

FIRST DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO     MAY 14, 2012

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

APPROVED MARCH 2012 TERM COMMISSIONER PROCEEDINGS AND  
SYNOPSIS

The Minutes of the Fiscal Term of March 2012 were read and approved and found to be a proper record of the proceedings of the Board of Commissioners of Canyon County, Idaho. Also approved was the synopsis for publication. Minutes of the Board of Canyon County Commissioners' meetings are on file in the Commissioners' Office and may be viewed upon request.

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Parks & Recreation \$7,900.00.

APPROVED CLAIMS ORDER 5-19-12

The Board of Commissioners approved payment of County claims in the amount of \$1,176.00 for an accounts payable.

SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 112045970, 2012019985, 2012019787, 2012019784, 2012019783, 2012019786, 2012019792, 2012019793, 2012019791, 2012019794, 2012019790, 2012019789, and 2012019788.

## SIGNED TREASURER'S TAX CHARGE CORRECTIONS SUMMARY FOR APRIL 2012

The Board signed the Treasurer's Tax Charge Corrections Summary for April 2012.

## COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:32 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 8:44 a.m. Mr. Decker reported on the information items he has been working on. Mr. Navarro reported on maintenance issues noting that the department has received bids on the online auction items that are for sale. (A list of the items is attached to this day's minute entry.) The meeting concluded at 8:51 a.m. An audio recording is on file in the Commissioners' Office.

## CONSIDER SIGNING EDWARD BYRNE MEMORIAL JAG PROGRAM GRANT APPLICATION FOR THE SHERIFF'S OFFICE/MEMORANDA OF UNDERSTANDING WITH THE CITIES OF CALDWELL AND NAMPA

The Board met today at 8:51 a.m. to consider signing the Edward Byrne Memorial Program grant application for the Sheriff's Office/Memoranda of Understanding with the Cities of Caldwell and Nampa. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Lt. Tami Faulhaber, Sheriff Chris Smith, and Deputy Clerk Monica Reeves. The County created a trust fund account to distribute \$96,578 from the Fiscal Year 2012 Edward Byrne Memorial JAG program between the county, the City of Caldwell and the City of Nampa to be used for equipment, computers, and a law enforcement vehicle. The County's funding portion is \$12,706. According to Lt. Faulhaber, the Sheriff's Office intends to use the funds to purchase 50 bulletproof vests. The grant application requires that we make the application available at least 30 days before it is submitted. Deputy P.A. Mike Porter arrived at 8:54 a.m.

He said this is a renewal of an existing grant and because we are up against a deadline the Board can approve the grant today and ratify it in 30 days. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the Edward Byrne Memorial Program grant application for the Sheriff's Office. A signed copy of the MOU is on file with this day's minute entry.

#### RECEIVE OUTSIDE AUDIT REPORT FROM GIBBONS, SCOTT AND DEAN

The Board met today at 9:06 a.m. to receive an audit report from Gibbons, Scott and Dean. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Jo Bolen, and Deputy Clerk Monica Reeves. Ms. Bolen presented the Board with two letters; one addressed to the emergency communications (911) fund; and the other to communicated information related to the firm's audit of Canyon County for the year ended September 30, 2011. In summary, Ms. Bolen reported that the county is fiscally sound and has complied with the requirements that are applicable to the emergency communications fund for the year ended September 30, 2011. Both letters are on file with this day's minute entry. Zach Wagoner presented the Board with the Comprehensive Annual Financial Report, a copy of which is also on file with this day's minute entry. The meeting concluded at 9:36 a.m. An audio recording is on file in the Commissioners' Office.

#### LEGAL STAFF UPDATE

The Board met today at 9:43 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. Commissioner Ferdinand reported on a conversation he had this morning with Mayor Garret Nancolas regarding the announcement that Simplot has committed funding to expand the Simplot Stadium because the College of Idaho is bringing back a football program. Commissioner Ferdinand asked if the county needs to do anything regarding the deed to the property under the fair building and the property at Gabiola Field. Carl Ericson said there isn't a lot to do because the county has not been approached about a need for our property. At 9:50 a.m., a request was made to go into Executive Session as follows:

EXECUTIVE SESSION - PERSONNEL MATTER AND RECORDS  
EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Rule made a motion to go into Executive Session at 9:50 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) and (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, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Juvenile Detention Director Steve Jett arrived at 9:55 a.m. The Executive Session concluded at 10:08 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.

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

The Board met today at 10:10 a.m. for a biweekly meeting with the Development Services Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, DSD Director Kevin LoPiccolo, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:15 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 10:16 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 10:30 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:30 a.m. for a weekly 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 10:40 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONTINUATION OF HEARING FOR THE CELEBRATE LIFE CHURCH - PROPERTY TAX EXEMPTION REQUEST

The Board met today at 11:12 a.m. for a continuation of a hearing in the matter of a property tax exemption request for Celebrate Life Church. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser from the Assessor's Office, Pastor Joseph Parker, Attorney Davis VanderVelde, and Deputy Clerk Monica Reeves. When the Board last met on this issue, the hearing was continued so that the applicant could provide additional information. Joe Cox offered testimony on behalf of the Assessor's Office. He said the home is valued at half a million dollars and after touring the property he believed it looked like a home situation and he wasn't comfortable saying it qualified for a full exemption. He suggested a partial exemption. Pastor Parker and Davis

VanderVelde offered testimony in support of the property tax exemption. It is their position that church qualifies for this exemption. Pastor Parker lives in the residence, which is used exclusively for church purposes. They believe there is no basis in fact to deny the exemption. Pastor Parker has the authority to compromise and he has agreed to do so; however, he wants to reapply for exemption the next tax year with no admission made in compromising this year. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to grant a 50% exemption on the Celebrate Life Church property, Account No. 332910000. The motion was seconded by Commissioner Alder, and carried unanimously. The hearing concluded at 11:40 a.m. An audio recording is on file in the Commissioners' Office.

#### CONSIDER SIGNING RESOLUTION AUTHORIZING APPLICATION FOR COMMUNITY ORIENTED POLICING SERVICING PROGRAM

The Board met today at 1:12 p.m. to consider signing a resolution authorizing application for Community Oriented Policing Services (COPS) program. 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 grant targets sex offenders. The resolution allows for the Prosecutor to apply for the grant in the amount of \$400,000. The grant award will be announced in August. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the resolution authorizing application for the COPS grant. A signed copy is on file with this day's minute entry. The meeting concluded at 1:24 p.m. An audio recording is on file in the Commissioners' Office. (#12-134)

#### CONDUCT PROPERTY TAX EXEMPTION HEARINGS

The Board met today at 1:30 p.m. to conduct property tax exemption hearings. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser from the Assessor's Office, Perry "Pat" McCormick, Dick Winder, Chuck Roberts, Terry Scott, Paul Farwell, and Deputy Clerk Monica Reeves. The Assessor's Office was seeking additional information/clarification regarding applications submitted by the American Legion, Post 126 in Melba; the Caldwell Elks restaurant; and Saint Alphonsus

Regional Medical Center's (the tennis courts property). Board action was taken as follows:

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant an exemption for the American Legion, Post 126 in Melba, Account No. 176070300.

Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to grant the exemption for the Caldwell Elks Restaurant, Account Nos. 011130000 & 011140000.

Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to remove the exemption from the property belonging to Saint Alphonsus Regional Medical Center (the tennis courts property), Account No. 168170000.

The signed forms are on file with this day's minute entry. The proceeding concluded at 1:53 p.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING: FRED RUETH'S APPEAL OF THE DSD DIRECTOR'S DECISION OF A SETBACK VARIANCE FOR ERIC KNAPP, CASE NO. ZV2012-

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The Board met today at 2:01 p.m. to conduct a public hearing in the matter of an appeal by Fred Rueth of the DSD Director's decision of a setback variance for Eric Knapp, Case No. ZV2012-1. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Mike Porter, DSD Director Kevin LoPiccolo, DSD Planner Deb Root, Eric Knapp, Kathleen Mallery, Fred Rueth, Norm Rueth, Ray Rueth, and Deputy Clerk Monica Reeves. Deb Root gave the oral staff report and asked the Board to affirm the Director's decision and deny the appeal. Kevin LoPiccolo said there are three questions that have to be answered: Is the variance consistent with comprehensive plan? Do characteristics of the site create an undue hardship? Is the variance in conflict with the public interest? He asked the Board to concentrate on the criteria in front of it; not on whether a permit should have been issued 15 years ago. The following people testified in support of the appeal and in opposition to the

granting of the variance: Fred Rueth, Ray Rueth, and Kathleen Mallery. Eric Knapp offered testimony in support of his request for a variance and in opposition to the Rueth appeal. Fred Rueth offered rebuttal testimony. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to close testimony and evidence. Following the Board's deliberation, Commissioner Alder made a motion to uphold the DSD Director's decision and deny the appeal by Fred Rueth. The motion was seconded by Commissioner Rule and carried unanimously. The signed Findings of Fact, Conclusions of Law, Conditions of Approval and Order are included with this day's minute entry. The hearing concluded at 3:33 p.m. An audio recording is on file in the Commissioners' Office.

#### MEET WITH JERRY GLENN FROM FLOOD CONTROL DISTRICT 11 TO DISCUSS BOISE RIVER FLOODING

The Board met today at 3:35 p.m. at the request of Jerry Glenn from Flood Control District 11 to discuss the Boise River flooding. Present were: Commissioners David Ferdinand and Kathy Alder, Jerry Glenn, Lt. Todd Herrera, and Deputy Clerk Monica Reeves. Mr. Glenn reported that there are problems along the Boise River with the most serious occurring behind the Simplot property on Weitz Road where the river is trying to change course and move south of the levy. He estimates it has taken out one-third of a field. Other problems areas include the Highway 95 Bridge and the Hexon Bridge in Parma. There is no life in danger at this time. Mr. Glenn wants the county to declare a state of emergency so that the permit process can be completed faster. Commissioner Alder would like to discuss this with legal counsel to see what's involved with declaring an emergency. Todd Herrera said if we have a disaster that exceeds our resources we can apply for funding and if we know it is coming we can pre-declare and that will free up the ability to approach the Governor's office. Lt. Herrera said we will need to work with our floodplain administrator to identify the properties at risk. He suggested the group meet again in a couple of months and invite the Golden Gate Highway District and the county floodplain administrator. No Board action was taken at this meeting. The meeting concluded at 3:54 p.m. An audio recording is on file in the Commissioners' Office.



SECOND DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO            MAY 15, 2012

PRESENT: Commissioner Steve Rule, Acting Chairman  
Commissioner David J. Ferdinand, II - attending Western Intrastate  
Conference in New Mexico  
Commissioner Kathy Alder  
Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PURCHASE ORDERS

The Board approved the following purchase orders for: Sheriff's \$11,852.50, \$4,800.00, \$1,826.94, \$7,485.00; Treasurer \$4,572.96.

SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-135 Beer/Liquor Licenses: El Rodeo, The Blue Eye, Victor's Hogs N Horns, Generations, Indian Creek Steakhouse, El Tenampa Inc., Smoky Mt Pizza & Pasta - Nampa
- #12-136 Beer/Wine Licenses: Greenhurst Chevron, Caldwell Chevron Foodmart, Friendly Fred's, Nampa Gusher, Joyeria El Diamanate, Rosa's, Chaparral Tavern, River Bend Golf Course
- #12-137 Beer Licenses: Tacos El Rey Restaurant #5, Tacos Aguililla, LaBontana, Garbonzo's Pizza
- #12-137A Maverick Store #178, 225, 273, 287, 298, 430

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

The Board met today at 8:41 a.m. for a monthly meeting with the Solid Waste Director to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, Solid Waste Director Jack Biddle,

and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:51 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 8:53 a.m. for a monthly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Ms. Eiband informed the Board that she wanted to discuss a contract issue and a personnel issue. At 8:54 a.m., a request was made to go into Executive Session as follows:

EXECUTIVE SESSION - PERSONNEL MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Alder made a motion to go into Executive Session at 8:54 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) and (d). The motion was seconded by Commissioner Rule and carried unanimously. Present were: Commissioners Steve Rule and Kathy Alder, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:03 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 TO SUPPORT CLINICAL SERVICES IN JUVENILE DETENTION FACILITIES

The Board met today at 9:36 a.m. to consider signing a Memorandum of Agreement to support clinical services in juvenile detention facilities. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, Juvenile Detention Director Steve Jett, and Deputy Clerk Monica Reeves. There is no cost to the county for this program. The entire state receives over \$700,000. Canyon County's portion is approximately \$100,000. Upon the motion of

Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the Memorandum of Agreement to support clinical services in juvenile detention facilities, a signed copy of which is on file with this day's minute entry. The meeting concluded at 9:44 a.m. An audio recording is on file in the Commissioners' Office. (#12-043)

THIRD DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO      MAY 16, 2012

PRESENT: Commissioner Steve Rule, Acting Chairman  
Commissioner David J. Ferdinand, II - attending Western Intrastate  
Conference in New Mexico  
Commissioner Kathy Alder  
Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Solid Waste \$1,614.86.

SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012020265 and 2012020264.

FILED OATH OF OFFICE

The Board filed an Oath of Office for: Cyndi Nason.

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As properly noticed the Board met today at 9:01 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a 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 9:02 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule and carried unanimously. Present were: Commissioners Steve Rule and Kathy Alder, Chief Deputy Sam Laugheed, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:28 a.m. with no decision being called for in open session.

FOURTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO            MAY 17, 2012

PRESENT: Commissioner Steve Rule  
          Commissioner Kathy Alder  
          Commissioner David J. Ferdinand, II - attending Western Intrastate  
          Conference in New Mexico  
          Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Landfill \$19,300.00.

APPROVED CLAIMS ORDER #1216

The Board of Commissioners approved payment of County claims in the amount of \$1,125,309.14 for a county payroll.

APPROVED CLAIMS ORDER #5-17-12

The Board of Commissioners approved payment of County claims in the amount of \$684.47 for an accounts payable.

FIFTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO      MAY 18, 2012

PRESENT: Commissioner Steve Rule  
Commissioner Kathy Alder  
Commissioner David J. Ferdinand, II - attending Western Intrastate  
Conference in New Mexico  
Deputy Clerks Monica Reeves and Claudia Amaral

APPROVED KEY REQUESTS

The Board signed the following key requests for: Trudie Krein and Michele Unsworth.

APPROVED PERSONNEL FORMS

The Board signed the following personnel form for: Trudi Krein and Chelsea Newton.

APPROVED CLAIMS ORDER #5-18-12

The Board of Commissioners approved payment of County claims in the amount of \$4,538.62 for an accounts payable.

SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 377823, 369449, 2012020159, 2012020658, 2012020661, 2012020662, 2012020657, 2012020660, 2012020663, 2012020664, 2012020665, 2012020666, 2012020667, 2012020668, 2012020669, 2012020670, 2012020671, 2012020676, 2012020672, 2012020673, 2012020674, 2012020675, 112048321, 2012009484, 2012021040, 2012001822, 2012002599, 2012004807, 2012003700, 201200317, 2012000318, 2012006463, 2012020680, 2012020679, 2012020678, 2012020677 and 2012020681.

SIXTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO      MAY 21, 2012

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

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Facilities \$8,479.00.

SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-138      Beer/Liquor License: Corral Lounge
- #12-139      Beer/Liquor Licenses: Sizzler Steakhouse #434, John Doe’s Grill, Broadmore Associates, Darby’s at the Market, Overflow Bar, Jalapeno’s Mexican Restaurant
- #12-140      Beer Licenses: Loyal Order of the Moose, Mi Tiendita Carniceria

- #12-141 Wine License: Williamson Vineyards
- #12-142 Beer/Wine Licenses: The Cornerstone Bistro, 44 Quick Stop, Sage Café/Sage Travel Plaza, B L T

MONTHLY MEETING WITH ADMINISTRATIVE DISTRICT JUDGE TO DISCUSS GENERAL ISSUES

The Board met today at 8:02 a.m. with the Administrative District Judge to discuss general issues. Present were: Commissioners David Ferdinand and Kathy Alder, Judge Thomas Ryan, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. Judge Ryan reported that he and Mr. Kessler have been working on the budget. The state put in for a 2% increase for its employees and Judge Ryan is hoping his county will get receive an increase as well. Commissioners Alder said property values are down \$2 million so we'll probably have to do something with personnel. Commissioner Ferdinand said we'll have to see what happens with revenue and we will know more in mid-July. Commissioner Alder asked Judge Ryan for his thoughts on the county's idea to use urban renewal dollars to build a new administrative building across the street from the courthouse. Moving administrative offices to a new location will free up the third floor for the courts. Judge Ryan said the reality is we need physical space. Mr. Kessler said despite the Commissioners' efforts, people do not understand how urban renewal dollars work. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:20 a.m. An audio recording is on file in the Commissioners' Office

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:34 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand and Kathy Alder, Facilities Manager Paul Navarro, and Deputy Clerks Claudia Amaral, Becky Chandler and Monica Reeves. Items of a general nature were discussed. Ms. Chandler and Ms. Amaral left at 8:44 a.m. Mr. Navarro reported on maintenance issues, which included a request by the Clerk's Office regarding their request to use the parking lot for a yard sale in June. Neither Mr. Navarro nor the Board is in support of that idea. The meeting concluded at 8:51 a.m. An audio recording is on file in the Commissioners' Office.

FILED SHERIFF'S UNCOLLECTIBLE DELINQUENT PERSONAL PROPERTY TAXES FOR 2011

The Board filed the Sheriff's Uncollectible Delinquent Personal Property Taxes for 2011.

FILED TREASURER'S QUARTELY REPORT FOR JANUARY THROUGH MARCH 12 AND MONTHLY REPORT FOR MARCH 2012

The Board filed the Treasurer's Quarterly Report for January through March 12 and the Monthly Report for March 2012.

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 AND AN EFFECTIVE DATE

The Board met today at 9:01 a.m. to 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 and an effective date. Present were: Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Carl Ericson, Don Ulmer, Tonya Tyler, and Deputy Clerk Monica Reeves. The Board previously met with Don Ulmer regarding his concern that if a local owner of a bar got a DUI he/she would lose their license and it would be a hardship, but if the CEO of a corporation gets a DUI they get to keep their license. The Board considered that information and directed the Prosecutor's Office to draft language changing the ordinance. Commissioner Ferdinand said the Board was trying to give the same consideration to small business owners as is given to corporations. The new ordinance language in Chapter 5, Article 1, Section 13 states: Provided however, an applicant shall not be disqualified from being issued a license pursuant to this subsection (3) if the applicant, owner, partner, or officer does not have day-to-day onsite management or employment at the site of the license. This means a local owner can keep their license but they need an onsite manager who qualifies



that does not have a DUI. Don Ulmer supports the new language and said it keeps someone from being put into bankruptcy. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign Ordinance No. 12-009, a copy of which is on file with this day's minute entry. The meeting concluded at 9:09 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTION AUTHORIZING THE AUDITOR TO DESTROY ALL COUNTY CLAIMS, RECORDER RECEIPTS AND TAXING DISTRICT STATEMENTS DATED 2006

The Board met today at 9:19 a.m. to consider signing a resolution authorizing the Auditor to destroy all county claims, recorder receipts and taxing district statements dated 2006. Present were: Commissioners David Ferdinand and Kathy Alder, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. The law requires the documents be kept for five years. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the resolution authorizing the Auditor to destroy all county claims; recorder receipts and taxing district statements dated 2006. The meeting concluded at 9:20 a.m. An audio recording is on file in the Commissioners' Office. (*Resolution #12-143*)

LEGAL STAFF UPDATE

The Board met today at 9:47 a.m. for a legal staff update. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Carl Ericson, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Commissioner Ferdinand presented information on "Where's the line, America?", as well as information from a group called "Are we not a state?" The information talks about a defined difference in what is federally owned land and land that is not owned by the federal government. He believes the county can use the information in the Lake Lowell issue. At 9:50 a.m. the Board went 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 9:51 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Ferdinand. A roll call vote was taken on the motion with Commissioners Alder and Ferdinand voting in favor of the motion to enter into Executive Session. Present were: Commissioners David Ferdinand and Kathy Alder, Chief Civil Deputy Sam Laugheed, Deputy P.A. Carl Ericson, Deputy P.A. Mike Porter and Deputy Clerk Monica Reeves. The Executive Session concluded at 10:22 a.m. with no decision being called for in open session.

CONSIDER PROPERTY TAX EXEMPTION REQUESTS FOR SITE  
IMPROVEMENTS ASSOCIATED WITH LAND

The Board met today at 10:24 a.m. to consider property tax exemption requests for site improvements associated with land. The exemptions are made pursuant to Idaho Code, Section 63-602W. Present were: Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Carl Ericson, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, and Deputy Clerk Monica Reeves. The Assessor's Office recommended exemptions for the following subdivisions:

<u>Name:</u> <u>Value:</u>	<u>Total</u> <u>Net</u> <u>Taxable</u>
Howell-Murdoch Development Corp. (Sienna Hills No. 1)	\$221,325
Kevin Howell Construction, Inc. (Sienna Hills No. 2)	\$845,975
Capital Development Corp. (Manchester Park No. 11)	\$246,675
SKC, Inc. (Fall River West)	\$821,255
SKC, Inc. (Fall River Est. No. 5)	\$419,250
Capital Development (Manchester Park No. 10)	\$ 44,525
Capital Development, Inc. (Roosevelt Park No. 2)	\$ 13,975
Capital Development, Inc. (Roosevelt Park No. 4)	\$342,225
Sundowner, Inc. (Rosehaven No. 2)	\$269,425
DMB Development, Inc. (Dallan Woods No. 5)	\$763,750
DMB Development, Inc. (Dallan Woods No. 4)	\$113,750

Morningside Subdivision, LLC (Morningside No. 1)	\$112,730
Morningside Subdivision, LLC (Morningside No. 2)	\$356,200
Asbury Park, LLC (Greenbriar Estates)	\$332,061
Powder River Development, Inc. (Castle Peak No. 1)	\$124,150
Wentworth Development, LLC (Taylor Ridge Subdivision)	\$862,472
Trinity Hills, LLC (Trinity Hills No. 3)	\$148,850
Norby Land, Inc. (Rosedown Subdivision)	\$ 32,175

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to grant the exemptions as recommended by the Assessor's Office. The meeting concluded at 10:36 a.m. The signed exemption forms are on file with this day's minute entry. An audio recording is on file in the Commissioners' Office.

CONSIDER HARDSHIP APPLICATION FOR NICK MITCHELL; POSSIBLE DECISION TO FOLLOW

The Board met today at 11:00 a.m. to consider a hardship application for Nick Mitchell with a possible decision to follow: Present were: Commissioners David Ferdinand and Kathy Alder, Treasurer Tracie Lloyd, Nick Mitchell and Deputy Clerk Claudia Amaral. Tracie Lloyd said when Mr. Mitchell purchased his home, the title company should have paid all the taxes on everything on the closing date which was March 1st. Ms. Lloyd said an occupancy bill of \$2,704.53 hadn't been paid but was not sent out till March 15<sup>th</sup> for 2010. This was due on April 15, 2010. Ms. Lloyd said her department wasn't aware of this at time of closing. Commissioner Ferdinand said this should have been paid by the seller. Ms. Lloyd said Mr. Mitchell has applied for a Homeowners Exemption for 2012. Ms. Lloyd said this is an unfortunate chain of events. Commissioner Alder made a motion to forgive \$7,185.00 and to forgive the interest and late charges on 2010 and 2011 if the taxes are paid in full by December 1, 2012. The motion was seconded by Commissioner Ferdinand and the motion passed unanimously. The meeting concluded at 11:18 a.m. An audio recording is on file in the Commissioners' Office. *Note for the record:* After the meeting concluded, the Deputy Clerk obtained the paperwork from Ms. Lloyd and found that the amount forgiven should have been \$4,377.41.

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

The Board met today at 11:30 a.m. for a bi-weekly meeting with the Misdemeanor Probation Supervisor to discuss general issues, set policy, and give direction. Present ere: Commissioners David Ferdinand, Kathy Alder, Misdemeanor Probation Supervisor Jeff Breach, Trial Court Administrator Dan Kessler and Deputy Clerk Claudia Amaral. Mr. Breach informed the Board that said they have a position in their office who is a Senior Administrative Specialist that is more of a Professional Office Manager. Mr. Breach said this person has to coordinate all the criminal histories; maintain the records; deal with a lot of Istar issues; and billing and collection issues. Mr. Breach said he has been working with the H.R. Director on the job description and they determined that the position is classified too low. He said they have created a new job description and a new title of Administrative Supervisor as this person helps to supervise the clerical staff. This person is currently at a 330 pay range; and needs to be at a 340 pay range. Mr. Breach said they would be looking at a \$1.02 per hour pay increase. Commissioner Ferdinand said a job description change would need to be done by resolution. The Board said they feel Mr. Breach is taking the direction in the right step. The items did not require Board action. The meeting concluded at 11:37 a.m. An audio recording of the meeting is on file in the Commissioners Office.

SEVENTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO                      MAY 22, 2012

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

### APPROVED PERSONNEL FORMS

The Board signed the following personnel form for: Sonia Cardenas, Michael Cowan and Jessica Cafferty.

### APPROVED KEY REQUESTS

The Board signed the following key requests for: Jessica Cafferty and Cyndi Nason.

### APPROVED CLAIMS ORDER #5-22-12

The Board of Commissioners approved payment of County claims in the amount of \$2,894.00 for an accounts payable.

### APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Information Technologies \$4,964.00.

### SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012021049, 2012021060, 2012021055, 2012021061, 2012021048, 2012021050, 2012021057, 2012021066, 2012021072, 2012021051, 2012021073, 202021074, 2012021075, 2012021054, 2012021076, 2012021064, 2012021059, 2012021056, 2012021068, 2012021065, 2012021070, 2012021047, 2012021071, 2012021052, 2012021069, 2012021067, 2012021053, 2012021063, 2012021042, 2012021045, 2012021046, 2012021041, 2012021044 and 2012021043.

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

The Board met today at 2:00 p.m. for a biweekly 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 Monica Reeves. Mr. Hopper reported on the following: Election night issues; a mobile environment; and an IT satisfaction survey. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:12 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

MONTHLY MEETING TO DISCUSS THE E911 ACCOUNT AND CONSIDER SIGNING MEMORANDUM OF UNDERSTANDING RE: RADIO SYSTEM MAINTENANCE WITH THE CITY OF NAMPA

The Board met today at 2:16 p.m. for the monthly meeting to discuss the E911 account. Present were: Commissioners David Ferdinand and Kathy Alder, Lt. Todd Herrera, Sheriff's project manager Lorraine Elfering, Controller Zach Wagoner, Deputy P.A. Zach Wesley, Dispatch Manager Roxanne Wade, Captain Craig Hanson, Sgt. Rob Whitney, Police Chief Chris Allgood, Fire Chief Mark Wendelsdorf, Wilder Fire Chief Doug Amick, Mike Butts from the Idaho Press Tribune, other interested persons, and Deputy Clerk Monica Reeves. The agenda items were as follows:

Approval of Minutes: Lorraine Elfering made a motion to approve the minutes from the April 24, 2012 meeting. The motion was seconded by Zach Wagoner.

Finance Report: Zach Wagoner reported that the current balance is \$28,000. We have spent 85% to date. \$209,000 remains on the "B" budget side. Year to date revenue received is \$660,000. Expenditures are \$1.67 million.

Hiplink Purchase Order: The Board previously approved a purchase order for the Hiplink software for just over \$4,000. The software allows agencies to receive digital information/text messages. Ms. Elfering said due to the budget situation the Sheriff asked her to hold off on the purchase. Lt. Herrera spoke about the importance of having the software. Chief Doug Amick said the Wilder Fire

District wants it as well. Commissioner Alder made a motion to approve the expenditure for the Hiplink software. The motion was seconded by Commissioner Ferdinand and carried unanimously.

800 MHz Antenna Project for Wilder Fire: Lt. Herrera said the county will donate the antenna to the City of Wilder so they can put it on their water tower. The city will maintain the antenna and will assume all liability associated with it.

Caldwell Police Department's Request for Spillman Conference Funding: Chief Allgood requested that the 911 account cover the \$750 Spillman conference tuition cost for a city employee who is responsible for maintaining the CAD system. Ms. Elfering and Roxanne Wade do not believe that expense should be paid for with E911 funds. The Board will review the request. Zach Wesley was asked to review it and determine if it is an allowable expense.

City of Nampa MOU and Reimbursement Update: Todd Herrera reported that once the radio system MOU is signed, the City of Nampa will submit payment to the county in the amount of \$100,000. On October 1, the county will bill the city for the next year. The \$26,000 monthly amount that is paid to Motorola includes Nampa's share and we seek reimbursement from them each year. Mr. Wagoner wants to be informed when the Nampa payment is received so that he can make sure it is deposited into the right fund and accounted for properly. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the Memorandum of Understanding Re: Radio System Maintenance with the City of Nampa. (#12-053)

Update on Dispatch Agreement with Cities: Zach Wesley has been in contact with the City of Caldwell's attorney on this issue. Another meeting will be scheduled.

PowerPoint Presentation: Sgt. Rob Whitney gave a presentation on the Motorola 700 MHz contract evaluation. Staff has been communicating with Ada County and talking about the Next Generation 911 and the costs both counties pay for communication services. Currently, Canyon County pays \$342,630.24 a year to Motorola. It has been suggested that the county consider hiring its own technician. We would still have to pay Motorola approximately \$90,879 but we would realize a maintenance savings of \$251,750 per year. The technician's annual salary would be between \$65,262 and \$85,174 (which includes benefits).

Depending on the salary, the annual savings would be between \$166,576 and \$184,488. There would be costs for equipment and servicing our sites. Lt. Herrera said the State of Idaho has gone away from Motorola and they have a dozen technicians that service their sites. Ada and Canyon Counties have talked about the NexGen 911 system and they are exploring options where we would encompass our own costs and negate costs of trunking, E911 calls, etc. There could be considerable savings of \$100,000. Sgt. Whitney said there is a significant upfront cost of almost \$250,000 to put the system in place. Ada County would front the costs and Canyon County would take the fees that we pay monthly to CenturyLink until it is paid off. The return on investment is four years. Other counties would have the option to buy into the program. Chief Wendelsdorf applauded them for looking outside the box. Lt. Herrera said it is a good idea to further explore this concept. Sgt. Whitney said the contract renewal is coming up and he asked the Board to consider this option because there will be considerable savings.

911 Dispatch Center Report: Roxanne Wade said the dispatch center is down two radio positions. A new call taker will start on June 11, and they are in the process of training another call taker. Because of training and the fact they are down radio positions, it has limited them on how many people they can train at a given time. Once they fill the radio positions they will need to backfill.

Miscellaneous: Zach Wagoner asked who will develop the 2013 budget for the 911 account. Commissioner Ferdinand said we need to make sure the governance board has input on the budget. He suggested the date and time for the budget review be announced so that interested parties could attend.

The meeting concluded at 3:01 p.m. An audio recording is on file in the Commissioners' Office.

#### CANVASSED PRIMARY ELECTION

The Board canvassed the primary election held on May 15, 2012. Copies of the results are on file in this day's minutes.



## CONSIDER SIGNING MAY 22, 2012 AGENDA ITEMS

The Board met today at 3:30 p.m. to consider signing the May 22, 2012 agenda items. Present were: Commissioners David Ferdinand and Kathy Alder, Facilities Manager Paul Navarro, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, Administrative District Judge Thomas Ryan, and Deputy Clerk Monica Reeves. The Board considered and took action as follows:

### **Consider signing Northwest Power Systems Service Quotation/Agreement:**

The service agreement is for the county's five backup generators, all of which are in need of repair. Only three companies maintain these and Northwest Power Systems is the lowest of the three. The service agreement will commence October 1 and the amount is \$3,537, which is well under the minimum to ask for formal bids. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the service quotation/agreement with Northwest Power Systems. (#12-044)

### **Resolution Approving the Sale of Real Property to Middleton School District; and Real Estate Purchase and Sale Agreement with the Middleton School District:**

The subject property consists of 20 acres lying west of the Pines Subdivision. The school district will pay the county \$30,000 for this property which was taken by tax deed. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the resolution as well as the real estate purchase and sale agreement with the Middleton School District. (#12-145)

### **Service Agreement with Global Drug Testing Labs, Inc. for the Canyon County Drug Testing Program:**

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the drug testing program service agreement with Global Drug Testing Labs, Inc. (#12-045)

The signed documents are on file with this day's minute entry. The meeting concluded at 3:45 p.m. An audio recording is on file in the Commissioners' Office.

EIGHTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO            MAY 23, 2012

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

APPROVED PERSONNEL FORMS

The Board signed the following personnel form for: Lorraine Doramus, Esmeralda Romo and Lauren Buchanan.

APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved vacation leave to another employee for sick leave for: Melissa Bush.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSES

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

#12-146     Beer/Liquor Licenses: Copper Canyon, Outback Steakhouse, Yoli's Taco Shop

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

The Board met today at 8:46 a.m. for a bi-weekly meeting with the Juvenile Detention Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand and Kathy Alder, Juvenile Detention Center Director Steve Jett, Marilee Davis, Juvenile Detention Center and Deputy Clerk Claudia Amaral. The items discussed were general in nature

and did not require Board action. 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 9:06 a.m. for a legal staff update. Present were: Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Zach Wesley, Deputy P.A. Carl Ericson, and Deputy Clerk Monica Reeves. PIO Joe Decker arrived at 9:20 a.m. Mr. Ericson reported that the Parks Department has hired a seasonal employee whose doctor has advised to get an immunization for Hepatitis A and B since he will be cleaning toilets as part of his job. The immunization series costs \$500 and the employee wants to know if the county will cover the cost. The Board denied the request. The employee can check with other clinics charge for the immunization. Other topics of discussion included: space for alternative sentencing; possible use of urban renewal funds for the construction of an administrative building; and animal control. The meeting concluded at 9:27 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 9:34 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 and Kathy Alder, Chief Probation Officer Elda Catalano, Trial Court Administrator Dan Kessler, and Deputy Clerk Monica Reeves. Ms. Catalano has been in contact with Steve Torrano who owns a small house in north Nampa that could be used as office space for juvenile probation officers. The space needs modifications and the owner is aware that the department cannot afford to pay for use of the space. Commissioner Alder suggested Ms. Catalano contact the facilities manager to tour the property, and the Prosecutor's Office to discuss leasing options. Commissioner Ferdinand will continue to talk to Nampa officials about possible use of their vacant buildings. He would like to continue looking for space. Ms. Catalano reported that the department has had some changes in leadership and she will need to fill a supervisor position. The items discussed were general in nature and did not

require Board action. The meeting concluded at 9:48 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTIONS APPROVING TITLE CHANGES FOR HUMAN RESOURCES AND MISDEMEANOR PROBATION

The Board met today at 2:16 p.m. to consider signing resolutions approving title changes for Human Resources and Misdemeanor Probation. Present were: Commissioners David Ferdinand and Kathy Alder, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the resolution approving a title change of a Senior Administrative Specialist to an Administrative Supervisor in the Misdemeanor Probation Department. (See Resolution No. 12-147). At 2:19 p.m. Ms. Eiband asked the Board to go into Executive Session to discuss a personnel matter.

EXECUTIVE SESSION - PERSONNEL MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Alder made a motion to go into Executive Session at 2:19 p.m. pursuant to Idaho Code, Section 67-2345(1) (b) 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, Human Resources Director Jeannine Eiband, and Deputy Clerk Monica Reeves. The Executive Session concluded at 2:30 p.m.

While in open session, Commissioner Alder made a motion to sign the resolution approving two title changes in the Human Resources Department as follows: A Senior Human Resources Generalist to a Human Resources Generalist; and a Benefits Specialist to a Human Resources Senior Benefits Specialist. (See Resolution No. 12-148). The motion was seconded by Commissioner Ferdinand and carried unanimously. The signed resolutions are on file with this day's minute entry. The meeting concluded at 2:32 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER PROPERTY TAX EXEMPTION REQUESTS FOR SITE IMPROVEMENTS ASSOCIATED WITH LAND

The Board met today at 10:24 a.m. to consider property tax exemption requests for site improvements associated with land. The exemptions are made pursuant to Idaho Code, Section 63-602W, which deals with land that has some development value but hasn't been completed or sold in title. Present were: Commissioners David Ferdinand and Kathy Alder, Deputy P.A. Carl Ericson, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser, and Deputy Clerk Monica Reeves. The Assessor's Office recommended exemptions for the following subdivisions:

<u>Name:</u>	<u>Total Net Taxable Value:</u>
Schmidt Investments, LP (The Ranch Subdivision)	\$ 890,676
WL Nampa, LLC (Midway Subdivision)	\$ 320,561
Bella Terra Group, LLC (Bella Toscana No. 1)	\$ 395,580
Idaho Industrial Development (Nampa Business Park)	\$ 354,576
Bennett Forest Industries (Cumberland No. 1)	\$ 337,675
Aspen Creek Partners, LLC (Aspen Creek Sub)	\$1,767,552
Brittania Heights, LLC (Brittania Heights)	\$ 750,230
BV Legacy Falls, LLC (Legacy Falls No. 1)	\$ 97,123
JCB Land Development, LLC (Blaisdell Med Office)	\$ 301,756
Great Sky Development, Inc. (Newbury Subdivision)	\$ 114,725
McVentures, LLC (Clock Tower No. 1)	\$ 607,390
Kevin Cope	\$ 20,475
Steve and Karen Cope	\$ 19,825
Sundowner, Inc. (Madison Estates)	\$ 175,184
B B Two, LLC (Greens Ridgecrest 2)	\$ 250,875
Don Thornton (Wilson Ranchettes)	\$ 330,784
J M Hess Construction Co., Inc. (Stephens Orchard Am)	\$ 105,798

Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to grant the exemptions as recommended by the Assessor's Office. The meeting concluded at 2:44 p.m. The signed exemption forms are on file with this day's minute entry. An audio recording is on file in the Commissioners' Office.

NINTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO      MAY 24, 2012

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

No meetings scheduled.

TENTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO      MAY 25, 2012

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

#### APPROVED KEY REQUEST

The Board signed the following key requests for: Kathy Zubiante.

#### APPROVED PERSONNEL FORMS

The Board signed the following personnel form for: Lucas Eells, Evangelina Antunez, and Matthew Smalley.

#### APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Assessor's \$1,677.00.

## SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-149 Beer/Wine Licenses: Lakeshore Market, Northern Lights Cinema Grill
- #12-150 Beer Licenses: Idaho Center Chevron, The Orchard House
- #12-151 Beer Licenses: Purple Sage Golf Course, LaRanchera Nampa
- #12-152 Beer/Liquor Licenses: Rodeo Night Club, Cabo Grill

## APPROVED CLAIMS ORDER #5-25-12

The Board of Commissioners approved payment of County claims in the amount of \$820.00, \$79,937.77, \$71,606.33, \$103,837.27, \$98,726.56, \$29,073.96, \$123,132.06, \$88,403.46 for accounts payables.

## CONSIDER SIGNING FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER IN THE MATTER OF THE AWARD PROTEST OF GLOBAL DRUG TESTING LABS INC REGARDING RFP FOR DRUG TESTING PROGRAM

The Board met today at 8:31 a.m. to consider signing Findings of Fact, Conclusions of Law and Order in the matter of the award protest of Global Drug Testing Labs, Inc., regarding the RFP for the drug testing program. Present were: Commissioners Kathy Alder and David Ferdinand, Deputy P.A. Zach Wesley, Deputy P.A. Carl Ericson, and Deputy Clerk Monica Reeves. The Board met previously on the protest issue and denied the protest filed by Freeman Monitoring and Wienhoff Drug Testing. Upon the motion of Commissioner Alder and the second by Commissioner Ferdinand, the Board voted unanimously to sign the Findings of Fact, Conclusions of Law and Order, a signed copy of which is on file with this day's minute entry. The meeting concluded at 8:35 a.m. An audio recording is on file in the Commissioners' Office.

## LEGAL STAFF UPDATE

The Board met today at 8:35 a.m. for a legal staff update. Present were: Commissioners Kathy Alder and David Ferdinand, Deputy P.A. Zach Wesley, Deputy P.A. Carl Ericson, and Deputy Clerk Monica Reeves. Commissioner Ferdinand reported that he met with Tony Bohner and Don Day yesterday regarding the Warrior of Idaho property and it sounds as if the bank is nearly done or out of it. They will contact the county in 30 days and let us know what they are willing to do as far as payment of outstanding property taxes. Also discussed was the property tax exemption application for Ida Cold. The Assessor's Office is reviewing the application and the applicant will be asked to meet with the Board. Commissioner Alder reported that the Magistrates Commission has chosen a new magistrate judge. Pursuant to a court order, a search of the Commissioners' computers will be done this morning in the matter of the State vs. John Bujak. No Board action was required or taken. The meeting concluded at 8:51 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 9:04 a.m. for a biweekly 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, CIO Rob Hopper, and Deputy Clerk Monica Reeves. Mr. Decker reported on the following topics: Kentico website training; the juvenile detention garden project; the domestic violence awareness video featuring a song by the band, Riverbilly; Old Fort Boise Days; the Dragan Fly remote controlled helicopter; memorial bricks; and events that Joe Bell needs to work on. Commissioner Ferdinand spoke about the need to document historical information. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:28 a.m. An audio recording of the meeting is on file in the Commissioners' Office.



ELEVENTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO                      MAY 29, 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: Matthew Thompson.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:32 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, PIO Joe Decker, and Deputy Clerks Claudia Amaral, Becky Chandler and Monica Reeves. Ms. Chandler and Ms. Amaral left at 8:39 a.m. Mr. Navarro reported on maintenance issues. Mr. Decker reported on the communication issues. The items discussed were general in nature. The meeting concluded at 8:46 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As properly noticed the Board met today at 8:47 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 8:47a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Ferdinand. A roll call vote was taken on the motion with Commissioners Alder, Rule and Ferdinand voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were:

Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Deputy P.A. Carl Ericson, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Attorneys Jim Martin and Randy Peterman joined the session via conference call at 8:50 a.m. The call concluded at 9:15 a.m. The Executive Session concluded at 9:23 a.m. with no decision being called for in open session.

#### ELECTED OFFICIALS MEETING

The Board met today at 9:34 a.m. for an elected officials meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Treasurer Tracie Lloyd, Coroner Vicki DeGeus-Morris, Clerk Chris Yamamoto, Sheriff Chris Smith, and Deputy Clerk Monica Reeves. Sheriff Smith reported on a remodel project of the Sheriff's civil and records divisions; as well as the alternative sentencing program. Currently there are 800 participants in the program and it increases at a rate of 1% per day. He estimates that the program saves \$7 million a year, and in order to keep the program going, they need an additional \$207,000 extra. Bryan Taylor reported that the Prosecutor's Office is on pace to increase felony filings. Commissioner Ferdinand reported that the Commissioners will make their presentation for an administration building project to the urban renewal agency board on June 5. Vicki DeGeus-Morris wants to revisit the issue of doing autopsies for other counties. She will discuss the issue with the Prosecutor's Office. Tracie Lloyd reported that tax notices have been mailed. Chris Yamamoto expressed his appreciation for being able to utilize the building located at 108 Albany Street for election storage. He also reported that the Welfare Director Leslie Pardue, and her assistant, Jacki Germain, will be retiring October 1<sup>st</sup>. The meeting concluded at 9:56 a.m. An audio recording is on file in the Commissioners' Office.

PUBLIC HEARING TO CONSIDER REZONE REQUEST FOR JOYCE CHASE RZ2012-3; CONSIDER SIGNING ORDINANCE DIRECTING CHANGES TO THE ZONING MAP; POSSIBLE WRITTEN DECISION TO FOLLOW

The Board met today at 10:11 a.m. to conduct a public hearing in the matter of a request by Joyce Chase to rezone a 49.26 acre parcel from an Agricultural Zone to a "C-1" (Neighborhood Commercial) zone. The subject property is located at 329 N. Middleton Road in Nampa, in a portion of the NE ¼ of Section 19, T3N, R2W, Boise Meridian. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, DSD Director Kevin LoPiccolo, DSD Planner Jennifer Almeida, Joyce Chase, Neil Hergert, and Deputy Clerk Monica Reeves. Commissioner Alder disclosed that Mrs. Chase is a friend and has been her campaign treasurer, but she has no financial ties to Mrs. Chase. Jennifer Almeida gave the oral staff report. The applicant is requesting to rezone to allow for retail uses. The applicant will continue to utilize the existing building for nursery type uses, but wish to expand the business operation to allow for the sales of personal goods and services including coffee, fudge and other retail products. Joyce Chase and Neil Hergert offered testimony in support of the rezone. 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 Alder made a motion to approve the requested rezone and the Findings of Fact, Conclusions of Law, Conditions of Approval and Order. The motion was seconded by Commissioner Rule and carried unanimously. Also approved was Ordinance No. 12-010, which directs amendments to the Canyon County Zoning Map. The signed documents are on file with this day's minute entry. The hearing concluded at 10:34 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 11:20 a.m. for a monthly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Ms. Eiband reported on the following topics: She has rewritten the majority of the personnel manual and will submit a copy to the Prosecutor's Office for review; upcoming

training classes have been set for June; the vehicle use policy will be updated to change a handwritten date on the cover page as well as make sure the county seal includes the trademark. Ms. Eiband informed the Board that the nursing mothers law requires employers to provide a private room that can be locked (not a restroom), as well as provide break time in excess of the 15-minute breaks. The Board will talk to the facilities manager about the space issue. The meeting concluded at 11:28 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

#### CONSIDER SIGNING RESOLUTION APPROVING TITLE CHANGES FOR JUVENILE PROBATION

The Board met today at 1:18 p.m. to consider signing resolutions approving title changes for Juvenile Probation. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Chief Probation Officer Elda Catalano, Controller Zach Wagoner and Deputy Clerk Becky Chandler. Ms. Catalano requests to add two new positions to Juvenile Probation. Mr. Wagoner questioned whether there is enough work to support the hiring of the new employees. The Drug Court Coordinator would be handling functions of drug court and the youth activities and hopefully become certified to allow the county to bill for some services and the Drug and Alcohol counselor would be certified to provide counseling to all juveniles on probation as an Intervention person. Ms. Catalano advised that the funds to support the hiring of additional employees will come from tobacco tax funds received by the state of Idaho. The funds must be used for youth drug programs within the county. Commissioner Rule supports the new positions with the clarification that if funding is not received, the positions will be discontinued. Ms. Catalano advised that the job description will indicate the position is contingent upon funding. Commissioner Alder made a motion to sign the resolution approving a Substance Abuse Evaluator and Rehabilitation Specialist and a Juvenile Drug Court Coordinator for Juvenile Probation. The motion was seconded by Commissioner Rule and carried unanimously. The signed documents are on file with this day's minute entry. The meeting concluded at 1:28 p.m. An audio recording is on file in the Commissioners' Office. *\*At a later time, this resolution was rescinded to correct the language of the resolution to approve two new positions in Juvenile Probation.*

## MEETING TO DISCUSS OPPORTUNITIES FOR COLLABORATIVE EFFORTS WITH THE CANYON COUNTY COMMUNITY CLINIC

The Board met today at 11:30 a.m. to discuss opportunities for collaborative efforts with the Canyon County Community Clinic. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder; Tracy Mitchell, Rick Tivis, and Dan Schenkein from the Canyon County Community Clinic; and Deputy Clerk Monica Reeves. The clinic, which opened two years ago, treats Canyon County residents who are without health insurance and are below the poverty line. The clinic sublets space from the Terry Reilly Health Clinic is open for three hours one day a week. Medical professionals and concerned citizens donate their time and effort to the clinic. Since March of 2010, the clinic has had over 900 patient visits. Clinic organizers believe many more residents could benefit if the capacity for services could be enhanced. If they had more resources they would try to do more in the mental health and dental areas. Commissioner Alder said the county funds Southwest District Health at \$813,000 a year and we need to have discussions about where we put our resources and how can we lower the indigent need. Commissioner Ferdinand said perhaps the county could do a \$25,000 to \$50,000 line item. Commissioner Rule will facilitate a meeting with the clinic organizers and the Region 3 mental health board. The meeting concluded at 12:07 p.m. An audio recording is on file in the Commissioners' Office.

## MEETING WITH CONTROLLER REGARDING THE FY2013 BUDGET

The Board met today at the request of the County Controller regarding the Fiscal Year 2013 budget. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Mr. Wagoner received the FY2013 budget requests and he wanted to give the Board a preview. Total revenue is at \$60.3 million and the total expenditures are over \$66 million. The current expense fund, the justice fund and the district court fund are at the levy maximums and the controller is concerned about those funds being short on an actual basis. Mr. Wagoner's concern going forward for the next three years is cash. We need it for salaries and to pay bills, but where will it come from? Commissioner Rule said we won't know the actuals until May of next year, but we have to react at a certain point and that has to be by September of this year. Today's discussion was held for

information purposes only. No Board action was required or taken. The meeting concluded at 2:25 p.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 2:31 p.m. for a biweekly meeting with the Development Services Department Director to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, DSD Director Kevin LoPiccolo, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:43 p.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 2:49 p.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, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:59 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

MEETING WITH ELJAY WAITE

The Board met today at 3:03 p.m. with Caldwell Finance Director ElJay Waite to discuss the proposed administration building. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Facilities Manager Paul Navarro, Captain Craig Hanson, ElJay Waite, Caldwell Finance Director, and Deputy Clerk Monica Reeves. Mr. Waite recently met with Cameron Arial from Zions Bank and he

was impressed with his knowledge and abilities as it relates to bonding for the administration building. The project will be completely county-driven. The only agreement the county needs with urban renewal is the agreement that Rick Skinner will put together for the bond debt. If Mr. Arial were to be retained by the county as a financial advisor he would work with the attorneys so the county knows where it stands with judicial confirmation and what the probability would be of having a successful project. Everything would go through Mr. Arial as far as putting the bonds together, underwriting, etc. Mr. Waite said the Clerk's Office could keep all the documents so the county knows exactly what's being spent. Commissioner Ferdinand asked if it matters if part of the project includes upgrades to the jail. Mr. Waite said the urban renewal board would discuss it with Rick Skinner, but the administrative office was a project and additional projects may be more than the funds that are available. Commissioner Alder said we want to bond sufficiently to cover one project but if there is enough money to do more we would like to utilize the money to help with our jail, too. Mr. Waite doesn't know what the final numbers are that the county can bond to, but the county has to know where it wants to go and whether there are resources that can be used to make up the difference. Clerk Yamamoto asked what the square foot costs were on the TVCC building. Mr. Waite said it cost \$6 million for 40,000 square feet. Commissioner Rule asked Mr. Waite's opinion about using a lease approach. Mr. Waite said that is an option the Board of Commissioners should look at. The meeting concluded at 3:17 p.m. An audio recording is on file in the Commissioners' Office.

#### MEETING WITH OPPENHEIMER DEVELOPMENT CORPORATION AND CSHQA REGARDING ADMINISTRATION BUILDING

The Board met today at 3:30 p.m. with representatives from the Oppenheimer Development Corporation and CSHQA regarding the administration building. Present: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Facilities Manager Paul Navarro, Clerk Chris Yamamoto, Controller Zach Wagoner, Captain Craig Hanson, Caldwell Finance Director ElJay Waite, Jack Coonce and Jeremy Malone from the Oppenheimer Development Corporation, Jeff Schneider and John Maulin from CSHQA, and Deputy Clerk Monica Reeves. Today's meeting was held in preparation for the June 5 meeting with the Caldwell Urban Renewal Board where the Commissioners will request the board to bond against the project for the proposed county administration building, and

possibly some remodeling of the jail. Jack Coonce spoke of how the Oppenheimer Development Corporation worked with the City of Caldwell on the Treasure Valley Community College (TVCC) project. (Mr. Waite left at 3:42 p.m.) A preliminary analysis shows a construction budget of \$8 million for a new three-story administration building with a total of 45,000 square feet. In its strategic plan, Carter Goble Lee identified a need of 90,000 square feet by the year 2030. If additional space is needed it would be easy to expand next door rather than adding more upper levels. The preliminary design layouts show a proposed building location next to the crime lab near the 10<sup>th</sup> Avenue overpass. Commissioner Alder questioned why the administration building would cost \$8 million to construct when the TVCC facility, which is comparable in size, cost \$5.6 million to construct. Mr. Coonce said they hit a low with contractor bids on that project and since that time steel and lumber costs have gone up. He also said they are conservative in their estimates and as they refine the process and adjust the numbers they will have a better idea of the actual costs. Once they know how many open offices versus closed offices they can tighten up the numbers. Jeff Schneider said the next step is to do an RFQ and select a team and then they will look at the master plan and validate the program. Commissioner Ferdinand said the Board will meet with the urban renewal board and go through the process. Commissioner Alder said the goal of today's meeting was to see what the costs are and what we can get for the money. No Board action was required or taken. The meeting concluded at 4:19 p.m. An audio recording is on file in the Commissioners' Office.

TWELFTH DAY OF MAY TERM, A.D., 2012

CALDWELL, IDAHO                      MAY 30, 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: Facilities \$10,562.00.

### SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-154 Beer License: Pizza Guy
- #12-155 Beer/Wine License: Alejandra's Mexican Restaurant
- #12-156 Beer Licenses: Gallegos Meat Market, Anderson Corner
- #12-157 Beer/Liquor License: Brick 29 LLC

### SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012022050, 2012022055, 2012022051, 2012022052, 2012022056, 2012022053 and 2012022054.

### APPROVED CLAIMS ORDER #1217

The Board of Commissioners approved payment of County claims in the amount of \$1,110,318.64 for a county payroll.

### APPROVED CLAIMS ORDER #5-30-12

The Board of Commissioners approved payment of County claims in the amount of \$1,142.00 for an accounts payable.



## SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-158 Beer/Wine Licenses: The Garage Café, Lake Lowell Market, Campos on Lone Star
- #12-159 Beer/Wine/Liquor License: Hispanic Cultural Center of ID
- #12-160 Beer/Liquor Licenses: Barb's Down the Road Tavern, Whiskey River, Nampa Civic Center, Bootleggers, Caldwell Elks Lodge #1448
- #12-161 Beer/Liquor License: El Rancho Nightclub
- #12-162 Beer/Wine License: Fred Meyer #226
- #12-163 Beer License: Garbonzo's Pizza
- #12-164 Beer/Wine License: Wilder Market

## CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 8:34 a.m. to continue medical indigency hearings. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the following hearings by signed stipulation:

The following cases were continued to June 21, 2012 at 8:30 a.m.: Case Nos. 2011-1540 & 2012-320.

The following cases were continued to July 5, 2012 at 8:30 a.m. Case Nos. 2012-234, 2012-559, 2012-534, 2012-514, 2012-197, 2012-602, & 2012-865.

The following cases were continued to July 26, 2012 at 8:30 a.m.: Case Nos. 2012-368, 2012-488, 2011-1530, 2012-708 & 2012-226.

The following cases were continued to August 9, 2012 at 8:30 a.m.: Case Nos. 2012-149 & 2011-291.

The following cases were continued to August 23, 2012 at 8:30 a.m.: Case Nos. 2012-337, 2012-112, 2011-1515, 2012-369 & 2012-492.

The following cases were continued to September 27, 2012 at 8:30 a.m.: Case Nos. 2011-1192, 2012-547, 2012-548, 2012-179, 2012-201, 2012-690 & 2012-298.

The proceeding concluded at 8:35 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-617

The Board met today at 8:44 a.m. to conduct a medical indigency hearing for Case No. 2012-617. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Mark Peterson, Vandy Damany from St. Luke's Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to July 26, 2012 at 8:30 a.m. The proceeding concluded at 8:49 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-248

The Board met today at 8:52 a.m. to conduct a medical indigency hearing for Case No. 2012-248. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Carl Ericson, Attorney Mark Peterson, the applicant, Rose Dean, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to August 23, 2012 at 8:30 a.m. The proceeding concluded at 8:56 a.m. An audio recording is on file in the Commissioners' Office.

## MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-636

The Board met today at 9:04 a.m. to conduct a medical indigency hearing for Case No. 2012-636. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Carl Ericson, Attorney Mark Peterson, Kim Filipiak from St. Luke's Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to July 26, 2012 at 8:30 a.m. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to close testimony. The proceeding concluded at 9:08 a.m. An audio recording is on file in the Commissioners' Office.

## UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES FOR ST. LUKE'S REGIONAL MEDICAL CENTER

The Board met today at 9:12 a.m. regarding medical indigency cases for St. Luke's Regional Medical Center. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Welfare Director Leslie Pardue, Indigency Hearing Specialist Yvonne Baker, Deputy P.A. Carl Ericson and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to uphold the original denial dates for the following cases: 2012-323, 2012-315 & 2012-305 (original denial dates of January 11, 2012); 2012-438 & 2012-314 (original denial dates of January 25, 2012); and 2012-55 (original denial date of November 30, 2011). The proceeding concluded at 9:17 a.m. The Board went back on the record at 9:18 a.m. to address Case No. 2012-544. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to June 21, 2012 at 8:30 a.m. The proceeding concluded at 9:19 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2011-1421

The Board met today at 9:41 a.m. to conduct a medical indigency hearing for Case No. 2011-1421. Present were: Commissioners Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Carl Ericson, Attorney Leslie Hayes, Rayven Wilkerson from Saint Alphonsus Regional Medical Center, the applicant and his wife, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to August 23, 2012 at 8:30 a.m. The proceeding concluded at 9:50 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2011-606

The Board met today at 9:55 a.m. to conduct a medical indigency hearing for Case No. 2011-606. Present were: Commissioners Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Leslie Hayes, Rayven Wilkerson from Saint Alphonsus Regional Medical Center, the applicant and his wife, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously that the original denial dated April 6, 2011 be upheld. The proceeding concluded at 10:13 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-296

The Board met today at 10:20 a.m. to conduct a medical indigency hearing for Case No. 2012-296. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Leslie Hayes, Rayven Wilkerson from Saint Alphonsus Regional Medical Center, and Deputy Clerk Monica Reeves. The applicant did not appear for today's hearing. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to July 26, 2012 at 8:30 a.m. The proceeding concluded at 10:30 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-35

The Board met today at 10:35 a.m. to conduct a medical indigency hearing for Case No. 2012-35. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Leslie Hayes, Chavon Wagner from Saint Alphonsus Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to July 26, 2012 at 8:30 a.m. The proceeding concluded at 10:40 a.m. An audio recording is on file in the

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-566

The Board met today at 10:41 a.m. to conduct a medical indigency hearing for Case No. 2012-566. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Leslie Hayes, Chavon Wagner from Saint Alphonsus Regional Medical Center, and Deputy Clerk Monica Reeves. The applicant did not appear for the hearing. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to September 27, 2012 at 8:30 a.m. The proceeding concluded at 10:53 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-657

The Board met today at 10:54 a.m. to conduct a medical indigency hearing for Case No. 2012-657. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Matthew Taylor, Tracy Link from Saint Alphonsus Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to July 26, 2012 at 8:30 a.m. The proceeding concluded at 11:00 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-525

The Board met today at 11:03 a.m. to conduct a medical indigency hearing for Case No. 2012-525. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Matthew Taylor, Batul Arti from Saint Alphonsus Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to August 9, 2012 at 8:30 a.m. The proceeding concluded at 11:13 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2011-905

The Board met today at 11:19 a.m. to conduct a medical indigency hearing for Case No. 2011-905. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Leslie Hayes, Steve DeVille and Heidi Harris from Saint Alphonsus Regional Medical Center, and Deputy Clerk Monica Reeves. The applicant did not appear for the hearing. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to put the case into suspension. The proceeding concluded at 11:30 a.m. An audio recording is on file in the Commissioners' Office.

#### MEDICAL INDIGENCY HEARING FOR CASE NO. 2011-1175

The Board met today at 11:35 a.m. to conduct a medical indigency hearing for Case No. 2011-1175. Present were: Commissioners Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Leslie Hayes, Attorney Matthew Park, Steve DeVille from Saint Alphonsus Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to August 9, 2012 at 8:30 a.m. The proceeding concluded at 11:45 a.m. An audio recording is on file in the Commissioners' Office.



## MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-187

The Board met today at 11:52 a.m. to conduct a medical indigency hearing for Case No. 2012-187. Present were: Commissioners Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, Attorney Leslie Hayes, Steve DeVille from Saint Alphonsus Regional Medical Center, the applicant, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to September 6, 2012 at 8:30 a.m. The proceeding concluded at 11:56 a.m. An audio recording is on file in the Commissioners' Office.

## UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES FOR SAINT ALPHONSUS REGIONAL MEDICAL CENTER (BOISE)

The Board met today at 11:59 a.m. regarding medical indigency cases for Saint Alphonsus Regional Medical Center (Boise). Present were: Commissioners Kathy Alder and Steve Rule, Welfare Director Leslie Pardue, Indigency Hearing Specialist Yvonne Baker, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Neither the hospital representatives nor the applicants appeared for the hearings. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to uphold the original denial dates for the following cases: Case Nos. 2012-524 (original denials dated March 21, 2012); Case No. 2012-29 (original denial dated November 2, 2011); Case No. 2012-303 (original denial dated January 11, 2012); Case Nos. 2012-342, 2012-367, & 2012-339 (original denial dated January 25, 2012); Case No. 2012-154 (original denial dated December 28, 2011); Case No. 2011-1185 (original denial dated August 24, 2011); Case No. 2012-436 (original denial dated February 1, 2012); Case No. 2012-25 (original denial dated November 16, 2011). The proceeding concluded at 12:10 p.m. An audio recording is on file in the Commissioners' Office.

### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-515

The Board met today at 12:20 p.m. to conduct a medical indigency hearing for Case No. 2012-515. Present were: Commissioners Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, the applicant, and Deputy Clerk Monica Reeves. The hospital representative did not appear for the hearing. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously that the original denial dated March 21, 2012 be upheld. The proceeding concluded at 12:26 p.m. An audio recording is on file in the Commissioners' Office.

### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-12

The Board met today at 12:30 p.m. to conduct a medical indigency hearing for Case No. 2012-12. Present were: Commissioners Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, the applicant and his father, as well as Deputy Clerk Monica Reeves. The hospital representative did not appear for the hearing. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously that the original denial dated November 16, 2011 be upheld. The proceeding concluded at 12:35 p.m. An audio recording is on file in the Commissioners' Office.

### MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-285

The Board met today at 12:38 p.m. to conduct a medical indigency hearing for Case No. 2012-285. Present were: Commissioners Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, the applicant and his brother, as well as Deputy Clerk Monica Reeves. The hospital representative did not appear for the hearing. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously that the original denial dated January 25, 2012 be upheld. The proceeding concluded at 12:44 p.m. An audio recording is on file in the Commissioners' Office.

## MEDICAL INDIGENCY HEARING FOR CASE NO. 2012-485

The Board met today at 12:47 p.m. to conduct a medical indigency hearing for Case No. 2012-485. Present were: Commissioners Steve Rule and Kathy Alder, Welfare Director Leslie Pardue, Yvonne Baker, Indigency Hearing Specialist, Deputy P.A. Zach Wesley, the applicant, and Deputy Clerk Monica Reeves. The hospital representative did not appear for the hearing. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously that the original denial dated March 12, 2012 be upheld. The proceeding concluded at 12:51 p.m. An audio recording is on file in the Commissioners' Office.

## UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES FOR SAINT ALPHONSUS REGIONAL MEDICAL CENTER (NAMPA)

The Board met today at 12:54 p.m. regarding medical indigency cases for Saint Alphonsus Regional Medical Center (Nampa). Present were: Commissioners Kathy Alder and Steve Rule, Welfare Director Leslie Pardue, Indigency Hearing Specialist Yvonne Baker, and Deputy Clerk Monica Reeves. Neither the hospital representatives nor the applicants appeared for the hearings. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to uphold the original denial dates for the following cases: Case Nos. 2012-344 (original denial dated January 25, 2012); Case No. 2012-528 (original denial dated March 12, 2012); Case No. 2012-299 (original denial dated January 25, 2012); Case Nos. 2012-484 (original denial dated March 12, 2012); and Case No. 2012-252 (original denial dated January 11, 2012). The proceeding concluded at 12:58 p.m. An audio recording is on file in the Commissioners' Office.

## UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES FOR WEST VALLEY MEDICAL CENTER

The Board met today at 12:59 p.m. regarding medical indigency cases for West Valley Medical Center. Present were: Commissioners Kathy Alder and Steve Rule, Welfare Director Leslie Pardue, Indigency Hearing Specialist Yvonne Baker, and Deputy Clerk Monica Reeves. Neither the hospital representatives

nor the applicants appeared for the hearings. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to uphold the original denial dates for the following cases: Case Nos. 2012-379 (original denial dated January 18, 2012); Case No. 2012-536 (original denial dated March 12, 2012); Case No. 2012-541 (original denial dated March 12, 2012); Case No. 2012-481 (original denial dated March 12, 2012); Case No. 2011-495 (original denial dated March 11, 2011); Case No. 2012-311 (original denial dated January 11, 2012); and Case No. 2012-9 (original denial dated November 2, 2011). The proceeding concluded at 1:05 p.m. An audio recording is on file in the Commissioners' Office.

#### HOLD MEDICAL INDIGENCY CASES IN SUSPENSION

The Board met today at 1:08 p.m. to hold certain medical indigency cases in suspension. Present were: Commissioners Kathy Alder, and Steve Rule, Welfare Director Leslie Pardue, Indigency Hearing Specialist Yvonne Baker, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to hold the following cases in suspension: Case Nos. 2011-1238, 2011-996 & 2011-1324. The proceeding concluded at 1:09 p.m. An audio recording is on file in the Commissioners' Office.

#### MEETING TO DISCUSS POTENTIAL SEWER LINE ALIGNMENT FOR THE CALDWELL HOUSING AUTHORITY

The Board met today at 1:34 p.m. for a meeting to discuss potential sewer line alignment for the Caldwell Housing Authority. Present were: Commissioners Commissioner Ferdinand, Kathy Alder and Steve Rule, Alan Mills, Mike Dittenber, Director Caldwell Housing Authority and Deputy Clerk Claudia Amaral. Mr. Dittenber would like the Board to support the potential sewer line alignment for the Caldwell Housing Authority. Mr. Dittenber said three years ago the housing authority started a process to make improvements to the sewer facility and this has been done. The housing authority wants to be out of the sewer and waste water business and focus on housing. Mr. Dittenber said they applied for state and federal funding and did not obtain the funding. Mr. Dittenber said they are waiting for an environmental review and the city's

review on how they want the route to go. Mr. Dittenber said the city will pay for the oversizing of the sewer lines. He feels the city is committed to doing this project as they have put the money in their budget. The lift station would be on county property. Commissioner Rule said he thinks the county has a set of plans for this that was done before. He remembers the lift station down further south and it had to do with the grading. Commissioner Rule said he is willing to share the information from Holladay Engineering. Commissioner Rule said if the sewer is run out to the property, the area will bloom with industry. Mr. Dittenber feels if you build it people will come. Mr. Dittenber said he needs a quarter of an acre that he can fence off, depending upon the location. Mr. Dittenber said they are currently going through the process of an environmental review prior to the federal or state government granting any funding for any sort of project. There are 136 different organizations including Peta and the Endangered Species who will comment. He said the Whales have a 90 day comment period to determine whether or not any sort of excavation in this area would cause any environmental impact. The deadline ends the middle of June. Mr. Dittenber anticipates having the environmental review completed for the whole area. Regardless of what route they take, they are hoping that one environmental review covers all the route access. Commissioner Rule said he thinks they would want the lift station to be on the back southernmost corner of the property and leave the commercial opportunity in the front. Mr. Mills said he can't see a better area to put a railroad spur than this area. Commissioner Ferdinand said the railroad is interested in helping. He said there have been people coming to Canyon County looking for land with rail. Some people have even said they would put the 1.5 million up to put in the spurs. It costs the same to put in five spurs as it does for one spur. Commissioner Ferdinand said he will contact Jeff Sayer who is the new director of the Idaho Department of Commerce to see if he can help with funding. Mr. Dittenber said he feels the county needs to position itself for the growth that is going to take place when the economy turns around. This may be the one thing we do to come out of an economic crisis. He doesn't think the city is interested in annexing. The housing authority is a tax exempt property and if the city annexes the property, we will get all sorts of services that we won't be paying for. He said he received a phone call from a federal judge in Twin Falls that informed him the City of Caldwell filed for water rights over our water rights and this was just a couple days after we filed for our water rights. The judge wanted to know if we wanted to relinquish our water rights to the City of Caldwell. I said no, they aren't giving us any money. We have the water rights to all of our water that we need, plus we have five wells.

We are looking for any revenue source we can find. Commissioner Rule, said when they were looking at putting a jail on the property, one of the requirements of Caldwell was for the water and sewer, was for the county to have a well. He thinks Mr. Dittenber is way ahead of the game. Mr. Mills said if people want to do this project with stub outs now, it's much cheaper. This makes it an incentive to work with landowners. Commissioner Ferdinand said if they put broadband on top of the sewer it will help. Commissioner Ferdinand said he appreciates Mr. Dittenber and Mr. Mills coming in and sharing on this project. Commissioner Ferdinand said his office will put together a meeting with the railroad along with Development Services Department and include Mr. Dittenber and Mr. Mills. Ms. Amaral provided Mr. Dittenber with a copy of the revised construction plans from Holladay Engineering for the Canyon County sewer and water line project for the Pond Lane property. No Board action was required or taken as today's meeting was held for information purposes only. The meeting concluded at 2:12 p.m. An audio recording of the meeting is on file in the Commissioners Office.

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

The Board met today at 2:33 p.m. for a quarterly meeting with the Fair Administrator to discuss general issues, set policy, and give direction. Present were: Commissioners David Ferdinand, Kathy Alder and Steve Rule, Fair Administrator Rosalie Cope, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. The meeting concluded at 3:05 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

FOURTEENTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO JUNE 1, 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: Angie Stocke.

APPROVED PERSONNEL FORM

The Board signed the following personnel form for: Kieran Donahue.

APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Trial Court \$6,420.00.

SIGNED RESOLUTIONS FOR ALCOHOLIC BEVERAGE LICENSES

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

- #12-165 Beer/Wine License: Wing Nutz
- #12-166 Beer/Wine License: Simple

APPROVED CLAIMS ORDER #6-1-12

The Board of Commissioners approved payment of County claims in the amount of \$61,523.40 for an accounts payable.

CONSIDER SIGNING CANYON CROSSROADS TRANSPORTATION MUSEUM CONSTRUCTION PROJECT STAGE 1 OF 2: REQUEST FOR QUALIFICATION STATEMENTS AND LEGAL NOTICE FOR SAME

The Board met today at 8:49 a.m. to consider signing the Canyon Crossroads Transportation Museum Construction Project Stage 1 of 2: Request for Qualification Statements and legal notice for same. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Civil

Deputy P.A. Sam Laugheed, Parks Director Tom Bicak, and Deputy Clerk Monica Reeves. Mr. Bicak met with the architects and subcontractors last week and the plans are approved and corrected and we're ready to proceed with the bid. Sam Laugheed said Idaho Code provides two different ways to go about selecting the contractor. One way is dependent on the bid price and the other is initially dependent on their qualifications. We are going through a two-part process, the first of which is the request for qualifications that is scheduled to be complete at the end of July. Once this stage is complete an invitation for bids will be issued to the qualified contractors. The contract should be signed in mid-September. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the legal notice and the request for qualifications. The signed documents are on file with this day's minute entry. The meeting concluded at 8:58 a.m. An audio recording is on file in the Commissioners' Office.

#### LEGAL STAFF UPDATE

The Board met today at 9:00 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Carl Ericson, Deputy Clerk Monica Reeves. Commissioner Ferdinand reported that he and Zach Wesley have discussed the legal aspects of the domestic violence awareness DVD. The video features a song by the band Riverbilly. Mr. Wesley has been in contact with the band regarding the release for use of the song on the county-owned DVD. 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 Rule made a motion to go into Executive Session at 9:04 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) and (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.



Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:33 a.m. with no decision being called for in open session.

#### MEETING REGARDING DISPATCH

The Board met today at 9:37 a.m. for another meeting regarding dispatch. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Deputy P.A. Zach Wesley, Records Manager Angie Stokke, Financial Manager Pam Corta, Captain Craig Hansen, Captain Kieran Donahue, Dispatch Supervisor Roxanne Wade, and Deputy Clerk Monica Reeves. Angie Stokke said staff from the Sheriff's Office and the Clerk's Office recently met with ElJay Waite from the City of Caldwell and they came up with a new way to divide the numbers for dispatch. Chris Yamamoto presented the Board with staffing and cost information as well as a call and cost analysis, a copy of which is on file with this day's minute entry. In trying to reach a bottom line figure of what's agreeable to all parties they broke out the numbers in terms of bare minimum staffing with four dispatchers and three call takers. Because the budgeted amount of \$1.6 million was a sticking point they used the actual figure of \$1.4 million. With a balance of \$1.4 million, less the \$517,000 for annual salaries and benefits, it comes to a total of \$901,119. (This amount does not include overhead of any kind.) Angie Stokke said the percentages that were used before included the 911 calls and when those emergency calls were taken out of the equation the agencies' percentages remained close to the same. Commissioner Ferdinand said Mr. Waite wants to know what the county is doing to credit Caldwell's contribution. It was noted that the new numbers show that the city's percentage is the same as before at 37.5%. Their tax dollars go toward emergency services. Commissioner Rule said we need to meet with Mr. Waite and present the data to him. The meeting concluded at 9:53 a.m. An audio recording is on file in the Commissioners' Office.

#### CONSIDER PROPERTY TAX ADJUSTMENT FOR AMERICAN PROPERTIES, LLC

The Board met today at 10:31 a.m. to consider a property tax adjustment for American Properties, LLC. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Treasurer Tracie Lloyd, Alan Mills, and Deputy

Clerk Monica Reeves. Tracie Lloyd said the property is identified Sage Canyon Estates and there are 21 separate lots. Back taxes are owed 2009, 2010 & 2011 in the amount of \$62,739.21. Alan Mills said American Properties, LLC, was previous owner and they sold to the land to a company who platted it but then the economy crashed so the lots ended up coming back to American Properties. The owner is proposing to immediately pay all of the 2009 and 2011 taxes if the county will forgive the 2010 taxes in the amount of \$21,894.12. Ms. Lloyd is not in favor of forgiving taxes. Commissioner Alder suggested another type of compromise where the owner pays \$45,000 or \$46,000. Mr. Mills said the owner is trying to get relief in the form of an adjustment or at the board of equalization where he will ask for reduction in assessed value. Commissioner Ferdinand said it's better for the county to get the cash. Commissioner Rule agrees. Mr. Mills will recommend that the owner pay the \$45,000 amount. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to accept payment in the amount of \$45,000, as long as payment is received within seven days. The meeting concluded at 10:50 a.m. An audio recording is on file in the Commissioners' Office.

FIFTEENTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO                      JUNE 4, 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: Dawn Wilson.

## APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved vacation leave to another employee for sick leave for:  
Kathy Gordillo.

## SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012022786, 2012022787, 2012022789, 2012022790, 2012022791 and 2012022788.

## FILE MONTHLY TREASURER'S REPORT

The Board filed the Monthly Treasurer's Report for the time period April 1, 2012 through April 30, 2012.

## COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:30 a.m. for an office staff meeting. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, PIO Joe Decker, and Deputy Clerks Claudia Amaral, Becky Chandler and Monica Reeves. Ms. Chandler and Ms. Amaral left at 8:50 a.m. Mr. Decker reported on the communications issue. The items discussed were general in nature. The meeting concluded at 8:58 a.m. An audio recording is on file in the Commissioners' Office.

## CONSIDER SIGNING CLOSING DOCUMENTS FOR PURCHASE OF PROPERTY LOCATED AT 1206 ALBANY STREET, CALDWELL

The Board met today at 9:01 a.m. to consider signing closing documents for the purchase of property located at 1206 Albany Street in Caldwell. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Kathy McDonald from Pioneer Title Company, Deputy P.A. Zach Wesley, Clerk Chris Yamamoto, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. The property has an appraised value of \$62,000, and the

county's share of the closing costs totaled \$523.40 for a total purchase price of \$62,523.40. The property currently has tenants who will be given notice of their lease termination. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the closing documents for the purchase of property located at 1206 Albany Street. The meeting concluded at 9:12 a.m. An audio recording is on file in the Commissioners' Office.

#### LEGAL STAFF UPDATE

The Board met today at 9:22 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. The Commissioners asked the Prosecutor's Office to assist the fair board with drafting correspondence to the City of Caldwell and College of Idaho officials regarding the use of Simplot stadium and Gabiola Fields. The fair board is concerned is that city and college are planning events that conflict with this year's fair. The meeting concluded at 9:28 a.m. An audio recording is on file in the Commissioners' Office.

#### PUBLIC HEARING TO CONSIDER TRANSFERRING AN ANTENNA TO CITY OF WILDER

The Board met today at 9:36 a.m. to conduct a public hearing to enter into and ratify the transfer of property and service agreement. The county will transfer its title and interest in an 18" Omni Antenna to the City of Wilder. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley and Deputy Clerk Monica Reeves. The purpose is to facilitate the placement of the antenna on the city's water tank located at 501 6<sup>th</sup> Street in Wilder, for use as part of the county's 911 system. The county will service the antenna, but beyond that we will not have any responsibility for the antenna for the water tower. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the transfer of property and service agreement conveying the antenna to the City of Wilder. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to sign the conveyance and acceptance of gift. 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.

CONSIDER PROPERTY TAX EXEMPTION REQUEST FOR IDA COLD PACKAGING, INC. (ZOROCO INVESTMENTS, LLC)

The Board met today at 10:01 a.m. to consider a property tax exemption request for Ida Cold Packaging, Inc. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Assessor Gene Kuehn Chief Deputy Assessor Joe Cox, Deputy P.A. Carl Ericson, Steve Fultz from Caldwell Economic Development Council, Cordy Rost and Marc Ikebasu from Ida Cold Packaging, and Deputy Clerk Monica Reeves. Cordy Rost and Marc Ikebasu offered comments in support of the exemption application. Joe Cox offered comments on behalf of the Assessor's Office. When the business assumes its new location in October it will not be transferring the name Ida Cold Packaging, LLC. Instead they will use the name Zoroco Investments, LLC, and Zoroco Packaging, Inc. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to grant a 75% tax exemption with a review to be done every year. Carl Ericson will prepare a resolution for the Board's consideration in the coming days that includes the property account information and details of the exemption. The meeting concluded at 10:27 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER PROPERTY TAX EXEMPTION REQUEST FOR APOSTOLIC ASSEMBLY OF FAITH

The Board met today at 10:33 a.m. to consider a property tax exemption request for the Apostolic Assembly of Faith. Present were: Commissioners David Ferdinand and Steve Rule, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser and Michelle Archuleta from the Assessor's Office, Isaias Velez, and Deputy Clerk Monica Reeves. The church's exemption was removed for tax year 2011 because it did not file a renewal application. Pastor Velez said he was out of state when the Assessor's Office mailed a notification letter. He said the church has not paid property taxes nor can it afford to pay the \$10,000 owed in taxes. He asked the county for assistance. Commissioner Rule made a motion, based

on the past history of this property, to forgive the property taxes for the Apostolic Assembly of Faith for tax year 2011. The motion was seconded by Commissioner Ferdinand for discussion purposes. He noted that request is for a property tax exemption, not a forgiveness of taxes. Commissioner Rule withdrew his motion; Commissioner Ferdinand withdrew his second. Pastor Velez was given a hardship application and once he completes it, another meeting will be scheduled at which time the Board will consider the church's request to forgive taxes. The meeting concluded at 10:45 a.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR MISDEMEANOR PROBATION

The Board met today at 1:34 p.m. for the Fiscal Year 2013 preliminary budget meeting for Misdemeanor Probation. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Misdemeanor Probation Supervisor Jeff Breach, and Deputy Clerk Monica Reeves. Captain Craig Hanson arrived at 1:38 p.m. The preliminary budget was reviewed. Mr. Breach reported that he is seeking an increase in misdemeanor probation fees; the public hearing is set for June 22, 2012. Expected revenue for the department is \$553,221, and with the increase in fees, the revenue will be higher. The meeting concluded at 1:47 p.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE TREASURER

The Board met today at 2:00 p.m. for the Fiscal Year 2013 preliminary budget meeting for the Treasurer's Office. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Treasurer Tracie Lloyd, Chief Deputy Treasurer Nancy Seal, Captain Craig Hanson, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. Ms. Lloyd has a senior deputy who may be leaving in October and she plans to leave the position vacant for a while. The tasks will be split between the remaining staff so the salary could cover merit. Ms. Lloyd has not taken a salary increase since 2008. The Board directed the controller to put the requested

five percent (5%) salary increases for the Treasurer and the Chief Deputy Treasurer into the preliminary budget. The meeting concluded at 2:28 p.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE FLEET DEPARTMENT

The Board met today at 2:30 p.m. for the Fiscal Year 2013 preliminary budget meeting for the Fleet Department. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Fleet Director Mark Tolman, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 3:07 p.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE LANDFILL/SOLID WASTE DEPARTMENT

The Board met today at 3:18 p.m. for the Fiscal Year 2013 preliminary budget meeting for the Landfill/Solid Waste Department. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Landfill Director Jack Biddle, and Deputy Clerk Claudia Amaral. The preliminary budget was reviewed. The meeting concluded at 3:34 p.m. An audio recording is on file in the Commissioners' Office.

#### CONSIDER PROPERTY TAX EXEMPTION REQUEST FOR BELAIR LAND, INC.

The Board met today at 3:35 p.m. to consider a property tax exemption request for Belair Land, Inc. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Carl Ericson, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, Appraiser Brian Stender, Kem Marshall, Kent Hymas, Brad Wills, and Deputy Clerk Monica Reeves. The exemption is referred to by the Assessor's Office as the developers' discount and is for a newly developed subdivision that is owned by the original developer with the infrastructure

already in place. Joe Cox said this case was referred to the Prosecutor's Office for review because there was a name change from one development company to another. Carl Ericson believes the exemption does not apply in this case because there had been a conveyance. The statute says the exemption can be granted unless the property has been deeded from the original developer to another entity. Kem Marshall said the property did not change hands; it changed entities of holding. Since 2001, Mr. Marshall and Kent Hymas have owned the land. In 2010, Mr. Marshall's bank got into trouble and demanded that he pay them \$1.5 million and required him to obtain new financing. He had to transfer the lots to a company that had assets, which is Belair Land, and personally guarantee it. The land was never conveyed from the land developer and it has not changed hands. Mr. Marshall said the law does not say conveyed; it says conveyed *from the land developer*. Mr. Ericson said the land has changed hands; it was held by one legal entity and was conveyed to another legal entity. Mr. Marshall received an opinion from a tax attorney who said related party transfers are not considered a conveyance by the land developer. The Board did not take action on this item today. It will wait for Mr. Ericson to prepare a legal opinion. The Board will make a written decision no later than the second Monday in July. The proceeding concluded at 4:26 p.m. An audio recording is on file in the Commissioners' Office.

SIXTEENTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO                      JUNE 5, 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: Eric Arthur.



## APPROVED PURCHASE ORDER

The Board approved the following purchase order for: Facilities \$1,183.00.

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

The Board met today at 8:20 a.m. for a monthly meeting with the County Agent to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Steve Rule, County Agent Jerry Neufeld, Debbie Lowber, 4-H Extension Educator Nancy Shelstad, and Deputy Clerk Monica Reeves. The items discussed were general in nature and did not require Board action. Commissioner David Ferdinand arrived at 8:29 a.m. The meeting concluded at 8:34 a.m. An audio recording of the meeting is on file in the Commissioners Office.

## FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE COUNTY AGENT

The Board met today at 8:35 a.m. for the Fiscal Year 2013 preliminary budget meeting for the County Agent. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Controller Zach Wagoner, County Agent Jerry Neufeld, Debbie Lower, 4-H Extension Educator Nancy Shelstad, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 8:57 a.m. An audio recording is on file in the Commissioners' Office.

## CONSIDER SIGNING RESOLUTION TO RESCIND RESOLUTION # 12-153 AND SIGN RESOLUTION TO APPROVE TWO POSITIONS IN JUVENILE PROBATION

The Board met today at 9:00 a.m. to consider signing resolutions regarding two positions in Juvenile Probation. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Chief Civil P.A Sam Laugheed, Deputy P.A. Carl Ericson, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter and Deputy Clerk

Becky Chandler. Commissioner Alder made a motion to sign the resolutions to rescind resolution #12-153 and approve two positions in juvenile probation. Commissioner Rule seconded the motion and it carried unanimously. The meeting concluded at 9:01 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION - LITIGATION MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

*Note for the record: As properly noticed the Board met today at 9:01 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 9:04 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, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter, Deputy P.A. Carl Ericson, and Deputy Clerk Becky Chandler. The Executive Session concluded at 9:35 a.m. with no decision being called for in open session.

Other items discussed during the legal staff update portion of the meeting included an announcement by Mr. Ericson that he has accepted an offer of employment by ICRMP as the risk manager beginning July 2, 2012.

The meeting concluded at 9:35 a.m. No action was required or taken. An audio recording is on file in the Commissioners' Office.

FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE ASSESSOR'S OFFICE

The Board met today at 9:39 a.m. for the Fiscal Year 2013 preliminary budget meeting for the Assessor's Office. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Controller Zach Wagoner, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 10:06 a.m. An audio recording is on file in the Commissioners' Office.

FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE CORONER'S OFFICE

The Board met today at 10:30 a.m. for the Fiscal Year 2013 preliminary budget meeting for the Coroner's Office. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Controller Zach Wagoner, Coroner Vicki DeGeus-Morris, Chief Deputy Coroner Steve Rhodes, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 10:43 a.m. An audio recording is on file in the Commissioners' Office.

PRESENTATION TO THE CALDWELL URBAN RENEWAL AGENCY BOARD TO REQUEST BONDING FOR THE PROPOSED CANYON COUNTY ADMINISTRATION BUILDING

Today the Board attended a Caldwell Urban Renewal Agency Board meeting at the Caldwell Police Station. The meeting began at approximately 12:00 p.m. Those in attendance included: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Facilities Manager Paul Navarro, Public Information Officer Joe Decker, Paul Alldredge, Eric Makrush, Mike Butts from the Idaho Press-Tribune, ElJay Waite, Leona Fouts, Scott Syme, Rob Hopper, and Deputy Clerk Monica Reeves as well as other interested citizens. The Board attended the meeting to formally request that urban renewal consider bonding for the proposed Canyon County Administration Building. Commissioner Alder gave the official presentation with Commissioners Rule and Ferdinand providing additional input. Following comments, the urban renewal agency board voted to allow urban renewal to

bond for the county's project. ElJay Waite, Rob Hopper and Leona Fouts were in favor. Scott Syme was opposed to the request. Commissioner Kathy Alder, who sits on the urban renewal board, abstained. The meeting concluded at approximately 1:45 p.m.

#### FISCAL YEAR 2013 BUDGET MEETING FOR JUVENILE DETENTION

The Board met today at 2:03 p.m. for the Fiscal Year 2013 budget meeting for Juvenile Detention. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Controller Zach Wagoner, Clerk Chris Yamamoto, Juvenile Detention Director Steve Jett, Administrative Assistant Marilee Davis and Deputy Clerk Becky Chandler. The preliminary budget was reviewed. The meeting concluded at 2:28 p.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 BUDGET MEETING FOR THE I/T DEPARTMENT

The Board met today at 3:00 p.m. for the Fiscal Year 2013 preliminary budget meeting for the Information Technologies (I/T) Department. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Controller Zach Wagoner, Clerk Chris Yamamoto, CIO Rob Hopper, Jeff Wood, Cheryl Lane, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 3:29 p.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR VALLEY REGIONAL TRANSIT

The Board met today at 3:30 p.m. for the Fiscal Year 2013 preliminary budget meeting for Valley Regional Transit (VRT). Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Kelly Fairless from VRT Executive Director, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 3:56 p.m. An audio recording is on file in the Commissioners' Office.

## ALL HAZARD MITIGATION PLAN REVIEW

The Board met today at 4:01 p.m. for the all hazard mitigation plan review. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Rick Fawcett and Shanna Fawcett from Whisper Mountain Professional Services, Lt. Todd Herrera, DSD Director Kevin LoPiccolo, Building Official Dan Hunter, Facilities Manager Paul Navarro, and Deputy Clerk Monica Reeves. The county contracted with Whisper Mountain to prepare the all hazard mitigation plan, which is a requirement of FEMA. The plan identifies the hazards we have in the county, such as earthquakes, landslides, flooding, etc. The plan was put in place in 2006 and updates are required. Once the plan is in place the county is eligible to receive funding to mitigate the hazards. Rick Fawcett gave a PowerPoint presentation on the Canyon County Multi-Jurisdiction All Hazard Mitigation Plan. (A copy is included with this day's minute entry.) He reported that Lt. Herrera will return in one month to request the Board adopt the final plan so that it can be submitted to FEMA. The meeting concluded at 4:34 p.m. An audio recording is on file with this day's minute entry.

SEVENTEENTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO                                 JUNE 6, 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: Sally Watson and Paul Bicak.

## APPROVED CATERING PERMIT

The Board approved a liquor catering permit for El Gallo Giro Mexican Restaurant for a wedding.

## SIGNED WELFARE DOCUMENTS

The Board signed the following welfare documents: 2012022844, 201022834, 2012022842, 2012022838, 2012022839, 2012022835, 2012022846, 2012022851, 2012022841, 2012022850, 2012022837, 2012022840, 2012022849, 2012022836, 2012022848, 2012022843 and 2012022845.

## LEGAL STAFF UPDATE

The Board met today at 9:01 a.m. for a legal staff update. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Deputy P.A. Zach Wesley, Deputy P.A. Carl Ericson, and Deputy Clerk Monica Reeves. There was a brief discussion regarding correspondence from the fair board to the City of Caldwell regarding use of property. At 9:03 a.m. the Board went into Executive Session as follows:

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

Commissioner Rule made a motion to go into Executive Session at 9:03 a.m. pursuant to Idaho Code, Section 67-2345(1) (c), (d), (e), 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. Zach Wesley, Deputy P.A. Carl Ericson, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:22 a.m. with no decision being called for in open session.

### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE CANYON COUNTY HISTORICAL SOCIETY

The Board met today at 9:32 a.m. for the Fiscal Year 2013 preliminary budget meeting for the Canyon County Historical Society. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Wendy Miller, Jerry Cornilles, Mike Gable, Bob Wagner, Captain Craig Hanson, other interested citizens, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. Commissioner Alder suggested the historical society ask for funding from Nampa Urban Renewal. The meeting concluded at 9:55 a.m. An audio recording is on file in the Commissioners' Office.

### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR COMPASS

The Board met today at 10:01 a.m. for the Fiscal Year 2013 preliminary budget meeting for COMPASS. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, COMPASS Executive Director Matt Stoll, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 10:11 a.m. An audio recording is on file in the Commissioners' Office.

### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE PARKS AND RECREATION DEPARTMENT

The Board met today at 10:32 a.m. for the Fiscal Year 2013 preliminary budget meeting for the Parks and Recreation Department. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Parks Director Tom Bicak, Assistant Parks Director Kathy Kershner, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 11:00 a.m. An audio recording is on file in the Commissioners' Office.

## FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE RETIRED SENIOR VOLUNTEER PROGRAM (RSVP)

The Board met today at 11:01 a.m. for the Fiscal Year 2013 preliminary budget meeting for the Retired Senior Volunteer Program (RSVP). Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, RSVP Director Judy Watkins and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 11:18 a.m. An audio recording is on file in the Commissioners' Office.

## HEARING TO CONSIDER PROPERTY TAX EXEMPTION FOR JOHN COTNER

The Board met today at 11:31 a.m. to conduct a hearing regarding John Cotner's request for a property tax exemption for John Cotner and the Wattenbarger Living Trust. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, Appraiser Brian Stender, Deputy P.A. Carl Ericson, John Cotner, and Deputy Clerk Monica Reeves. The Assessor's Office recommended that a 35% exemption be applied to the lots that are in John Cotner's name. They referred the Wattenbarger Living Trust application to the Prosecutor's Office for review because there was a conveyance from Cotner Development Company, LLC to Wattenbarger Living Trust. John Cotner said the land was purchased with the intent to develop it under the living trust. They developed it under the LLC for liability issues and once the lots turned into long-term assets they put it back into the family trust. He said it's all the same party and he has the paperwork from the bank that the living trust and the LLC are both listed on the development loan. It is one financing package. Carl Ericson said a new legal entity was created and unfortunately it wasn't Mr. Cotner personally as the developer, it was the development company which was the developer. The way the statute is written it says *from the land developer*. The land developer was the development LLC. Mr. Cotner disagreed and said the LLC was set up for business purposes. It's owned by the same family. Mr. Ericson said the statute doesn't talk about the debt; all it talks about is the conveyance without any regard to who is on line for the debt. Mr. Cotner said it's clear they've had the property in the family from the beginning with the intent to develop it and they're trying to pay it off. (Deputy Clerk Claudia Amaral arrived at 11:49 a.m. to take over for Ms. Reeves.)



Commissioner Alder is in favor of the exemption request on the lots that are in Mr. Cotner's name, but she wants to delay action on the lots that are in the trust's name because the law is unclear. Commissioner Rule agrees. Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to grant a 35% exemption on the lots that are in John Cotner's name and to defer a written decision on the lots that are in the name of Wattenbarger Living Trust until a later date. The hearing concluded at 12:03 p.m. The signed exemption form is on file with this day's minute entry. An audio recording is on file in the Commissioners' Office.

#### MEETING WITH WESTERN ALLIANCE FOR ECONOMIC DEVELOPMENT

The Board met today at 1:03 p.m. for a meeting with Western Alliance for Economic Development (WAED). Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Lori Church, Lee Belt, Mike McGarvin, Dave Lincoln, Sherl Boyce, Jose Deleon, Ofelia Morales, and Deputy Clerk Monica Reeves. Lori Church presented the quarterly activity report for first quarter of 2012. WAED has obtained a new funding partner. Their accomplishments included assisting with business startups, business plans, relocations and financing as well as connecting businesses. WAED visited 36 businesses and they have worked on promotion and marketing. They are working on producing the 2012 directory. Last year the county printed the directory and Ms. Church is hoping the county will print it again this year. WAED will pay for printing costs. Commissioner Rule will contact the print shop and follow up with Ms. Church. A new invoice for 2012 was submitted for payment. Commissioner Ferdinand said the county's commitment was to Sage/ICOG so the Board will have to look at what that is. Ms. Church said as of October 31, 2011, they became a nonprofit agency and were able to move out from under the Sage/ICOG umbrella. She said it has been a good business decision to use the funds in a better fashion to work with communities and businesses, noting that those services are now performed by WAED and by a certified public accountant at a reduced rate. Commissioner Ferdinand said the county has moved funding from the Boise Valley Economic Partnership in order to make sure this was funded. Ms. Church said the county has always paid WAED through Sage (ICOG) in June of each year and she is hoping the Commissioners will see the good things that are happening and continue to provide funding. WAED will submit a funding request for FY2013. The meeting

concluded at 1:33 p.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE CANYON SOIL CONSERVATION DISTRICT

The Board met today at 1:34 p.m. for the Fiscal Year 2013 preliminary budget meeting for the Canyon Soil Conservation District. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Lori Kent, Mike Summerville, Mike Swartz, Rock Smith, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 1:58 p.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE CANYON COUNTY FAIR

The Board met today at 2:00 p.m. for the Fiscal Year 2013 preliminary budget meeting for the Canyon County Fair. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Fair Administrator Rosalie Cope, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. Commissioner Rule left at 2:20 p.m. The meeting concluded at 2:31 p.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE TREASURE VALLEY PARTNERSHIP

The Board met today at 2:31 p.m. for the Fiscal Year 2013 preliminary budget meeting for the Treasure Valley Partnership. Present were: Commissioners David Ferdinand and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Bill Larsen, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 2:39 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING REQUEST FOR PROPOSALS FOR DOCUMENT RECORDING AND IMAGING PROJECT; AND LEGAL NOTICE FOR SAME

The Board met today at 3:08 p.m. to consider signing a Request for Proposals (RFP) for document recording and imaging project and legal notice for same. Present were: Commissioners Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Chief Deputy Clerk Brad Jackson, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. Brad Jackson said with this project the Recorder's Office will be more productive and more efficient. Clerk Yamamoto said this project has been budgeted for the past three years. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the RFP and the legal notice. Signed copies are on file with this day's minute entry. The meeting concluded at 3:14 p.m. An audio recording is on file in the Commissioners' Office.

EIGHTEENTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO    JUNE 7, 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: Development Services \$2,979.90.

FILED OATH OF OFFICE

The Board filed an Oath of Office for: Dawn Wilson.

CONSIDER SIGNING LEGAL NOTICE OF PUBLIC HEARING FOR PROPOSED INCREASE TO MISDEMEANOR PROBATION FEES; AND CONSIDER SIGNING A RESOLUTION PROPOSING AN INCREASE TO CONCEALED WEAPONS FEE; AND CONSIDER SIGNING LEGAL NOTICE FOR SAME

The Board met today at 8:46 a.m. to consider signing a legal notice of public hearing for a proposed increase to misdemeanor probation fees; and to consider signing a resolution proposing an increase to the concealed weapons fee and legal notice for same. Present were: Commissioners David Ferdinand and Steve Rule, Debbie McRae from the Sheriff's Office, Misdemeanor Probation Supervisor Jeff Breach, and Deputy Clerk Monica Reeves. Deputy P.A. Mike Porter arrived at 8:50 a.m. The Misdemeanor Probation Department is proposing to increase the misdemeanor probation fee from \$50.00 to \$60.00. Upon the motion of Commissioner Rule and the second by Commissioner Ferdinand, the Board voted unanimously to sign the legal notice setting a public hearing date of June 22, 2012 at 8:30 a.m., at which time the Board will hear comment on the proposed fee increase. Debbie McRae offered comments in regards to the request to increase the fee for a renewal issue of a concealed weapons license from \$10.00 to \$20.00, and the fee for a duplicate issue of a concealed weapons license from \$5.00 to \$15.00. According to Ms. McRae, the fees charged for concealed weapons licenses have not changed in at least 17 years. The increases are consistent with what other counties are charging. Assuming the increases are approved, she anticipates additional revenue this year in the amount of \$6,000; and \$17,300 for next year. Upon the motion of Commissioner Rule and the second by Commissioner Ferdinand, the Board voted unanimously to sign the legal notice of hearing and the resolution proposing an increase to the concealed weapons fee. (See Resolution No. 12-169). The hearing will be held on June 22, 2012 at 8:45 a.m. 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.

NINETEENTH DAY OF MAY TERM, A.D., 2012  
CALDWELL, IDAHO                      JUNE 8, 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: William Hartman.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSES

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

#12-170      Beer/Liquor Licenses: Merr's Longbranch Restaurant, IOU  
Sushi II

PROPERTY TAX EXEMPTION HEARINGS FOR COREY BARTON, DENNIS BOYD, AND POWDER RIVER DEVELOPMENT/WEST PARK COMPANY

The Board met today at 8:33 a.m. to conduct property tax exemption hearings for Corey Barton; Dennis Boyd and Power River Development/West Park Company. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, Appraiser Brian Stender, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The requests were heard as follows:

Dennis Boyd: Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to approve the exemption request for Dennis Boyd for Hilty Subdivision for Account Nos. 096230100 & 096230111.

Corey Barton: Upon the motion of Commissioner Rule and the second by Commissioner Alder, the Board voted unanimously to deny exemption request for Corey Barton for Quail Ridge #1, Virginia Park #4, Delaware Park I/Phase #8, Copper River Basin #1, Copper River Basin #2, and Clear Springs II/Phase #2.

Powder River Development, Inc. and West Park Company: It was noted that the exemption request by Powder River Development, Inc., for Castle Peak No. 1 was previously approved on May 21, 2012. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to approve the exemption request for Castle Peak No. 2 for the following accounts: 34339170, 34339171, 34339173, & 34339175. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to deny the exemption request by West Park Company Castle Peak No. 2. (Powder River Development conveyed the land to West Park Company).

Following action on the above cases, Commissioner Rule said he is ready to approve the exemption requests for Kem Marshall and John Cotner because the law was met in both cases. Commissioner Ferdinand concurs and said he believes their corporations have not changed; however, he said the Board cannot make a decision today because it's not on the agenda. Commissioner Alder said we need to review the paperwork and follow the money in both cases. She also noted that the legislation was rushed through and poorly defined. Zach Wesley said the requests need to be put on the Board's agenda for consideration. The hearing concluded at 9:04 a.m. The signed exemption forms are 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

*Note for the record: As properly noticed the Board met today at 9:10 a.m. for a legal staff update. A request was made to go into Executive Session to discuss 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 9:11a.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. Mike Porter, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:26 a.m. with no decision being called for in open session.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR THE CANYON COUNTY OFFICE ON AGING (CCOA)

The Board met today at 10:35 a.m. for the Fiscal Year 2013 preliminary budget meeting for the Canyon County Office on Aging. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, CCOA Executive Director Carol Teats, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 11:03 a.m. An audio recording is on file in the Commissioners' Office.

#### FISCAL YEAR 2013 PRELIMINARY BUDGET MEETING FOR WEED AND PEST CONTROL

The Board met today at 11:03 a.m. for the Fiscal Year 2013 preliminary budget meeting for Weed and Pest Control. Present were: Commissioners David Ferdinand, Steve Rule and Kathy Alder, Clerk Chris Yamamoto, Controller Zach Wagoner, Weed Director Jim Martell, and Deputy Clerk Monica Reeves. The preliminary budget was reviewed. The meeting concluded at 11:39 a.m. An audio recording is on file in the Commissioners' Office.

#### COMMISSIONER MAY TERM ADJOURNED

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

THE MINUTES OF THE FISCAL TERM OF MAY 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: 6-27-11