand, II, Chairman
Commissioner Steve Rule - vacation
Commissioner Kathy Alder
Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PERSONNEL FORM

The Board signed the following personnel form for: Robert Kershner.

APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved the donation of vacation leave to another employee for sick leave to: Raelene Bullard.

APPROVED TRANSFER OF SICK LEAVE TIME TO VACATION TIME

The Board approved the transfer of sick leave time to vacation time for: Lorraine Doramus.

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Fleet \$7,873.60.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:32 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand and Kathy Alder, Facilities Manager Paul Navarro, PIO Joe Decker, and Deputy Clerks Claudia Amaral, Becky Chandler, and Monica Reeves. The items discussed were general in nature. Ms. Amaral and Ms. Chandler left at 8:49 a.m. Mr. Decker reported on communication

issues. Mr. Navarro reported on facilities issues. The meeting concluded at 9:07 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING OCTOBER 1, 2012 AGENDA ITEMS

The Board met today at 9:08 a.m. to consider a request to sponsor the Canyon County Active Life Expo; and a facility agreement with West Valley Medical Center and a resolution amending the L-1 Certificate of Canyon County Levy Rates. Present were: Commissioners David Ferdinand and Kathy Alder, and Deputy Clerk Monica Reeves. The items were considered as follows:

- **Canyon County Active Life Expo** - The expo will be held on October 25, 2012 at the O'Connor Field House in Caldwell. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sponsor the Canyon County Active Life Expo.
- **Consider signing the Fiscal Year 2013 Facility Agreement with West Valley Medical Center** - The daily facility standard psychiatric care charge per patient shall be \$728.000. The county shall pay a per patient emergency room charge of \$182.36. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the West Valley Medical Center Facility Agreement. (See Agreement No. 12-084.)
- **Consider signing amended certificate of Canyon County levy rates** - Amended certificates were submitted by the Star Sewer and Water District and the Middleton Fire District. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the amended Certificate of Canyon County levy rates. (See Resolution No. 12-210.)

The signed documents are on file with this day's minute entry. The meeting concluded at 9:12 a.m. An audio recording is on file in the Commissioners' Office.

BI-WEEKLY MEETING WITH THE DIRECTOR OF DEVELOPMENT SERVICES TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:00 a.m. for a bi-weekly meeting with the Director of Development Services to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, DSD Director Kevin LoPiccolo, and Deputy Clerk Claudia Amaral. Topics of discussion included: the economy and zoning issues. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:20 a.m. An audio recording of the meeting is on file in the Commissioners Office.

WEEKLY MEETING WITH THE CHIEF INFORMATION OFFICER TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:30 a.m. for a weekly meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Information Officer Rob Hopper, and Deputy Clerk Claudia Amaral. Topics of discussion included: Size of backups in last several years and Recorder's Office's new software system. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:29 a.m. An audio recording of the meeting is on file in the Commissioners Office.

BI-WEEKLY MEETING WITH THE FLEET MANAGER TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 10:30 a.m. for a bi-weekly meeting with the Fleet Manager to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Fleet Manager Mark Tolman, and Deputy Clerk Claudia Amaral. Topics of discussion included: power gate damage and snow tires. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:45 a.m. An audio recording of the meeting is on file in the Commissioners Office.

JOINT QUARTERLY MEETING WITH P&Z COMMISSION, DSD STAFF AND BOARD OF COMMISSIONERS

The Board met today at 5:04 p.m. for a joint quarterly meeting with the P&Z Commissioners and the DSD staff. Present were: Commissioners David Ferdinand and Kathy Alder, P&Z Commissioners Bill Roscoe, Gary Duspiva, Shannon Carrell, and Debbie Skaug, DSD Director Kevin LoPiccolo, Connie Aebischer, and Deputy Clerk Monica Reeves. Also present was visitor Craig Hanson. Topics of discussion included the following:

- P&Z Commissioner Terms: Commissioner Debbie Skaug's term expires in January and she does not want to be reappointed. Next month the Board will advertise for openings on the commission.
- Commissioner Alder said she listened to the audio from a P&Z Commission hearing where the audience was disruptive. She said regardless of emotions the chairman needs to control hearing and not allow applause, cheering or outbursts. Commissioner Skaug said the rules are read at each hearing. Kevin LoPiccolo said it is difficult to determine when the line is crossed and in recalling the hearing that Commissioner Alder referenced, Director LoPiccolo said if they ever have a similar situation they would structure it differently and react to it differently. Commissioner Ferdinand said if the commission cannot get control of a meeting they should shut it down. Due process has to be given, but order and control are a must.
- There was discussion regarding transitional zones and requiring five-acre to ten-acre lots in a Rural Residential Zone. Commissioner Alder said most of the rezones that come before the Board are requests to be zoned rural residential for one house. The Board has talked about adding a transitional zone and believes there should be a five-acre or a 10-acre minimum for someone who's asking for a single dwelling. Director LoPiccolo said in a lot of cases there is nothing surrounding the properties and all the homeowners want is a single family dwelling, but the county has no mechanism to give that; they have to create the zone to be a rural residential zone which gives the two-acre minimum lot. By creating an A-5, A-10, A-15, or A-20 that will give the homeowner an option to say I want to be an A-20 on my 25-acre lot. Commissioners Carrell, Skaug and Roscoe

like the idea. Commissioner Duspiva is not comfortable with giving 10 permits when a homeowner may only need one permit.

- Director LoPiccolo wants to take some of the P&Z Commissioners, but not a quorum, for a site visit of the Don Simplot property. He will discuss the idea with the prosecutor's office.
- Commissioner Roscoe expressed his appreciation to Director LoPiccolo and the DSD staff for the great work they do. The meeting concluded at 6:06 p.m. An audio recording is on file in the Commissioners' Office.

SEVENTEENTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO

OCTOBER 2, 2012

PRESENT: Commissioner David J. Ferdinand, II, Chairman
Commissioner Steve Rule
Commissioner Kathy Alder
Deputy Clerks Monica Reeves and Claudia Amaral

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents: 2012043639, 2012043640, 2012043638, 2012043619, 2012043660, 2012043657, 2012043674, 2012043727, 2012043726, 2012043725, 2012043728, 2012043708, 2012043713, 2012043716, 2012043717, 2012043718, 2012043719, 2012043724, 2012043658, 2012043686, 2012043659, 2012043643, 2012043666, 2012043676, 2012043662, 2012043661, 2012043675, 2012043673, 2012043653, 2012043656, 2012043655 and 2012043689.

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

The Board met today at 8:46 a.m. for a monthly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Ms. Eiband has completed the employee handbook and it will go to the prosecutor's office for review. At 8:48 a.m. she wanted to discuss a personnel issue and private business matter. The Board went into Executive Session as follows:

EXECUTIVE SESSION - PERSONNEL MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Alder made a motion to go into Executive Session at 8:48 a.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 Alder and Rule voting in favor of the motion to enter into Executive Session. Present were: Commissioners Steve Rule and Kathy Alder, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:04 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.

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

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 a litigation matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 9:05 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder and Rule voting in favor of the motion to enter into

Executive Session. Present were: Commissioners Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. Commissioner David Ferdinand joined the session via conference call at 9:28 a.m. The Executive Session concluded at 9:31 a.m. with no decision being called for in open session.

CONSIDER SIGNING REQUEST FOR QUALIFICATIONS AND LEGAL NOTICE FOR PROFESSIONAL DESIGN SERVICES, SOUTHWEST IDAHO JUVENILE DETENTION CENTER COURTROOM ADDITION PROJECT

The Board met today at 9:33 a.m. to consider signing a Request for Qualifications (RFQ) and legal notice for Professional Design Services for the Southwest Idaho Juvenile Detention Center Courtroom Addition Project. Present were: Commissioners Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Facilities Manager Paul Navarro, Juvenile Detention Director Steve Jett, Chief Probation Officer Elda Catalano, and Deputy Clerk Monica Reeves. The county wants to hire a design professional to do architectural and engineering services. The two-part process begins with an evaluation of the qualifications of those interested in potentially working on the project. Successful proposers will have an opportunity to enter and negotiate a contract with the county. The project costs will be paid for with lottery tax funds the county receives from the state. It was noted that this exercise is exploratory to see if we can afford to build the addition. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the RFQ and the legal notice, copies of which are on file with this day's minute entry. The meeting concluded at 9:40 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER REZONE REQUEST FOR DAVID ANDERSON

The Board met today at 10:02 a.m. to conduct a public hearing in the matter of a request by David Anderson to rezone 2.73 acres from an "A" (Agricultural) Zone to a an "R-R" (Rural Residential) Zone for the purpose of obtaining a residential permit. The subject property is located 862 feet west of the intersection of Ustick Road and N. Franklin Boulevard and is further described as a portion of the SE

Quarter of Section 34, Township 4 North, Range 2 West, Boise Meridian in Canyon County. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Director Kevin LoPiccolo, DSD Planner Deb Root, David Anderson, and Deputy Clerk Monica Reeves. Deb Root gave the oral staff report. David Anderson testified in support of his request. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to close testimony. Following the Board's deliberation, Commissioner Alder made a motion to approve the rezone request and to sign the Findings of Fact, Conclusions of Law and Order as well as the ordinance directing amendments to the Canyon County Zoning Ordinance. The motion was seconded by Commissioner Rule and carried unanimously. The signed documents are on file with this day's minute entry. The hearing concluded at 10:22 a.m. An audio recording is on file in the Commissioners' Office. (#12-019)

CONSIDER SIGNING MODIFICATION TO DEVELOPMENT AGREEMENT FOR J&R FARMS, LLP

The Board met today at 10:30 a.m. to consider signing a modification to a development agreement for J&R Farms, LLP. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Director Kevin LoPiccolo, DSD Planner Jennifer Almeida, and Deputy Clerk Monica Reeves. The request was previously heard at a public hearing where the Board approved the request to modify the development agreement. The modification was signed by John Williamson and Roger Williamson on September 27, 2012. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to approve the modification to the development agreement for J&R Farms, LLP. The signed document is on file with this day's minute entry. (See Agreement No. 12-085). Commissioner Ferdinand abstained from voting because he did not participate in the underlying hearing. The meeting concluded at 10:32 a.m. An audio recording is on file in the Commissioners' Office.

MEET WITH INDIGENT DIRECTOR

The Board met today at 1:39 p.m. with the indigent director. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Indigent Director Michele Sherrer, indigent case managers Camille Tilden, Ursula Palmer, Marilyn Napier, and Julie Titus, as well as Deputy Clerk Monica Reeves. Ms. Sherrer requested the meeting to brainstorm with the Board about ways to improve the efficiency of the indigency hearing process. She is proposing many changes that should streamline the process. According to Ms. Sherrer staff has been doing work far and above what the law requires; she said there will be dramatic changes in the way staff does their work going forward. The meeting concluded at 2:03 p.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH COMPASS AND VRT FOR TRANSPORTATION PROGRAM UPDATES

The Board met today at 2:07 p.m. with representatives from COMPASS and VRT for transportation program updates. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Toni Tisdale from COMPASS, Mark Carnopis from VRT, DSD Director Kevin LoPiccolo, and Deputy Clerk Monica Reeves. Ms. Tisdale and Mr. Carnopis provided transportation updates. A copy of the information is on file with this day's minute entry. The meeting concluded at 2:35 p.m. An audio recording is on file in the Commissioners' Office.

MEET WITH ICOG TO DISCUSS THE BROWNFIELDS PROGRAM AND THE FORMER MAHAFFEY OIL SITE

The Board met today at 2:38 p.m. with representatives from ICOG (Idaho Council of Governments) to discuss the brownfields program and the former Mahaffey Oil site. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Rem Fox and Kris Wilson from ICOG, and Deputy Clerk Monica Reeves. Rem Fox said they met with representatives from the EPA office in Seattle regarding the Brownfields program and they are amenable to the idea of grant funding for the cleanup of the Mahaffey site. He said the EPA is looking for some wins out of Idaho and the biggest thing that will make that happen in

today's economy is if the project makes sense on paper. Commissioner Rule said Jon and Margie Watson would be amenable to the cleanup project as long as it didn't turn into a project that went on for years. The Watsons own onion packing sheds around the site and they are using the subject property for parking. He believes the cleanup can be accomplished without tearing down buildings; the worst case scenario is they might have to dig next to the railroad. The Watsons have a narrow window of time that will work for them because of the harvest season and busy packing schedules. Mr. Fox said the EPA wants to know what the end use in the community is once the site is cleaned up. Commissioner Rule said it would be an industrial application for truck and vehicle parking related to the onion industry. Commissioner Alder said it will be advantage to all of us if the property is added back to the tax roll. Commissioner Ferdinand said that question needs to be asked of the Watsons; he recalled that they had plans for expanding their business. He said if the county sells the property any amount collected over the amount of taxes owed has to be distributed to the previous owner. The county cannot keep any amount over what is owed. The Board does not believe the back taxes will cover the cost of cleanup. In addition to the Mahaffey site, there was also discussion about other contaminated sites in the county including the Warrior of Idaho site in Caldwell, and property located on Sugar Avenue in Nampa. Mr. Fox said ground contamination can be taken care of but you still have to make decisions about the property. He said if we can get a couple projects moving they might be able to facilitate Warrior of Idaho. He also said the county will need a letter of commitment from DEQ and see where it goes from there. Commissioner Rule is willing to negotiate this when the time comes. Kris Wilson said they need to know earlier in the process so they can identify the match. If the county has trucks and drivers there will be tipping fees. Also, DEQ requires that you have a pit where you can bring in backfill. Commissioner Rule said the county does not have trucks nor does it employ truck drivers, but it does own several acres of gravel that could be used. Mr. Wilson said they might meet the match with tipping fees alone, but they will have a better idea when DEQ will have their final assessment numbers and know how much they will have to haul off. Commissioner Rule will contact the landfill manager and ask him to provide information to ICOG. Mr. Wilson said the EPA wants to see some sort of a plan for the Sugar Avenue property. Commissioner Rule said it could be used for industrial or possibly commercial use. Commissioner Ferdinand said the county's goal is to get that property back on the tax roll. Mr. Wilson said there is an upfront fee of \$3,000 for the Mahaffey Oil to participate in the voluntary cleanup program for the DEQ. That is

matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 9:02 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Kathy Alder and Steve Rule, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:27 a.m. with no decision being called for in open session.

CONSIDER SIGNING THE OCTOBER 3, 2012 AGENDA ITEMS

The Board met today at 9:31 a.m. to consider signing the October 3, 2012 agenda items. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A. Brad Goodsell, Juvenile Detention Director Steve Jett, Treasurer Tracie Lloyd, and Deputy Clerk Monica Reeves. The items were considered as follows:

- ***Resolution to refund fees to Pennie Rojahn at the request of the Development Services Department*** - Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the resolution issuing a refund to Penny Rojahn in the amount of \$12.00. (See Resolution No. 12-213).
- ***Resolution to approve job description update for one juvenile detention officer*** - Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to approve the job description update. (See Resolution No. 12-212).
- ***Second Correction Quitclaim Deed to County Quitclaim Deed Recorded as Instrument No. 2012010171*** - The quitclaim deed is for a tax deed property that was deeded to an adjacent property owner. The correction is being done so that the deed can be in the name of the husband and the wife in order for the property to be combined with the larger parcel. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the

Board voted unanimously to sign the second correction quitclaim deed. The document was recorded as Instrument No. 2012043851.

- *Consider signing resolution approving job title and pay upgrade for the Director of Misdemeanor Probation* - The request is to upgrade the Misdemeanor Probation Supervisor position to the Director of Misdemeanor Probation. The pay grade will go from 670 to 680. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to approve the job tile and pay upgrade. (See Resolution No. 12-211).

The signed documents are on file with this day's minute entry. The meeting concluded at 9:38 a.m. An audio recording is on file in the Commissioners' Office.

NINETEENTH DAY OF SEPTEMBER TERM, A.D., 2012
CALDWELL, IDAHO

OCTOBER 4, 2012

PRESENT: Commissioner David J. Ferdinand, II, Chairman
Commissioner Steve Rule
Commissioner Kathy Alder
Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved the donation of vacation leave to another employee for sick leave to: Raelene Bullard.

APPROVED TRANSFER OF SICK LEAVE TIME TO VACATION TIME

The Board approved the transfer of sick leave time to vacation time for: Christine Hensley, Cody Frailey, Roland Erickson, Erick Cobiskey, Mike Bryne, Michael Bryant, Kurt Branham, Garland Lewis, Andrew Kiehl, Todd Herrera,

Paul Maund, Dana Maxfield, Chris McCormick, Troy Moore, Kelly Pound, Monte Ralls, Patrick Roach, Michael Ruseros, Forrest Smith, Doug Teichert, Bryan Williams, David Schorzman, Randi Reamer, Dane Phillips, David Phelps, Heather Leavell, Gary John, Ken Hollis, Melissa Guzman, Ken Boals, William Crawford, William Crawford.

CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 8:31 a.m. to go on the record and continue medical indigency hearings. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Hearing Specialist Yvonne Baker, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the following cases by signed stipulation:

- The following cases were continued to November 15, 2012: Case Nos. 2012-1194 & 2012-1108
- The following cases were continued to December 13, 2012 at 8:30 a.m.: Case Nos. 2012-1142, 2012-1043, 2012-1139, & 2012-1085.
- Case No. 2012-726 was continued to December 27, 2012 at 8:30 a.m.
- Case No. 2012-825 was continued to January 10, 2013 at 8:30 a.m.

The proceeding concluded at 8:32 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-1109

The Board met today at 8:37 a.m. to conduct a medical indigency hearing for Case No. 2012-1109. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Hearing Specialist Yvonne Baker, Deputy P.A. Brad Goodsell, the applicant, and Deputy Clerk Monica Reeves. The hospital representative did not appear for the hearing. Upon the motion of Commissioner Rule, and the second by Commissioner Alder, the Board voted unanimously that the original denial dated July 19, 2012 be upheld. The hearing concluded at 8:44 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-1089

The Board met today at 8:48 a.m. to conduct a medical indigency hearing for Case No. 2012-1089. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Hearing Specialist Yvonne Baker, Deputy P.A. Brad Goodsell, Rayven Wilkerson from Saint Alphonsus Regional Medical Center, Attorney Leslie Hayes, Attorney Slade Sokol, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to December 13, 2012 at 8:30 a.m. The hearing concluded at 9:03 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-226

The Board met today at 9:08 a.m. to conduct a medical indigency hearing for Case No. 2012-226. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Hearing Specialist Yvonne Baker, Deputy P.A. Brad Goodsell, Lisa Grissom from Saint Alphonsus Regional Medical Center, Attorney Leslie Hayes, Attorney Slade Sokol, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted to continue the hearing to November 1, 2012 at 8:30 a.m. The motion carried by a two-to-one split vote with Commissioner Rule voting against the motion to continue. The hearing concluded at 9:23 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-1302

The Board met today at 9:28 a.m. to conduct a medical indigency hearing for Case No. 2012-1302. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Hearing Specialist Yvonne Baker, Deputy P.A. Brad Goodsell, the applicant and her spouse, and Deputy Clerk Monica Reeves. The hospital representative did not appear for the hearing. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously that the original denial dated July 19, 2012 be upheld. The hearing concluded at 9:31 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-1571

The Board met today at 9:33 a.m. to conduct a medical indigency hearing for Case No. 2012-1571. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Hearing Specialist Yvonne Baker, Deputy P.A. Brad Goodsell, Tracy Link from Saint Alphonsus Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to take the case under advisement and render a decision within 30 days. The hearing concluded at 9:37 a.m. An audio recording is on file in the Commissioners' Office.

UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES FOR VARIOUS HOSPITALS

The Board met today at 9:23 a.m. regarding medical indigency cases for various hospitals. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Hearing Specialist Yvonne Baker, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Neither the hospital representative nor the applicants appeared today. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to uphold the original denial dates for the following cases:

<u>CASE NO.:</u>	<u>ORIGINAL DENIAL DATE:</u>
2012-644	April 18, 2012
2012-1214	August 1, 2012
2012-1241	July 19, 2012
2012-1117	July 19, 2012
2012-916	June 6, 2012
2012-1116	July 19, 2012
2012-1032	July 3, 2012
2012-1040	July 3, 2012
2012-1034	July 3, 2012

The proceeding concluded at 9:51 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION - PENDING LITIGATION AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Note for the record: As properly noticed the Board met today at 1:30 p.m. for a legal staff update. A request was made to go into Executive Session to discuss a pending litigation matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 1:30 p.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Civil Deputy P.A., Deputy P.A. Dan Blocksom, and Deputy Clerk Monica Reeves. The Executive Session concluded at 2:19 p.m. with no decision being called for in open session.

CONSIDER SIGNING THE OCTOBER 4, 2012 AGENDA ITEMS

The Board met today at 2:20 p.m. to consider signing the October 4, 2012 agenda items. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Mike Porter, Deputy P.A. Zach Wesley, Chief Deputy Sheriff Marv Dashiell, Lt. Todd Herrera, Captain Dana Maxfield, Sgt. Robert Whitney, Daren Ward, Lt. Tami Faulhaber, Roxanne Wade, and Deputy Clerk Monica Reeves. The items were considered as follows:

- **Lease Agreement between Ada County and Canyon County for a Portion of Ada County's Shafer Butte Radio Tower Facility** - Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the lease agreement. (See Agreement No. 12-086).
- **Century Link Enhanced 911 Service Agreement; Wireless Enhanced 911 Service Agreement; Century Link/County Public Safety Product Sales/Installation/Maintenance Agreement; and Customer Acceptance Form for Century Link's Installation of 911 CPE Equipment Public**

Safety Product, CPE E911 Full Remedial Maintenance Agreement - Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the agreements and acceptance form. (See Agreement Nos. 12-087, 12-088, 12-089, 12-090, & 12-091.)

- **Designated Examiner Agreements with Lawrence Banta, Jerry Doke, Phares Book, and Brad Levitt** - Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the designed examiner agreements. (See Agreement Nos. 12-092, 12-093, 12-094, & 12-095).
- **Renewal No. 2 to Agreement for Provision of Meals and Commissary Services with ABL Management** - Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign Renewal No. 2 to the agreement. (See Agreement No. 12-110).
- *Fiscal Year 2013 Medical Services Contract with Karen Schumacher and Alex Casebolt* - Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the medical services contracts. (See Contract Nos. 12-096 & 12-097.)
- *Fiscal Year 2013 Psychiatric Services Agreements with Coire Weathers, James Saccomando, Charles Novak, Roberto Negrón, David Kent, Eric Gilbreath, Ninon Germain, Christopher Clancy, Bok Chung, Marc Bostick, and Kafia Abbasi* - Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the psychiatric services agreements. (See Agreement Nos. 12-098, 12-099, 12-100, 12-101, 12-102, 12-103, 12-104, 12-105, 12-106, 12-107, & 12-108.)
- *Legal Notice of Entering Into Personal Services Contracts* - Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the legal notice.
- *Agreement for Financial Advisory Services, and Engagement Letter with Hawley Troxell* - Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the agreement and engagement letter. (See Agreement No. 12-111).

APPROVED CLAIMS ORDER #1226

The Board of Commissioners approved payment of County claims in the amount of \$1,145,206.99 for a county payroll

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents: 2012-044324, 2012-044325, 2012-044320, 2012-044326, 2012-044321, 2012-044323, 112105000, 2012-044319, 2012-044317, 2012-044316, 2012-044318, and 2012-044322.

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

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 a litigation matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 9:05 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Dan Blocksom, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:40 a.m. with no decision being called for in open session.

QUARTERLY MEETING WITH THE COUNTY AGENT TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 9:41 a.m. for a quarterly meeting with the County Agent to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, County Agent Jerry Neufeld, Nancy Shelstad, Ariel Agenbroad, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:06 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTIONS APPROVING JOB TITLE AND DESCRIPTION UPDATE AND NEW POSITION FOR TRIAL COURT ADMINISTRATION

The Board met today at 10:27 a.m. to consider signing resolutions approving job title and description update, and a new position for the Trial Court Administration. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. Mr. Kessler explained that one resolution is for the approval of a new court assistance officer-attorney position and the other realigns an existing position to a legal assistant. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to approve a court assistance officer-attorney position (See Resolution No. 12-214) and to approve a job title and job description update from a court assistance officer to a legal assistant. (See Resolution No. 12-215). The meeting concluded at 10:28 a.m. An audio recording is on file in the Commissioners' Office

MEETING WITH COLE ARCHITECTS FOR PROPOSED ADMINISTRATION BUILDING PRESENTATION

The Board met today at 10:40 a.m. for a meeting with Cole Architects for the proposed administration building presentation. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Controller Zach Wagoner, Clerk Chris Yamamoto, Trial Court Administrator Dan Kessler,

Stan Cole and John Chatfield from Cole Architects, Steve Simmons from LCA Architects, Greg Toolsen from JGT Architecture, Mark Kreizenbeck from K2 Construction, and Deputy Clerk Monica Reeves. Stan Cole gave a PowerPoint presentation which included a program analysis, floor plan designs, elevations, renderings and a cost analysis. The first floor will house the Human Resources Office, Development Services Department, Elections Office, the print shop and conference rooms. The second floor will house the Assessor's Office and the Treasurer's Office. The third floor will house the County Clerk/Auditor/Recorder's Offices, GIS Office and the Commissioners' Office. The plan calls for the Indigent Office to remain in the existing courthouse. The construction cost budget is as follows:

Total shell and core: \$5,961,000
Tenant Improvement: \$2,002,295
\$7,963.295

*49,248 square feet. Cost per square foot = \$161.70

Commissioner Alder said the tenant improvements budget could be trimmed. Commissioner Rule said the Board needs to have a discussion to see if the projected cost is acceptable. Before the county moves forward the Board will have to do an RFQ and go through the bidding process. The discussion concluded at 11:16 a.m. At 11:17 a.m., and while still on the record, Chief Deputy P.A. requested the Board to go into an Executive Session. The session was held as follows:

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS
EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Alder made a motion to go into Executive Session at 11:17 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Ferdinand. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley and Deputy Clerk Monica Reeves. Facilities Manager Paul

Navarro arrived at 11:36 a.m. The Executive Session concluded at 11:57 a.m. with no decision being called for in open session.

COMMISSIONER SEPTEMBER TERM ADJOURNED

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

THE MINUTES OF THE FISCAL TERM OF SEPTEMBER 2012 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: Commissioner David J. Ferdinand, II, Chairman
Commissioner Steven J. Rule
Commissioner Kathy Alder - unavailable for signature

ATTEST: Chris Yamamoto, Claudia Amaral
Clerk Deputy

DATE: 11-8-12