

FIRST DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO      APRIL 9, 2012

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

#### APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Sheriff - \$1,900.00, \$2,070.30.

#### SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012007350, 2012007349, 2012007348, 2012007347, 2012010915, 2012010910, 2012010911, 2012010912, 2012010913, 2012010914, 2012011862, 2012011863, 2012011864, 2012011866, 2012011865, 2012011867, 2012-05703, 2012012810, 112030131, 112030132, 2012012679, 2012012681, 2012012680, 2012012674, 2012012675, 2012012676, 2012012677, 2012012678, 2012012673, 2012012672, 2012012671, 2012012660, 2012012661, 2012012662, 2012012663, 2012012665, 2012012664, 2012012666, 2012012670, 2012012669, 2012012668 and 2012012667.

#### COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:31 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, Public Information Officer Joe Decker, Deputy Clerks Becky Chandler and Monica Reeves. Items of a general nature were discussed. Chief Deputy Sheriff Gary Deulen arrived at 8:36 a.m. Ms. Chandler left at 8:45 a.m. Mr. Decker reported on the information items he has been working on. He left at 8:50 a.m. Mr. Navarro reported on maintenance issues, which included a

request by the Sheriff's Office to paint a crosswalk on the street across from Pod 5 (the former work release center). Chief Deulen said there have been accidents and near misses with staff and canines crossing the street in that area. The city is requiring ADA egress ramps on both sides, sidewalk cutting, and the painting 40 feet of red curbing with no parking. Mr. Navarro will have to apply for a permit from the city engineer's office. Chief Deulen left at 8:58 a.m. No action was required or taken. The meeting concluded at 9:00 a.m. An audio recording is on file in the Commissioners' Office.

#### CONSIDER APPOINTING LYNN THOMPSON TO THE CANYON COUNTY MOSQUITO ABATEMENT DISTRICT BOARD OF TRUSTEES

The Board met today at 9:16 a.m. to consider appointing Lynn Thompson to the Canyon County Mosquito Abatement District Board of Trustees. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to appoint Lynn Thompson to the Canyon County Mosquito Abatement District Board of Trustees for a term of four years. The signed resolution is on file with this day's minute entry. The meeting concluded at 9:17 a.m. An audio recording is on file in the Commissioners' Office. (*Resolution #12-059*)

#### LEGAL STAFF UPDATE

The Board met today at 9:31 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Commissioner Ferdinand asked the Prosecutor's Office to assist with a letter to the Canyon County Historical Society regarding the board of directors' reluctance to return county-owned artifacts. The Commissioners want the items returned, even if it's on a permanent loan basis, so that plans can be made to display the items in the courthouse. At 9:38 a.m. a request was made to go into Executive Session as follows:

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Rule made a motion to go into Executive Session at 9:38 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Mr. Laugheed, Mr. Wesley and Mr. Porter left at 9:47 a.m. At 9:48 a.m. Attorney Jim Martin joined the session via conference call. Mr. Porter returned at 9:53 a.m., and left at 9:58 a.m. The Executive Session concluded at 10:04 a.m. with no decision being called for in open session.

CONSIDER SIGNING RESOLUTION ESTABLISHING A CANYON COUNTY DISPATCH FUND AND CONSIDER REALLOCATION OF INTERGOVERNMENTAL REVENUE FROM JUSTICE FUND TO CANYON COUNTY DISPATCH FUND

The Board met today at 10:07 a.m. to consider signing a resolution establishing a Canyon County dispatch fund, and consider reallocation of intergovernmental revenue from the justice fund to Canyon County dispatch fund. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Deputy P.A. Zach Wesley, Chief Deputy Sheriff Gary Deulen, and Deputy Clerk Monica Reeves. Zach Wagoner said the idea with the proposed resolution is to provide clarity on how dispatch activities are funded and how monies are spent by separating it from all other county functions and placing it in its own fund. The proposed resolution was prepared by Zach Wesley who noted that the new fund will provide a clear picture of how dollars are being spent. Sales tax monies do not carry a specific designation and they can be moved anywhere. Clerk Yamamoto and Chief Deulen support the establishment of a dispatch fund. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the resolution establishing a Canyon County Dispatch Fund. See Resolution No. 12-060, which is on file with this day's minute entry. The meeting concluded at 10:13 a.m. An audio recording is on file in the Commissioners' Office

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

The Board met today at 10:16 a.m. for a weekly meeting with the chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Information Officer Rob Hopper, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:37 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:45 a.m. for a biweekly meeting with the Misdemeanor Probation Supervisor to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Misdemeanor Probation Supervisor Jeff Breach, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:52 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

OPEN PROPOSALS FOR DRUG TESTING PROGRAM FOR PROBATION AND SPECIALTY COURTS

The Board met today at 1:39 p.m. to open proposals for the drug testing program for probation and specialty courts. Present were: Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The proposals are answering a single question: whether or not their prices that they previously proposed will change because of drug court no longer being a participant in the RFP. The following companies submitted responses:

Wienhoff Drug Testing  
5125 N. Glenwood Street  
Boise, ID 83714

Global Drug Testing Labs, Inc.  
2201 N. Government Way, Suite C  
Coeur D'Alene, ID 83814

Freeman Monitoring Service, LLC  
1022 Albany Street  
Caldwell, ID 83605

Bensinger, DuPont & Associates  
134 N. LaSalle Street, Suite 2200  
Chicago, IL 60602

American Court Services  
P.O. Box 744  
Lancaster, OH 43130

Pharmatech Laboratories  
10151 Barnes Canyon Road  
San Diego, CA 92121

The meeting concluded at 1:49 p.m. An audio recording is on file in the Commissioners' Office.

TABLE HEARING IN THE MATTER OF A REQUEST BY DAVE BAKER FOR A REZONE

The Board met today at 2:01 p.m. to conduct a hearing in the matter of a request by Dave Baker for a rezone of 25.38 acres from an "A" (Agricultural) zone to a "C-2" Service Commercial Zone. The subject property is located at 9074 Deer Flat Road in Nampa. Present were: Commissioners David Ferdinand and Kathy Alder, DSD Director Kevin LoPiccolo, DSD Planner Jennifer Almeida, Clint Boyle, Reese Verner, and Deputy Clerk Monica Reeves. Today's hearing was continued from March 27, 2012. According to Jennifer Almeida, the applicant's representative is requesting the hearing be continued to a later date to allow for Dave Baker to travel to Idaho and attend the hearing. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board

voted unanimously to table the hearing to May 8, 2012 at 10:00 a.m. The proceeding concluded at 2:05 p.m. An audio recording is on file in the Commissioners' Office.

SECOND DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO                      APRIL 10, 2012

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

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Facilities - \$2,475.75, \$2,900.00.

APPROVED CLAIMS ORDER #4-10-12

The Board of Commissioners approved payment of County claims in the amount of \$145,225.64, \$80,370.57, \$359,985.48, \$212,418.43, \$101,375.74, \$36,702.08, \$6,324.60, \$190.00, \$820.00 for accounts payables.

SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012014432, 2012014419, 2012014435, 2012014426, 2012014421, 2012014424, 2012014415, 2012014434, 2012014423, 2012014422, 2012014420, 2012014428, 2012014431, 202014418, 2012014417, 2012014427, 2012014429, 2012014425, 2012014433, 2012014430 and 2012014416.

SIGNED TAX CHARGE CORRECTIONS AND ROLL CORRECTIONS  
SUMMARIES FOR MARCH 2012

The Board signed the Tax Charge Corrections and Roll Corrections Summaries for March 2012.

CONSIDER SIGNING RESOLUTION EXECUTING THE PERMIT/LICENSE  
FOR THE USE OF QUALIFIED CITY FACILITIES WITH THE CITY OF WILDER

The Board met today at 9:01 a.m. to consider signing a resolution executing the permit/license for the use of qualified city facilities between the City of Wilder and the Canyon County Sheriff's Office. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, Project Manager Lorraine Elfering, Lt. Todd Herrera, and Deputy Clerk Monica Reeves. The Board previously met on this issue but delayed action until the city's attorney could respond about the county's request to remove language that talks about the county having liability for the antenna that's on the tower. The city made a minor concession; they will not require us to name them as an additional party on our insurance. Commissioner Alder made a motion to sign the resolution executing the permit/license for the use of qualified city facilities between the City of Wilder and the Canyon County Sheriff's Office. The motion was seconded by Commissioner Rule, who then read Article 6 of the document which pertained to the insurance, hold harmless and indemnity section. He is not comfortable with the language in that section because it does not protect the county. Commissioner Ferdinand noted that the city is insured by ICRMP as is the county. Zach Wesley will talk with our insurance agent about this. Commissioner Alder withdrew her motion and made a new motion to table the matter to this afternoon at 2:00 p.m. The motion was seconded by Commissioner Rule and carried unanimously. The meeting concluded at 9:16 a.m. An audio recording is on file in the Commissioners' Office.

## LEGAL STAFF UPDATE

The Board met today at 9:17 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Mr. Ericson reported that the property closing with the Vallivue School District is scheduled for April 12. The county is selling lots 8 through 13 at the Happy Day Business Center to the school district and it was discovered that after calculating the square footage at \$2.05, it was determined that the county will receive \$6,850 more than originally anticipated. The total purchase price will be \$167,587.50. Mr. Ericson asked the Board to amend today's agenda so that an addendum to the real estate purchase and sale agreement could be signed this morning because the upcoming closing has required immediate execution of the addendum. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to amend today's agenda to add the signing of Addendum No. 1 to the real estate purchase and sale agreement with the Vallivue School District. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign Addendum No. 1 to the real estate purchase and sale agreement, which is on file with this day's minute entry. Commissioner Alder raised two issues pertaining to contracts with the fair board. One dealt with the backyard race for the fair, and the other was the manure haul away contract with Cope Sand and Gravel. The fair board will obtain three bids for the haul away service. Commissioner Ferdinand wanted to discuss some attorney-client communication. The Board went into Executive Session as follows:

## EXECUTIVE SESSION - RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Rule made a motion to go into Executive Session at 9:23 a.m. pursuant to Idaho Code, Section 67-2345(1) (d). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule, and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Deputy P.A. Mike Porter arrived at



9:35 a.m. The Executive Session concluded at 10:00 a.m. with no decision being called for in open session.

### CONSIDER RENEWING RELIGIOUS EXEMPTIONS

The Board met today at 10:02 a.m. to consider signing renewal exemptions for religious, LLC's, corporations or societies pursuant to Idaho Code, Section 63-602B. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to approve exemptions for the following religious, LLC's, corporations or societies: Account Nos. 390890100; 391220000; 142980000; 143030000; 026570000; 049450000; 313550100; 357460000; 391230000; 177690000; 072750000; 2861450140; 752030000; 020900110; 020910000; 321350000; 073470000; 057990000; 186200000; 177790000; 376910000; 020160000; 020330000; 135750000; 135300000; 135700000; 036840000; 046570000; 046560000; 734810000; 036860000; 136810000; 036780100; 611110050; 036830000; 191910000; 100310170; 611110100; 109540000; 115040000; 134900100; 036850000; 027090000; 351330000; 611110090; 193670000; 179021140; 389960000; 015770000; 08302500A0; 341740000; 162705000; 199350000; 295270000; 29542011A1; 017720000; 354360000; 388371030; 188570000; 195650000; 087120000; 136110000; 155020000; 090060000; 321860100; 325100100; 090130000; 175350000; 028155450; 274720000; 288750000; 011430000; 671470000; 138910000; 098450000; 154580000; 170420000; 138170000; 100310270; 149505500; 170480000; 317933940; 170470000; 719710000; 050960000; 325960000; 353890000; 353910000; 353900100; 353950000; 004850000; 047740000; 047780000; 38837011A0; 388371170; 040010000; 259090000; 094910000; 09492010A0; 094920100; 362630110; 362630100; 362420000; 362410000; 362430000; 362640000; 006310000; 006320000; 013670000; 013790000; 013680000; 013690000; 191480000; 161950000; 161010000; 149260000; 140960000; 089880000; 04100010A0; 252790110; 247090100; 239340190; 201550000; 201570000; 29336013A0; 291790000; 286880000; 252790100; 252790000; 297290000; 306660110; 320410100; 294111000; 325580100; 324000000; 339120000; 329001010; 325660100; 310650000; 343560110; 021570000; 345130110; 343491000; 38686011A0; 013430000; 013530000; 013420000; 013560000; 013410000; 231130000; 231180000; 013540000; 313950000; 313940000; 611110140; 095255210; 175020000; 051760000; 085880000; 156170000; 245640100; 156390100; 186890000; 189750000; 356160000; 048650000; 175030000; 323340000; 152160000; 061770000; 042180000; 112000000; 042550000;

350800000; 042610000; 042210000; 112040000; 112050000; 109940000; 109930000; 264360000; 264380000; 274400000; 274390000; 319710000; 319680000; 247050100; 199280000; 247050100; 021190000; 125140000; 176070330; 011120110; 292300100; 336700100; 314080000; 050320000; 014130000; 046860000; 121580000; 014140000; 331600100; 331580000; 199360000; 167650000; 715990000; 085750000; 152340000; 32001010A0; 611110020; 672530000; 191920000; 356660000; 245630000; 18520000; 320030000; 003300000; 320970100; 175370000; 326530000; 154590000; 295780120; 370120000; 370210000; 184850000; 110810000; 370970000; 152160100; 292330000; 199400000; 322730000; 744150000; 31440010A0; 160400000; 320960000; 200070000; &160340100. The meeting concluded at 10:05 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTION EXECUTING THE PERMIT/LICENSE FOR THE USE OF QUALIFIED CITY FACILITIES WITH THE CITY OF WILDER

The Board met today at 2:02 p.m. to consider signing a resolution executing the permit/license for the use of qualified city facilities between the City of Wilder and the Canyon County Sheriff's Office. Present were: Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Mr. Wesley spoke to Ray Wolfe, the county's insurance agent, who will discuss the matter with ICRMP. It was suggested that the antenna be donated to the City of Wilder. Mr. Wesley said the best course of action is to delay this issue so we can explore the alternatives. The meeting concluded at 2:04 p.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 2:04 p.m. for a monthly meeting with the Parks, Recreation and Waterways Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Director Tom Bicak, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:19 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 2:19 p.m. for a monthly meeting with the Weed Control Superintendent and Gopher District Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Director Jim Martell, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:31 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 2:32 p.m. for a monthly meeting with the Public Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, PIO Joe Decker, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:49 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 3:01 p.m. for a monthly meeting with the Public Defender to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Public Defender Mark Mimura, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. Mr. Mimura presented a copy of his budget, which is on file with this day's minute entry. The meeting concluded at 3:14 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 3:15 p.m. for a monthly meeting with the Trial Court Administrator to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, T.C.A. Dan Kessler, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 3:29 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

MONTHLY MEETING WITH THE LANDFILL MANAGER TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION

The Board met today at 3:30 p.m. for a monthly meeting with the Landfill Manager to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Landfill Manager Jack Biddle, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 3:36 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

THIRD DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO      APRIL 11, 2012

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

APPROVED PERSONNEL FORMS

The Board signed the following personnel form for: Donald Allen, Lawrence Hill, Sherri Fine, and Robbie Pond.

## APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Prosecuting Attorney. - \$4,572.96, Fleet - \$5,128.34,

## EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As properly noticed the Board met today at 10:05 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a litigation matter and records exempt from public disclosure. The Executive Session was held as follows:*

Commissioner Alder made a motion to go into Executive Session at 10:06 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Sheriff Chris Smith arrived at 10:14 a.m. The Executive Session concluded at 10:30 a.m. with no decision being called for in open session.

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

The Board met today at 1:41 p.m. for a biweekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, Chief Probation Officer Elda Catalano, and Deputy Clerk Monica Reeves. Topics of discussion included: juvenile justice fees for the POST Academy for training of probation officers; quarterly meeting with judges; and potential office space in Nampa for a juvenile probation officer. Ms. Catalano reported that she has been appointed to serve as the co-chair for the regional mental health court. The items discussed were general in nature and did not require Board action. The meeting concluded at

1:52 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 2:02 p.m. for a biweekly meeting with the Juvenile Detention Director to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, Director Steve Jett, Administrative Assistant Marilee Davis, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:17 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

FOURTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO            APRIL 12, 2012

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

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Sheriff - \$5,930.31.

APPROVED CLAIMS ORDER #4-12-12

The Board of Commissioners approved payment of County claims in the amount of \$25,250.62, \$463.00 for accounts payables.

## SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012014723, 2012014726, 2012014725, 2012014727, 286332, 2012014724 and 2012014925.

## EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As noticed the Board met today at 8:34 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a litigation matter and records exempt from public disclosure. (The legal staff update was originally scheduled for 9:00 a.m., but it was rescheduled to 8:30 a.m. at the request of Prosecutor Bryan Taylor due to a scheduling conflict.) The Executive Session was held as follows:*

Commissioner Rule made a motion to amend today's agenda to include the 8:30 a.m. legal staff update and to go into Executive Session at 8:34 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, Chief Criminal Deputy P.A. Chris Topmiller, and Deputy Clerk Monica Reeves. Attorney Stephen Bywater arrived at 8:48 a.m., and left at 9:03 a.m. Mr. Taylor, Mr. Topmiller and Mr. Laugheed left at 9:11 a.m. Attorney Jim Martin joined the session via conference call at 9:12 a.m. The call concluded at 9:32 a.m. The Executive Session concluded at 10:30 a.m. While in open session, Commissioner Alder made a motion to postpone the meeting to 11:00 a.m. The motion was seconded by Commissioner Rule and carried unanimously. At 11:19 a.m., the Board went back on the record to announce that the matter will be continued to later this afternoon. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, and Deputy Clerk Monica Reeves. Upon the motion of Motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the executive session/legal staff update to 3:00 p.m. this afternoon. The Board went off the record at 11:20 a.m.

At 3:04 p.m., the Board went back on the record for the continued executive session/legal staff update as follows:

SIGN CLOSING DOCUMENTS FOR THE SALE OF LOTS 8-13 IN HAPPY DAY BUSINESS CENTER TO VALLIVUE SCHOOL DISTRICT

The Board met today at 9:51 a.m. to consider signing closing documents for the sale of Lots 8 through 13 in the Happy Day Business Center to the Vallivue School District. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Kristi Cox from Pioneer Title Company, and Deputy Clerk Monica Reeves. The sales price is \$167,587.50, less irrigation and title charges. The total amount owed to the county is \$166,544.57. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to authorize the signing of the documents, which are on file with this day's minute entry. The meeting concluded at 9:54 a.m. An audio recording is on file in the Commissioners' Office.

MEETING TO SET POLLING PLACES FOR THE MAY 15 PRIMARY ELECTION

The Board met today at 10:05 a.m. to set polling places for the May 15, 2012 primary election. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Deputy Clerk Brad Jackson, Elections Supervisor Terry Warwick, and Deputy Clerk Monica Reeves. Because nine new precincts were added the Elections Office was required to add nine new polling places. There were some locations that no longer wanted to participate so they had to be replaced. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to set the May 2012 polling places as submitted by the elections office. The list showing the polling locations, addresses, and number of registered voters for each is on file with this day's minute entry. The meeting concluded at 10:09 a.m. An audio recording is on file in the Commissioners' Office.



## CONSIDER SIGNING IDAHO HAVA VOTING SYSTEMS GRANT PROGRAM COUNTY APPLICATION AND AGREEMENT

The Board met today at 10:16 a.m. to consider signing the Idaho HAVA voting systems grant program county application and agreement. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Deputy Clerk Brad Jackson, and Deputy Clerk Monica Reeves. The county has applied for and been awarded a grant in the amount of \$3,780 for federal financial assistance provided to the state under the Help America Vote Act of 2002 (HAVA). The county's agrees to provide 20% of the total grant amounting to \$756.00. The funds will be used for the purchase of 175 ballot transfer boxes. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the application and agreement, a copy of which is on file with this day's minute entry. An audio recording is on file in the Commissioners' Office.

## EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Rule made a motion to go into Executive Session at 3:04 p.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, and Deputy Clerk Monica Reeves. Attorney Jim Martin joined the session via conference call at 3:05 p.m. The call concluded at 3:41 p.m. Commissioner Rule left at 3:45 p.m. CIO Rob Hopper arrived at 3:51 p.m. The Executive Session concluded at 4:10 p.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.

FIFTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO      APRIL 13, 2012

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

APPROVED KEY REQUESTS

The Board signed the following key requests for: Beverly Rayne and Lucy Sandoval.

SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-061      Beer/Wine License: Golden Dragon
- #12-062      Beer/Wine License: Golden Palace
- #12-063      Beer/Wine License: Baird Oil
- #12-064      Beer License: The Golf Shoppe
- #12-065      Beer/Liquor License: Airport Inn
- #12-066      Beer/Liquor License: Tiny's

SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012014924, 2012014921, 2012014923 and 2012014922.

## EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As properly noticed the Board met today at 8:30 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a litigation matter and records exempt from public disclosure. The Executive Session was held as follows:*

Commissioner Alder made a motion to go into Executive Session at 8:30 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Attorney Jim Martin, and Deputy Clerk Monica Reeves. Attorney Steve Bywater and Matt Osterman from Idaho State Police arrived at 8:36 a.m. Mr. Osterman and Mr. Bywater left at 8:41 a.m. The Executive Session concluded at 8:46 a.m. with no decision being called for in open session.

## SEVENTH ANNUAL STATE OF THE COUNTY ADDRESS

The seventh annual State of the County Address was held today at the Northern Lights Cinema Grill in Nampa. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Assessor Gene Kuehn, Treasurer Tracie Lloyd, Clerk Chris Yamamoto, Prosecutor Bryan Taylor, Sheriff Chris Smith, Coroner Vicki DeGeus-Morris, and Deputy Clerk Monica Reeves as well as local representatives, citizens and business members and various county department heads and employees. The event was sponsored by: Republic Services, Idaho Power, Sorrento Lactalis, Inc., LCA Architects, Gem State Communications, Mills and Co. Realty, Peterson Stampede, The Hartwell Corporation, IDADIV Credit Union, Houston-Bugatsch Architects, Dan Wiebold Ford, and Caxton Printers. The address began at approximately 11:30 a.m. and concluded at 1:00 p.m.

SIXTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO      APRIL 16, 2012

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

APPROVED PURCHASE ORDER

The Board approved the following purchase order for:      Information  
Technologies - \$7,498.00.

SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-062      Beer/Liquor License: Cabo Grill
- #12-063      Beer License: Matteson's Country Store
- #12-064      Beer/Wine License: Idaho Pizza - Caldwell
- #12-065      Beer/Wine License: Idaho Pizza - Nampa
- #12-066      Beer/Liquor License: Caldwell Bowl
- #12-067      Beer/Liquor License: Buffalo Wild Wings Grill & Bar
- #12-068      Beer/Liquor License: Sand Stone Center

SIGNED WELFARE DOCUMENT

The Board signed the following welfare document: 2012010330.

## FILED MONTHLY TREASURER'S REPORT

The Board filed the Monthly Treasurer's Report for February 2012. A copy of the document is on file in this day's minutes.

## COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:33 a.m. for an office staff meeting. Present were: Commissioners Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, Public Information Officer Joe Decker, Sheriff Chris Smith, and Deputy Clerks Becky Chandler and Monica Reeves. Items of a general nature were discussed. Mr. Decker reported on the information items he has been working on. Mr. Navarro reported on maintenance issues including surplus property, the sale of bricks commemorating the county's 120 year celebration, and the remodel project in the H.R. Department. Ms. Chandler left at 8:50 a.m. No action was required or taken. The meeting concluded at 8:53 a.m. An audio recording is on file in the Commissioners' Office.

## TENTATIVE AWARD OF CONTRACT FOR DRUG TESTING PROGRAM FOR PROBATION AND SPECIALTY COURTS

The Board met today at 9:02 a.m. for a tentative award of contract for the drug testing program for the probation and specialty courts. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, Misdemeanor Probation Supervisor Jeff Breach, Chief Probation Officer Elda Catalano, and Deputy Clerk Monica Reeves. Eight proposals were received in response to the RFP. The following five companies did not make the next step: American, BDA, PharmTech, Community Insights and Avertest because they were not competitive for common reasons. Some were not responsive to specific requirements in the RFP as far as hours that could be available and the location of testing centers. They also tacked on additional fees ranging from \$10 to \$20 for collection. The top three candidates were Freeman Monitoring, Wienhoff, and Global. Interviews were conducted with the three companies and the committee's choice was Global. Based on the interview Freeman Monitoring fell out of the top two and ended up not being competitive. When asked how they monitor their testers to make sure they are following standards, Staci Freeman

said she drug tests her own staff at her facility. She said she hasn't done a good job with doing background checks on those she has hired in the past, but she is working on correcting those issues. The response from Global and Wienhoff was they drug test their testers at other locations to ensure they are drug free and they do not hire probationers. Commissioner Rule said Staci Freeman contacted him and said she believes the county is prejudiced against her company. Zach Wesley said there were some strong supporters on the selection committee of Freeman Monitoring because of the relationship with the courts, but after the interviews the group found a level of professional service that Global and Wienhoff provide that Freeman Monitoring does not. Jeff Breach said he prefers Global over Freeman Monitoring because they have offices in Nampa, Caldwell and Boise. Freeman Monitoring has offices in Caldwell and Nampa but the Nampa office is closed as much as it is open. He said the vast majority of offenders live in Nampa and work in Boise so it makes sense for them to have a reliable office in Nampa that they can test at, or be able to test in Boise on their lunch break as opposed to fighting traffic after work to get to the a Caldwell office. Elda Catalano supports the selection of Global because of the multiple office locations and extended hours. Mr. Wesley presented the Board with a letter from Jeff Breach and Judy Shannon that go over some of the benefits of Global. It was a major consideration that offenders are able to test in the mornings and evenings. Global tests from 7:00 a.m. to 7:00 p.m., whereas Wienhoff presented more restricted hours. Additionally, Global operates in Caldwell, Nampa and Boise. Global pricing is superior to Wienhoff's. Both companies presented a wide variety of pricing. Wienhoff is one dollar (\$1) cheaper in the common five drug screen, but one significant advantage for Global is that they offer a flat rate of \$22 for their confirmation testing. Wienhoff is \$15.00 for each drug they confirm. If there is more than one drug confirmed the price goes up substantially. Both Global and Wienhoff charge \$8 for alcohol testing, and the committee liked that Global's pricing for alcohol and drug testing were uniform. Mr. Breach said Global's database and their information delivery system is superior. They have 24-hour turnaround and they provide annual stats on testing trends. Mr. Wesley said Global is approved by the state for BPA funding so the state can pay them directly for the testing. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to accept the committee's recommendation selecting Global as the tentative provider for the drug testing program for the probation and specialty courts. Contract negotiations will begin. One week's time will be allowed for objections from the proposers. The signed resolution is on file with

this day's minute entry. The meeting concluded at 9:21 a.m. An audio recording is on file in the Commissioners' Office. (*Resolution #12-061*)

#### LEGAL STAFF UPDATE

The Board met today at 9:32 a.m. for a legal staff update. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, and Deputy Clerk Monica Reeves. Mr. Ericson reported on the following topics: The meeting set for April 24 regarding Southwark Metal's property tax exemption request needs to be rescheduled to April 23. The Prosecutor's Office is drafting the paperwork for the Board's consideration regarding the transfer of real property to the Middleton School District. The meeting concluded at 9:36 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 10:07 a.m. for a biweekly meeting with the Development Services Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Kathy Alder, Development Services Director Kevin LoPiccolo, and Deputy Clerk Becky Chandler. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:16 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:17 a.m. for a meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Kathy Alder, IT Director Rob Hopper, and Deputy Clerk Becky Chandler. Mr. Hopper discussed the purchase of website software from Kentico, which will provide a perpetual license plus licensing for an additional server to have redundancy in a web form and consulting credits. A purchase order was signed during open session. Other items discussed included

the addition of a technical support employee for Elections and the future technology needs for Human Resources. The meeting concluded at 10:31 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

SEVENTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO                      APRIL 17, 2012

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

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Clerk - \$1,080.15, Facilities - \$2,052.00.

APPROVED CLAIMS ORDER #4-16-12

The Board of Commissioners approved payment of County claims in the amount of \$167.07, \$1,634.00 for accounts payables.

SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-069      Beer/Liquor License: Smoke Shack
- #12-070      Beer/Wine License: Roswell Quick Mart
- #12-071      Beer/Liquor License: Hank's Sweetwater Sports Saloon



## LEGAL STAFF UPDATE

The Board met today at 9:03 a.m. for a legal staff update. Present were: Commissioners Steve Rule and Kathy Alder, Chief Civil Deputy Sam Laugheed, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Zach Wesley informed the Board of a situation that occurred yesterday involving the Development Services Department and the Sheriff's Office. The sheriff is concerned that the code enforcement officer has been deputized but has not been certified by POST within the one year requirement of being hired. Another concern the sheriff had is that the officer is carrying a firearm that the Board of Commissioners had authorized last year under the sheriff's authority. (It was noted that the sheriff was involved in that decision initially.) The DSD Director and the Sheriff met and determined that the firearm will no longer be carried and that the code enforcement officer will no longer be deputized in order to avoid the conflict with the POST requirement. Commissioner Rule said that is a strange turn of events given all the work they went through to get the officer deputized. Sam Laugheed said the direction to the code enforcement officer is if he's in a situation that he believes is dangerous he is to remove himself from it and call the Sheriff's Office for backup. Following this topic of discussion, there were brief comments regarding attorney-client communication that was received by the Board. A follow-up meeting will be scheduled for further discussion. The meeting concluded at 9:08 a.m. An audio recording is on file in the Commissioners' Office.

## CONSIDER SIGNING 2011 HOMELAND SECURITY GRANT PROGRAM AWARD DOCUMENT, CERTIFICATION, ASSURANCES AND MOU BETWEEN STATE OF IDAHO AND BUREAU OF HOMELAND SECURITY

The Board met today at 9:30 a.m. to consider signing the 2011 Homeland Security Grant Program Award document, certification, assurances and Memorandum of Understanding between the State of Idaho and the Bureau of Homeland Security. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, Lt. Todd Herrera, Project Manager Lorraine Elfering, and Deputy Clerk Monica Reeves. The total award amount is \$346,018.04. Lt. Herrera said over the past three years the majority of the money has been spent on radios, and main objective is to do the 700 MHz radio system. He has allocated the funds to the 700 MHz radio system for the Nampa Fire Department, which is the last agency

to come onto the system. Commissioner Rule thanked Lt. Herrera and Ms. Elfering for the excellent work they do in looking for the best ways to utilize the funding. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the award documents. The signed documents are on file with this day's minute entry. The meeting concluded at 9:39 a.m. An audio recording is on file in the Commissioners' Office. (#12-029)

EIGHTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO            APRIL 18, 2012

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

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Coroner - \$3,668.00.

APPROVED CLAIMS ORDER #4-19-12

The Board of Commissioners approved payment of County claims in the amount of \$459.89 for an accounts payable.

## SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-072 Beer License: El Riconcito Restaurant
- #12-073 Beer/Liquor License: Orphan Annie's Bar & Grill
- #12-075 Beer License: El Rancho Nightclub
- #12-076 Beer License: Pete's Tavern
- #12-077 Beer License: Pantera Campos Market

## CONSIDER SIGNING RESOLUTION DECLARING INTENT TO SELL REAL PROPERTY TO THE MIDDLETON SCHOOL DISTRICT, AND NOTICE OF INTENT TO SELL REAL PROPERTY TO THE MIDDLETON SCHOOL DISTRICT

The Board met today at 8:46 a.m. to consider signing a resolution declaring intent and a notice of intent to sell real property to the Middleton School District. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Treasurer Tracie Lloyd, Clerk Chris Yamamoto, Deputy P.A. Carl Ericson, and Deputy Clerk Monica Reeves. Alan Mills, on behalf of the Middleton School District, inquired about purchasing 20 acres the county took by tax deed. R.E.C., LLC, received approval of a subdivision and they recorded a document in which they declared their intent to donate 15 acres to the school district for future use as an elementary school. There are taxes owing in the amount of \$45,000. The school district has offered to purchase the property for \$30,000, but that is contingent upon whether the supplemental school levy passes. Commissioner Alder appreciates the offer because it will cover a lot of the tax base that hasn't been paid. Commissioner Ferdinand said the property is landlocked and has no access. Tracie Lloyd wants to make sure the check comes to her since it will pay off the taxes. The Board agreed. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the resolution declaring the intent to sell real property to the Middleton School District and to sign a notice of intent to sell real property to the Middleton School District. The signed documents are on file with this day's minute entry. The meeting concluded at 8:56 a.m. An audio recording is on file in the Commissioners' Office. (*Resolution #12-074*)

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As properly noticed the Board met today at 9:00 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a litigation matter and records exempt from public disclosure. The Executive Session was held as follows:*

Commissioner Alder made a motion to go into Executive Session at 9:00 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Mr. Taylor left at 9:08 a.m. Commissioner Ferdinand left at 9:13 a.m. The Executive Session concluded at 9:24 a.m. with no decision being called for in open session.

EXECUTIVE SESSION - POTENTIAL LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As properly noticed the Board met today at 1:35 p.m. for a legal staff update. A request was made to go into Executive Session to discuss a potential litigation matter and records exempt from public disclosure. The Executive Session was held as follows:*

Commissioner Rule made a motion to go into Executive Session at 1:35 p.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, Sheriff Chris Smith, PIO Joe Decker, and Deputy Clerk Monica Reeves. The Executive Session concluded at 2:25 p.m. with no decision being called for in open session.

NINTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO      APRIL 19, 2012

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

APPROVED CLAIMS ORDER #1214

The Board of Commissioners approved payment of County claims in the amount of \$1,115,916.12 for a county payroll.

SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-079 Beer/Wine Licenses: Jackson's #143, #126, #117, #115, #85, #82, #64, #63, #62, #61, #60, #59, #22, #5, #3
- #12-080 Beer/Wine License: Joe's Beverage #1
- #12-081 Beer/Liquor License: Eagles Aerie #2103
- #12-082 Beer/Liquor License: Nampa Bowl
- #12-083 Beer/Wine Licenses: Tobacco Connection #23, #22, #16, #12, #6
- #12-084 Beer/Liquor License: Sportsman's Hideout
- #12-085 Beer/Liquor License: The Rooster
- #12-086 Beer/Liquor License: Tacos Y Mariscos El Compa
- #12-087 Beer/Liquor License: Monkey Bizness
- #12-088 Beer License: Canton Café

SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012015775, 2012015776, 2012015773, 2012015771, 2012015770, 2012015772 and 2012015774.

## LEGAL STAFF UPDATE

The Board met today at 9:02 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The county is going to offer commemorative bricks that will be displayed at the new courtyard memorial shelter this summer. The bricks, which will honor Canyon County's 120 year anniversary, will be sold for \$120 each, are tax-deductible, and the proceeds will go to help offset the construction costs of the new memorial shelter. Commissioner Ferdinand asked if the county is supposed to charge sales tax for the bricks. The prosecutor's office will research the matter and draft a resolution for the Board's consideration. At 9:04 a.m. a request was made to go into Executive Session as follows:

## EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Alder made a motion to go into Executive Session at 9:04 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:11 a.m. While in open session, Commissioner Rule made a motion to continue the legal staff update to 10:30 a.m. this morning. The motion was seconded by Commissioner Alder and carried unanimously. At 11:07 a.m. the Board went back on the record for the continued legal staff update. Commissioner Rule made a motion to go into Executive Session pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Executive Session concluded at 11:34 a.m. with no decision being called for in open session.

PUBLIC HEARING FOR PROPOSED TEXT AMENDMENTS TO THE CANYON COUNTY ZONING ORDINANCE FOR EXPRESSWAYS AND CONSIDER SIGNING AN ORDINANCE AMENDING CANYON COUNTY ZONING ORDINANCE NO. 12-006 ZONING REGULATIONS

The Board met today at 1:35 p.m. to conduct a public hearing to consider proposed text amendments to the Canyon County Zoning Ordinance for expressways and to consider signing an ordinance amending Canyon County Zoning Ordinance No. 12-006 Zoning Regulations. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Director Kevin LoPiccolo, Casey Bequeath, John McEvoy, Tim Richards, Bryce Millar, and Deputy Clerk Monica Reeves. Summary of the recommended changes: The Development Services Department is requesting to remove Article 10, Section 07-10-21, Principal Arterial and Major Collector Preservation. There are two areas within this Article that outline the same requirement as it relates to preservation of arterials and major collectors for buildings or structures (1) Agricultural and Residential Zones (2) Commercial and Industrial Zones. Each section would have the following language struck: *No building or structure shall be erected nearer than one hundred feet from the center line of any state highway unless the Idaho Transportation Department waives such setback. Expressway: No building or structure shall be erected nearer than 130 feet from the center line of any expressway shown on the Canyon County Functional Classification Map unless the highway district having jurisdiction waives such setback.*

The P&Z Commission voted 5-2 to support the request. Director LoPiccolo said he wanted to assure the highway districts that as a county we recognize and understand that preservation is required and the only way to do that is through ordinance. Comments were offered by John McEvoy and Tim Richard. Mr. McEvoy wants to make sure that property owners are aware that when they start working on a project they have to deal with the highway district. Mr. Richard said the functional class map is a valuable tool and the county needs to recognize the map so that property owners know the intent for the future expressway. Canyon Highway District wants the opportunity to review project requests early in the process. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to close testimony. Following the Board's deliberation, Commissioner Rule made a motion to sign the ordinance amending Canyon County Zoning Ordinance No. 12-006 Zoning Regulations. The motion was seconded by Commissioner Alder and carried

unanimously. A signed copy of Ordinance No. 12-008 is on file with this day's minute entry. The hearing concluded at 1:57 p.m. An audio recording is on file in the Commissioners' Office.

TENTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO      APRIL 20, 2012

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

MONTHLY MEETING WITH THE ADMINISTRATIVE DISTRICT JUDGE TO  
DISCUSS GENERAL ISSUES

The Board met this morning at 8:06 a.m. for a monthly meeting with the Administrative District Judge to discuss general issues. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Administrative District Judge Thomas Ryan, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. The discussion centered on the message the Commissioners have presented at town hall meetings about the need for more space. Judge Ryan said the jail overcrowding problem has compelled the courts, the Sheriff's Office and the Prosecutor's Office to streamline the criminal system so they can help alleviate the turnover at the jail. While some citizens have suggested the county hold night court to help with the need for space, Judge Ryan said the idea of a "night shift" in the judicial system will not work. He said if you had night court and compelled citizens to serve on a jury for a trial that starts at 8:00 p.m. and ends at 5:00 a.m.; it would not be well received by the community. He also said staffing a night court would double the existing costs, and more office space would be required because judges cannot share office space, computers or files. According to Judge Ryan the only success with night court has been to handle criminal arraignments or bail hearings, which is less than five percent of the total kinds of cases handled in Canyon County. In



summary, the judge agrees with the concepts that were set forth in the strategic plan prepared by Carter Goble Lee. The Commissioners will continue to compile information and seek public comment. No Board action was required or taken. The meeting concluded at 8:26 a.m. An audio recording is on file in the Commissioners' Office.

#### MEETING WITH CHRIS ALLGOOD AND EL JAY WAITE FROM THE CITY OF CALDWELL TO DISCUSS DISPATCH

The Board met today at 8:34 a.m. with Caldwell officials to discuss dispatch. Present were: Commissioners David Ferdinand and Kathy Alder, Sheriff Chris Smith, Angie Stokke, Deputy P.A. Zach Wesley, Controller Zach Wagoner, Caldwell Police Chief Chris Allgood, Caldwell Finance Director ElJay Waite, Clerk Chris Yamamoto (arrived at 8:53 a.m.), and Deputy Clerk Monica Reeves. The city would like to build a firearms training facility by using 47% of impact fees and 53% from other city funds. In exchange for payment of dispatch services, the city is offering to let the county use training facility so officers can qualify on weapons. Chief Allgood said it could be similar to the arrangement the county has with the ambulance district where the district agreed to construct an emergency operations center in their new facility located on Greye Lane (Happy Day Business Center) in exchange for payment of dispatch fees. Commissioner Ferdinand asked if the city's offer will solve the initial problem of how to pay to operate the dispatch center. Sheriff Smith said he has to make \$600,000 in budget reductions and that will have to be in personnel because they have cut everything else. Also, Ada County is close to buying a building for dispatch and they want us to consolidate with them. The Sheriff said a regional dispatch center would save on personnel costs. Chief Allgood said we need to research whether that will be a long-term savings and the governing boards needs to be a part of that discussion. Zach Wagoner appreciates the offer of a training facility, but the county is looking at a serious cash crunch. Our three largest funds are at the levy maximums and if we lose 7% in value that means \$2 million less cash coming to those three funds and it takes cash to operate a dispatch center. Mr. Waite said the city has the same problem and the question is how does this group use what it has to make it work this year and have the governance board look at it from there? Chris Yamamoto said preliminary numbers are suggesting a 12% reduction in property values. Mr. Waite asked if we are going to follow what ECC mediation recommended to figure out what

has been contributed, and are we going to use what's been paid so we know where the base is? Angie Stokke said the city and county share other programs and they work well because both groups pay for their own employees. No one group is responsible for funding the entire program. Why is dispatch different than the other shared programs and why does the county have to shoulder all personnel costs for services that everyone accesses? Chief Allgood said that is why the city has offered the use of the training facility. Mr. Waite said at some point we have to find a way to split it and both agencies will have to make reductions in staff. Commissioner Ferdinand said we have to get everyone around the table and come up with a formula and determine what has been contributed. Chief Allgood said the city arrived at different numbers than the county calculated. Ms. Stokke explained how she calculated the numbers by using the data generated by spillman and crystal reports. Mr. Waite said they want to support the most accurate number. The group will meet on April 27, 2012 at 10:30 a.m. Mr. Waite will meet with the Zach Wagoner prior to that date. The meeting concluded at 9:28 a.m. An audio recording is on file in the Commissioners' Office.

#### LEGAL STAFF UPDATE

The Board met today at 9:32 a.m. for a legal staff update. Present were: Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Topics of discussion included items that were donated to the Canyon County Historical Society man years ago; and the possibility of doing weekend evaluations of persons being held on mental commitments. At 9:39 a.m. a request was made to go into Executive Session as follows:

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

Commissioner Alder made a motion to go into Executive Session at 9:39 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (c) and (d). The motion was seconded by Commissioner Ferdinand. A roll call vote was taken on the motion with Commissioners Alder and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were:

Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Mr. Wesley left at 9:43 a.m. The Executive Session concluded at 9:54 a.m. with no decision being called for in open session. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

CONSIDER APPOINTING CHRISTOPHER MAZE TO THE CANYON COUNTY HISTORIC PRESERVATION COMMISSION

The Board met today at 9:54 a.m. to consider appointing Christopher Maze to the Canyon County Historic Preservation Commission. Present were: Commissioners David Ferdinand and Kathy Alder, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to appoint Christopher Maze to the Canyon County Historic Preservation Commission. A signed copy of the resolution, No. 12-078, is on file with this day's minute entry. The meeting concluded at 9:55 a.m. An audio recording is on file in the Commissioners' Office.

ELEVENTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO                      APRIL 23, 2012

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

SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 377326, 2012016389, 2012016384, 2012016391, 2012016400, 2012016396, 2012016394, 2012016398, 2012016397, 2012016395, 2012016399, 2012016401, 2012016385, 2012016382, 2012016390, 2012016388, 2012016383, 2012016393, 2012016392, 2012016386, and 2012016387.

## FILED OATHS OF OFFICE OF COMMISSIONERS FOR JOINT FAIRVIEW CEMETERY MAINTENANCE DISTRICT

The Board filed an Oath of Office of Commissioners for Joint Fairview Cemetery Maintenance District for Robert R. Allen, Max D. Harrold and R. Dean Bentley.

## COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:31 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, Public Information Officer Joe Decker, and Deputy Clerks Becky Chandler and Monica Reeves. Items of a general nature were discussed. Ms. Chandler left at 8:49 a.m. Mr. Decker reported on the information items he has been working on. Mr. Navarro reported on maintenance issues, which included preliminary drawings of the remodel of the jail that will take place above the sally port, and a new administrative building at 11<sup>th</sup> Avenue and Albany Street. No action was required or taken. The meeting concluded at 9:02 a.m. An audio recording is on file in the Commissioners' Office.

## ELECTED OFFICIALS MEETING

The Board met today at 9:03 a.m. for an elected officials meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Treasurer Tracie Lloyd, Assessor Gene Kuehn, Prosecutor Bryan Taylor, Facilities Manager Paul Navarro, and Deputy Clerk Monica Reeves. Paul Navarro presented preliminary drawings of a new addition to the jail and a new administrative office building. The architectural firm of Houston Bugatsch prepared an initial drawing of an addition to the female pod and two more units for male inmates. The draft plan would add 82 beds and it is anticipated they will need eight deputies versus the 25 that would've been needed if we used the existing juvenile center for housing adult inmates (as suggested by Carter Goble Lee). Also presented was an initial drawing of a new administrative building which would be located at 11<sup>th</sup> Avenue and Albany Street. The preliminary drawings show 72,000 square feet with the flexibility to add a third floor for a total of 108,000 square feet. (Sheriff Chris Smith arrived at 9:10 a.m.) The Board

hopes to use urban renewal funds to construct the jail addition and the new administrative building. Commissioner Rule does not believe both projects can be done for \$10 million. (Mr. Navarro left at 9:14 a.m.) Gene Kuehn reported that initial reports indicate property values are down 8% overall, but he believes a more realistic number is 6% or 7%. Clerk Yamamoto gave an elections update. (Sheriff Smith left at 9:25 a.m.) The meeting concluded 9:31 a.m. No Board action was required or taken as today's meeting with held for information purposes only. An audio recording is on file in the Commissioners' Office.

#### LEGAL STAFF UPDATE

The Board met today at 9:33 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, and Deputy Clerk Monica Reeves. Today's topics of discussion included the Kit Manufacturing property (also known as Warrior of Idaho), and proposed changes to the liquor license ordinance. In response to a complaint that the county's ordinance is more stringent than state law in that if a bar owner is convicted of a DUI they could lose their license, but if someone in a corporate position is convicted of a DUI it will not affect their license. Mr. Ericson has prepared draft language that allows bar owners to keep their license, if they get a DUI, as long as they are not managing the bar on a day-to-day basis. A public hearing on the ordinance change will be held at a later date. The meeting concluded at 9:41 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 1:46 p.m. for a weekly meeting with the Misdemeanor Probation Supervisor to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, Misdemeanor Probation Supervisor Jeff Breach, and Deputy Clerk Monica Reeves. Mr. Breach spoke about Senate Bill 1340 where the legislature amended the statute to allow the courts to order defendants to pay for their own costs of drug testing and electronic monitoring. The law goes into effect July 1, 2012. He has a draft judgment that the judiciary has approved, but the Clerk's Office does not want to

switch to the new judgments until all the old ones are gone because of the printing costs involved. According to Mr. Breach, the Prosecutor's Office said we need to use the new judgment especially since the law goes into effect July 1. The Board wants to discuss this further with Mr. Breach and Sam Laugheed, Chief Civil Deputy P.A. The items discussed were general in nature; no Board action was taken. The meeting concluded at 1:51 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTION GRANTING A PROPERTY TAX EXEMPTION FOR SOUTHWARK METAL MANUFACTURING COMPANY

The Board met today at 2:04 p.m. to consider a resolution granting a property tax exemption for Southwark Metal Manufacturing Company. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Steve Fultz from Caldwell Economic Development Council, Bill Spiegel from Southwark Metal Manufacturing Company, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, and Deputy Clerk Monica Reeves. The Board previously met to consider the exemption request on February 29, 2012. Southwark Metal plans to bring out one person who will run the plant, and outside of that position, every other position will be local. With the type of exemption Southwark Metal is seeking, the land does not qualify for the exemption, but the personal property and improvements do qualify. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the resolution granting a property tax exemption for Southwark Metal Manufacturing Company. The company was granted a 75% exemption of their \$5,500,000, investment in the project site for construction of its facility and the machinery/personal property associated with the project, for a total exemption of \$4,125,000 in value. See Resolution No. 12-089, which is on file with this day's minute entry. The meeting concluded at 2:12 p.m. An audio recording is on file in the Commissioners' Office.

## MEETING TO DISCUSS EXEMPTION REQUEST FOR IDACOLD PACKAGING

The Board met today at 2:30 p.m. to discuss IdaCold Packaging Company's request for a property tax exemption. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, and Deputy Clerk Monica Reeves. Joe Cox said the company wants to relocate to the industrial park near Greenleaf and they expect to open in the late Fall of this year. The building will be a 37,000 square foot manufacturing facility; the building costs are approximately \$3.9 million. The land is not eligible for an exemption. The company plans to retain 53 jobs and it may create an additional 12-18 jobs. Mr. Cox said if the business opens late enough in the fall, it's likely the exemption will apply to next year, not this year. Commissioner Alder said the decisions are made on a yearly basis so the Board will want to review the exemption request every year. Because IdaCold has not specified the type of exemption they are seeking, the Assessor's Office will contact their representative and that they complete the exemption paperwork. Once the application has been received it will be brought to the Board for consideration. The meeting concluded at 2:35 p.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 2:46 p.m. for a biweekly meeting with the Fleet Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Fleet Director Mark Tolman, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:55 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING AGREEMENT WITH CENTER FOR INTERNET SECURITY FOR MULTI-STATE INFORMATION SHARING AND ANALYSIS

The Board met today at 3:00 p.m. to consider signing an agreement with the Center for Internet Security for multi-state information sharing and analysis. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, CIO Rob Hopper, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Rob Hopper explained that the Multi-state Imminent Security Council is an association of governmental agencies that are looking at security issues in the networks and in software. They have a process by which members can alert each other of issues that occur in their environments and then those bulletins go out to all member agencies for action. There are no fees involved; there are grants and federal government funding to keep this going. Zach Wesley has reviewed the agreement and has no problem with the Board signing it. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the agreement, a copy of which is on file in the Commissioners' Office. The meeting concluded at 3:05 p.m. An audio recording is on file in the Commissioners' Office. (*Agreement #12-030*)

CONSIDER SIGNING LAW ENFORCEMENT SERVICES AGREEMENT WITH THE CITY OF MIDDLETON

The Board met today at 3:16 p.m. to consider signing a law enforcement services agreement between the City of Middleton and the Canyon County Sheriff's Office. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Traditionally, a sergeant who has acted as a chief of police has been stationed in Middleton but the mayor has asked that we do away with that consideration. Because the change alleviates costs for the county, the Sheriff has reduced the cost of the contract by \$25,000. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the law enforcement services agreement with the City of Middleton, a copy of which is on file with this day's minute entry. An audio recording is on file in the Commissioners' Office. (*Agreement #12-031*)



TWELFTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO                      APRIL 24, 2012

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

APPROVED PERSONNEL FORMS

The Board signed the following personnel form for: Erin Bullard, Kandice Taylor, Jennifer Heideman, Cynthia Grever, Cindy Robinson, Kathy Waldemer, Holly Miles, Nicholas Stout and Shawn Naccarato.

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Facilities - \$3,066.56.

SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-090 Beer/Wine Licenses: Middleton Gem Stop #106, Gem Stop #20, #11, #10, #009, #8, #32, #15
- #12-091 Beer License: Acapulco Grill
- #12-092 Beer License: Taqueria Janitzio
- #12-093 Beer/Liquor License: El Cid Night Club
- #12-094 Beer/Liquor License: Red Robin Burger & Spirits
- #12-095 Beer/Liquor License: The Olive Garden Italian #1731
- #12-096 Beer/Liquor License: Vern's Lounge
- #12-097 Beer/Liquor License: Hong Kong Restaurant
- #12-098 Beer/Wine License: Casa Mexico
- #12-099 Beer/Wine License: M & W Markets #6
- #12-100 Beer/Liquor License: Denny's Restaurant

- #12-101 Beer License: A. Campos Market
- #12-102 Beer/Wine/Liquor License: Columbians of Nampa
- #12-103 Beer/Liquor License: Caribou Lounge
- #12-104 Beer License: Midway Lunch
- #12-105 Beer/Wine License: Smoke N'Brew Drive Thru
- #12-106 Beer/Liquor License: 1918 Lounge
- #12-107 Beer/Wine License: Melba Valley Market
- #12-108 Beer/Wine License: Cook's Two Hole Bar & Grill
- #12-109 Beer/Liquor License: Corral Lounge

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

The Board met today at 8:27 a.m. for a weekly meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Information Officer Rob Hopper, and Deputy Clerk Monica Reeves. The main topic of discussion was the redesign of the county's website. IT staff will create mockup designs for the Board to review. Also, Mr. Hopper reported that the mobile device cell phone policy is under review by the Prosecutor's Office. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:40 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 1:34 p.m. for a weekly meeting with the Public Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, Public Information Officer Joe Decker, and Deputy Clerk Monica Reeves. Commissioner David Ferdinand arrived at 1:37 p.m. Mr. Decker reported on the projects he's worked on with the following departments: Parks, Recreation and Waterways; Sheriff's Office; Fleet Department; Prosecutor's Office; Solid Waste Department and the Commissioners' Office. The items discussed were general in nature and did not

require Board action. The meeting concluded at 1:48 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

*Note for the record: As properly noticed the Board met today at 1:48 p.m. for a legal staff update. A request was made to go into Executive Session to discuss a real estate matter and records exempt from public disclosure. The Executive Session was held as follows:*

Commissioner Alder made a motion to go into Executive Session at 1:48 p.m. pursuant to Idaho Code, Section 67-2345(1) (c) and (d). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, and Deputy Clerk Monica Reeves. The Executive Session concluded at 2:03 p.m. with no decision being called for in open session.

#### MONTHLY MEETING TO DISCUSS E911 ACCOUNT

The Board met today at 2:19 p.m. for the monthly meeting to discuss the E911 account. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Project Manager Lorraine Elfering, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Lorraine Elfering is concerned about the current balance of the account which is \$4,949.67. Zach Wagoner said we typically receive \$100,000 per month in revenue and if they stay within the budget on the expenditure side there will be enough cash to handle things. He said we budgeted \$1.5 million and we're rapidly approaching that amount with five months remaining in the fiscal year. He said we do not need to store a large amount of cash in the fund, but if we're talking \$50,000 to \$60,000 per month to operate it that doesn't leave a lot. Ms. Elfering will inform the Sheriff of the situation and a follow-up meeting will be scheduled with the Sheriff and the Chief Deputy. Chris Micheli from the Sheriff's Office arrived at 2:32 p.m. and reported that there will be an invoice for Whitecloud for \$136,000 that will have to be paid from the account. Commissioner Ferdinand asked to see a list of expenses that are expected for the

next five months. Ms. Elfering will provide that information to the Board next week. The meeting concluded at 2:38 p.m. An audio recording is on file in the Commissioners' Office.

THIRTEENTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO APRIL 25, 2012

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

APPROVED KEY REQUEST

The Board signed the following key request for: Nicholas Stout.

APPROVED PERSONNEL FORMS

The Board signed the following personnel form for: Kris Haney and Larry Corn.

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Elections - \$1,300.00.

APPROVED CLAIMS ORDER #4-25-12

The Board of Commissioners approved payment of County claims in the amount of \$46,466.69, \$32,501.71, \$155,786.79, \$88,171.53, \$147,616.98, \$123,867.45, \$33,825.53, \$169,563.08 for accounts payables.

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

The Board met today at 8:32 a.m. for a biweekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Probation Officer Elda Catalano, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. The topics of discussion included: Ms. Catalano's efforts to obtain office space in Nampa for three juvenile probation officers; the juvenile drug court; and the First Tee golf program for which the department received an \$8,000 grant. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:45 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 8:45 a.m. for a biweekly meeting with the Juvenile Detention Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Juvenile Detention Director Steve Jett, Administrative Assistant Marilee Davis, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. Mr. Jett shared items of a general nature that did not require Board action. The Board shared the preliminary drawing of the possible addition to the jail that will add 82 beds. Mr. Jett had some input regarding the positioning of a wall in the control room that could alleviate visual issues. If the remodel project becomes reality, the Board would like Mr. Jett to offer some of his knowledge and expertise on the design. The meeting concluded at 9:00 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

## LEGAL STAFF UPDATE

The Board met today at 9:03 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. It was reported that the City of Nampa wants the county to clean up a parcel that was taken by tax deed. Apparently someone is living on the property; they stopped paying rent and the owner stopped paying property taxes. The county has taken 10 properties that are currently occupied. Commissioner Rule said the county is not in the landlord business and the eviction process needs to start and the properties need to be sold. The Prosecutor's Office will work through the process with the Treasurer's Office. Prosecutor Bryan Taylor arrived at 9:11 a.m. At 9:12 a.m. a request was made to go into Executive Session as follows:

## EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Rule made a motion to go into Executive Session at 9:12 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Mr. Taylor and Mr. Ericson left at 9:27 a.m. DSD Director Kevin LoPiccolo arrived at 9:27 a.m. The Executive Session concluded at 9:41 a.m. with no decision being called for in open session.

## CONSIDER RENEWAL EXEMPTIONS AS PRESENTED BY THE ASSESSOR'S OFFICE

The Board met today at 1:37 p.m. to consider renewal exemptions as presented by the Assessor's Office. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser from the Assessor's Office and Deputy Clerk Monica Reeves. Following recommendations from the Assessor's Office, Board action was taken as follows:

Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to approve the exemption status for the following fraternal, benevolent or charitable LLC's, corporations or societies: Account Nos. 175440000; 311390000; 309210000;168620000; 16835000; 387620100; 198960000; 086700000; 057790000; 086400000; 047690000; 011475000; 011475010; 295040000; 160460000; 050870000; 336120000; 088860000; 046990000; 118050100; 175400000; 045870000; 199250000; 018010000; 611110030; 117660000; 313280110; 132860000; 31822013A0; 159570000; 229610000; 364020000; 673401000; 118050000; 132750000; 341130000; 047700000; 313040000; 313120000; 350910000; 047350000; 358180000; 144420000; 129835000; 159885840; 137040000; 351291350; 048870000; 349710000; 673368000; 351410100; 291960000; 228910000; 671652040; 190550000; 313050000; 358650110;673715010; 671200000; 148220000; 148250000; 021470000; 081540000; 082370000; 358650120; 358650100; 32109010B0; 008550000; 673715000; 168830000; 168800000; 0857590000; 087600000; 079001010; 168730000; 286950100; 031360000; 611110040; 087770000; 611110150; & 611110060.

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant a full exemption to the Community Council of Idaho, Inc. (known as the Mercado building) for the following accounts: 025305020; 025305050 & 02530501D0

Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to grant the exemption for the Columbians of Nampa (bingo hall), Account No. 318220110;

With regard to the exemption applications for the Elks Restaurant in Caldwell; American Legion Diven Slonecker; and Saint Alphonsus (tennis courts by the Nampa Recreation Center), the Assessor's Office will contact the applicants and request additional information.

The signed exemption forms are on file with this day's minute entry. The meeting concluded at 1:58 p.m. An audio recording is on file in the Commissioners' Office.

FOURTEENTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO APRIL 26, 2012

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

#### APPROVED CLAIMS ORDER #4-27-12

The Board of Commissioners approved payment of County claims in the amount of \$608.63 for an accounts payable.

#### SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 112039726, 112039725, 2012016640, 2012016637, 2012016639, 2012016638, 2012016636, 2012016631, 2012016634, 2012016633, 2012016630, 2012016635 and 2012016632.

#### APPROVED IDAHO LIQUOR CATERING PERMIT

The Board approved an Idaho Liquor Catering Permit for the Roadway & Sunshine Feedstore to sponsor an event at the College of Western Idaho.

#### LEGAL STAFF UPDATE

The Board met today at 8:32 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Carl Ericson reported that he spoke to Rem Fox of ICOG (formerly Sage Community Resources) regarding the property belonging to Warrior of Idaho, which is not only delinquent on its property taxes but has environmental issues as well. The county needs to decide if it is going to take the property by tax deed. Mr. Fox suggested the county auction the property and market it to a mid-west



manufacturing group. The Board will have further discussions on this issue. Commissioner Ferdinand asked the Prosecutor's Office to look into the domestic awareness video that has been made featuring a song by the band River Billy. The concern is that all aspects, including royalties, talent releases, mechanical licensing from the band, etc., need to be reviewed. We need control over how the video is being used and we need make sure everything is secure. Zach Wesley is in the process of drafting a letter to the band to clarify ownership of the song featured on the DVD. Commissioner Ferdinand would like to meet with the victim witness coordinators and Mr. Wesley to further discuss the issue. At 8:49 a.m. a request was made to go into Executive Session as follows:

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Alder made a motion to go into Executive Session at 8:49 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:11 a.m. with no decision being called for in open session. An audio recording of the open portion of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING MEMORANDUM OF AGREEMENT BETWEEN PARKS, RECREATION AND WATERWAYS AND IDAHO FISH AND GAME FOR MARTIN ACCESS

The Board met today at 9:12 a.m. to consider signing a memorandum of agreement between the Parks, Recreation and Waterways and the Idaho Fish and Game for the Marin Access. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Parks Director Tom Bicak, PIO Joe Decker, and Deputy Clerk Monica Reeves. The Prosecutor's Office has reviewed the agreement. The parks department will check the access once a week to make sure everything is in good repair, and they will supply picnic tables, grills and

fire rings. Mr. Bicak reported that he has already accrued over \$350,000 in grants for this project. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the memorandum of agreement. The signed document is on file with this day's minute entry. The meeting concluded at 9:18 a.m. An audio recording is on file in the Commissioners' Office.

#### ABM BUDGET SOFTWARE PRESENTATION

The Board met today at 9:42 a.m. for an ABM (Advanced Budget Management) software presentation. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Controller Zach Wagoner, Denae Propeck from the Auditor's Office, and Deputy Clerk Monica Reeves. Mr. Wagoner demonstrated how the software works and the advantages and benefits it provides. Department heads will be able to enter their budget amounts making the budget process much more efficient. It also allows users to review payment history. The software cost \$60,000 with an annual maintenance fee of \$10,000. Mr. Wagoner is pleased with the software because it provides a lot of tools and greater access to department budget information. The Board was impressed with the amount of information the software provides. Commissioner Rule wants to offer this capability to the public defender. Mr. Wagoner sees no problem with that. The meeting concluded at 10:48 am. An audio recording is on file in the Commissioners' Office.

#### EXECUTIVE SESSION - PENDING LITIGATION AND ATTORNEY-CLIENT COMMUNICATION

Commissioner Rule made a motion to go into Executive Session at 11:04 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule, and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. The Executive Session concluded at 12:06 p.m. with no decision being called for in open session.

CONSIDER PROPERTY TAX EXEMPTION REQUESTS PRESENTED BY THE ASSESSOR'S OFFICE

The Board met today at 1:35 p.m. to consider property tax exemption requests presented by the Assessor's Office. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser from the Assessor's Office , and Deputy Clerk Monica Reeves.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to approve exemptions for the following low income housing owned by nonprofit organizations: Account Nos. 67275100; 081265000; 322800000;387700000; 194060000; 154380000; 325044830; 325643180; 324801800; 351291310; 353332120; 353332360; 0643810200; 064381060; 064381140; and 274381060.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to approve a hospital exemption for the following accounts: Accounts Nos. 117690000; 611110080 & 117760000.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to approve education exemptions for the following accounts: Account Nos. 310641150; 009250000; 327170000; 315390000; 315350100; 315330000; 315370100; 315370000; 362410100; 611110120; 198630000; 025305360; 352871050; 008510000; 008530000; 008600000; 008610000; 008620000; 008660000; 038200000; 039510000; 039520000; 039530000; 039540000; 039550000; 039560000; 039580000; 073110000; 072160000; 295670110; 304060100; 086310000; 088900000; 088910000; 089910000; 343200000; 112460000; 11201000; 130251070; 130251120; 111890000; 111940000; 29567011A0; 368220110; 611110110; 611110130; 038180000; 039590000; 039680000; 073140000; 008470000; 008450000; 008370000; 008500000; & 36206014D0.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to approve exemptions for the following housing authority accounts: 338961000; 116240000; 110200000; 030877570; 030877560; 030877540; 030876690; 030876700; 030876750; 030876760; 030876810; 030876820; 070050000; 368320000; 371000000; 346580000; 064240000; 321410000; 168600000; 315230000; 168500000; 115240000; 167140000; 106670000; 143280100; 166600000; 088570000; 048460000; 048630000; 019130100; 010250000;

05220000; 052210000; 070010000; 176810000; 176820000; 175220000; 176440000; & 176520000.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to approve exemptions for the following urban renewal accounts: 352871030; 343260120; 352871040; 353010110; 343260110; 352871000; 046490100; 133330000; 133380000; 136130000; & 133350000.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to approve exemptions for the Pentecostal Church of God, Account Nos. 341730000 & 751380000.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to approve exemptions for the orchards that are owned by the LDS Church, Account Nos. 334000100; 333950100; 333880000; 334010000; 334080000; 334090000; 334720000 & 334830000.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to grant the exemption for the La Iglesias De Dios, Inc., Account No. 252660000.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to grant the exemption for the following account numbers: 319990000; 085730000; 244280100; 146560000; 088330000; 000870000; & 337150110.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to grant the exemption for the following account numbers: 320070000; 154370000; 154360000; 154390000; 154410000; & 061610000.

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to grant the exemption for the First Baptist Church in Middleton, Account No. 184690000.

The signed exemption forms are on file with this day's minute entry. The meeting concluded at 2:02 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING MEMORANDUM OF AGREEMENT WITH IDAHO DEPARTMENT OF JUVENILE CORRECTIONS FOR CIRCLE PROJECT

The Board met today at 2:35 p.m. to consider signing a memorandum of agreement with the Idaho Department of Juvenile Corrections (DJOC) for the Circle Project. Present were: Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Zach Wesley, Chief Probation Officer Elda Catalano, and Deputy Clerk Monica Reeves. In 2009 the DJOC and the Juvenile Probation Department collaborated on a project to identify the points of the system where minorities were entering the system at a higher rate than non-Hispanics. The target population is the kids who are coming in because of gang affiliation. The circle is a restorative justice program that is utilized in various parts of the country to address different issues and Ms. Catalano wants to implement the circle project in her department. DJOC wants to give the county \$10,000 for the remainder of the fiscal year to pay for the service and address issues. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the Memorandum of Agreement with the Idaho Department of Juvenile Corrections for the circle Project, a copy of which is on file with this day's minute entry. The meeting concluded at 2:40 p.m. An audio recording is on file in the Commissioners' Office. (Agreement #12-033)

FIFTEENTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO                      APRIL 27, 2012

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

APPROVED PERSONNEL FORM

The Board signed the following personnel form for: Chris Jacky.

## SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-110 Beer/Liquor Licenses: Nampa Elks Lodge, Reyes Mexican Grill, Chicago Connection, La Copa
- #12-111 Beer/Wine Licenses: Mongolian BBQ, Shari's of Nampa #235, Costco Wholesale #734, Big Smoke, Big Smoke #2, Franklin Junction Store
- #12-112 Beer/Wine Licenses: Stinker Stores #41, #44, #48, #60, #75, #82, #108, #113

## CONSIDER SIGNING; APRIL 27, 2012 AGENDA ITEMS

The Board met today at 8:51 am to consider signing documents. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Sheriff Chris Smith, Chief Deputy Recorder Brad Jackson, Lieutenant Ben Keyes and Deputy Clerk Becky Chandler.

Documents for consideration were as follows:

**Idaho HAVA Voting Systems Grant Program Application and Agreement:** Commissioner Rule made a motion to sign the application and agreement. Commissioner Alder seconded the motion and it carried unanimously. (*Agreement #12-035*)

Clerk Yamamoto and Chief Deputy Jackson left the meeting at 8:54 a.m.

**Agreement with Idaho Department of Parks and Rec for Recreational Boating Safety Grant:** Commissioner Alder made a motion to sign the agreement with Idaho Department of Parks and Rec for the Recreational Boating Safety Grant. Commissioner Rule seconded the motion and it carried unanimously. (*Agreement #12-034*)

Sheriff Chris Smith left the meeting at 8:57 a.m.

Mr. Keyes reported that the Canyon County Sheriff's office was asked to assist in a search for a missing person along the Snake River. Deputies searched for six hours using a boat along the river bank with no result. 23 days later the body was located by fisherman and was retrieved by the Canyon County Sheriff's office. The Idaho Search and Rescue Fund was used to contract a helicopter. Application has been made for reimbursement of expenditures of \$2100. Boat operation can be reimbursed; 76 hours of actual boat time at \$25 per hour = \$1900; \$382.50 for the helicopter rental.

The meeting concluded at 9:02 a.m. An audio recording of the meeting is available in the Commissioners' office.

#### LEGAL STAFF UPDATE

The Board met today at 9:02 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, and Deputy Clerk Becky Chandler. Commissioner Ferdinand questioned whether a private citizen can accompany the Commissioners on a routine Jail Inspection. Some areas would be restricted due to safety concerns. Mr. Wesley indicated that procedures would be followed to allow citizen access to the jail while maintaining their safety according to the jail Captain. Legal issues are being reviewed regarding the use of a song by River Billy for a production of a DVD to address domestic violence awareness. The meeting concluded at 9:05 a.m. with no Board decision required or taken. An audio recording of the meeting is available in the Commissioners' office.

#### DETENTION CENTER INSPECTION CONDUCTED

The Board made its quarterly inspection of the Detention Center. The Board evidenced proper care and security and the inmates' welfare throughout the facility. It was noted that there was a claim for lost shoes which were paid for. The claim is attached to this inspection.

## MEET WITH CITY OF CALDWELL OFFICIALS REGARDING DISPATCH

The Board met today at 10:32 a.m. with officials from the City of Caldwell regarding payment for dispatch services. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, Sheriff Chris Smith, CCSO Statistical Analyst Angie Stokke, Clerk Chris Yamamoto, Controller Zach Wagoner, Captain Craig Hanson, Project Manager Lorraine Elfering, Caldwell Finance Director ElJay Waite, Caldwell Police Chief Chris Allgood, Attorney Mark Hilty, Dispatch Manager Roxanne Wade, and Deputy Clerk Monica Reeves. There have been several meetings on this topic. Today, ElJay Waite asked if the county is going to give the city a credit for the amount city residents have paid. He calculated that on a budget of \$1,457,875, sales tax would be \$627,832 from Caldwell based on population. The call volume is 37.1% so the budgeted portion was \$540,488 so according to the calculation the sales tax that's coming in shows there is surplus of \$87,343 that the county can use elsewhere. He noted that Nampa was not included because they are not in the dispatch service area. Zach Wesley said if we look at it this way, we'd also have to say there are others who are contributing to the sum and you can't add it and divide it this way. Sales tax does not work the same as property tax. It is distributed by the state and is not proportional to citizens. Angie Stokke said we have to figure out what percent of the sales tax budget is for dispatch and apply that percent before you can say what Caldwell's contribution would be to the dispatch portion of sales tax. Zach Wagoner said the cities receive sales tax revenue as well as the county. It is general revenue that comes to the county that we can allocate as we see fit. Mr. Waite questioned how we determine what is a fair allocation for what's already been paid by Caldwell residents. There was discussion about the city paying for some of the personnel costs. (Dispatch Supervisor Roxanne Wade arrived at 11:05 a.m.) There are 23 positions in the dispatch center; 9 are needed to handle the Caldwell calls. Chief Allgood disagrees that it takes nine positions to handle Caldwell calls. Sheriff Smith pointed out that in addition to personnel costs, the county must also pay for equipment and technology as well maintaining and insuring the center. Commissioner Rule believes the city should contribute \$425,000 towards personnel. Mr. Waite said he could consider half of that amount, but there is a credit that has to be determined. Ms. Stokke said we need to figure out how many pieces of the county the city utilizes; e.g. courts and clerks, and determine what percent goes to dispatch because it's not fair to take the entire lump sum the city contributes and allocate it all to dispatch. Commissioner Rule asked if



the city can commit to \$300,000 by October 1<sup>st</sup> as a starting point. Chief Allgood asked if the county will move forward with a governing board. The Commissioners said they would. Mr. Waite said he is very comfortable with the property tax number he calculated and that number is \$132,000, and he cannot defend a number beyond that amount. Commissioner Rule suggested the group meet again to work on the portion of sales tax that goes to dispatch. Commissioner Alder said there is proof of what it costs and the county is asking the city to pay for five employees. Mr. Waite said four or five is agreeable; but nine is not. Commissioner Rule disagrees. The group will meet again on May 1<sup>st</sup> at 10:00 a.m. to continue discussion on this issue. The meeting concluded at 11:37 a.m. An audio recording is on file in the Commissioners' Office.

#### TOUR PROPERTIES WITH THE DEVELOPMENT SERVICES DIRECTOR

The Board toured properties that have code enforcement issues. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Director Kevin LoPiccolo, Code Enforcement Officer Eric Arthur, and Deputy Clerk Monica Reeves. Director LoPiccolo drove the group past the following properties: 17493 Goodson Road; 7730 Katelca Drive; and 1703 North KCID Road. No Board action was required or taken. The tour began at approximately 1.30 p.m., and concluded at 3:30 p.m.

SIXTEENTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO                      APRIL 30, 2012

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

## APPROVED PERSONNEL FORM

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

## APPROVED CLAIMS ORDER #5-1-12

The Board of Commissioners approved payment of County claims in the amount of \$7,600.00, \$1,447.00 for accounts payables.

## SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012017259, 2012017258, 2012017256, 2012017260 and 2012017257.

## SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-114 Beer/Liquor Licenses: TGI Friday's - Nampa, Winger's Grill & Bar - Nampa, 3 Kings Lounge - Nampa
- #12-115 Beer Licenses: Chicago Connection - Nampa, Keystone Pizza
- #12-116 Beer/Wine Licenses: Albertsons #176, #166, #102, #103, Rite Aid #5409
- #12-117 Beer/Wine Licenses: Paul's Markets - Nampa, Caldwell & Homedale, Krung Thai Restaurant, Messenger, Dan's Ferry Service, Howards Tackle Shoppe

## COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:41 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, Public Information Officer Joe Decker, Sergeant Andy Kiehl, Deputy Sheriff Chuck Chaloupsky, Lieutenant Tami Faulhaber and Deputy Clerks Claudia Amaral and Becky Chandler. Mr. Navarro indicated that there are questions about modifying the schedule for the Public meeting room due to security needs.

Sgt. Kiehl requested that after hours meetings be held on Tuesday and Thursday evenings to save costs and ease the scheduling of security officers. The Public Meeting room is used by Planning and Zoning and Political groups for recording needs. Most other meetings are held in courtrooms or other offices that are available. Commissioner Ferdinand advised Sgt. Kiehl and Mr. Navarro that the scheduling of rooms is handled through the Facilities department and does not need Board approval. Commissioner Rule is questioning the needs of the county against the security needs at the front door. He believes there is a level of responsibility by the county to provide access to the courthouse after hours and would like to receive more information. Sgt. Kiehl, Lt. Faulhaber and Deputy Chaloupsky left at 8:57 a.m.

Mr. Navarro also requested guidance on the renovation of 1018 Albany Street. Commissioner Rule indicated that Clerk Yamamoto would like to use for storage for voting machines. Commissioner Rule directed Facilities to verify the windows and doors are secured and the carpet be removed. Mr. Navarro advised that the Extension office needs the carpet replaced due to tripping hazards and the tiles have asbestos. If the carpet is removed, the tiles will come up and disturb 20% of the asbestos which will require abatement. Mr. Decker reported on information he is working on. Calendar items of a general nature were discussed. Mr. Navarro left at 9:02 a.m. No action was required or taken. The meeting concluded at 9:09 a.m. An audio recording is on file in the Commissioners' Office.

## LEGAL STAFF UPDATE

The Board met today at 9:40 a.m. for a legal staff update. Present were: Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Zach Wesley and Deputy Clerk Becky Chandler.

Mr. Wesley reviewed a document regarding the service contract with Leavitt Group that will be discussed during a meeting scheduled for later in the day. Mr. Wesley left at 9:48 a.m.

At 9:45 a.m. Ms. Kandy Hutson, county citizen, arrived to ask a question and voice her frustration regarding the system we have for visitation at the jail and the charges that are required for access to inmates. The Board suggested that Ms. Hutson speak to the Sheriff's Office and Captain Maxfield regarding the process and follow up with the Commissioners' Office if she does not have resolution. Lt. Faulhaber arrived at 9:51 a.m. to facilitate the discussion and will assist Ms. Hutson with her concerns.

The meeting concluded at 9:58 a.m. No action was required or taken. An audio recording is on file in the Commissioners' Office.

## CONSIDER SIGNING REQUEST BY DSD TO ISSUE REFUND TO JOHN KINGHORN FOR A CONDITIONAL USE PERMIT APPLICATION

The Board met today at 10:03 a.m. to consider signing a request by DSD to issue a refund to John Kinghorn for a Conditional use Permit Application. Present were: Commissioners David Ferdinand and Kathy Alder, Sheriff Chris Smith, Development Services Director Kevin LoPiccolo and Deputy Clerk Becky Chandler. Sheriff Smith left at 10:04 a.m. Mr. LoPiccolo advised that the process to obtain a permit never materialized. Upon the motion by Commissioner Alder and the 2<sup>nd</sup> by Commissioner Ferdinand, the motion carried unanimously to refund \$850 to Mr. Kinghorn. The meeting concluded at 10:05 a.m. An audio recording is on file in the Commissioners' Office. (*Resolution #12-113*)

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

The Board met today at 10:05 a.m. to meet with the Development Services Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Development Services Director Kevin LoPiccolo and Deputy Clerk Becky Chandler. Items of a general nature were discussed. No action was required or taken. The meeting concluded at 10:16 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 10:16 a.m. for a meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Information Officer Rob Hopper and Deputy Clerk Becky Chandler. Mr. Hopper provided a report discussing general issues of the department. Other items of a general nature were discussed. No action was required or taken. The meeting concluded at 10:32 a.m. An audio recording and copy of the report are available in the Commissioners' Office.

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

The Board met today at 10:32 a.m. for a department head update with the Fleet Director. Present were: Commissioners David Ferdinand and Kathy Alder, Fleet Director Mark Tolman, Chief Information Officer Rob Hopper and Deputy Clerk Becky Chandler.

Mr. Hopper left at 10:33 a.m.

Items of a general nature were discussed. No action was required or taken. The meeting concluded at 10:41 a.m. An audio recording is on file in the Commissioners' Office.

## MEETING WITH LEAVITT GROUP

The Board met today at 11:01 a.m. with the Leavitt Group. Present were: Commissioners David Ferdinand and Kathy Alder, Controller Zach Wagoner, Deputy P.A. Zach Wesley, Human Resources Director Jeannine Eiband, Doug Hetherington and Ali Spencer from the Leavitt Group and Deputy Clerk Becky Chandler.

The purpose of the meeting is to consider a new direction for cost savings regarding insurance. Mr. Wagoner was asked to review the cost and provide an up to date view of the current expenses. Ms. Eiband suggested changing the insurance date to October 1 to match the county's fiscal year date instead of January 1 to create an easier budgeting process. Mr. Hetherington was asked to provide an update on the deliverables and where we are year to date. A comparison of deductibles was presented by Mr. Hetherington.

Commissioner Ferdinand noted that one of the biggest costs in the budget comes from health insurance. Mr. Wagoner reported that in 2010, the health insurance fund lost \$1 million, in 2011 the fund lost \$250K. The balance in the fund is \$6 million, which is a healthy amount according to Mr. Wagoner and Ms. Eiband.

Commissioner Ferdinand asked whether there is a way to move away from using an administrator to handle the fund to save costs. Ms. Eiband and Mr. Hetherington agreed that in order to change the costs paid to administer the plan, a company besides Blue Cross or Blue Shield would have to become the administrator. The county would have a hard time managing the fund on its' own.

Ms. Eiband would like to explore the options of a provider outside Idaho by an RFP process to determine the best cost. Her preference would be to utilize an HRA for less risk to the county and receive more savings. Ms. Eiband commented that an HSA, health savings account, is employee owned but the employee or employer can contribute to the account. If the employee leaves employment with the county, they can take the funds with them. An HRA, health reimbursement account, is owned by the employer and if the employee leaves, the funds stay with the employer. Her recommendation is to offer these plans as an option for the first 2 years until employees become familiar and after that move forward as a requirement or as part of a dual health insurance plan.

Employee health insurance education is necessary and will take time but will benefit the employee and county. Continuing with the current provider will not benefit the county in the future if the goal is to save on costs.

The Leavitt Group is contracted through December to provide consulting services to save on costs relating to insurance. Commissioner Alder advised that the Board expects to receive reports from the Leavitt Group for the current contract but there is a possibility that the contract will not be necessary due to the expertise of Ms. Eiband. Mr. Wesley advised that the P.A. staff will determine if there are any penalties associated with cancelling the current contract with Blue Cross and with the least amount of disruption to employees as possible.

The Board directed Ms. Eiband to begin a dialogue and set a meeting with the Health Plan Trustees to discuss the future direction and then present a recommendation to the Board for consideration at a later date.

No board action was required or taken. The meeting concluded at 12:00 p.m. An audio recording is on file in the Commissioners' Office.

#### BOARD OF EQUALIZATION - PROPERTY TAX EXEMPTION HEARING FOR BETHEL CHURCH

The Board of County Commissioners, sitting as a Board of Equalization, met today at 1:35 p.m. to conduct a property tax exemption hearing for Bethel Church, Account No. 02748000 0. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser, Assessor's Office, Aaron St. George, applicant and Deputy Clerk Claudia Amaral. Ms. Loutzenhiser informed the Board that Bethel Church previously had an exemption. Aaron St. George said they aren't currently in the building but will be next month. The church property is in the building and is owned by the church. Mr. St. George said the Pastor is currently in Mexico and will return in a month and a half. Mr. St. George said he will arrange for the congregation to use the building this week. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to approve the exemption for Bethel as long as the building is being used for religious purposes. The hearing concluded at 1:48 p.m. A recording of today's hearing is on file in the Commissioners Office. An audio recording is on file in the Commissioners Office.

BOARD OF EQUALIZATION - PROPERTY TAX EXEMPTION HEARING FOR KIRKPATRICK COMMUNITY CHURCH

The Board of County Commissioners, sitting as a Board of Equalization, met today at 1:49 p.m. to conduct a property tax exemption hearing for the Kirkpatrick Community Church, Account No. 18987000 0. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser, Assessor's Office and Deputy Clerk Claudia Amaral. The applicant did not appear for today's hearing. Ms. Loutzenhiser said this is the first time the church has been providing preschool. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to partially remove the exemption based on the daycare for Kirkpatrick Memorial Community Church. The hearing concluded at 1:56 p.m. An audio recording of today's hearing is on file in the Commissioners Office.

BOARD OF EQUALIZATION - PROPERTY TAX EXEMPTION HEARING FOR THE IDAHO MIGRANT COUNCIL

The Board of County Commissioners, sitting as a Board of Equalization, met today at 1:56 p.m. to conduct a property tax exemption hearing for the Idaho Migrant Council, Account No. 74037000 0. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser, Assessor's Office and Deputy Clerk Claudia Amaral. The applicant did not appear for today's hearing. Ms. Loutzenhiser said the mobile home is now vacant and was used for Head Start. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to remove the exemption completely. The hearing concluded at 1:59 p.m. An audio recording of today's hearing is on file in the Commissioners Office.



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

MAY 1, 2012

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

#### APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Landfill - \$2,425.00, Facilities - \$1,066.62, \$1,630.20.

#### SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-118 Beer/Liquor License: Sin Fronteras
- #12-119 Beer/Liquor Licenses: Firehouse Sports Pub & Pizza, Tacos Colinas, Acapulco Mexican Restaurant

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

The Board met today at 8:45 a.m. for a monthly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Human Resources Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Ms. Eiband is rewriting the employee manual and she asked for direction on how the Board wants policy changes adopted. She was directed to rewrite the manual and work with the prosecutor's office throughout the process and bring the final changes to the Board for review. The next item of discussion was the insurance contract with the Leavitt Group. (Chief Civil Deputy P.A. Sam Laugheed arrived at 8:58 a.m.) A request was made to go into Executive Session as follows:

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

Commissioner Rule made a motion to go into Executive Session at 8:58 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, H.R. Director Jeannine Eiband, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. Deputy P.A. Zach Wesley arrived at 9:02 a.m. Deputy P.A. Mike Porter arrived at 9:29 a.m. Ms. Eiband left at 9:31 a.m. The Executive Session concluded at 9:54 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.

MEET WITH CALDWELL OFFICIALS RE DISPATCH SERVICES

The Board met today at 10:02 a.m. with City of Caldwell officials regarding dispatch services. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, Clerk Chris Yamamoto, Sheriff Chris Smith, Statistical Analyst Angie Stokke, Captain Craig Hanson, Project Manager Lorraine Elfering, Communications Manager Roxanne Wade, City Finance Director ElJay Waite, City Attorney Mark Hilty, Police Chief Chris Allgood, and Deputy Clerk Monica Reeves. This issue has been discussed several times. At the last meeting it was decided that county staff would provide more budget information to city officials. Clerk Yamamoto spoke about revenue sharing and sales tax distribution. In summary, he said the simplest way to figure the amount is to use sales tax and have one funding source, and he invited the city to use the same approach. ElJay Waite asked if the city is being asked to stop using sales tax and revenue sharing in the funds that have their own levy rate, and use that money to transfer to the general fund for police so they can pay dispatch and raise the levy in all the other funds and tax the citizens more to fund dispatch. Clerk Yamamoto said that is correct. Commissioner Alder doesn't know if she agrees on what the amount needs to be. She is still looking at personnel costs in the \$450,000 range, which will pay for 8.5 to 9 employees. Commissioner Rule agrees. Commissioner Ferdinand said the other option is to



## APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Sheriff's - \$12,788.00 and \$4,595.00.

## PUBLIC HEARING - PRELIMINARY PLAT, FINAL PLAT, DRAINAGE PLAN AND IRRIGATION PLAN FOR CALLAWAY SUBDIVISION

The Board met today at 9:33 a.m. for a public hearing in the matter of a request by Four C. Investments (Cheryl Callaway) for approval of a preliminary plat, final plat, drainage plan and irrigation plan for Callaway Subdivision. The development consists of one residential lot and is located in an Agricultural zone. The subject property is located on the west side of Sky Ranch Road, approximately 1,130 feet north of Stage Coach Road in a portion of the NE ¼ of Section 2, TIN, R3W, B.M. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Planner Jennifer Almeida, Cheryl Callaway, Reese Leavitt, and Deputy Clerk Monica Reeves. Jennifer Almeida gave the oral staff report. Reese Leavitt and Cheryl Callaway testified in support of the application. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to close testimony. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to approve the preliminary plat, final plat, drainage plan and irrigation plan as well as the written Findings of Fact, Conclusions of Law and Order for Callaway Subdivision. The hearing concluded at 9:47 a.m. An audio recording is on file in the Commissioners' Office.

## CONSIDER SIGNING EXEMPTIONS FOR THE OREGON TRAIL CHURCH OF GOD INC.; AND CALVARY CHAPEL OF MIDDLETON INC.

The Board met today at 10:00 a.m. to consider exemption requests for the Oregon Trail Church of God, Inc., and the Calvary Chapel of Middleton, Inc. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser from the Assessor's Office, Don Burtlesen, Nathan McKinney, and Deputy Clerk Monica Reeves. The requests were considered as follows:

Oregon Trail Church of God: Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant the full exemption to the Oregon Trail Church of God, Inc. Account No. 345360000.

Calvary Chapel of Middleton: Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to deny the exemption for the following three accounts: 179990100, 735460000 & 179990000.

The signed forms are on file with this day's minute entry. The meeting concluded at 10:11 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER PROTESTS TO RFP FOR DRUG TESTING PROGRAM FOR CANYON COUNTY PROBATION AND SPECIALTY COURTS AWARD; POSSIBLE DECISION MAY FOLLOW

The Board met today at 10:32 a.m. to consider protests to the Request for Proposals (RFP) for the drug testing program for Canyon County Probation and Specialty Courts award with a possible decision to follow. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Misdemeanor Probation Supervisor Jeff Breach, Chief Probation Officer Elda Catalano, Trial Court Administrator Dan Kessler, Barbara Case, other interested persons, and Deputy Clerk Monica Reeves. On April 16, 2012, the Board tentatively awarded the contract to Global. Objections to the tentative award were due by April 23, 2012. Three letters of protest were received. The first from Staci Freeman as well as a letter from Wienhoff Drug Testing indicating they wanted to protest; however, they didn't make a formal protest until April 26, three days after the deadline. (Copies of the letters are on file with this day's minute entry.) Mr. Wesley spoke about the criteria used in making a decision as well as the cost proposals that were submitted by Freeman Monitoring, Wienhoff Drug Testing and Global. Zach Wesley summarized the protest letters and Jeff Breach and Elda Catalano provided responses to the protests. Following comments, Mr. Wesley said he will prepare written findings of fact that will bring in the testimony heard today and then the Board can send that document to the protesters. Commissioner Alder said the committee did its homework, and the

questions raised by Freeman Monitoring and Wienhoff Drug Testing have been answered. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to move forward and let the decision stand. The meeting concluded at 10:56 a.m. An audio recording is on file in the

### CONSIDER PROPERTY TAX EXEMPTION REQUESTS

The Board met today at 1:32 p.m. to consider property tax exemption requests. Present were: Commissioners David Ferdinand and Kathy Alder, Jennifer Loutzenhiser from the Assessor's Office, Chief Deputy Assessor Joe Cox, several interested citizens, and Deputy Clerk Monica Reeves. The requests were considered as follows: Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to grant an exemption for the following accounts for religious purposes: 329180000; 329230000; 34443011A0; 027590000; 753960000; 134470000; 088310000; 088320100 & 127980000. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to grant an exemption for the following accounts for charitable purposes: 135760000 & 671652550. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to grant an exemption for the following accounts for school or educational purposes: 357230120; 680170000; 29454010A0; 611110170 & 611110160. The signed forms are on file with this day's minute entry. The meeting concluded at 1:43 p.m. An audio recording is on file in the Commissioners' Office.

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

MAY 3, 2012

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

#### APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Information Technologies  
- \$1,475.00.

#### APPROVED CLAIMS ORDER #1215

The Board of Commissioners approved payment of County claims in the amount  
of \$1,105,639.25 for a county payroll.

#### SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-120 Beer/Liquor Licenses: Chapala Mexican Restaurant #7, #III; Nampa  
Fiesta Guadalajara, Fiesta Guadalajara, Sin Froteras
- #12-121 Beer/Wine Licenses: Walgreens #05648, #07276, #12483, #11541,  
#10672; Cost Plus World Market, Qdoba Mexican Grill #472, Pilot  
Travel Center #638, Sunny Slope Market, East Cleveland Blvd.

#### SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012018003, 201201800,  
277587, 2012018001, 2012017996, 2012017997, 2012017999, 2012017998, and  
2012018002.

## LEGAL STAFF UPDATE

The Board met today at 9:33 a.m. for a legal staff update. Present were: Commissioners Steve Rule and Kathy Alder, H.R. Director Jeannine Eiband, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Present were: Commissioners Steve Rule and Kathy Alder, H.R. Director Jeannine Eiband, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Ms. Eiband presented the Board with a general internship policy that she wants to include in the personnel manual. The IT department wants to bring in interns next week and Ms. Eiband wants the policy in place for the start date. Mike Porter said it's a stop gap to get the project going and it will be made part of the policy manual and at that point it will come to the Board for adoption. The Commissioners approve of the policy and suggested that copies be provided to all department heads. Ms. Eiband reported on the peace officer fund that's managed by the state that allows deputies who are injured in an emergency situation to get paid 100% of their salary and not be capped by the 66% of workers compensation. The law has been in effect since July 1, 2008. H.R. staff is checking to see who might qualify for the benefit. Mr. Porter is checking to see if the state has funded the program. Currently, the Sheriff's Office allows officers to use their vacation and sick time and allow them to collect their workers compensation, which is better than what the state program offers. Mr. Porter will work with the Sheriff's Office and the H.R. Department on this issue. It is not expected to be a budgetary problem. Commissioner Ferdinand arrived at 9:41 a.m. The meeting concluded at 9:42 a.m. An audio recording is on file in the Commissioners' Office.

## CONSIDER APPROVING EXEMPTIONS UNDER IC 63-602 B, C AND E

The Board met today at 2:01 p.m. to consider approving exemption requests under Idaho Code, Section 63-602 B, C and E. Present were: Commissioners Kathy Alder and Steve Rule, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser, Deputy P.A. Carl Ericson, David Peterson, from Northwest Nazarene University, Attorney Davis VanderVelde, Pastor Joseph Parker from Celebrate Life Church, and Deputy Clerk Monica Reeves. The requests were considered as follows:



Northwest Nazarene University

Testimony was offered by David Peterson and Joe Cox offered. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant exempt status for Account Nos. 116330000 & 116330100. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to remove the exempt status on Account No. 110080000.

Celebrate Life Church

In this case, the church is seeking an exemption for their parsonage. Testimony was offered by Joe Cox, Pastor Joseph Parker and Davis VanderVelde. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to close testimony. The Board decided to take this matter under advisement. Joe Cox suggested the Board give the equivalence of a homeowner's exemption as the partial exemption on the home, which would be a value of \$83,974. The Commissioners questioned why the home was not included on the church's list of assets. Mr. VanderVelde and Pastor Parker will obtain additional information from the church accountant. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to May 14, 2012 at 11:00 a.m., at which time the hearing will be reopened so the church can submit additional information.

Apostolic Assembly of Faith in Jesus Christ, Inc.

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to deny the exemption request for Account 011360000.

The signed forms are on file with this day's minute entry. The meeting concluded at 2:41 p.m. An audio recording is on file in the Commissioners' Office.





## COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:33 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, Public Information Officer Joe Decker, and Deputy Clerks Claudia Amaral and Monica Reeves. Items of a general nature were discussed. Ms. Amaral left at 8:43 a.m. Mr. Navarro reported on maintenance issues including the Sheriff's request for a remodel at an estimated cost of \$32,000, which would be paid from the Sheriff's office budget. The Board has concerns about it and will schedule a meeting with Sheriff Smith. Mr. Navarro left at 8:54 a.m. Mr. Decker reported on the information items he has been working on. No action was required or taken. The meeting concluded at 8:58 a.m. An audio recording is on file in the Commissioners' Office.

## CONSIDER SIGNING MAY 7, 2012 AGENDA ITEMS

The Board met today at 9:17 a.m. to consider signing the May 7, 2012 agenda items. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, DSD Director Kevin LoPiccolo, and Deputy Clerk Monica Reeves. The items were considered as follows:

- **Consider signing resolution to appoint Dr. R. Bruce Moore to the Canyon County Historic Preservation Commission:** Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to appoint Dr. R. Bruce Moore to the Canyon County Historic Preservation Commission. (*Resolution #12-123*)
- **Consider signing Ordinance No. 12-009, Amending Chapter 5, Article 1, Section 13, Qualifications, of the Canyon County Code of Ordinances, Licensing for Sale of Alcoholic Beverages; Providing for Severability:** Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue this item to a later date.
- **Consider signing FY2012 Master Agreement for Professional Engineering Services between Canyon County and Horrocks**

**Engineering:** This is a professional services contract that is excluded from the provisions of the public bidding statutes. It is nonexclusive; we have similar agreements with Keller and Associates, and Mason Stanfield Engineers. We can have as many of these agreements as we need and we use the firms on projects based on their expertise. Upon the motion of Commissioner Rule and the second by Commissioner Alder the Board voted unanimously to approve the master agreement for professional engineering services with Horrocks Engineering. (*Agreement #12-037*)

- **Resolution to reappoint George Quenzer to serve as Director from Canyon County to the District #2 Animal Damage Control Board:** Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to reappoint George Quenzer to serve as director from Canyon County to the District #2 Animal Damage Control Board. (*Resolution #12-122*)
- **Appointment of Jessica Williams to the Canyon County Board of Community Guardians:** Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to appoint Jessica Williams to the Canyon County Board of Community Guardians. (*Resolution #12-124*)

The signed documents are on file with this day's minute entry. The meeting concluded at 9:28 a.m. An audio recording is on file in the Commissioner's Office.

#### LEGAL STAFF UPDATE

The Board met today at 9:31 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule, Facilities Manager Paul Navarro, Deputy P.A. Carl Ericson, Clerk Chris Yamamoto, and Deputy Clerk Monica Reeves. Topics of discussion included a report on the display in the courthouse from the historical society; surplus items that will be sold public auction, including an x-ray machine that will be sold on publicsurplus.com; and the county's plan to rent the Belmont storage facility until October of 2012. Commissioner Rule gave verbal authorization to proceed with selling the surplus items. Mr. Navarro left at 9:43 a.m. Carl Ericson reported that he received a

copy of the environmental site assessment phase I report for the commercial fuel recycling property located on North Sugar Avenue in Nampa. The county took the property by tax deed in November of 2010 without knowing anything about it. Notice of violations had been noted in the past as well as recognized environmental conditions but testing has not been done. Mr. Ericson will follow up with DEQ on the brownsfield program. Commissioner Rule and Mr. Ericson will do a site visit. The meeting concluded at 9:46 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 10:02 a.m. for a monthly meeting with the Public Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Public Information Officer Joe Decker, Prosecutor Bryan Taylor, and Deputy Clerk Monica Reeves. Mr. Decker reported on the following issues: Canyon County will be featured in IAC's May/June issue of county commentary; the primary election; talking points for this week's 670 KBOI radio address; and the county's new website. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:18 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:18 a.m. for a biweekly meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Information Officer Rob Hopper, PIO Joe Decker, and Deputy Clerk Monica Reeves. Mr. Hopper gave an update on the following topics: elections, including the need for a new elections technician position; internships; and miscellaneous items. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:29 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER EXEMPTION REQUESTS FOR RELIGIOUS LLC'S,  
CORPORATIONS OR SOCIETIES

The Board met today at 1:45 p.m. to consider exemption requests for religious LLC's, corporations or societies. Present were: Commissioners Kathy Alder and Steve Rule, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser, ElJay Waite, David and Lorene Alley, Bryan Dyer, Ed Christopher, John Gibson, Scott Curtis, Fred Shoemaker, Mike Groff, and Deputy Clerk Monica Reeves. Board action was taken as follows:

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to extend the partial exemption for another year for the Corp of Presiding Bishops of the Church of Jesus Christ of Latter Day Saints, Account No. 343240000.

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant a partial exemption for the Fargo Community Church, Account No. 371690000.

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant a partial exemption for the First Church of the Nazarene, Account No. 325950000.

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant a partial exemption for the Nampa Free Will Baptist Church, Account No. 292610110.

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant the exemption for the Young Men's Christian Association of Boise, Inc., (YMCA) Account No. 357231000 & 357231010.

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant a school exemption on 13.38 acres and an agricultural exemption on 19.43 acres for the Nampa Christian Schools, Inc., Account No. 314480100.





## SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-128 Beer Licenses: Mi Tierra, TNT's Dynamite Gill, Centennial Golf Course.
- #12-129 Beer/Liquor License: Super Pollo Mexican Grill

## EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As properly noticed the Board met today at 8:31 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a litigation matter and records exempt from public disclosure. The Executive Session was held as follows:*

Commissioner Alder made a motion to go into Executive Session at 8:32 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Carl Ericson, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. The Executive Session concluded at 8:57 a.m. While in open session, Mr. Ericson advised the Board that no offers have been received on the Warrior of Idaho property and that back taxes are owed in the amount of \$340,000. Commissioner Rule and Mr. Ericson will tour county-owned property located on Sugar Avenue in Nampa that may have environmental issues. The meeting concluded at 8:59 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING EXTENDED USE SUPPLEMENT TO TEST SECURITY AGREEMENT; AND RESOLUTIONS APPROVING TITLE CHANGES FOR POSITIONS IN THE HUMAN RESOURCES AND TRIAL COURT ADMINISTRATION DEPARTMENTS

The Board met today at 9:06 a.m. to consider signing the extended use supplement to the test security agreement with CPS, and to consider approving title changes for positions within the Human Resources Office and the Trial Court Administrator's Office. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. CPS provides testing documents for the Sheriff's Office. The supplement being considered today changes the former H.R. Director's name on the paperwork to that of Jeannine Eiband. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the supplement to the test security agreement with CPS. Ms. Eiband presented the Board with a resolution changing the title of a Lead Human Resources Specialist to a Senior Human Resources Generalist; and a resolution change a Bailiff position to a Court Security Officer/Bailiff, and a Restitution Officer to a Court Security Officer/Bailiff. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign both resolutions (See Resolution Nos. 12-130 and 12-131). The signed documents are on file with this day's minute entry. The meeting concluded at 9:16 a.m. An audio recording is on file in the Commissioners' Office. (Agreement #12-038)

MEETING WITH BRUCE KROSCH AND PATTY FOSTER TO DISCUSS PRELIMINARY FY2013 BUDGET FOR SWDH

The Board met today at 9:30 a.m. to receive Southwest District Health's Fiscal Year 2013 proposed budget. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Controller Zach Wagoner, Bruce Krosch and Patty Foster from SWDH, and Deputy Clerk Monica Reeves. Mr. Krosch reported that SWDH is requesting \$813,989 from Canyon County. The figure represents at 1.36% increase over last year's amount. Zach Wagoner reported that the county is expecting a 10% drop in taxable value this year. A copy of the report is on file

with this day's minute entry. The meeting concluded at 9:55 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING IN THE MATTER OF A REQUEST BY DAVE BAKER FOR A REZONE

The Board met today at 10:04 a.m. to conduct a hearing in the matter of a request by Dave Baker for a rezone of 25.38 acres from an "A" (Agricultural) zone to a "C-2" Service Commercial Zone. The subject property is located at 9074 Deer Flat Road in Nampa. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Director Kevin LoPiccolo, DSD Planner Jennifer Almeida, Clint Boyle, Scott Baker, Dave Baker, Reese Verner and Deputy Clerk Monica Reeves. Today's hearing was continued from April 9, 2012 so that the applicant could travel from out of state to be present for the hearing. Jennifer Almeida said since the last hearing staff was informed that there is a consensus between all parties that a development agreement would provide the necessary mechanism to protect future development on the property. DSD finds that the proposed conditions will provide the necessary relief and help minimize visual concerns from the abutting properties. If the Board is amenable to the requested C-2 zoning, along with the development agreement, a new hearing will be required. Director LoPiccolo said generally we do not tie development agreements to straight rezones. In discussing this with the Prosecutor's Office, staff thought using a development agreement was the tool to where the applicant and the concerned parties could get together and address the concerns through the conditions. Landscaping and buffering have been incorporated into the conditions. Director LoPiccolo said the development agreement is only tied to this if the Board approves the C-2 designation. David Baker, Clint Boyle, and Scott Baker testified in support of the request. Reese Verner offered neutral testimony. Clint Boyle offered rebuttal testimony. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to close testimony. During deliberation, Commissioner Alder said without the development agreement she would not consider rezoning the area. She said the conditions are clear and the county expects the property to be well developed and maintained. Furthermore, she does not want to change to a C-1 designation because it involves considerably more conditional use permits in order to do anything on the property. She believes the concerns have been addressed through the development agreement. Commissioner Rule said it's too

early in the process for commercial growth south of the canal; and, the noncompliance issues over the last few years have not set a good example. He likes agriculture and is less supportive of the C-2 progression at this point. Commissioner Ferdinand said he was more C-1 oriented at the last hearing; however, he likes the development agreement and recognizes that it has to be re-worked a little. He said the property has to be maintained in a condition where neighbors don't have concerns. Director LoPiccolo said staff can continue to work with the applicant and modify the language to reflect what the Board directs staff to do. Commissioner Alder made a motion to move forward with a positive recommendation on the Dave Baker rezone request, subject to review of the development agreement. The motion was seconded by Commissioner Ferdinand. Commissioner Rule was opposed to the motion. The motion carried by split vote with Commissioners Alder and Ferdinand voting in favor of the motion and Commissioner Rule voting against the motion. The Board will conduct another hearing on June 22, 2012 at 11:00 a.m. Staff will comply with posting requirements for the next hearing. The hearing concluded at 11:16 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING TO GATHER COMMENT ABOUT THE SALE OF REAL PROPERTY TO THE MIDDLETON SCHOOL DISTRICT; RESOLUTION TO SELL REAL PROPERTY TO THE MIDDLETON SCHOOL DISTRICT

The Board met today at 1:36 p.m. to conduct a public hearing to gather comment about the sale of real property to the Middleton School District and to consider a resolution to sell real property to the Middleton School District. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Clerk Chris Yamamoto, Controller Zach Wagoner, Treasurer Tracie Lloyd, and Deputy Clerk Monica Reeves. Tracie Lloyd reported that there are outstanding taxes owed in the amount of \$36,433.38 for tax years 2008 through 2011. The school district has offered payment in the amount of \$30,000. Commissioner Alder said the owners had previously made an agreement to give the land to the school and the county would not have received any tax for it so the fact that we will receive \$30,000 is great. Ms. Lloyd said the adjusting entry should be made strictly to the Middleton School District apportionment so the other taxing districts are not affected by this action. Zach Wagoner agrees. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to close the hearing. Commissioner Alder made a

motion to reset the resolution for consideration at a later date. The motion was seconded by Commissioner Rule and carried unanimously. Carl Ericson will contact the Middleton School District and he will amend the resolution for Board consideration. The meeting concluded at 1:45 p.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 2:04 p.m. for a monthly meeting with the Parks, Recreation and Waterways Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Parks Director Tom Bicak, Public Information Officer Joe Decker, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. Commissioner Ferdinand left at 2:15 p.m. The meeting concluded at 2:20 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 2:20 p.m. for a monthly meeting with the Weed and Gopher Control Superintendent to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, Jim Martell, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:28 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

## MEETING TO DISCUSS URBAN RENEWAL

The Board met today at 2:34 p.m. to discuss urban renewal. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Rick Skinner (via conference call), Clerk Chris Yamamoto, Controller Zach Wagoner, Caldwell Finance Director ElJay Waite, Treasurer Tracie Lloyd, Assessor Gene Kuehn, Facilities Manager Paul Navarro, Sheriff Chris Smith, Roger Buhler, Craig Hanson, Mike Butts from the Idaho Press-Tribune, and Deputy Clerk Monica Reeves. The Board requested the meeting to ask questions concerning urban renewal and if the agency were to bond for a Canyon County project. The specific questions asked of Rick Skinner (bond counsel) and ElJay Waite were as follows:

*Can bonds be issued to finance county facilities understanding that the plan expires in 2022?*

Rick Skinner said the agency can issue bonds.

*Do we need judicial confirmation?* Mr. Skinner believes we have to do a judicial confirmation if we're going to use tax increment revenues. However, there are differing opinions on this and the Board may find other bond counsel that may disagree.

*Can leftover revenues be used to make payments on a lease or some other obligation to a private entity to cover the expenditures?* Mr. Skinner said that may be a possibility, but the question will come if whoever gets the payments wants evidence of validity for that obligation to pay.

*Can the funds come from the urban renewal agency to make that payment versus giving the money back to a taxing entity?* The answer is yes. Mr. Skinner said it does not have to go back to the other entity if there's a purpose that's been approved. There's an urban renewal plan provision that discusses that and it would probably have to be adopted.

*Will the county project raise taxes?* The answer is no. ElJay Waite said the tax is already in place and will be collected through 2022 regardless of any action by the urban renewal board or the county. Property values will continue to come to urban renewal and will be returned to the taxing districts after the debt has been paid that is required from the bonding prior to 2014. Mr. Waite said with this

project, all information will be held with the Board, the Clerk's Office, the Prosecutor's Office and engineers so that when we're done the county has a project that is simply being paid by funds that come into urban renewal from 2015 to 2022. The project stays at arm's length from urban renewal. When the bonds are sold, the trustee would send the funds to the county and those funds would be used to build the project and then the bonds are paid off by urban renewal.

*If urban renewal does not have more projects would the numbers revert back to those taxing entities in 2015?* The answer is yes. Mr. Waite expects the bond payment for the city's two sewer projects would come out of the increment that was coming to the city and they would not take the increment from the county or any other taxing districts, but they would go to the city with that and any excess would go back to the taxing districts as those payments come in from the county.

The county will make its formal presentation to the urban renewal agency board on June 5. The agency will ask bond counsel whether it needs to amend the urban renewal plan so that it includes this, or is it descriptive enough already. Mr. Waite said from that point on it's a matter of working with bond counsel and those that are running the numbers so they can match the project costs with the revenues, the increment and with the debt service payments at the end so that the county knows how much principal they will get off the bonds. The meeting concluded at 3:04 p.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 3:10 p.m. for a monthly meeting with the public defender to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Public Defender Mark Mimura, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Zach Wagoner was invited to the meeting to discuss the possibility of the public defender's office using the ABM software when preparing his budget. Although it's a good idea, it cannot be accomplished because the software is on the county server, which Mr. Mimura does not have access to. Mr. Wagoner left at 3:13 p.m. The items discussed were general in nature and did not require Board action.





## SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-132 Beer/Wine Licenses: Garrity 66, Big K-Mart #3189, Winco Foods #11, Target Store T-2206, KG Grocery, Walmart #2780, #2781, #3739, Valley Wide Cooperative
- #12-133 Beer/Liquor Licenses: Fraternal Order of Eagles 3691, The Dutch Goose - Nampa & Caldwell, The Woodshed Neighborhood Bar

## EXECUTIVE SESSION - PERSONNEL MATTER

*Note for the record: As properly noticed the Board met today at 9:12 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter. The Executive Session was held as follows:*

Commissioner Alder made a motion to go into Executive Session at 9:12 a.m. pursuant to Idaho Code, Section 67-2345(1) (a) and (b). The motion was seconded by Commissioner Rule and carried unanimously. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A Zach Wesley and Deputy Clerk Becky Chandler. The Executive Session concluded at 9:24 a.m. with no decision being called for in open session.

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

The Board met today at 9:30 a.m. for a meeting with the Misdemeanor Probation Supervisor to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Kathy Alder, Misdemeanor Probation Supervisor Jeff Breach, Trial Court Administrator Dan Kessler and Deputy Clerk Becky Chandler. Mr. Breach is projecting a \$38,000 shortfall for the FY2013 budget. Options are to raise costs of supervision from \$50 to \$60 which would result in an extra \$7200 per month. This is the same fee that the Department of Corrections charges. The other option is a layoff and no participation in specialty courts. Mr. Kessler agrees that an increase in fees would be the best option.

Commissioner Rule advised Mr. Breach to contact the P.A. office to work on the request to increase fees starting July 1, 2012. The Trial Court Administrator will cover the costs of a new Judgment printing. Sheriff's dispatch will begin handling Misdemeanor Probation calls on May 21, 2012. The meeting concluded at 9:42 a.m. No Board action was required or taken. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING;

The Board met today at 10:01 a.m. to consider signing documents. Present were: Commissioners Steve Rule and Kathy Alder, Chief Juvenile Probation Officer Elda Catalano and Deputy Clerk Becky Chandler.

Documents for consideration were as follows:

Canyon County and Gem State Circles, Inc. FY 2012 Agreement for Provision of Peacekeeping Circle Group Sessions and Volunteer Training: Commissioner Alder made a motion to sign the Agreement with Gem State Circles for Provision of Peacekeeping Circle Group Sessions. Commissioner Rule seconded the motion and it carried unanimously. (*Agreement #12-040*)

Idaho JABG Intent to Use Allocation FY 2011 Juvenile Accountability Block Grant Program: Commissioner Alder made a motion to sign the Intent to Use Allocation FY2011 Juvenile Accountability Block Grant. Commissioner Rule seconded the motion and it carried unanimously. (*Agreement #12-039*)

Other items discussed during the meeting with the Chief Juvenile Probation Officer were general in nature and did not require Board action.

The meeting concluded at 10:13 a.m. An audio recording of the meeting is available in the Commissioners' office.

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

The Board met today at 10:15 a.m. with the Juvenile Detention Director to discuss general issues, set policy and give direction. Present were: Commissioners Steve Rule and Kathy Alder, Juvenile Detention Director Steve Jett, Juvenile Detention Administrative Assistant Marilee Davis and Deputy Clerk Becky Chandler. Items discussed included: The Juvenile facility has a new assistant supervisor and continues to operate with 8 empty positions. The center is currently housing 29 juveniles as of April; an increase in recent gang activity may create more. Two additional sponsors have contributed to the garden project. The meeting concluded at 10:28 a.m. No Board action was required or taken. An audio recording of the meeting is available in the Commissioners' office.

### MEETING TO DISCUSS REMODEL REQUEST FOR SHERIFF'S OFFICE

The Board met today at 1:35 p.m. to discuss a request to remodel the Sheriff's office to utilize space for administration employees. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Sheriff Chris Smith, Chief Deputy Gary Deulen, Sheriff's Office Finance Manager Pam Corta, Sheriff's Records Unit Supervisor Angie Stokke and Deputy Clerk Becky Chandler. Facilities Manager Paul Navarro was consulted regarding concerns with structural integrity to move walls to remodel the space for the administrative area. No concerns were apparent. Chief Deulen indicated this is a long term solution to utilize space within the Sheriff's office. Ms. Corta advised that funds are available in the Sheriff's budget to cover the remodel. The meeting concluded at 1:49 p.m. with no Board action taken or required. An audio recording of the meeting is available in the Commissioners' office.

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

The Board met today at 2:05 p.m. with the Trial Court Administrator to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Trial Court Administrator Dan Kessler and Deputy Clerk Becky Chandler. Mr. Kessler reported on the following items:

Misdemeanor pleas are being handled on a daily basis with an immediate plea and sentence on the same day. Upon the advice from the Prosecuting Attorney and Public Defender, preliminary hearings will be held on Tuesday, Wednesday and Thursday, due to heavy transport loads on Monday and Friday.

Judge Ryan met with Controller Zach Wagoner regarding budget issues. A request was made for the Clerk of Court office staff to have a B budget that could be used for operational items separate from the district court fund. Supplies for judges, evaluations, etc. will continue to be funded from the district court fund.

Judge Lee will transfer to the courthouse, the replacement for retiring Judge Taisey will hold court at the Nampa Annex starting July 9, but Judge Lee will continue to hold Domestic Violence court at the Nampa Annex for up to 6 months.

Other items of a general nature were discussed. No Board action was required or taken. The meeting concluded at 2:18 p.m. An audio recording of the meeting is available in the Commissioners' office.

## BOARD OF EQUALIZATION - PROPERTY TAX EXEMPTION HEARING FOR THE METHODIST CHURCH IN MIDDLETON

The Board of County Commissioners, sitting as a Board of Equalization, met today at 2:32 p.m. to conduct a property tax exemption hearing for the Methodist Church, Account No. 17993000 0. Present were: Commissioners Kathy Alder and Steve Rule, Joe Cox, Chief Deputy Assessor, Jennifer Loutzenhiser, Assessor's Office, Deputy P.A. Carl Ericson, Applicant Wayne Stephens and Deputy Clerk Claudia Amaral. Jennifer Loutzenhiser from the Assessor's Office

is asking that the Church stay partially exempt. Wayne Stephens gave testimony in opposition to the partial exemption. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to maintain the partial exemption. The hearing concluded at 2:47 p.m. A recording of today's hearing is on file in the Commissioners Office.

BOARD OF EQUALIZATION - PROPERTY TAX EXEMPTION HEARING FOR THE ASSEMBLY OF GOD CHURCH OF NAMPA

The Board of County Commissioners, sitting as a Board of Equalization, met today at 2:47 p.m. to conduct a property tax exemption hearing for the Assembly of God Church of Nampa, Account No. 08302500A1. Present were: Commissioners Kathy Alder and Steve Rule, Joe Cox, Chief Deputy Assessor, Jennifer Loutzenhiser, Assessor's Office, Applicant Dan Tietsort and Deputy Clerk Claudia Amaral. Joe Cox said the church is located on North 20<sup>th</sup> in Nampa. Dan Tietsort gave testimony in support of the exemption. Mr. Tietsort said his pastor resigned April 14<sup>th</sup> and he barely received notice of this meeting. Trying to get the property exempt and he informed the Board the property is being used. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to approve the full exemption. The hearing concluded at 2:54 p.m. A recording of today's hearing is on file in the Commissioners Office.

BOARD OF EQUALIZATION - PROPERTY TAX EXEMPTION HEARING FOR SAINT ALPHONSUS MEDICAL CENTER-NAMPA

The Board of County Commissioners, sitting as a Board of Equalization, met today at 2:54 p.m. to conduct a property tax exemption hearing for Saint Alphonsus Medical Center-Nampa, Account No. 31084000 0 and 09488000 0. Present were: Commissioners Kathy Alder and Steve Rule, Assessor Gene Kuehn, Joe Cox, Chief Deputy Assessor, Jennifer Loutzenhiser, Assessor's Office, Deputy P.A. Carl Ericson and Deputy Clerk Claudia Amaral. The applicant did not appear for today's hearing. Joe Cox said they are asking for an exemption for a doctor's office on 12<sup>th</sup> Avenue which used to be Idaho Ambucare. The other property is for Mercy North next to Garrity Blvd. This property has been on the tax roll since 1998. Mr. Cox said in the past these two properties never had

qualified for the exemption and they don't now. Gene Kuehn said Mercy North is mostly office space. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to deny Saint Alphonsus Medical Center-Nampa, an exemption for both properties. The hearing concluded at 2:58 p.m. A recording of today's hearing is on file in the Commissioners Office.

BOARD OF EQUALIZATION - PROPERTY TAX EXEMPTION HEARING FOR CROSSROADS COMMUNITY CHURCH

The Board of County Commissioners, sitting as a Board of Equalization, met today at 2:59 p.m. to conduct a property tax exemption hearing for the Crossroads Community Church, Account No. 31793395 0. Present were: Commissioners Kathy Alder and Steve Rule, Joe Cox, Chief Deputy Assessor, Jennifer Loutzenhiser, Assessor's Office, Deputy P.A. Carl Ericson, and Deputy Clerk Claudia Amaral. The applicant did not appear for today's hearing. Jennifer Loutzenhiser from the Assessor's Office gave testimony in support of the exemption. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to allow the church the full property tax exemption. The hearing concluded at 3:00 p.m. A recording of today's hearing is on file in the Commissioners Office.

BOARD OF EQUALIZATION - PROPERTY TAX EXEMPTION HEARING FOR THE CHURCH OF GOD OF PROPHECY

The Board of County Commissioners, sitting as a Board of Equalization, met today at 3:00 p.m. to conduct a property tax exemption hearing for the Church of God of Prophecy, Account No. 31478010 0. Present were: Commissioners Kathy Alder and Steve Rule, Joe Cox, Chief Deputy Assessor, Jennifer Loutzenhiser, Assessor's Office, Deputy P.A. Carl Ericson, and Deputy Clerk Claudia Amaral. The Applicant did not appear for today's hearing. Jennifer Loutzenhiser from the Assessor's Office gave testimony in support of the property tax exemption. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to allow the church the full property tax exemption. The hearing concluded at 3:04 p.m. A recording of today's hearing is on file in the Commissioners Office.

## BOARD OF EQUALIZATION - PROPERTY TAX EXEMPTION HEARING FOR SAITHAVY YO

The Board of County Commissioners, sitting as a Board of Equalization, met today at 3:04 p.m. to conduct a property tax exemption hearing for Saithavy Yo, Account No. 22926000 0. Present were: Commissioners Kathy Alder and Steve Rule, Joe Cox, Chief Deputy Assessor, Jennifer Loutzenhiser, Assessor's Office, Deputy P.A. Carl Ericson, and Deputy Clerk Claudia Amaral. The applicant did not appear for today's hearing. Joe Cox said he toured the property and they are a real Buddhist church. He said the barn was converted into a temple and Monks live in the home. Mr. Cox feels this is for a valid purpose and recommended they receive a full exemption. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to allow the church the full property tax exemption. The hearing concluded at 3:08 p.m. A recording of today's hearing is on file in the Commissioners Office.

## EMERGENCY EXECUTIVE SESSION - RECORDS EXEMPT FROM PUBLIC DISCLOSURE AND PENDING LITIGATION

*Note for the record: The open meeting act contemplates these kinds of meetings when there's a situation involving the existence or likelihood of injury or damage to the county where we are unable to make an agenda notification with 24hours notice and in this situation those factors have been identified and an Executive Session was held as follows:*

Commissioner Alder made a motion to go into Executive Session at 3:58 p.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule and the motion carried unanimously. Present were: Commissioners Steve Rule and Kathy Alder, Prosecuting Attorney Bryan Taylor, Chief Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, Deputy P.A. Carl Ericson, and Deputy Clerk Becky Chandler. The Executive Session concluded at 4:22 p.m. with no decision being called for in open session.

TWENTY-FOURTH DAY OF APRIL TERM, A.D., 2012  
CALDWELL, IDAHO

MAY 10, 2012

PRESENT: Commissioner Steve Rule, Acting Chairman  
Commissioner Kathy Alder  
Commissioner David J. Ferdinand, II – attending meetings  
Outside of office  
Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED KEY REQUEST

The Board signed the following key request for: Judge Henry Boomer.

APPROVED PERSONNEL FORM

The Board signed the following personnel form for: Judge Henry Boomer.

APPROVED CLAIMS ORDER #5-10-12

The Board of Commissioners approved payment of County claims in the amount of \$6,276.00, \$3,500.00, \$76,751.30, \$69,456.70, \$62,359.49, \$222,428.29, \$105,249.88, \$37,215.09, \$40,715.67 for accounts payables.

SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012018225, 2012019226, 2012019230, 2012019222, 2012019229, 2012019227, 2012019223, 2012019228, 2012019224.



## CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 8:22 a.m. to go on the record and continue medical indigency hearings that were scheduled for May 10, 2012. Present were: Commissioners Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker from the Welfare Office, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the following cases by signed stipulation:

The following cases were continued to June 21, 2012 at 8:30 a.m.: Case Nos. 2012-604, 2012-530, 2012-403, 2011-1237, 2012-401, 2012-376, 2012-497, 2012-402, 2012-496, 2012-460, 2012-486, 2012-43, 2012-527, 2012-455, 2012-440, 2012-508, 2012-416, 2012-439, 2012-464, 2011-681, 2011-354, 2012-545, 2012-542, 2012-431, 2012-407, 2012-452, 2012-340, 2012-446, 2012-505, 2012-449, 2012-556, 2012-346 & 2012-451.

The following cases were continued to July 5, 2012 at 8:30 a.m.: Case Nos. 2012-377, 2012-396, 2012-494, & 2012-380.

The following cases were continued to July 26, 2012 at 8:30 a.m.: Case Nos. 2012-307, 2012-563, 2012-407, 2012-518, 2012-557 & 2011-328.

Case No. 2011-1413 was continued to August 9, 2012 at 8:30 a.m.

Case No. 2009-1284 was continued to August 23, 2012 at 8:30 a.m.

Case No. 2011-1333 was continued to September 27, 2012 at 8:30 a.m.

Case No. 2009-278 was continued to November 15, 2012 at 8:30 a.m.

The proceeding concluded at 8:23 a.m. An audio recording is on file in the Commissioners' Office.

## EXECUTIVE SESSION - PERSONNEL MATTER

*Note for the record: As properly noticed the Board met today at 9:02 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter. The Executive Session was held as follows:*

Commissioner Rule made a motion to go into Executive Session at 2:30 p.m. pursuant to Idaho Code, Section 67-2345(1) (a) and (b). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, H.R. Director Jeannine Eiband and Deputy Clerk Monica Reeves. Deputy P.A. Carl Ericson arrived at 2:36 p.m. Ms. Eiband left at 2:44 p.m. The Executive Session concluded at 2:52 p.m. with no decision being called for in open session.

## MEET WITH HEALTH PLAN TRUSTEES AND H.R. DIRECTOR FOR EDUCATION AND DISCUSSION REGARDING FUTURE OPTIONS

The Board met today at 3:03 p.m. with the health plan trustees and the H.R. Director for education and discussion regarding future options as they relate to the county's insurance plan. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder; H.R. Director Jeannine Eiband; Assessor Gene Kuehn; Health Plan Trustees: Doug Daniels, Steve Jett, and Nancy Seal; Controller Zach Wagoner; Deputy P.A. Carl Ericson; Deputy P.A. Zach Wesley; and Deputy Clerk Monica Reeves. Ms. Eiband gave a PowerPoint presentation illustrating issues with the county's self-funded insurance plan noting that there should be a triangle of competition in our Third Party Administrator (TPA), our network provider and our re-insurance carrier. Currently, Blue Cross of Idaho provides all three services. She has identified the following issues with our current plan: no competition; higher cost; and delayed response/poor customer service. In terms of where we want to be, Ms. Eiband said she can be the consultant and she suggested the county contract with a broker and move to a true TPA that offers an independent network provider and re-insurance carrier. If the county moves to a TPA, the potential cost savings would be \$230,832. Also discussed were the topics of Health Reimbursement Accounts (HRA's), which



## APPROVED PERSONNEL FORMS

The Board signed the following personnel form for: Debbie Gibson, Cynthia Mason, Marcella Ward, Holly Miles, Brandi Fifer and Kevin Sorenson.

## APPROVED CLAIMS ORDER #5-11-12

The Board of Commissioners approved payment of County claims in the amount of \$9,489.61 for an accounts payable.

## EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As properly noticed the Board met today at 9:07 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a litigation matter and records exempt from public disclosure. The Executive Session was held as follows:*

Commissioner Rule made a motion to go into Executive Session at 9:08 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Deputy P.A. Mike Porter, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:35 a.m. with no decision being called for in open session.

## COMMISSIONER APRIL TERM ADJOURNED

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

THE MINUTES OF THE FISCAL TERM OF APRIL 2012 WERE READ AND APPROVED AND FOUND TO BE A PROPER RECORD OF THE PROCEEDINGS OF THE BOARD OF CANYON COUNTY COMMISSIONERS, CANYON COUNTY IDAHO.

APPROVED: \_\_\_\_\_  
Commissioner David J. Ferdinand, II, Chairman

\_\_\_\_\_  
Commissioner Steven J. Rule

\_\_\_\_\_  
Commissioner Kathy Alder

ATTEST: Chris Yamamoto, Claudia Amaral  
Clerk Deputy

DATE: 6-18-12