

FIRST DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 14, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:35 a.m. for an office staff meeting. Present were: Commissioners Tom Dale, Pam White, and Steve Rule, PIO Joe Decker, Deputy Clerk Jenen Ross, and Deputy Clerk Monica Reeves. The Board reviewed this week's schedule with staff. Mr. Decker reported on the following communication issues: He talked to Lt. Schorzman about a culvert failure of the Elijah Drain near Midway Road and Jerry Lee Lane that flooded approximately 30 homes. The highway district was out there and the health department has been notified as well as the company that operates the irrigation canal. He will be the webmaster next week while Nick Toves is out of the office. The auto licensing department will close from 10:45 to 12:15 on Monday so they can watch the eclipse; the closure is posted on the website and he'll let the media know. He will connect with Doug Tyler about a press release on the magistrate commission recommendation. The elections department has asked him to film some poll work training. The meeting concluded at 8:44 a.m. An audio recording is on file in the Commissioners' Office.

FILE IN MINUTES

The Board filed the Tax Charge Adjustments by PIN for July 2017 in today's minutes.

CONSIDER SIGNING RESOLUTION AWARDING DUTY BADGE AND WEAPON TO RETIRING CANYON COUNTY SHERIFF'S DEPUTY GARY MAYBON

The Board met today at 9:03 a.m. to consider signing a resolution awarding duty badge and weapon to retiring Canyon County Sheriff's Deputy Gary Maybon. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Deputy P.A. Mike Porter, Chief Deputy Sheriff Marv Dashiell, and Deputy Clerk Monica Reeves. Chief Dashiell said Sheriff Donahue submitted a letter requesting the award of a firearm to Gary Maybon who retired after 37 years in law enforcement. Upon the motion of Commissioner White and the second by Commissioner Rule, the Board voted unanimously to sign the resolution awarding the duty badge and weapon in recognition of Deputy Maybon's retirement as a Canyon County Sheriff's Deputy. (See Resolution No. 17-147.) The meeting concluded at 9:06 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 9:38 a.m. for a monthly meeting with the Director of Development Services to discuss general issues, set policy and give direction. Present were: Commissioners Tom Dale, Pam White and Steve Rule, DSD Director Tricia Nilsson and Deputy Clerk Jenen Ross. Director Nilsson updated the Board on the following items: in comparing July 2017 to July 2016, they had 37 single family permits compared to 19 last year, it's about 80% higher than last year. As far as the budget goes, they are a little over \$400K in the black. Treasure Valley Renewables is getting ready to close on their property so she anticipates that coming back to the Board to finalize the development agreement. Ms. Nilsson and Zach Wesley recently met with Roger Batt on behalf of the Farm Bureau to look at some of the definitions in the zoning ordinance. Ms. Nilsson will plan to attend one of his meetings to help explain some of those definitions. She would like to work more with this group so that development agreements don't have to be done and create a more restrictive ag zone. She has been working with the Brian Stender and Joe Cox on looking up abstracts but the 2017 irrigated ag acreage is up another 2000 acres in Canyon County. She feels it may be due to reclaiming of land with better irrigation. Ms. Nilsson and Commissioner White met with representatives from the City of Middleton regarding the fire district and a district wide impact fee for fire service. She thinks that once the district adopts the fees they may ask the county to help collect the fees. She will be out at Mr. McEvoy's property this afternoon with Rick Hippach, then they will be at the court hearing tomorrow to report their findings. So far it's going well and he's been making progress on the clean-up. They are working from a special master report that the court had hired to inventory everything as part of the civil case, it's all been mapped out and put into zones, with a list of every item by zone. Zones one and two have been completed and zone three will be done today. There are 17 zones in total with a set schedule so it is getting done little by little. Ms. Nilsson spoke with Randy, the owner of the RV Park with the flooding issues from this past winter, within the last month he has purchased a travel trailer court. He will probably only have half the units in there so they'll be working with him to make sure everyone is happy with the number of units that are grandfathered. She will be meeting with Mayor Porterfield and representatives from the City of Notus to discuss code enforcement issues. She estimates they will be buying about 4 hours a month. She had a really good meeting recently with the COMPASS Freight Advisory Committee, there was a lot of good information shared at that meeting. She has also received the COMPASS census form that she will be filling out and bringing it back to the Board for signatures in order for COMPASS to be our designated census contact. The meeting concluded at 9:59 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION PURSUANT TO IC 74-206(1)(B) AND (D) TO DISCUSS PERSONNEL ISSUES RELATED TO SPECIFIC EMPLOYEES AND RELATED DOCUMENTS

Commissioner Rule made a motion to go into Executive Session at 10:06 a.m. pursuant to Idaho Code, Section 74-206(1) (b) and (d) to discuss personnel issues related to specific employees and related documents. The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners Rule, White and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously.

Present were: Commissioners Tom Dale, Pam White and Steve Rule, Director of Misdemeanor Probation Jeff Breach and Deputy Clerk Jenen Ross. The Executive Session concluded at 10:29 a.m. with no decision being called for in open session.

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

The Board met today at 2:35 p.m. for a monthly meeting with the Parks Director to discuss general issues, set policy and give direction. Present were: Commissioners Tom Dale and Steve Rule, Parks Director Nicki Schwend and Deputy Clerk Jenen Ross. Ms. Schwend updated the Board on the following items: She has 3 new interns from the College of Idaho that will start weekend work at Celebration Park. The intern program is something that was started last year and it has been working really well. They recently lost 3 interpretative specialists, but Rachel Blach has been hired to fill one of the open positions and they are working to fill the other two. They've filled 2 of the open park tech positions but have struggled to fill the last open spot. Laura Barbour is now a board member for IdEEA, the Idaho Environmental Education Association. This is a group that works to connect teachers and students. Juli McCoy has been hired as the new programs manager; Laura Barbour is working with her at the park to get her up to speed. Recently there was a PO signed for lumber which will be used to repair flood damage from the winter. The Board suggested to Ms. Schwend to get in contact with Paul Navarro about some railroad ties he had up for auction and ask him to get them delivered to the park to help with repairs. There was a lot of graffiti near the bridge at Celebration Park so the parks department has been busy cleaning that up. The new address numbers are up at Lake Lowell since that has been incorrect in the past. The memorial benches are being installed and memorial trees were planted last fall. They are anticipating a donation from one family to the bus scholarship fund at Celebration Park as a thank you for the memorial trees that were planted for family members. At Wilson Ponds the parks crew has been busy just trying to keep the overgrowth down and fishing access open. Ward Memorial Park sprinklers are working again and the grass is starting to get green. At Martin Landing they've been working to take care of the fallen trees and branches. They have also built an RV host shelter, which was paid for by a grant, in order to offer a little more shade and shelter for whoever is staying at that location. Toilets at Celebration Park have been upgraded in order to avoid some of the backflow issues that have been happening. A neighbor in the Wild Rose Subdivision was moving and one of his trailers caught on the fence which did \$1200 worth of damage. The gentleman who did the damage has been in contact with Ms. Schwend and she will be getting the repair estimate to him. She provided an update from the last Historic Preservation Commission meeting. Pete L'Orange and Jamee Fioree will be guest speakers at the September meeting. The next art exhibit at Crossroads Museum is titled "Ready Made for Transportation" and they are asking for people to contribute items to the museum to be displayed. Dr. Krupp will be a special visitor at the Museum on August 23rd where he will give a presentation and visiting Wees Bar. The online booking system for field trips is up and running and they are booked about 3 years out. Approximately 800 students visited Celebration Park in June and July for the summer field trip program. Carl Geiger, who was the engineer for the well project at Celebration Park, has resigned from the project due to

being too busy. David Eames and Paul Navarro have been working to pull together a full scope of work and Mr. Navarro has reached out to DEQ to see if an engineer is still necessary at this point. A campfire ban is in place at the park right now, only gas grills and stoves are allowed. Idaho Department of Parks and Rec would like to put a lifejacket loaner station at Celebration Park. The attorneys have looked over the MOU and only requested a small change. The county is not responsible for any of the cost associated with the lifejackets or the loaner station, it is all handled by the Department of Parks and Rec. Recent events at the park include a BLM float trip, a golden eagle presentation, staff training from the College of Idaho, yearly training on CPR, AED and first aid, Genny Gerke toured the facility, and Idaho Conservation Corp. cleared some overgrown trails in exchange for tours at Celebration Park. The Idaho Press-Tribune ran a front page story about the Guffey Bridge turning 120 this year. They will also be offering 4 different opportunities for a dedicated bridge tour the weekend before the anniversary. Ms. Schwend, along with members of the RC&D, will be attending the Idaho Economic Development District Region III Strategic Planning Workshop on September 8th. The swamp cooler at the Lake Lowell shop has been having issues and the filter has never been changed; in speaking with Paul Navarro that swamp cooler needs to either be removed or replaced. It will be \$2500 to replace the system and a yearly filter change of \$200. Instead, Ms. Schwend would like to install large fans at the shop; the cost of the fans would be \$390 each and Mr. Navarro's employees would be able to install them. Laura Barbour would like to apply for a grant of up to \$2500 to use towards two high quality scanners for historical artifacts and pictures. Ms. Schwend has met with IT and the Cannon scanners are what they'd recommend, additionally, if the grant is awarded and the scanners purchased they would fall under IT's control. She has asked to use a small amount from her computer budget line to cover the total cost of the scanners. The Board is okay with them pursuing the grant and using funds from their computer budget line if the grant is awarded. The meeting concluded at 3:02 p.m. An audio recording is on file in the Commissioners' Office.

MEETING FOR THE SUBMISSION OF NAMES FOR THE GUN RANGE COMMUNITY ADVISORY BOARD

The Board met today at 3:07 p.m. to consider the submission of names for the Gun Range Community Advisory Board. Present were: Commissioners Tom Dale and Steve Rule, Parks Director Nicki Schwend, Deputy P.A. David Eames, Captain Bill Adams and Deputy Clerk Jenen Ross. Mr. Eames presented a letter listing the recommendations for the Gun Range Community Advisory Board including Mathew Andrew, Robert Butler, James Nuzzo, Cynthia Pratt-Carrell and Bob Sobba and gave a brief summary of each of their backgrounds. Commissioner Rule feels these are all good choices. Commissioner Dale asked if this board would be able to organize some competitions. He thought perhaps it could be used to raise some funds and asked Ms. Schwend and Captain Adams to ask the advisory board to look into something like this. Today's meeting was informational only and appointment of the advisory board will take place on August 17, 2017 at 9:00 a.m. A copy of the submission letter is on file with this day's minutes. The meeting concluded at 3:16 p.m. An audio recording is on file in the Commissioners' Office.

SECOND DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 15, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White – out of the office
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED CLAIMS ORDER NO. 8-15-17

The Board of Commissioners approved payment of County claims in the amount of \$26,970.02 for accounts payable.

APPROVED CLAIMS ORDER NO. 8-25-17

The Board of Commissioners approved payment of County claims in the amount of \$94,994.83 for accounts payable.

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

The Board met today at 8:52 a.m. for a biweekly meeting with the Human Resources Director to discuss general issues, set policy and give direction. Present were: Commissioners Tom Dale and Steve Rule, HR Director Sue Baumgart and Deputy Clerk Jenen Ross. Ms. Baumgart said she is working with her staff to set their 2018 goals to determine areas where they could be more efficient. She will also be scheduling time with the EOs and department administrators to see if there are better ways HR can be supporting them. They have been continuing to work on the wellness program. They have also been working on restructuring the county-wide trainings as attendance has been going down. A couple ideas being considered are to do more department specific trainings or setting up a calendar so invitees can RSVP for the training and HR will be able to see if that particular session has enough people attending or if they should cancel. Ms. Baumgart is going to touch base with the ambulance district to see if they have any needs she can assist with. The meeting concluded at 8:58 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING AUGUST 15, 2017 AGENDA ITEMS

Consider juvenile housing agreements with Gem County and Boise County:

David Eames said the agreements are the same as last year with the rate staying at \$165 per 24-hour period. Upon the motion of Commissioner Rule and the second by

Commissioner Dale, the Board voted unanimously to sign the Gem County Juvenile Detention Housing Agreement. (See Agreement No. 17-079.) Upon the motion of Commissioner Rule and the second by Commissioner Dale, the Board voted unanimously to sign the Boise County Juvenile Detention Housing Agreement. (See Agreement No. 17-078)

Consider signing Notice of Intent to award Historic Preservation Plan Consultant Services Agreement:

The parks department received a grant to complete a historic preservation plan and so the County sent out a solicitation for qualified historic preservation planner proposals. Proposals were received from Preservation Solutions and the ARH Archaeology and Architectural History. The Historic Preservation Commission (HPC) evaluated both proposals and gave a summary of their discussion and the point spreads, copies of which are on file with this day's minute entry. The HPC recommended Preservation Solutions mainly based on their experience doing similar projects in Idaho. The other firm is newer and has done related work mostly in Nevada. Upon the motion of Commissioner Rule and the second by Commissioner Dale, the Board voted unanimously to accept the recommendation of the HPC and to sign the notice of intent to use Preservation Solutions as our historic preservation plan consultant.

The meeting concluded at 9:11 a.m. An audio recording is on file in the Commissioners' Office.

MONTHLY MEETING WITH DIRECTOR OF JUVENILE DETENTION TO DISCUSS GENERAL ISSUES, SET POLICY AND GIVE DIRECTION

The Board met today at 10:02 a.m. for a monthly meeting with the Director of Juvenile Detention to discuss general issues, set policy and give direction. Present were: Commissioners Tom Dale and Steve Rule, Assistant Juvenile Detention Director Sean Brown and Deputy Clerk Jenen Ross. Mr. Brown said they currently have 23 juveniles in custody and the garden is in full swing with 592 pounds being collected so far. The horse program came in yesterday which gave the kids an opportunity to ride the horses and learn about horse care. They have 3 new hires starting soon and 5 staff members attending POST in September. There is a new superintendent for the Caldwell School District who has made some changes; they used to have full-time school year round and if a teacher was out they'd have a substitute. They used to have 2 teachers but they are now being cut to just 1; the one teacher they do have will work at Caldwell High School and then be back to the detention center about 10:30. This will only happen for this year because the teacher signed a supplemental contract. Next year they are planning to do a new credit recovery program and they will hire a para-professional instead of teachers. The contract goes until June 30th but they don't know what will happen after that. They are having trouble communicating with the school district but are still trying to get some additional information. Mr. Brown let the Board know that Director Jett received an email from a gentleman named Alan Miller who works at the Idaho Department of Juvenile Corrections thanking Mr. Jett and his staff

for the great job they are doing collecting and entering data regarding race and ethnicity. The meeting concluded at 10:12 a.m. An audio recording is on file in the Commissioners' Office.

MEET WITH BRIANNE MCCOY WITH THE IDAHO STATE PUBLIC DEFENSE COMMISSION

The Board met today at 10:30 a.m. with Brianne McCoy with the Idaho State Public Defense Commission (PDC). Present were: Commissioners Tom Dale and Steve Rule, Brianne McCoy, PD Office Manager Deepak Budwani, and Deputy Clerk Monica Reeves. Ms. McCoy introduced herself and spoke of her background, education, and experience which includes three years as a public defender in Kootenai County prior to taking this position. She said the purpose of the PDC is to help Idaho prove its delivery of indigent defense to help stop "you" from being sued and to provide good public defense to those who need it. The PDC can help the County in the following ways:

- Grant funding to help the County come up to the standards that have been set by PDC which are basically the constitutional rules that have to be met, and to help improve indigent defense. We cannot use the funding on just anything but there is a broad spectrum of how it can be put to use.
- Extraordinary litigation funds that can assist with cases where a lot of evaluations or expert witnesses are needed. Canyon County currently has two applications for funding pending review.
- The PDC offers free continued legal education to your attorneys, and per diem and travel expenses are paid depending on the class location.
- Limited scholarship funding is available to help with tuition and travel to classes the PDC is not offering. The funding mainly goes to attorneys who have not met their bar required continued education.
- Consultations to help the County find ways to spend money to meet the standards or improve indigent defense.

Ms. McCoy said there are standards in place and some that are in the pipeline such as there has to be an attorney at first appearances and Canyon County is already doing that. One of the reasons Idaho is being sued by the ACLU is there aren't attorneys at first appearances. Vertical representation is another issue. Whenever practicable the client should have the same attorney throughout the process. Deepak Budwani said they've had vertical representation in place since the office opened mostly for cost saving measures. If one client has a case in front of three different judges they assign one public defender because that saves the time of that person having to know the details of the case and trying to get a global representation. Commissioner Rule asked Ms. McCoy where she sees this evolving in the next 3-5 years and if there's anything we need to prepare for, or if there is any chance the state may take a little more responsibility for public defense. Ms. McCoy said the PDC does not have a position on whether public defense should be regional, statewide, or local but it's her understanding there's a strong desire to have local control in Idaho. The counties will still have to pay for it because the state isn't going to so she encouraged the County to make

changes to whatever they feel will work best. With respect to the PDC, the executive director and the deputy director believe the legislature is on board with keeping the grant money coming for right now but she doesn't know what will happen when the lawsuit settles. She said the ACLU has chosen to sue the state but they could have chosen to sue the counties individually because they are delivering the public defense system. Commissioner Rule excused himself from the meeting at 10:42 a.m., which left Commissioner Dale as the only Commissioner in attendance. The discussion went on for a few minutes longer but no action was required or taken. An audio recording is on file in the Commissioners' Office.

**THIRD DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 16, 2017**

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White – out of the office
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED SALARY RATE REQUEST AND/OR KEY & SECURITY ACCESS REQUEST FORM

The Board approved a salary rate request and/or key & security access request form for Dennis Vivar-Diaz, Anthony Bernstein, Hailee Egurrola and Benjamin Daniels.

APPROVED CLAIMS ORDER NO. 8-25-17

The Board of Commissioners approved payment of County claims in the amount of \$178,388.08 for accounts payable.

APPROVED CLAIMS ORDER NO.1723

The Board of Commissioners approved payment of County claims in the amount of \$1,464,096.52 for a County payroll.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Potter Wines to be used 8/19/17 for the Idaho Wine Run 2017.

LEGAL STAFF UPDATE AND CONSIDER SIGNING AGREEMENT FOR PATHOLOGY SERVICES WITH OWYHEE COUNTY

The Board met today at 9:07 a.m. for a legal staff update and to consider signing an agreement for pathology services with Owyhee County. Present were: Commissioners Tom Dale and Steve Rule, Deputy P.A. Mike Porter, Deputy P.A. Allen Shoff and Deputy Clerk Monica Reeves. Commissioner Dale said a resident of the Burnie Subdivision contacted him to see if the County can help with the flooding issue within the subdivision, but since it involves a road and irrigation ditch there really isn't anything we have to offer. Mike Porter said if the homeowner believes the highway district was negligent she can file a tort claim, also, the state emergency management office may know about any relief that might be available. Commissioner Dale said the road responsibility lies with the Canyon Highway District and the ditch belongs to the irrigation company so if there's any liability there it will likely be determined by a judge. Mr. Porter said due to a scheduling conflict the Addendum to the RFP for the elections consultant will be rescheduled to August 24th at 10:00. Allen Shoff presented the Board with the pathology services agreement with Owyhee County. Since they do not have the resources to perform the full forensic pathological investigations that we do here the Coroners have agreed that Owyhee County will pay for the forensic investigation services and our Coroner will perform the investigation. Upon the motion of Commissioner Rule and the second by Commissioner Dale, the Board voted unanimously to sign the agreement with Owyhee County. (See Agreement No. 17-116.) The meeting concluded at 9:11 a.m. An audio recording is on file in the Commissioners' Office.

INDIGENT DECISIONS

The Board met today at 9:22 a.m. to consider indigent decisions. Present were: Commissioners Tom Dale and Steve Rule, Hearing Generalist Kellie George, Indigent Customer Service Specialist Robin Sneegas, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Rule and the second by Commissioner Dale, the Board voted unanimously to issue initial denials with written notice to be issued within 30 days for the following cases: Case Nos. 2017-1292, 2017-1319, 2017-1318, 2017-1320, 2017-1316, 2017-1313, 2017-1201, 2017-1312, 2017-1314, 2017-1443, 2017-1321, 2017-1442, 2017-1308, 2017-1310, 2017-1441, 2017-1311, 2017-1317, and 2017-1315. The meeting concluded at 9:24 a.m. An audio recording is on file in the Commissioners' Office.

PRESENTATION REGARDING CONCEPTUAL EXPANSION OF PICKLES BUTTE LANDFILL

The Board met today at 10:02 a.m. for a presentation regarding the conceptual expansion of Pickles Butte Landfill. Present were: Commissioners Tom Dale and Steve Rule, Landfill Director David Loper, Deputy P.A. Brad Goodsell, PIO Joe Decker, Maureen McGraw with Tetra Tech, Bob Church with Great West Engineering, Torrie Cope from the Idaho Press-Tribune and Deputy Clerk Jenen Ross. Ms. McGraw and Mr. Church presented the conceptual expansion of Pickles Butte Landfill with an overview of the cut and fill plan that was completed in January 2017 for the current footprint and landfill life expectancy, previous work completed for expansion of landfill, conceptual expansion plan, design decisions, data gaps and expansion application process and schedule. A copy of the

PowerPoint presentation is on file with this day's minute entry. After the presentation the Board told Director Loper that they are okay with him bringing in outside experts who have expertise in the area and are able to give recommendations. The meeting concluded at 11:04 a.m. An audio recording is on file in the Commissioners' Office.

FOURTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 17, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White – out of the office
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- CDW-G in the amount of \$4282.72 for the Information Technology department
- Dell in the amount of \$4936.50 for the Information Technology department
- AAA Cow Comfort LLC in the amount of \$1172.81 for the Parks department

APPROVED THE MAY 2017 TERM COMMISSIONER PROCEEDINGS AND SYNOPSIS

The Minutes of the Fiscal Term of May 2017 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.

LEGAL STAFF UPDATE AND CONSIDER SIGNING A RESOLUTION APPOINTING MEMBERS TO THE GUN RANGE COMMUNITY ADVISORY BOARD

The Board met today at 9:01 a.m. for a legal staff update and to consider signing a resolution appointing members to the gun range community advisory board. Present were: Commissioners Tom Dale and Steve Rule, Deputy P.A. David Eames, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The resolution appoints Robert Sobba, James Nuzzo and Cynthia Pratt to the gun range board with terms expiring on August 17, 2021; and appoints Matthew Andrew and Robert Butler to the gun range board with terms expiring on August 17, 2019. Upon the motion of Commissioner Rule and the second by Commissioner Dale, the Board voted unanimously to sign the resolution of appointment. (See Resolution No. 17-147.) The Board will invite the members and Parks Director Nicki Schwend to a luncheon meeting in the next month. As part of the legal staff update there was discussion

regarding Victor Warr's request for a comprehensive plan map amendment and rezone and how that matter should be vacated and rescheduled for another date when all three Commissioners are present. The meeting concluded at 9:06 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING THE FINAL PLAT MYLAR FOR TABLE MEADOWS SUBDIVISION NO. 2; CASE NO. SD-PH2016-32

The Board met today at 9:33 a.m. to consider the final plat for Table Meadows Subdivision No. 2, Case No. SD-PH2016-32. Present were: Commissioners Tom Dale and Steve Rule, DSD Planner Deb Root, John Carpenter, and Deputy Clerk Monica Reeves. Deb Root said the subdivision will utilize domestic water and sewer services provided by the City of Nampa, and the pressurized irrigation system will be owned and operated by Nampa Meridian Irrigation District. Internal public roads will be maintained by the Nampa Highway District and if/when the property is annexed the City of Nampa will take over that responsibility. The development has met the requirements of state code and the zoning ordinance and has been signed by the County's surveyor/engineer. Nampa Highway District has signed the final plat and the irrigation district has provided a letter indicating they are satisfied the irrigation system meets their requirements. The City of Nampa has inspected and accepted for operation and maintenance the water and sewer connections, and staff is recommending that the Board approve the final plat and sign the mylar. Upon the motion of Commissioner Rule and the second by Commissioner Dale, the Board voted unanimously to authorize the Chairman to sign the final plat for Table Meadows Subdivision No. 2. Mr. Carpenter said sidewalks, curbs, and gutters are not required in the impact area but in this case the developer wanted to put those in but had he known about the delays involved with the Nampa Highway District he would have either gone with private streets or provided a standard county road. Discussion ensued about how the highway district does not have the capacity nor the desire to deal with sidewalks, curbs, and gutters. No Board action was required or take on that topic. The meeting concluded at 9:47 a.m. An audio recording is on file in the Commissioners' Office.

GO ON RECORD AND CONTINUE THE SIGNING OF THE FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER REGARDING THE REQUEST BY VICTOR WARR FOR A COMPREHENSIVE PLAN MAP AMENDMENT AND REZONE; CASE NO. PH2017-11&12

The Board met today at 10:05 a.m. to go on the record to continue the signing of the Findings of Fact, Conclusions of Law, and Order regarding the request by Victor Warr for a comprehensive plan map amendment and rezone for Case No. PH2017-11 & 12. Present were: Commissioners Tom Dale and Steve Rule, DSD Director Tricia Nilsson, DSD Planner Jennifer Almeida, and Deputy Clerk Monica Reeves. Commissioners White and Rule heard the case on August 1, 2017; Commissioner Rule voted in favor of the request and Commissioner White voted against it. Because of the split vote, Commissioner Dale listened to the audio and reviewed the case file materials so that he could consider the request and the Board could issue a written decision. The matter was continued to today so the entire

Board could vote on the matter; however, Commissioner White was out of the office today due to illness. Upon the motion of Commissioner Rule and the second by Commissioner Dale, the Board voted unanimously to continue the matter to September 7, 2017 at 2:00 p.m. The proceeding concluded at 10:06 a.m. An audio recording is on file in the Commissioners' Office.

FIFTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 18, 2017

PRESENT: Commissioner Tom Dale, Chairman – out of the office
Commissioner Pam White – pam white
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

No meetings scheduled today.

APPROVED CLAIMS ORDER NO. 8-17-17

The Board of Commissioners approved payment of County claims in the amount of \$8000.00 for accounts payable.

SIXTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 21, 2017

PRESENT: Commissioner Tom Dale, Chairman – out of the office
Commissioner Pam White – out of the office
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

No meetings scheduled today.

SEVENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 22, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White – out of the office
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

No meetings scheduled today.

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Norbryhn Equipment Company in the amount of \$2624.00 for the facilities department

EIGHTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 23, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White
Commissioner Steve Rule – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

No meetings scheduled today.

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Wall 2 Wall Flooring in the amount of \$2000.00 for the facilities department

APPROVED CLAIMS ORDER NO. 8-25-17

The Board of Commissioners approved payment of County claims in the amount of \$59,591.33, \$150,411.98, \$50,855.20, \$13,503.71 and \$30,309.90 for accounts payable.

NINTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 24, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED SALARY RATE REQUEST AND/OR KEY & SECURITY ACCESS REQUEST FORM

The Board approved a salary rate request and/or key & security access request form for Molly Kay Humphreys and Steve Philpott.

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Cascade Fence Co. in the amount of \$2312.00 for the Facilities department

INDIGENT DECISIONS

The Board met today at 8:46 a.m. to consider indigent decisions. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Indigent Director Yvonne Baker, Indigent Customer Service Specialist Robin Sneegas and Deputy Clerk Jenen Ross. Ms. Sneegas read the following case numbers into the record stating that they do not meet eligibility criteria for county assistance: 2017-1365, 2017-1355, 2017-1335, 2017-1364, 2017-1331, 2017-1338, 2017-1451, 2017-1235, 2017-1356, 2017-1357, 2017-1354, 2017-1214, 2017-1230, 2017-1332, 2017-1363, 2017-1362, 2017-1226 and 2017-1353. Commissioner White made a motion to issue initial denials with written decisions to be issued within 30 days. Commissioner Rule seconded the motion with the Board voting unanimously to issue initial denials. The meeting concluded at 8:47 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2017-291

The Board met today at 9:02 a.m. to conduct a medical indigency hearing for Case No. 2017-291. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, Steven De Ville for St. Alphonsus Regional Medical Center, Attorney Bryan Nickels for St. Alphonsus Regional Medical Center, the applicant, the applicant's spouse and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously to take the case under consideration with a written decision to be issued within 30 days. The hearing concluded at 9:19 a.m. The Board went back on the record at 9:19 a.m. to consider making a decision on this case, however, no decision was made at this time. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2017-1032 AND 2017-1033

The Board met today at 9:26 a.m. to conduct a medical indigency hearing for Case No. 2017-1032 and 2017-1033. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, Deputy P.A. David Eames, the applicant, friend of the applicant, Mark Petersen for West Valley Medical Center, Tim Ryan for St. Alphonsus Regional Medical Center and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously issue an approval for both cases with written

decisions to be issued within 30 days. The hearing concluded at 9:35 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2017-1037

The Board met today at 9:39 a.m. to conduct a medical indigency hearing for Case No. 2017-1037. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, the applicant, friend of the applicant, Amber Jones for St. Luke's, Attorney Mark Petersen for St. Luke's and Deputy Clerk Jenen Ross. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously to continue the case to December 14, 2017. The hearing concluded at 9:53 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2017-1003

The Board met today at 9:56 a.m. to conduct a medical indigency hearing for Case No. 2017-1003. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Deputy PA. David Eames, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, Attorney Mark Petersen for St. Luke's, Michelle Davis for St. Luke's and Deputy Clerk Jenen Ross. The applicant did not appear. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously to issue a denial with a written decision to be issued within 30 days. The hearing concluded at 10:09 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2017-987

The Board met today at 10:11 a.m. to conduct a medical indigency hearing for Case No. 2017-987. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, Steven De Ville for St. Alphonsus Regional Medical Center, Attorney Bryan Nickels for St. Alphonsus Regional Medical Center and Deputy Clerk Jenen Ross. The applicant did not appear. Upon the motion of Commissioner White and the second by Commissioner Rule, the Board voted unanimously to issue an approval with a written decision to be issued within 30 days. The hearing concluded at 10:15 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2017-725

The Board met today at 10:16 a.m. to conduct a medical indigency hearing for Case No. 2017-725. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, Deputy P.A. David Eames, Attorney Mark Petersen for St. Luke's, Amber Jones for St. Luke's and Deputy Clerk Jenen Ross. The applicant did not appear. Upon the motion of Commissioner Rule and the

second by Commissioner White, the Board voted unanimously to issue an approval with a written decision to be issued within 30 days. The hearing concluded at 10:20 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER INDIGENT MATTERS

The Board met today at 10:21 a.m. to consider indigent matters. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George and Deputy Clerk Jenen Ross. Upon the motion of Commissioner White and second by Commissioner Rule the following cases were taken under advisement to issue a final denial with a written decision to be issued within 30 days: 2017-1116 and 2017-1081. The Board voted unanimously to issue final denials. Upon the motion by Commissioner Rule and second by Commissioner White the Board voted unanimously to issue a final approval for case no. 2015-1451 with a written decision to be issued in 30 days. The meeting concluded at 10:23 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE AND CONSIDER AGENDA ITEMS

The Board met today at 10:36 a.m. for a legal staff update and to consider agenda items. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad Goodsell, Deputy P.A. Allen Shoff, Deputy P.A. David Eames, Clerk Chris Yamamoto, Chief Deputy Clerk Drew Maffei, Juvenile Detention Director Steve Jett, Jay Gibbons and John McEvoy with Canyon Highway District, Chaney Rhodes, other interested persons and Deputy Clerk Monica Reeves. There was discussion regarding what the County could do to assist the residents of Burnie Subdivision who were affected by flood waters caused from a collapsed culvert, such as waiving landfill tipping fees. Sam Laugheed said the P.A.'s Office can do some research and talk to the Board about potential issues at a subsequent legal staff. Jay Gibbons said there are 21 homeowners who are displaced and can't return to their homes due to problems with their septic systems and wells, it's a hardship crisis situation. They anticipate the new culvert will be installed next week and the road repaired by late next week or the following week. They have done what they can as a district, such as providing porta-potties and dumpsters so refuse can be hauled away; they've been in daily communication with the residents who would like more help than the highway district can afford or provide. Mr. Gibbons would like a representative from the highway district, the Board of Canyon County Commissioners, the Red Cross and Southwest District Health to lead the effort and service the residents by gathering resources. Commissioner Dale said he will personally serve on the working group. Commissioner White asked what she could do to help and Mr. Gibbons said his vision is that the group will act quickly and decide what resources are needed and take action to see that it happens. Commissioner Rule asked if there are downstream legal issues. Mr. Gibbons said legal groups are involved and experts have been enlisted to analyze what's occurred but that doesn't help the residents because it's going to be a year or two before anything is resolved in front a judge. The highway district has an insurance cap of \$500,000 but the claims are going to be in excess of

that, potentially around \$2 million. Commissioner Dale asked Mr. Gibbons to keep the Board informed and advise what the County can do. Chaney Roads asked the Commissioners to go to the subdivision and see what has occurred. Following the conversation on the flooding issue the Board considered the agenda items as follows:

Consider signing Addendum No. 1 for the 2017 request for proposals for Canyon County Polling Places Compliance Surveying: Mr. Laugheed said there's a subsequent addendum being worked on that has more substantive material in it that will be signed next week and the document being presented today allows us to get to that. Clerk Yamamoto said he is hesitant to spend the money but we need to see what resources are out there and determine whether it's worthy or not. Upon the motion of Commissioner White and the second by Commissioner Rule, the Board voted unanimously to sign the addendum.

Consider signing Juvenile Housing Agreements with Owyhee County, Payette County and Washington County: Mr. Eames said the \$160 per day rate is the same as last year's rate. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously to sign the housing agreements with Washington, Owyhee and Payette Counties. (See Agreement Nos. 17-080, 17-081, and 17-082.)

Consider signing Life Jacket Loaner Station Memorandum of Understanding between Idaho Department of Parks & Recreation and Canyon County Parks, Cultural, and Natural Resources: Mr. Shoff said the station will be located at Celebration Park and the Idaho Department of Parks will be providing the structure and life jackets and will assume all liability for maintaining and providing life jackets. Upon the motion of Commissioner White and the second by Commissioner Rule, the Board voted unanimously to sign Life Jacket Loaner Station Memorandum of Understanding between Idaho Department of Parks & Recreation and Canyon County Parks, Cultural, and Natural Resources. (See Agreement No. 17-083.)

As part of the legal staff update the Board went into Executive Session as follows:

EXECUTIVE SESSION – REGARDING ACQUISITION OF AN INTEREST IN REAL PROPERTY, RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND ATTORNEY-CLIENT COMMUNICATION, COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY LITIGATION, AND COMMUNICATE WITH RISK MANAGER REGARDING PENDING/IMMINENTLY LIKELY CLAIMS

Commissioner Rule made a motion to go into Executive Session at 10:57 a.m. pursuant to Idaho Code, Section 74-206(1) (c), (d), (f) and (i) regarding acquisition of an interest in real property, records exempt from public disclosure and attorney-client communication, communicate with legal counsel regarding pending/imminently likely litigation, and to communicate with the County's risk manager regarding pending/imminently likely claims. The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners Rule, White and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad

Goodsell, Deputy P.A. David Eames and Deputy P.A. Allen Shoff. The Executive Session concluded at 11:25 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.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for: Shopko Stores Operation Co. LLC dba Shopko #64 (see resolution no. 17-148).

CONSIDER SIGNING THE WRITTEN DOCUMENTS IN REGARDS TO THE REQUEST BY TREASURE VALLEY RENEWABLES, LLC, FOR A CONDITIONAL REZONE AND AN APPEAL FOR A PLANNED UNIT DEVELOPMENT

The Board met today at 2:41 p.m. to consider signing the written documents in regards to the request by Treasure Valley Renewables, LLC for a conditional rezone and an appeal for a planned unit development. Present were: Commissioners Pam White and Steve Rule, and Deputy Clerk Monica Reeves. Per the applicant's request, the matter was rescheduled to October 2, 2017 at 1:30 p.m. The proceeding concluded at 2:42 p.m.

**TENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 25, 2017**

PRESENT: Commissioner Tom Dale, Chairman – out of the office
Commissioner Pam White
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

LEGAL STAFF UPDATE AND CONSIDER AUGUST 25, 2017 AGENDA ITEMS

The Board met today at 9:01 a.m. for a legal staff update and to consider signing the August 25, 2017 agenda items. Present were: Commissioners Pam White and Steve Rule, Deputy P.A. David Eames, Deputy P.A. Mike Porter, Deputy P.A. Zach Wesley, Lt. Ben Keyes, DSD Planner Jennifer Almeida, Assessor Brian Stender, Chief Deputy Assessor Joe Cox, HR Director Sue Baumgart, HR Specialist Demi Etheridge, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. The items were considered as follows:

Consider Signing the Sheriff's Office 2017 Enforcement Series Welded Jet Boat Solicitation of Bids: The solicitation of bids will be sent to five vendors. Upon the motion of

Commissioner Rule and the second by Commissioner White, the Board voted unanimously to sign the solicitation.

Consider Resolution authorizing Planning and Zoning Commission to Hold a Public hearing on the Fourth Thursday of September, 2017: The P&Z Commission has experienced an increase in hearings and requests the Board hold an additional public hearing on the fourth Thursday of September. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously to sign the resolution. (See Resolution No. 17-149.)

Resolution to Adopt Changes to the Title, Job Description, and Salary Range of Two Positions in the Assessor's Office: The request is to change one Sr. Administrative Specialist position to one Administrative Analyst, and one Senior Customer Service Specialist to one Imaging Specialist. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously to sign the resolution. (See Resolution No. 17-151.) *(There were problems with the recording system for a few minutes this morning therefore we do not have an audio recording of this proceeding which last approximately 10 minutes.)*

At 9:17 a.m., as part of the legal staff update, Deputy P.A. Mike Porter asked the Board to go into Executive Session with Zach Wagoner and Sue Baumgart for an update on the compensation plan and its rollout coming next fiscal year. The Board went into Executive Session as follows:

EXECUTIVE SESSION – PERSONNEL MATTER

Commissioner Rule made a motion to go into Executive Session at 9:18 a.m. pursuant to Idaho Code, Section 74-206(1) (b) to discuss a personnel matter and named personnel. The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners Rule and White voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White and Steve Rule, Deputy P.A. Mike Porter, Controller Zach Wagoner and HR Director Sue Baumgart. The Executive Session concluded at 9:29 a.m. with no decision being called for in open session.

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

MONTHLY MEETING WITH THE FAIR DIRECTOR TO DISCUSS FINANCIAL WRAP UP OF FAIR

The board met today at 9:32 a.m. for a monthly meeting with the Fair Director to discuss the financial wrap up of the fair. Present were: Commissioners Pam White and Steve Rule, Fair Director Diana Sinner and Deputy Clerk Jenen Ross. Director Sinner reported the following numbers from the 2017 fair: attendance increased 10% over last year, food revenue increased 13%, beer revenue increased 31%, concert revenue increased 7%, admission revenue increased 40% - this is higher due to an admission price increase this year - and advance admission was increased 126% over last year. She is still waiting on numbers from the carnival but the advanced sales were up. There were increased media sponsors and more of a media presence at the fair. She received good feedback about the fair and everyone was very appreciative of the fans, they were a tremendous improvement.

The facilities staff that were on site were amazing, anything that needed to be done got handled immediately and it was noticed by both exhibitors and parents. Ms. Sinner received good feedback on the cleanliness of the grounds and that everything was ready when the service providers, vendors and exhibitors arrived. Some of the other comments received were: less chaos, surprised at how smooth the fair ran, and the staff commented that the fair was fun again. Overall she feels the whole thing went really well. Some of the things to be improved upon for 2018 would include parking and cleaning crew staffing. They would also like to do something inside of the O'Connor Fieldhouse to make some of the exhibits more interactive. Additionally, they would like to look at ways to increase attendance during slower times like Friday afternoon and all day Sunday. Within the staff, they are looking at restructuring roles and responsibilities and elevate what they do and in general just to enhance the experience for everyone. Commissioner White asked Ms. Sinner to look at ways to add more grass to the event. In regards to the facility, they are at 92% of budgeted revenue. Ms. Sinner commended several county departments for all their help with the fair including the facility staff, IT, HR, PA, Auditor, Treasurer, Sheriff, fleet and the Board's admin staff, she also thanked the Board for their support of the fair and their faith in her being the fair director. She is excited for what the future of the fair will be. Commissioner White praised Ms. Sinner for her professionalism, grace and organization in running the fair this year. Commissioner Rule said this is his 11th fair report and he's never heard one like this before, they are usually riddled with complaints or issues and he appreciates the philosophy Ms. Sinner has brought and it's a big improvement on past fairs. The meeting concluded at 9:43 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER RESOLUTION TO REAPPOINT SANDI LEVI TO THE CANYON COUNTY PLANNING AND ZONING COMMISSION

The Board met today at 10:05 a.m. to consider reappointing Sandi Levi to the Canyon County Planning and Zoning Commission. Present were: Commissioners Pam White and Steve Rule, DSD Planner Jennifer Almeida, Torrie Cope from the Idaho Press-Tribune, and Deputy Clerk Monica Reeves. Ms. Levi was previously appointed in February of 2015 and her new term will expire December 1, 2019. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously to reappoint Sandi Levi to the P&Z Commission. (See Resolution No. 17-150.) The meeting concluded at 10:07 a.m. An audio recording is on file in the Commissioners' Office.

ELEVENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 28, 2017

PRESENT: Commissioner Tom Dale, Chairman – out of the office
Commissioner Pam White
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- HP in the amount of \$37,283.76 for the Information Technology department
- Wall 2 Wall Flooring in the amount of \$2949.00 for the Facilities department

LEGAL STAFF UPDATE AND CONSIDER SIGNING AGREEMENT FOR PROVISION OF MENTORING SERVICES FOR JUVENILE OFFENDERS WITH HAKIM HAZIM AND SIGNING INDIVIDUAL PSYCHIATRIC SERVICES AGREEMENTS

The Board met today at 10:36 a.m. for a legal staff update and to consider signing an agreement for the provision of mentoring services for juvenile offenders with Hakim Hazim and to consider signing individual psychiatric services agreements with various providers (noted below). Present were: Commissioners Pam White and Steve Rule, Chief Probation Officer Elda Catalano, Deputy P.A. David Eames, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. The contract renewal for Hakim Hazim includes an increase in the hourly compensation from \$40 to \$50 per hour as well as an increase in the monthly maximum of administrative billing from \$120 to \$150. Elda Catalano said this is the first rate increase in eight years and the department has enough funds to cover the costs. Commissioner Rule questioned the 20% increase and said it seems excessive. Ms. Catalano spoke of Mr. Hazim's credentials and the services he provides and she believes he is worth the increase. Commissioner White made a motion to sign the agreement recognizing that the contractor has not had an increase in eight years. Commissioner Rule said the increase is excessive. The motion died for lack of a second. Ms. Catalano will try to negotiate on the rate and report back to the Board at a later date. David Eames reported that the individual psychiatric services agreements that are being considered today have the same rates as last year. The agreements are with a number of different physicians that provide psychiatric services; the contractors are: David Kent, M.D., Coire Weathers, M.D., Kafia Abbasi, M.D., Abhilash Desai, M.D., Mark Bostick, M.D., Eric Gilbreath, M.D., James Piktel, M.D., Charles Novak, M.D., Matthew Pitcher, M.D., Ninon German, M.D., Roberto Negron, M.D., and Tamara Helfer, M.D. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously to sign the psychiatric services agreements. (See Agreement Nos. 17-084, 17-085, 17-086, 17-087, 17-088, 17-089, 17-090, 17-091, 17-092, 17-093, 17-094, and 17-095.) As part of the legal staff update Mr. Eames spoke about the upcoming plans to have a lunch meeting with the newly appointed members to the gun range advisory board. The Board will schedule a meeting and sandwiches will be served. Mike Porter spoke about a letter that will be sent to Jensen-Hughes and Triad Consulting in regards to the County's campus security RFP. The committee took into consideration the Board's feedback that we need to drill down and get an idea of what we want them to do and look to reduce the County's cost. The letter will be signed by Sam Laugheed and sent on behalf of the committee that tells the bidders the areas in order of priority we are concerned with starting with video surveillance, access to the campus, policies we might draft, control of whoever runs this and how to get buy-in from the stakeholders. It lists what facilities we want them to look at and

provide cost breakouts per area so the Board can have a better understanding of what they are paying for. The Board has no problem with the letter. The meeting concluded at 10:51 a.m. An audio recording is on file in the Commissioners' Office.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for: The Hop House LLC dba The Hop House (see resolution no. 17-152).

TWELFTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 29, 2017

PRESENT: Commissioner Tom Dale, Chairman – out of the office
Commissioner Pam White
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Amazon in the amount of \$1277.57 for the Information Technology department
- Tech Quest in the amount of \$3000.00 for the Information Technology department
- Paessler AG in the amount of \$4612.50 for the Information Technology department

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

The Board met today at 8:49 a.m. for a biweekly meeting with the Human Resources Director to discuss general issues, set policy and give direction. Present were: Commissioners Pam White and Steve Rule, HR Director Sue Baumgart, Deputy P.A. Mike Porter and Deputy Clerk Jenen Ross.

EXECUTIVE SESSION – PERSONNEL MATTER

Note for the record: As properly noticed the Board met today at 8:49 a.m. for a biweekly meeting with the HR Director. A request was made to go into Executive Session to discuss a personnel matter. The Executive Session was held as follows: Commissioner Rule made a motion to go into Executive Session at 8:50 a.m. pursuant to Idaho Code, Section 74-206(1) (b). The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners Rule and White voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White and Steve Rule, HR Director

Sue Baumgart, Deputy P.A. Mike Porter and Deputy Clerk Jenen Ross. The Executive Session concluded at 9:00 a.m. with no decision being called for in open session.

LEGAL STAFF UPDATE AND CONSIDER AGENDA ITEMS

The Board met today at 9:01 a.m. for a legal staff update and to consider agenda items. Present were: Commissioners Pam White and Steve Rule, Deputy P.A. Allen Shoff, Deputy P.A. David Eames, Deputy P.A. Zach Wesley, Juvenile Detention Director Steve Jett (left at 9:05 a.m.) and Deputy Clerk Jenen Ross.

Consider signing Canyon County and Delta Dental renewal of agreement: Allen Shoff said this is a renewal of the Delta Dental coverage for employees, there are some additional benefits available with this renewal, however, they have increased the per employee/per month administrative rate by 5%. Upon the motion by Commissioner Rule and second by Commissioner White the Board voted unanimously to sign the Delta Dental renewal agreement (see agreement no. 17-097).

Consider signing medical services contract with Karen L. Schumacher: David Eames explained this is a renewal of a medical services contract with Karen Schumacher who is a nurse practitioner. Mr. Eames said there are no changes this year and that the rate has remained the same. Upon the motion by Commissioner Rule and second by Commissioner White the Board voted unanimously to sign the medical services contract with Karen L. Schumacher (see agreement no. 17-096).

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

Note for the record: As properly noticed the Board met today at 9:05 a.m. for a legal staff update. A request was made to go into Executive Session to discuss records exempt from public disclosure, communicate with legal counsel regarding pending/imminently likely litigation and communicate with risk manager regarding pending/imminently likely claims. The Executive Session was held as follows: Commissioner Rule made a motion to go into Executive Session at 9:05 a.m. pursuant to Idaho Code, Section 74-206(1) (d), (f) and (i). The motion was seconded by Commissioner White. A roll call vote was taken on the motion with Commissioners Rule and White voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Pam White and Steve Rule, Deputy P.A. Allen Shoff, Deputy P.A. David Eames, Deputy P.A. Zach Wesley and Deputy Clerk Jenen Ross. The Executive Session concluded at 9:16 a.m. with no decision being called for in open session.

Consider signing application for hardship waiver of county fees for Adell Degiulio: Zach Wesley said this is a hardship application where he has prepared a draft resolution for the Board's consideration, this is for the property at 11670 Lone Star Rd., Nampa. This

property has an abatement charge from over a year ago prior to the Degiulio's owning the property and they are contesting the charge with both the Treasurer's Office and DSD. It looks like this charge probably should have been paid by the previous owners but without that happening this hardship waiver is the solution to forgiving those charges. Upon the motion by Commissioner Rule and second by Commissioner White the Board voted unanimously to sign the resolution to approve the hardship waiver for county fees (see resolution no. 17-153).

The meeting concluded at 9:19 a.m. An audio recording of the open portions of the meeting are on file in the Commissioners' Office.

THIRTEENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 30, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White
Commissioner Steve Rule – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED CLAIMS ORDER NO. 1724

The Board of Commissioners approved payment of County claims in the amount of \$1,534,881.30 for a County payroll.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Williamson Vineyards to be used 9/10/17 for the Snake River Harvest Festival.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Goodwood Barbecue Company to be used 9/15/17 for a wedding.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Slicks Bar to be used 9/4/17 for a wedding.

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for Goodwood Barbecue Company to be used 9/2/17 for a wedding.

CONSIDER INDIGENT DECISIONS

The Board met today at 8:53 a.m. to consider indigent decisions. Present were: Commissioners Tom Dale and Steve Rule, Indigent Services Director Yvonne Baker, Indigent Customer Service Specialist Robin Sneegas, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Rule and the second by Commissioner Dale, the Board voted unanimously to issue a denial with a written decision to be issued within 30 days on the following cases: Case Nos. 2017-1392, 2017-1240, 2017-1241, 2017-1385, 2017-1512, 2017-1390, 2017-1387, 2017-1383, 2017-1404, 2017-1410, 2017-1384, 2017-1391, 2017-1389, 2017-1386, 2017-1388, 2017-1513, 2017-1413, and 2017-1415. The proceeding concluded at 8:54 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION PURSUANT TO IDAHO CODE, SECTION 74-206(1)(C) TO DISCUSS ACQUISITION OF AN INTEREST IN REAL PROPERTY

Commissioner White made a motion to go into Executive Session at 9:04 a.m. pursuant to Idaho Code, Section 74-206(1) (c) to discuss acquisition of an interest in real property. The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Rule, White, and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, Deputy P.A. Brad Goodsell, Parks Director Nicki Schwend, Tom Bicak, Mark Clark, Steve Clark, and Deputy Clerk Monica Reeves. Commissioner Rule left at 9:15 a.m. The Executive Session concluded at 9:57 a.m. with no decision being called for in open session.

LEGAL STAFF UPDATE AND RECONSIDER THE HISPANIC CULTURAL CENTER'S APPLICATION FOR HARDSHIP CANCELLATION OF PROPERTY TAXES AND CONSIDER POSSIBLE SETTLEMENT AGREEMENT

The Board met today at 10:01 a.m. for a legal staff update and to reconsider the Hispanic Cultural Center's application for hardship cancellation. Present were: Commissioners Tom Dale and Pam White, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, Deputy P.A. Brad Goodsell, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser from the Assessor's Office, and Deputy Clerk Monica Reeves. Mike Porter asked the Board to amend today's agenda to include the approval of a Byrne JAG grant for the Sheriff's Office. The deadline for the grant is Friday but we won't have a quorum that day and considering the exigency of this and the routineness of this document he is asking to amend the agenda to get this on the

agenda right now in order to meet that deadline. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to amend the agenda to include the signing of the MOU between the City of Nampa, the City of Caldwell and Canyon County for the 2017 Byrne JAG program. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to approve the MOU for the 2017 Byrne Justice Assistant Grant, also known as the JAG program. Brad Goodsell prepared a resolution that would adopt a settlement agreement with the Hispanic Cultural Center where they agree to voluntarily dismiss the lawsuit that they filed against the County and various employees of the County and in exchange the Board is going to cancel the remaining taxes that are owed based on hardship. He said we want to make clear that by agreeing to this stipulation the County is not admitting to any wrongdoing, in fact, the County believes it has acted appropriately in all instances; this settlement is simply to resolve the disputes between the parties and to move forward from this point. It resolves all tax issues with regard to the Hispanic Cultural Center through 2017 and they have agreed to the stipulation and a signed copy which is attached and made part of the resolution. Mr. Goodsell said the Assessor's Office has reluctantly agreed to the settlement, and although the Treasurer is not present she has agreed to the settlement. The amount of taxes, interest and penalties that would be forgiven under this agreement is \$8,871.16 as of today. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to approve the Hispanic Cultural Center's application and sign the resolution based on the hardship reasoning and to cancel the property taxes in the amount of \$8,871.16. (See Resolution No. 17-154.) Joe Cox said the Assessor's Office did everything they were supposed to but given the amount involved it's not enough to move forward on. Once the Board signs the resolution and that authorizes Brad to sign the settlement which will be filed with the court today. The meeting concluded at 10:08 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING – REZONE REQUEST FOR SCOTT REECE, CASE NO. PH2017-25

The Board met today at 1:34 p.m. to consider a rezone request for Scott Reece, Case No. PH2017-25. The applicant is requesting a rezone of approximately 4.54 acres from an "A" (Agricultural) Zone to an "R-R" (Rural Residential) Zone of Parcel No. R30124011B0 (Lot 1, Block 2 of Grants Acres Estates). Present were: Commissioners Tom Dale and Pam White, DSD Planner Jennifer Almeida, Scott Reece, and Deputy Clerk Monica Reeves. Jennifer Almeida gave the oral staff report. The average minimum lot size in an R-R zone is two acres and based on this lot size the property could be divided into a maximum of two lots and if approved a replat of the subject property would be required. The property is adjacent to an existing platted subdivision and is adjacent to existing residential zoning. The proposed use would not have a negative impact nor would it change the essential character of the area. The P&Z Commission recommended approval of the rezone on July 20, 2017, and staff is also recommending approval as well. Scott Reece concurred with the staff report. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to approve the rezone request and the Findings of Fact, Conclusions of Law and Order. Upon the motion of Commissioner Dale and the second by Commissioner White, the Board voted unanimously to approve the ordinance directing the change to the official

zoning Map for Case No. PH2017-25. (See Ordinance No. 17-012.) The meeting concluded at 1:38 p.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING – REZONE REQUEST FOR SCOTT REECE, CASE NO. PH2017-39

The Board met today at 2:00 p.m. to consider a rezone request for Scott Reece, Case No. PH2017-39. The applicant is requesting a rezone of approximately 4.54 acres from an "A" (Agricultural) Zone to an "R-R" (Rural Residential) Zone of Parcel No. R30124011A1 (Lot 2, Block 1 of Grants Acres). Present were: Commissioners Tom Dale and Pam White, DSD Planner Jennifer Almeida, Scott Reece, and Deputy Clerk Monica Reeves. Jennifer Almeida gave the oral staff report. The average minimum lot size is two acres and based on the lot size the property could be divided into a maximum of two and if approved a replat of the property would be required. The subject property is within close proximity to platted subdivisions and is located 600 feet north of residential zoning. The proposed use would not have a negative impact nor would it change the essential character of the area. The P&Z Commission recommended approval of the rezone on July 20, 2017 and staff is also recommending approval of the rezone. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to close public testimony. Commissioner Dale said this request is very similar to the previous case and both requests seem appropriate. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to approve the rezone and sign the ordinance directing amendments as well as approve the Findings of Fact, Conclusions of Law and Order. (See Ordinance No. 17-013.) The meeting concluded at 2:03 p.m. An audio recording is on file in the Commissioners' Office.

**FOURTEENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO AUGUST 31, 2017**

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White
Commissioner Steve Rule – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED CLAIMS ORDER NO. 9-1-17

The Board of Commissioners approved payment of County claims in the amount of \$4.16 for accounts payable.

APPROVED CLAIMS ORDER NO. 9-11-17

The Board of Commissioners approved payment of County claims in the amount of \$133,320.57, \$46,666.34 and \$4621.00 for accounts payable.

APPROVED CLAIMS ORDER NO. 9-8-17

The Board of Commissioners approved payment of County claims in the amount of \$576.00 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Dell in the amount of \$57,784.15 for the Information Technology department
- Dell in the amount of \$20,674.44 for the Information Technology department
- Right! Systems Inc. in the amount of \$1583.09 for the Information Technology department
- Neopost in the amount of \$8283.60 for the Information Technology department
- SPS in the amount of \$10,231.21 for the Information Technology department
- Vox Network Solutions in the amount of \$5543.97 for the Information Technology department
- CDW-G in the amount of \$2816.10 for the Information Technology department
- Integra in the amount of \$58,709.00 for the Information Technology department
- HP, Inc. in the amount of \$6375.74 for the Information Technology department

APPROVED CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for O'Michael's Pub & Grill to be used 9/23/17 for a wedding.

MEETING TO DISCUSS OPTIONS TO PURSUE A MEMORANDUM OF UNDERSTANDING WITH ADA COUNTY PUBLIC DEFENDER ON CAPITAL CRIME CASES

The Board met today at 11:31 a.m. for a meeting to discuss options to pursue a memorandum of understanding with Ada County Public Defender on capital crime cases. Present were: Commissioners Tom Dale and Pam White, Interim Public Defender Krista Howard, Office Administrator Deepak Budwani, Tori Cope from the Idaho Press-Tribune and Deputy Clerk Jenen Ross. Ms. Howard explained that they get appointed on capital cases but at this time they do not have any attorneys that are death penalty certified to sit first chair. They do have one attorney that is qualified to sit second chair and are working on getting a couple more attorneys working towards second chair. To be qualified for first chair you have to have sat thru a trial to completion or the sentencing phase of a death penalty case; additionally you have to have a certain amount of training, been an attorney for a certain amount of time and been on a certain number of trials before you can make application to the Supreme Court. The problem they've had is that Canyon County hasn't

had any cases for her attorneys to sit on. In an effort to help her office and the county she would like to look at entering into an agreement with Ada County where they would send someone over to sit first chair and then one of her attorneys would sit second chair to gain the experience they need to become certified. Canyon County would pay Ada County for that attorney's time and in turn if Ada County needed assistance while their attorney is in trial here one of Ms. Howard's attorneys would go over to cover in Ada County. At this point Ms. Howard has spoken informally with the Public Defender in Ada County and our civil office to get the ball rolling and see if it's something to be working towards. Ms. Howard said she will be one of the attorneys working towards becoming death penalty certified and she has asked around to see which other attorneys would be interested in becoming certified. Commissioners Dale and White both think this is a good solution and look forward to seeing the MOU developed to be brought back to the Board. The meeting concluded at 11:41 a.m. An audio recording is on file in the Commissioners' Office.

CONTINUE PUBLIC HEARING REGARDING A REQUEST BY BARRY BUTLER FOR A PRELIMINARY PLAT AND FINAL PLAT FOR WILLIS SUBDIVISION; CASE NO. PH2017-24

The Board met today at 1:32 p.m. to consider the preliminary plat and final plat for Willis Subdivision, Case No. PH2017-24. Present were: Commissioners Tom Dale and Pam White, DSD Planner Jennifer Almeida, and Deputy Clerk Monica Reeves. Ms. Almeida informed the Board that the applicant has requested a three-week continuance. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to continue the hearing to September 29, 2017 at 10:00 a.m. The proceeding concluded at 1:34 p.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE AND CONSIDER SIGNING AUGUST 31, 2017 AGENDA ITEMS

The Board met today at 2:30 p.m. for a legal staff update and to consider signing the August 31, 2017 agenda items. Present were: Commissioners Tom Dale and Pam White, Deputy P.A. Mike Porter, Deputy P.A. David Eames, Chief Deputy Clerk Drew Maffei, Chief Deputy Sheriff Marv Dashiell, Juvenile Detention Director Steve Jett, and Deputy Clerk Monica Reeves. The items were considered as follows:

Consider signing Addendum 2 for Polling Places Consultant: Mr. Porter said the addendum provides answers to questions we were asked by potential bidders. Commissioner White asked for clarification on why the services are being sought. Drew Maffei said we are still in a litigation situation with the Department of Justice and have not settled this at this point, it is partly a way to continue to try to serve voters while dealing with that situation. Mr. Porter said we haven't had any complaints about the services provided by the elections office but there was a push last year by the Department of Justice (DOJ), through the U.S. Attorney's Office, for many counties across the U.S. to take a stricter look. This doesn't bind us to anything it's simply to see what's out there and what services could be provided. Commissioner Dale is not opposed to this but he is surprised we have to hire a consultant to see if something is ADA compliant when someone within County could

do that. Mr. Maffei said the DOJ expects third-party expertise. Mr. Porter said they considered that heavily but ultimately the DOJ has indicated they would litigate if he wouldn't agree to all the terms - some of which we feel are onerous - and to put an employee on the stand to say it is ADA compliant will put us in a tough position. With the addendum all we are doing is sending the response to the questions that were asked. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to approve Addendum No. 2 to the Request for Proposals for a polling place compliance consultant.

Consider signing FY2018 Renewal to Mental Health Clinical Services Agreement No. 15-124 with Centerpointe, Inc.: This is a renewal to an existing contract we have with Centerpointe to provide mental health services to the juvenile detention center. Director Jett said several years ago the Department of Juvenile Corrections started a detention clinician program and the legislature took funding away from the Department of Health and Welfare and gave it to the Department of Juvenile Corrections for clinician services. The detention center receives 40 hours each week of clinician services and when he receives an invoice he forwards it to the Department of Juvenile Corrections for payment. The services have reduced the number of suicide attempts by 30% as well as reduced the use of force incidents as well. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to approve the FY2018 Renewal to the Mental Health Clinical Services Agreement No. 15-124 with Centerpointe, Inc. (See Agreement No. 17-099.)

Consider signing law enforcement services agreement with the Notus School District: It's a renewal of an ongoing school resource officer program for the Notus School District where the County provides a school resource officer to the district an average of eight (8) hours per week and the County receives compensation in the amount of \$3,500. Upon the motion of Commissioner Dale and the second by Commissioner White, the Board voted unanimously to approve the law enforcement services agreement with the Notus School District. (See Agreement No. 17-100.)

As part of the legal staff update, Commissioner Dale reported that at a recent meeting with Parks Director Nicki Schwend an issue was raised regarding the weeds that are growing on the wildlife refuge property surrounding Lake Lowell. Not only is this a fire hazard it's a noxious weed problem as well and he would like to know if the County can issue a notice of violation and order the refuge to abate the weeds. Mr. Porter will look into the matter. The meeting concluded at 2:42 p.m. An audio recording is on file in the Commissioners' Office.

FIFTEENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO SEPTEMBER 1, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White - out of the office
Commissioner Steve Rule - out of the office

Deputy Clerk Monica Reeves / Jenen Ross

No meetings scheduled today.

SIXTEENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO SEPTEMBER 5, 2017

PRESENT: Commissioner Tom Dale, Chairman – out of the office
Commissioner Pam White
Commissioner Steve Rule – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

No meetings scheduled today.

SEVENTEENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO SEPTEMBER 6, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White
Commissioner Steve Rule – out of the office
Deputy Clerk Monica Reeves / Jenen Ross

No meetings scheduled today.

APPROVED CLAIMS ORDER NO. 9-11-17

The Board of Commissioners approved payment of County claims in the amount of \$32,803.76, \$59,990.28, \$101,365.55, \$112,620.33 and \$66,084.98 for accounts payable.

EIGHTEENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO SEPTEMBER 7, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White
Commissioner Steve Rule
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Best Buy in the amount of \$3978.96 for the Information Technology department

- Les Schwab Tires in the amount of \$7724.00 for the Solid Waste department

APPROVED THE JUNE 2017 TERM COMMISSIONER PROCEEDINGS AND SYNOPSIS

The Minutes of the Fiscal Term of June 2017 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.

INDIGENT DECISIONS

The Board met today at 8:50 a.m. to consider indigent decisions. Present were: Commissioners Tom Dale and Pam White, Customer Service Specialist Robin Sneegas, Indigent Services Director Yvonne Baker and Deputy Clerk Jenen Ross. Ms. Sneegas said the following cases do not meet the eligibility criteria for county assistance: 2017-1590, 2017-1436, 2017-1438, 2017-1420, 2017-1440, 2017-1556, 2017-1437, 2017-1426, 2017-1416, 2017-1541, 2017-1263, 2017-1418 and 2017-1435. Upon the motion by Commissioner White and second by Commissioner Dale the Board voted unanimously to issue denials on the cases as read into the record with written decisions to be issued within 30 days. The following case does meet the eligibility criteria for approval: 2017-0761, upon the motion by Commissioner White and second by Commissioner Dale the Board voted unanimously to approve the case as read into the record with a written decision to be issued within 30 days. The following case is pending a resource and should be suspended until a decision is made regarding that resource: 2017-1455, upon the motion by Commissioner White and second by Commissioner Dale the Board voted unanimously to place the case in suspension. The meeting concluded at 8:53 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NOS. 2017-726 and 2017-1040

The Board met today at 9:03 a.m. to conduct a medical indigency hearing for Case Nos. 2017-726 and 2017-1040. Present were: Commissioners Tom Dale and Pam White, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, the applicant, Amber Jones for St. Luke's, Attorney Mark Peterson for St. Luke's and Deputy Clerk Jenen Ross. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to issue a denial with a written decision to be issued within 30 days for case no. 2017-726. Upon the motion of Commissioner White and second by Commissioner Dale the Board voted unanimously to continue case no. 2017-1040 to November 30, 2017. The hearing concluded at 9:32 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2017-1162

The Board met today at 9:42 a.m. to conduct a medical indigency hearing for Case No. 2017-1162. Present were: Commissioners Tom Dale and Pam White, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, the applicant, friend of the applicant, Kassi Daugherty for St. Luke's, Attorney Mark Peterson for St. Luke's and Deputy Clerk Jenen Ross. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to continue the case to November 2, 2017. The hearing concluded at 10:01 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NOS. 2017-334 AND 2017-801

The Board met today at 10:08 a.m. to conduct a medical indigency hearing for Case Nos. 2017-334 and 2017-801. Present were: Commissioners Tom Dale and Pam White, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, Kassi Daugherty for St. Luke's, Attorney Mark Peterson for St. Luke's and Deputy Clerk Jenen Ross. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to continue case nos. 2017-334 and 2017-801 to December 14, 2017. The hearing concluded at 10:22 a.m. An audio recording is on file in the Commissioners' Office.

INDIGENT MATTERS

The Board met today at 10:33 a.m. to consider indigent matters. Present were: Commissioners Tom Dale and Pam White, Indigent Services Director Yvonne Baker, Hearing Generalist Kellie George, Deputy P.A. David Eames and Deputy Clerk Jenen Ross. Ms. George asked the Board to render a decision of denial on the following cases as neither the hospital nor the applicant appeared today: 2017-1064, 2017-1064, 2017-978, 2017-1027, 2017-1074 and 2017-1044. Upon the motion by Commissioner White and second by Commissioner Dale the Board voted unanimously to issue denials on the cases as read into the record with a written decision to be issued within 30 days. Upon the motion by Commissioner White and second by Commissioner Dale the Board voted unanimously to continue case no. 2017-1152 to October 5, 2017. Upon the motion of Commissioner White and second by Commissioner Dale the Board voted unanimously to issue final approvals with a written decision to be issued within 30 days on the following cases: 2017-656, 2017-252, 2017-429 and 2014-307. The meeting concluded at 10:35 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE AND CONSIDER SIGNING AGENDA ITEMS

The Board met today at 11:02 a.m. for a legal staff update and to consider signing the agenda items. Present were: Commissioners Tom Dale and Pam White, Chief Civil Deputy P.A. Sam

Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Fair Director Diana Sinner, IT Director Greg Rast, Assistant IT Director Eric Jensen, Indigent Services Director Yvonne Baker, and Deputy Clerk Monica Reeves. The items were considered as follows:

Consider signing A Resolution Ratifying 2017 Canyon County Fair Entertainment Contract with Brooke Eden and Red Brown Ventures, LLC: Brooke Eden was the opening act for the band, Old Dominion, and her contract was late. Zach Wesley said they signed the contract right before the performance, not in time for the Board to sign so the resolution is ratifying the contract and treating it as if the Board signed it originally so both parties are bound by the terms. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to sign the resolution ratifying the 2017 entertainment contract with Brooke Eden and Red Brown Ventures, LLC. (See Resolution No. 17-155.)

Consider signing Construction and Installation Agreement with Idaho Tower Construction: The contract was prepared by Allen Shoff as part of the RFP process to erect structures and install microwave antennae necessary to procure stable and reliable microwave and/or wireless connections between Canyon County Courthouse Campus, Pickles Butte Landfill, The Park at Lake Lowell, and Celebration Park. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to sign the Construction and Installation Agreement with Idaho Tower Construction. (See Agreement No. 17-101.)

As part of the legal staff update, an Executive Session was held as follows:

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

Commissioner White made a motion to go into Executive Session at 11:05 a.m. pursuant to Idaho Code, Section 74-206(1) (d) and (f) to discuss records exempt from public disclosure and attorney-client communication, and to communicate with legal counsel regarding pending/imminently likely litigation. The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners White and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Tom Dale and Pam White, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Brad Goodsell, Deputy P.A. David Eames, Indigent Services Director Yvonne Baker, and Deputy Clerk Monica Reeves. Director Baker left at 11:18 a.m. Commissioner Steve Rule arrived 11:25 a.m. The Executive Session concluded at 11:41 a.m. with no decision being called for in open session.

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

CANVASS ELECTION

The Board canvassed the August 29, 2017 Election.

CONSIDER WRITTEN FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER
REGARDING THE REQUEST BY VICTOR WARR FOR A COMPREHENSIVE PLAN MAP
AMENDMENT AND REZONE, CASE NO. PH2017-11&12

The Board met today at 2:04 p.m. to consider the written Findings of Fact, Conclusions of Law and Order (FCO's) regarding the request by Victor Warr for a comprehensive plan map amendment and rezone for Case No. PH2017-11 & 12. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Deputy P.A. Zach Wesley, DSD Planner Jennifer Almeida, Victor Warr, Bev Warn, other interested citizens, and Deputy Clerk Monica Reeves. The matter was continued from August 17, 2017. The hearing was originally held at a time when only Commissioners Rule and White were present and at the conclusion of the hearing there was a motion for approval that failed and because there wasn't a consensus the application failed on its own. Zach Wesley had recommended Commissioner Dale review the record from that hearing, including audio, and meet today to determine if we could reach a majority decision be that by opening the record and taking more evidence and initially making a record of what Commissioner Dale has reviewed and then having more discussion and seeing if there's a motion to go through either for or against and then we could come up with some revised findings based on whatever motion passes. The idea being that on a failed motion like that we are likely to end up back here on remand anyway for a decision so the most efficient thing would be to have Commissioner Dale weigh in now. Commissioner Dale said he listened to the entire audio of the public hearing and read through the case packet and he feels the proposal does not fit with the surrounding area nor does it seem to be compatible therefore he is not ready to support the development. Mr. Wesley asked if there is any other information or questions based on what he reviewed that he would require additional testimony, and Commissioner Dale said he cannot think of anything. Mr. Wesley said the best thing would be to continue the discussion and ask for motions when they are ready to be made. Both Commissioners Rule and White said their comments are already on the record. Mr. Wesley said we need a motion for a decision and if that decision fits the FCO's that were prepared in advance then we'll have those ready for signature. If the decision does not reflect the FCO's then staff will have to prepare them consistent with the Board's decision. Commissioner White made a motion to deny the request for a comprehensive plan map amendment and rezone for Case No. 2017-11 & 12. The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion to deny with Commissioners White and Dale voting in favor of the motion and Commissioner Rule voting against the motion. The motion carried by a two-to-one split vote with Commissioner Rule casting the only dissenting vote. The Board took a recess at 2:11 p.m. so staff could add some dates to the FCO's to note the continuance dates. The Board went back on the record at 2:37 p.m. Commissioner White made a motion to approve the FCO's regarding the request by Victor Warr for a comprehensive plan map amendment and rezone. The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion which carried unanimously. There are two sets of FCO's, one for the comprehensive plan map amendment and one for

the rezone. The meeting concluded at 2:39 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER GRANTING SEVEN DAY EXTENSION REQUEST FOR LEVY CERTIFICATION

The Board met today at 2:39 p.m. to consider granting a seven day extension request for levy certification. Present were: Commissioners Tom Dale, Pam White and Steve Rule, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Zach Wagoner said today is the due date for taxing districts to submit property tax requests to the County Clerk. School districts have an opportunity for what is referred to as an emergency levy which is tied to the number of students attending. We are new in the school year and the school districts need a little more time to gather accurate data and information so they have an opportunity to request an extension on the due date. This is something we typically do every year and he's fine with it because it does give the Clerk a little more time to do our review and calculate levy rates. The following school districts have requested an extension for a seven working day request: Nampa School District, West Ada School District, Kuna School District, Caldwell School District, and Middleton School District. Upon the motion of Commissioner Rule and the second by Commissioner White, the Board voted unanimously to grant the seven-day extension. (See Resolution No. 17-156.) Given the fact school districts request this each year, Commissioner Dale suggested the legislature should perhaps make an alteration in the statute and change the date. Controller Wagoner said that is a great point. The meeting concluded at 2:42 p.m. An audio recording is on file in the Commissioners' Office.

NINETEENTH DAY OF THE AUGUST TERM, A.D., 2017
CALDWELL, IDAHO SEPTEMBER 8, 2017

PRESENT: Commissioner Tom Dale, Chairman
Commissioner Pam White
Commissioner Steve Rule – Idaho Economic Development District meeting
Deputy Clerk Monica Reeves / Jenen Ross

APPROVED PURCHASE ORDER

The Board approved the following purchase order(s):

- Salt Lake Wholesale Sports in the amount of \$3621.96 for the Trial Court Administrator
- HP Inc. in the amount of \$1085.58 for the Information Technology department

MONTHLY MEETING WITH ADMINISTRATIVE DISTRICT JUDGE AND TCA TO DISCUSS GENERAL ISSUES

The Board met today at 8:06 a.m. for a monthly meeting with Administrative District Judge and TCA to discuss general issues. Present were: Commissioners Tom Dale and Pam White, Judge Bradley Ford, TCA Doug Tyler and Deputy Clerk Jenen Ross. Judge Ford said that Courtney Tucker was selected as the new magistrate judge to replace Judge Kotyk, she will start October 2, 2017. She is very experienced in handling matters that are on Judge Kotyk's docket and will be able to step right into Judge Kotyk's role and take over his cases. Judge Onanubosi will be her mentoring judge. They are still working to keep up with the Odyssey implementation schedule. Trainings will be happening all month and the State will be in today for an informational meeting with the judges. Court clerks will have one day soon where they will be closed for a couple hours for training. The largest transition will take place the weekend of October 7-8 in preparation of going live on October 10th. Paul Navarro and his staff have been working on the 3rd floor courtrooms. Judge Ford thinks it is moving faster than anticipated and Mr. Navarro's crew is doing a great job. The jury boxes will now be made up of movable chairs that can be used in all courtrooms or moved around as needed. Judge Ford let the Board know that he's going to be entering an administrative order to provide uniform firearms to court marshals. Idaho Code section 1-1613A says that when a county employee is carrying out duties for the court then they are considered state employees. This will stay under the jurisdiction of the courts and not the Sheriff's Office. The firearms will be purchased out of the TCA's budget and costs are consistent with what law enforcement pays. Doug Tyler has been in touch with the civil office and both Mike Porter and Sam Laugheed have looked thru this order, these are the first step to try to figure out where the marshals will be operating in the courthouse. This order will allow all marshals to carry and train with like weapons. This order has gone thru the court security committee and Chief Dashiell has been involved. The purchase order will be submitted and Judge Ford will move forward with submitting the administrative order. Doug Tyler said that their Family Court Services website has been hosted by a private provider, but they will soon be losing that host. He has been in contact with Greg Rast about the IT department taking over the hosting of this website but Mr. Rast would like to rebuild the webpage so they would take it on as a project and then the courts will pay the IT department. Commissioner Dale said he is okay with it as long as the costs are covered and Mr. Rast has the capacity. The meeting concluded at 8:42 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE AND CONSIDER SIGNING AGENDA ITEMS

The Board met today at 9:02 a.m. for a legal staff update and to consider signing the September 8, 2017 agenda items. Present were: Commissioners Tom Dale and Pam White, Deputy P.A. Zach Wesley, Chief Deputy Clerk Drew Maffei, Indigent Services Director Yvonne Baker, HR Director Sue Baumgart, HR Generalist Jennifer Allen, Weed Control Superintendent Jim Martell, and Deputy Clerk Monica Reeves. Prosecutor Bryan Taylor arrived at 9:09 a.m. The items were considered as follows:

Independent Contractor Agreement for Court Interpreter Karla P. Young: This is a standard agreement for Spanish interpreter services. Upon the motion of Commissioner

White and the second by Commissioner Dale, the Board voted unanimously to sign the agreement with Karla Young. (See Agreement No. 17-103.)

Consider signing Memorandum of Agreement with Advocates Against Family Violence (AAFV) for Medical and Non-Medical Care in Canyon County: This agreement has been in place for a number of years and allows the AAFV to provide counselling services and shelter for victims of domestic violence and is a program pay per incident rate, it has a cap of \$50,000. Commissioner White asked who provides the licensed counselling services. Yvonne Baker said the bill we receive each month is primarily for housing and shelter, and there may be some counselling but she will pull the documentation and provide it to Commissioner White who wants to know whether the person is a licensed counsellor and if they are carrying the proper insurance. The agreement was not signed today.

Memorandum of Understanding between County Prosecutors Office and the Treasure Valley Partnership: Bryan Taylor said the MOU expired and new signatures are required in order to keep the SAUSA program going. The Treasure Valley Partnership pays the money to the Controller which pays for the position that is housed at the US Attorney's Office. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to sign the Memorandum of Understanding between County Prosecutors Office and the Treasure Valley Partnership. (See Agreement No. 17-104.)

As part of the legal staff update, the Board went into Executive Session as follows:

EXECUTIVE SESSION – PERSONNEL MATTER,

Commissioner White made a motion to go into Executive Session at 9:12 a.m. pursuant to Idaho Code, Section 74-206(1) (b) to discuss a personnel matter. The motion was seconded by Commissioner Dale. A roll call vote was taken on the motion with Commissioners White and Dale voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Tom Dale and Pam White, Deputy P.A. Zach Wesley, Weed Controller Superintendent Jim Martell, HR Director Sue Baumgart, HR Generalist Jennifer Allen and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:24 a.m. with no decision being called for in open session.

Consider signing an Ordinance and Summary Amending Chapter 6; Article 5, Addressing; Section 7, Applicability of the Canyon County Code of Ordinances, and Severability Clauses, and Effective Dates to Include the City of Caldwell Impact Area: Zach Wesley said this matter came to us as a request from the City of Caldwell. They've determined they don't want to do the addressing in the unincorporated areas anymore, they just want to do it within the city limits so they made the request a few months ago and the Board gave the go ahead. The city intends to take this up at the city council meeting on September 14th so we have an ordinance that will alter the language in our existing ordinance so that only the City of Nampa is excluded from the unincorporated county addressing and Caldwell's will be addressed by DSD and it will go into effect on September 14th when the City of Caldwell takes action on it the same day. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to sign the ordinance and the summary. (See Ordinance No. 17-014.)

Consider signing Canyon County Historic Preservation Plan Consultant Services Agreement with Preservation Solutions, LLC.: The Parks Department received a grant to have a historic plan completed and after completing the solicitation process for consultant services the contract was awarded to Preservation Solutions, LLC. There was an initial draft agreement and a few changes have been made to the schedule. Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to sign the agreement with Preservation Solutions, LLC. The attachments to the agreement are lengthy (300-400 pages) and are copied to a disc which is included with this day's minute entry. (See Agreement No. 17-102.)

Consider signing Legal Notice of Entering into Personal Services Contract for Psychiatric Services Agreement and Medical Services Contract: Upon the motion of Commissioner White and the second by Commissioner Dale, the Board voted unanimously to sign the legal notice which will be published on September 14, 2017.

As part of the continued legal staff update, Commissioner Dale said he spoke to Sam Laugheed and Brian Stender about the potential of trying to look for creative ways to help the residents in Burnie Subdivision, perhaps by reducing their taxable values of those properties. The Prosecutor's Office and the Assessor's Office is researching the matter. The meeting concluded at 9:31 a.m. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

THE MINUTES OF THE FISCAL TERM OF AUGUST 2017 WERE READ AND APPROVED AND FOUND TO BE A PROPER RECORD OF THE PROCEEDINGS OF THE BOARD OF CANYON COUNTY COMMISSIONERS, CANYON COUNTY IDAHO. DATED THIS 17th DAY OF OCTOBER, 2017. APPROVED BY CANYON COUNTY BOARD OF COMMISSIONERS PAM WHITE AND TOM DALE. ATTEST: CHRIS YAMAMOTO, CLERK; J.ROSS, DEPUTY CLERK