

FIRST DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 9, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED CLAIMS ORDER #9-10-13

The Board of Commissioners approved payment of County claims in the amount of \$75,804.39 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Facilities Management department in the amount of \$2,294.30 to Wall 2 Wall Floor Covering.

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Christine McPartlan.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:31 a.m. for an office staff meeting. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Facilities Manager Paul Navarro, PIO Joe Decker, Administrative Specialist Kelly Martinez, and Deputy Clerks Becky Chandler and Monica Reeves. The items discussed were general in nature. Ms. Martinez and Ms. Chandler left at 8:36 a.m. Mr. Decker reported on communication issues including prepping for Wednesday's webinar; site improvements to the County website; working with HR to get the new handbook to employees; KBOI talking points for Wednesday; funding contributions for animal shelter; Sept 23-27 vacation. The Commissioners have been invited to speak at the September 17 Republicans meeting. Commissioner Rule advised that David Leroy has a bust of Abraham Lincoln he would sell at a reduced rate for placement in the new administration building. Commissioner Alder wants to see it before any promises are made to buy it. Mr. Navarro reported on facilities issues as follows: He is working to get the power poles removed at the administration building site; asphalt is heading to the landfill for use as temporary roads; the juvenile courtroom project; the Sugar Avenue property in Nampa; and a

request from the City of Caldwell for the County to contribute \$20,000 to the city's LID upgrade project on Main Street where the extension office is located. The Board will review the proposal and provide an answer in a few days. No Board action was taken today. The meeting concluded at 8:49 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION - PERSONNEL MATTER AND LITIGATION MATTER

Note for the record: As properly noticed the Board met today at 9:03 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter and litigation matter. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:04 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:16 a.m. with no decision being called for in open session.

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

The Board met today at 9:47 a.m. for a monthly meeting with the Trial Court Administrator (TCA) to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Trial Court Administrator Dan Kessler, Assistant Trial Court Administrator Benita Miller and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: Judge Ryan thought it would be best to have a joint meeting with Mr. Kessler and Ms. Miller at the same time rather than separate meetings. The Board agreed. The TCA has a plan for recognition and merit pay increases and those are ready to go to Zach Wagoner. The Judicial Council is interviewing for the new District Judge position tomorrow in courtroom 4 on the third floor. Update on Drug Court issues: Mr. Kessler has met with clerks in Gem and Payette counties and gave them a heads up as to how testing will be handled in their areas. Mr. Kessler and Ron Christian have a meeting with the Payette County Commissioners to see if they will add the two individuals that have been doing the testing, as part-time employees. Ron Christian has also been trying to recruit drug testing companies and they are finding that companies want a lot of money to provide

the services. Mr. Kessler said he is going to work on Payette County first and then see what he can do with Gem County. Commissioner Hanson asked if we have a plan in place since we have a deadline date coming up on the 30th. Mr. Kessler said in regards to Canyon County, there is an application pending for an individual to become a part-time employee to do the male testing. He also said we will have to distribute funds to those two courts that are currently residing here. Commissioner Rule said there is a meeting for the Juvenile Detention courts this Wednesday that you might want to sit in on. Commissioner Alder said there will be continued discussion regarding shared employees to see if the legislature can make it easier on everyone. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:56 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:00 a.m. for a biweekly meeting with the Development Services Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Development Services Director Tricia Nilsson and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: budget status update; COMPASS packet review; personnel update; permit tracking and customer service; Comprehensive Plan Update; and Eric Randall's P&Z Commission term which will expire soon. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:20 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:20 a.m. for a weekly meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Craig Hanson, Chief Information Officer Rob Hopper and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: Integra/Onbase and Cerium/VoIP projects both launched this past week; public meeting room transition to a courtroom; Nampa Courts networks issue; a decision was made to not be the pilot for the Tyler site, Mr. Hopper feels it is a good decision for now. Commissioner Rule agreed that there is too much going on right now and that is probably the right decision. Commissioner Hanson said Director Nilsson applauded IT for their hard

work in her department. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:27 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:48 a.m. for a biweekly meeting with the Director of Misdemeanor Probation to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Craig Hanson, Director of Misdemeanor Probation Jeff Breach and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: finishing up annual evaluations; safety situation update-that individual is in custody right now which eases the concerns for staff; this is the last year for the Access to Recovery Grant, it is going to expire next October. The discretionary jail numbers for last month were pretty low; it is disappointing that in the last couple of months the revocation rate has been pretty high. Mr. Breach said Mothers Against Drunk Driving (MADD) will attend their staff meeting on the 19th. They are trying to have a little more dialogue and have probation officers attend some of the victim panels to get a sense of what MADD does. Commissioner Rule said the Board has taken the position that it wants a resolution of the shared employee issue for state appointed employees and he asked if that has impacted any of the misdemeanor probation programs. Mr. Breach said misdemeanor probation is kind of its own entity; there aren't any state appointed employees who perform testing services for his department. Commissioner Rule congratulated Mr. Breach for receiving the top student award at POST. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:54 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

MEETING WITH MARK WHEELER TO DISCUSS PARCEL NO. 320830110; POSSIBLE DECISION

The Board met today at 1:30 p.m. with Mark Wheeler to discuss parcel No. 320830110. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell, Treasurer Tracie Lloyd, Mark Wheeler, realtor Daniel Riess and Deputy Clerk Becky Chandler. Treasurer Lloyd reported that the property was taken by tax deed in 2011 for 2008 property taxes. It is slightly larger than ¼ acre. The parcel was advertised for sale in the 2012 tax deed sale and there were no bids. The parcel had been appraised at \$22,500. The Assessors' office reassessed the value at \$2,320, due to no building permit on the property. The taxes owed on the property are \$2518.60. Ms. Lloyd would accept the full amount of taxes owed as payment to the county for

ownership of the property. Mr. Wheeler had offered to the Treasurer's Office to pay \$1000 for the property. Mr. Wheeler indicated he will not be building on the parcel as it is connected to the current property he owns and appears to be the front lawn. Mr. Riess provided a map that shows the westerly side where the easement is access to both parcels. The easement also runs north side to the property, which is access to both properties. Tracie wants \$2518.60 for the outstanding taxes, which would make all taxing districts whole. The tax bill was sent to Ray Kinney, who was the owner of both properties. The lender, Greentree, chose not to redeem the property. The last payment of taxes was made by Ron Kinney, Ray's brother, and he would not provide contact information for Ray Kinney. All attempts to contact the taxpayer and the mortgage company were unsuccessful. Commissioner Alder believes the taxes that are owed are too high. The property was originally assessed with a building permit, which doesn't exist. With an updated assessment, she would prefer to grant the purchase offer to put the property in Mr. Wheeler's possession. He will be adding approximately 25% more property that will add up in taxes back to the county. Commissioner Alder made a motion to accept the \$1000 offer for Parcel No. 320830110. Commissioner Hanson seconded the motion and it carried unanimously. The Treasurer's Office will work with the PA's Office to process the legal paperwork needed to transfer to Mr. Wheeler after payment. The meeting concluded at 1:47 pm. A copy of the map and audio are on file in the Commissioners' Office.

EXECUTIVE SESSION - PERSONNEL MATTER

The Board met today at 3:01 p.m. for a personnel matter. Commissioner Alder made a motion to go into Executive Session at 3:03 p.m. pursuant to Idaho Code, Section 67-2345(1) (b). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Deputy P.A. Zach Wesley, Facilities Manager Paul Navarro, LeAnn White, Benny White, and Deputy Clerk Monica Reeves. The Executive Session concluded at 3:12 p.m. with no decision being called for in open session.

SECOND DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 10, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Assessor's office in the amount of \$9,580.01 to VLCM.

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

The Board met today at 8:35 a.m. for a biweekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Probation Officer Elda Catalano and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: Things are going well in the department. She technically has two vacant positions but she wants to evaluate the department work load before filling both positions to see if both are needed. Annual evaluations are in process, and she is working on the merit increase recommendations. The "Back on Track" run will be held in November. The funds raised are donated to "Girls on the Run" which is a non-profit organization that targets fourth to sixth grade girls to increase self-esteem. It is a prevention program that helps provide them with different opportunities and activities to keep them on the right track. Ms. Catalano commended Joe Decker for the work he has done for the department's website. Commissioner Hanson asked that Ms. Catalano send him a list of events and information that their department is involved in. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:43 a.m. An audio recording of the meeting is on file in the Commissioners Office.

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

The Board met today at 8:45 a.m. for a biweekly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Human Resources Director Jeannine Eiband and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: The handbook went out to all staff and employee meetings are scheduled for next week; there is a meeting on September 30, 2013 to sign the resolution adopting the handbook which will go into effect October 1; Jerry Doman is working on the insurance policy renewals; insurance meetings for employees will be held at various times from October 1 to October 10 to accommodate various shifts; she is working on the presentation to

introduce the new insurance plan; meetings regarding background checks/hiring process policies; insurance changes go into effect January 1, 2014. Commissioner Hanson asked if we update our background checks/hiring process what effect will that have on HR's current workload. Ms. Eiband said the pre-employment screening will go hand in hand with that; it will increase the workload but will be more efficient for hiring. Commissioner Alder asked if there has been a response from the state regarding their employee. Ms. Eiband said the state responded to her email that they will use the information she sent them as they draft the MOU. Commissioner Hanson asked about shared employees who currently do the female drug testing. Ms. Eiband said the secretary for the problem solving courts and the assistant drug court coordinator both perform testing on females. They are considered shared employees. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:55 a.m. An audio recording of the meeting is on file in the Commissioners Office.

LEGAL STAFF UPDATE

The Board met today at 9:05 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Commissioner Rule asked legal counsel why the Board is required canvass election results when it doesn't have anything to do with the election process. They do not see the ballots or the count the votes so it seems like the canvassing should be done through the Clerk's Office. Dan Blocksom is not entirely sure but he suspects there is a statute requiring it but he will check into it. Deputy P.A. Zach Wesley arrived at 9:07 a.m. and reported that he has finalized the paperwork relating to a personnel issue that the Board heard yesterday. Commissioner Hanson said there is an article in the Idaho Press-Tribune about how the Canyon County Historical Society's funding was cut by the County. The article failed to mention how the other historical society funds were distributed to other organizations so Commissioner Hanson has asked Joe Decker to prepare a response to the article about how the funds were distributed. The meeting concluded at 9:11 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING ADDENDUM NO. 1 FOR MAHAFFEY OIL CLEAN-UP PROJECT

The Board met today at 9:31 a.m. to consider signing Addendum No. 1 for the Mahaffey Oil clean-up project. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell, Senior Legal Assistant Jody Hedges, and Deputy Clerk Monica Reeves. Brad Goodsell worked with TerraGraphics on the addendum; specifications were changed and questions were clarified. One of the biggest issues

dealt with the suggestion to remove the dewatering function since it's unknown how much those costs will be. Mr. Goodsell said they carved out the dewatering into two different functions. They have asked for a bid per day for dewatering and a separate bid per gallon for disposal and treatment. The thought is that if we are able to eliminate the uncertainty dewatering will get a better bid on the rest of the project. Commissioner Rule said it will be a mistake to dewater because it can cost thousands of dollars in testing and monitoring. He believes we should remove the contaminated soils and get them to the landfill. Mr. Goodsell said the hope is we won't have to do dewatering but we want the ability to be able to do it and control it. They are estimating if there is any dewatering it will be less than 2,000 gallons. He said just because we are getting a price doesn't mean we have to dewater. Commissioner Rule said when it comes time to make that decision he will go to the site and look at it with Mr. Goodsell. Another change in the addendum includes waiving the attendance requirement for the pre-bid conference since there wasn't a significant amount of information at the conference that can't be obtained otherwise. The Board has no problem waiving the requirement. The addendum clarifies that the contractor must have people who are HAZWOPR (Hazardous Waste Operations and Emergency Response) certified. Commissioner Alder said it's important that bidders understand that dewatering is not something we are looking for but to bid on it just in case. Mr. Goodsell said if there isn't money for dewatering then the dewatering will not happen. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign Addendum No. 1 for the Mahaffey Oil clean-up project. The signed document is on file with this day's minute entry. The meeting concluded at 9:47 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTION CLASSIFYING RECORDS OF THE CANYON COUNTY CLERK AND AUTHORIZING THE DESTRUCTION OF CERTAIN ELECTION RECORDS

The Board met today at 9:49 a.m. to consider signing a resolution Classifying Records of the Canyon County Clerk and Authorizing the Destruction of Certain Election Records. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Kathy Simon, Elections and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* The documents to be destroyed consist of unused ballots, official election stamps, and spoiled ballots from the May 21, 2013 election. Upon the motion by Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution classifying records of the Canyon County Clerk and authorizing the destruction of certain election records. A copy of the signed resolution (#13-251) is on file in this day's minute entry. The meeting concluded at 9:51 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

FOLLOW-UP MEETING REGARDING BROWNFIELDS CLEANUP ALTERNATIVES FOR PROPERTY LOCATED AT 720 N. SUGAR AVENUE IN NAMPA

The Board met today at 10:08 a.m. for a meeting regarding brownfields cleanup alternatives for property located at 720 N. Sugar Avenue in Nampa. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. The Board met with Eric Traynor from DEQ a few weeks ago and discussed the possibility of cleaning up the property and what assistance DEQ needed from the County. A site visit was conducted and the Board approved tearing down the buildings and removing the concrete structures on the property. Brad Goodsell said he understands from the Facilities Manager that we want to confirm the property values before removing the concrete wall along the south side of the property. During site visit they noticed the neighbor has structures attached to the wall so it's best to make sure we are tearing down our own wall and not someone else's wall. Mr. Traynor was invited to today's meeting but he did not attend; Mr. Goodsell will follow up with him and find out if we need to reschedule a meeting. Commissioner Rule said the Board believes the best way to get added value for the property is to scrape the lot; it also opens up the ability to access any contaminated soils. The meeting concluded at 10:11 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 2:00 p.m. for a monthly meeting with the Parks Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Parks Director Tom Bicak and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* The following topics were listed on Mr. Bicak's agenda for today's meeting: IOSRWT meeting at Swan Falls, architect & contractor meeting with Sam Laugheed; SWIDRC&D met in Meridian; interviews for Admin. Asst. P.T.-hired Brenda Chioino; recommendations for Historic Preservation Funding; meeting with Todd Herrera regarding evacuation siren for Celebration Park; picnic for State Legislature at Lake Lowell Park; contractor & architect meeting at Celebration submitted technical assistance grant to the National Park Service; Ekkehart Malotki arrived at Celebration Park; hail storm and flooding at Celebration Park; Red Cross Ride for the Red at Celebration Park; Historic Preservation Commission & Waterways Commission meetings are tonight. Kathy & Brittany are attending the IRPA Meeting in Coeur d'Alene; Harvest Classic Run at Lake Lowell Park; Snake River Sweep with IF&G. Teachers Night Out is on September 26 in Boise. Museum Comes to Life at ISH Museum in Boise is September 28. Mr. Bicak continues to have meetings regarding the

Crossroads Museum contracts and fundraising; ITD grant for Crossroads Museum remains current as well as the COMPASS EOY funds. BLM has committed to defraying nearly all the cost for the landscaping for the Crossroads Museum and Canyon County will provide in-kind labor and equipment. The Laura Moore Cunningham Foundation awards \$60,000 for the museum; Union Pacific Foundation grant application submission; Idaho Power funding for the museum; Idaho Community Foundation applications for funding; J.A. & Katherine Albertson Foundation grant is pending (\$150k); Steele Reese Foundation has rejected our application for a kitchen at Crossroads Museum (\$38k). Mr. Bicak said the Elections office has asked him to look at some things they are getting rid of. He said he doesn't have room but maybe the Melba Valley Historical Society might want it. Commissioner Rule said the Middleton Historical Society showed the Board a concept of their museum application and it looked promising. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:19 p.m. An audio recording of the meeting is on file in the Commissioners Office.

THIRD DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 11, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED PURCHASE ORDER

The Board approved purchase orders for the Prosecuting Attorney's Office in the amount of \$6,445.60 to United Micro Data and \$7,370.16 to VLCM.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Fleet department in the amount of \$8,548.48 to Commercial Tire.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-041967, 2013-041964, 2013-041963, 2013-041962, 2013-041961, 2013-

041960, 2013-041959, 2013-041958, 2013-041956, 2013-041955, 2013-041954, 2013-041953, 2013-041952, 2013-041951, 2013-041950, 2013-041949 and 2013-041948.

MEETING WITH PAUL REEPING TO DISCUSS PROPERTY TAXES RELATED TO HOMEOWNER'S EXEMPTION REQUEST

The Board met today at 10:00 a.m. with Paul Reeping to discuss property taxes related to a homeowner's exemption request. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Assessor Gene Kuehn, Treasurer Tracie Lloyd, Paul Reeping, Deputy P.A. Brad Goodsell who arrived at 10:04 a.m., and Deputy Clerk Monica Reeves. In 2009 Paul Reeping's property was erroneously foreclosed upon and the homeowner's exemption was removed. In going through the process Mr. Reeping learned that the foreclosure notice requirements were not complied with and he eventually got his house back. The Assessor's Office has reinstated the homeowner's exemption for 2012 and 2013. According to Tracie Lloyd the 2010 taxes have been paid but the 2011 taxes are outstanding in the amount of \$1,457.02. Mr. Reeping is seeking a cancellation of the 2011 taxes. He is in the process of obtaining a loan and will pay the remaining taxes before October 1st. Commissioner Alder sympathizes with the situation, especially given the fact he never left the home. Brad Goodsell asked Mr. Reeping to provide documentation that the transfer was improper and illegal that way the Board can consider it under the statute that allows for the correction of errors. Commissioner Hanson agreed with the need for documentation that shows what led up to the exemption being removed. According to Mr. Reeping he will be hard pressed to find anything in writing because the bank did not admit guilt on anything, they just issued settlement checks. He will provide copies of settlement checks he received. Commissioners Hanson and Alder support the request to forgive the 2011 taxes as long as Mr. Reeping provides the documentation so it can be reviewed by legal. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to continue the meeting to September 18, 2013 at 10:30 a.m. The meeting concluded at 10:28 a.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS SOUTHWEST IDAHO JUVENILE DETENTION COURTROOM ADDITION PROJECT BUDGET AND FUNDING SOURCES

The Board met today at 10:31 a.m. for a meeting to review the project budget and funding sources for the Southwest Idaho Juvenile Detention Center courtroom addition project. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Clerk Chris Yamamoto, Controller Zach Wagoner, Trial Court Administrator Dan Kessler, Chief Probation Officer Elda Catalano, Facilities Manager Paul Navarro, and Deputy Clerk Monica Reeves. Paul Navarro said Scott Hedrick's was the lowest

responsive bidder; he had a base bid with five alternates. Mr. Navarro said Alternate No. 1 will be done, but the other four will not because they can be done in-house as part of a project budget for next year. The lottery tax fund balance is at \$578,557 and the court facilities fund is at \$525,027 for a total of \$1,103,584 which leaves us short by \$201,000 to complete the project. Mr. Navarro said the money is available in the facilities budget to cover the shortfall. The alternates are as follows:

Alternate No. 1 is to add skylights to the inner-office since every window in the building will be removed. The cost is \$15,600 to add six skylights. Commissioner Rule said skylights have a history of failure. Mr. Navarro had the same concern but said the architect found a solar tube system that should alleviate the failure concern.

Alternate No. 2 is to add church pews in the courtrooms. With the closure of Nampa annex they will be able to move others over; Mr. Navarro intends to buy stacking chairs that can be used in the courtrooms until the church pews are delivered at which time the stackable chairs will be stored for use at other County events.

Alternate No. 3 is to dress up the area behind the judges benches at a cost of \$9,000. Mr. Navarro's staff can do it \$1,500 if that decision is made.

Alternate No. 4 is a camera system for \$40,000. Using County staff and camera vendors Mr. Navarro is confident it can be done for much less than \$40,000.

Alternate No. 5 is for a new integrated control system for the new rooftop AC units on the addition. This will be funded from Mr. Navarro's budget rather than be included in the project budget.

Again, Alternate No. 1 is the only alternate that was accepted.

Zach Wagoner asked if the court facilities fund and the lottery tax fund payments that continue to come in will be able to make up some of the budget shortfall for this project. Elda Catalano said she will receive another lottery tax payment on October 1 and she would like that payment, as well as the quarterly payments thereafter, to be dedicated for the security camera project that will enhance the safety of the building. The bid is estimated at \$70,000. (This is not Alternate No. 4; it is a separate project.) Mr. Navarro said the number could come down substantially if we use County workforce to help do it. Dan Kessler said we need to keep in mind that when the administration building project is complete and work has started on the Courthouse remodel, there will not be any court facilities funds to work with. In the grand scheme of things it will not make that much difference so whatever accrues can go toward the shortfall. Commissioner

Alder said there is plenty of money for construction in 2014. Mr. Navarro said they will deplete whatever is in the lottery tax fund to date and when that is done he will use the court facilities funds, and then we can revisit the fund balances or start using the 2014 construction budget to ease the \$201,000 shortfall. Commissioner Alder is comfortable with that. Commissioner Hanson has a slight issue using the general fund to complete the juvenile courtroom addition project. He would rather take general fund money and put it into a savings account to improve the jail which was built inadequately. Commissioner Rule agrees and asked why we really need to do this project and questioned if we can get by with our existing system. Mr. Kessler said the issue is with transporting juveniles across the street, and not being able to maintain sight and sound separation when they get to the second floor due to the way the adult prisoners are brought back and forth to court. He said unless there is a significant revision to what's going to occur in the courthouse we are going to have an issue with trying to close the Nampa annex. He also said the court facilities fund will be depleted for this project so the County will have to use its other budget for the courthouse remodel project. Commissioner Alder said if this is an issue we can have Ms. Catalano keep the lottery tax funds to pay down the \$201,000 shortfall and then we can have Mr. Navarro's staff put in the security cameras. She said the courtroom addition project is for the protection of federal funds that are coming in to support the statewide juvenile program. Commissioner Hanson is not opposed to the project. He said it needs to happen but we have to make sure to allocate the appropriate funds from the appropriate sources for each construction project. Priorities need to be addressed first; the security cameras can be addressed later. Commissioner Rule said the Nampa annex is big factor in the decision to move forward on this project. Chris Yamamoto said the project seems to be costly for what we're getting, but as far as the budget, the County has the money to pay for it. The Board needs to determine what is needed and what will be paid for. Mr. Kessler said whatever accrues in that court facilities account from now to the end of the project is committable to this project. He appreciates Commissioner Hanson's concern about the jail situation. Ms. Catalano is committing \$578,000 in lottery tax funds and she is not opposed to using future payments to close the shortfall, but she wants to make the camera system a priority. She said they have done without and they will work with everyone to make sure the project gets done. Mr. Navarro said the biggest expense with the juvenile courtroom project is three-fold: horrible soil conditions underneath the structure that requires an immense amount of dig back; we are adding a structure to an existing structure that has to remain open during construction; and we are tying existing systems together. Commissioner Rule thinks we'll be okay on funding for the project. Commissioner Hanson said we've come a long way with the collaborative effort of various funds and priorities. If the funds have to come out of the general fund that is fine but we have to be willing to make sure the project is done right. Mr. Wagoner said it is important how we allocate the funds because \$200,000 in a special revenue fund is not as valuable as \$200,000 in the general fund where we have a broad scope of use. In closing, Commissioner Rule said a

funding source has been identified and the project will move forward. The meeting concluded at 11:04 a.m. An audio recording 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 11:06 a.m. for a monthly meeting with the Fair Administrator to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Fair Administrator Rosalie Cope and Administrative Specialist Kelly Martinez. (*Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.*) Topics of discussion included the following: Ms. Cope presented the Board with the final numbers from the 2013 fair. The numbers were low, possibly due to the Boise Music Festival and Jason Aldean concert going on the same weekend as the fair. Commissioner Hanson asked if we sent anything out to churches specifically for the Christian concert on Sunday. Ms. Cope said they did not but they are thinking of changing that for next year. It is a possibility, except they may not have a 2014 Sunday concert. Commissioner Rule said there may have been a little bit of negative publicity this year as well. He wishes everyone would have been there the first night for the concert to see the traffic issues. Commissioner Alder asked if the fair is able to book and cancel concerts. Ms. Cope said that is where she is struggling because they have had no communication from the College of Idaho. They submitted their budget as if they are not having any concerts next year, but they are planning on two concerts in the rodeo arena. Ms. Cope is going to schedule a meeting to get permission to hold concerts at the rodeo grounds. There would be alcohol license issues to be worked out with the Caldwell Night Rodeo. Commissioner Alder does not see that as an ideal location for concerts. Ms. Cope said she would have to sell tickets; the concerts would no longer be free with fair admission. She is looking at possibly booking Thomas Rhett for a concert. Ms. Cope said they allocated the same amount of money for two concerts that they usually use for four. They are trying to do two "knock it out of the park" concerts as opposed to four decent concerts. Ms. Cope has been in contact with Paul Navarro to discuss a space for the new position that was added this year. The items discussed were general in nature and did not require Board action. The meeting concluded at 11:21 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 1:05 p.m. for a legal staff update. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Zach Wesley, Deputy P.A. Dan Blocksom, and Deputy Clerk Monica Reeves. Commissioner Rule asked for a

memorialization of the changes the Board made to the budget process this year. He wants to take steps to have future Boards review the line item budget approach the Board followed this year. Mr. Wesley will follow-up with Sam Laugheed on this topic. At 1:08 p.m. the Board went into Executive Session as follows:

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

Commissioner Hanson made a motion to go into Executive Session at 1:08 p.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Deputy P.A. Zach Wesley, Deputy P.A. Dan Blocksom, and Deputy Clerk Monica Reeves. The Executive Session concluded at 1:28 p.m. with no decision being called for in open session.

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

PUBLIC HEARING - CONDITIONAL REZONE REQUEST FOR DEVIN AND SUE
MUCHOW

The Board met today at 1:31 p.m. to conduct a public hearing in the matter of a request by Devin and Sue Muchow for a conditional rezone of approximately 14.4 acres of a 39.7 acre parcel from an "A" (Agricultural) Zone to an "R-R" (Rural Residential) Zone. The property is located at 1876 Canyon Road, South, Melba, Idaho in a portion of the SW ¼ of Section 12, T1S, R2W, BM. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, DSD Director Tricia Nilsson, DSD Planner Jennifer Almeida, Devin and Sue Muchow, and Deputy Clerk Monica Reeves. Jennifer gave the oral staff report to allow for one residence to be built on 14.4 acre parcel. The development agreement will restrict development of the parcel to one residence. Devin Muchow offered testimony in support of the request. Ms. Almeida asked the Board to table the development agreement and ordinance amendment to allow time for the applicant to do a survey and obtain a legal description that can be included in the documents. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to close public testimony. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to approve the rezone request for Devin and Sue Muchow, Case No. PH2013-15. The approval is contingent upon the development agreement being signed. Commissioner Alder amended her motion to include a continued hearing date of October 9, 2013 at 10:00

a.m. The amended motion was seconded by Commissioner Hanson and carried unanimously. The signed Findings, Conclusions and Order are on file with this day's minute entry. The hearing concluded at 1:42 p.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH DAN CHADWICK TO DISCUSS COURT ISSUES

The Board met today at 2:30 p.m. with Dan Chadwick, the Executive Director of the Idaho Association of Counties, to discuss court issues, specifically shared employees and how those relationships work and whether there is any legislation that needs to be addressed in order to solve some of the problems. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Dan Chadwick, Executive Director of IAC, Deputy P.A. Dan Blocksom, H.R. Director Jeannine Eiband, Assistant Trial Court Administrator Benita Miller, and Deputy Clerk Monica Reeves. Seth Grigg from IAC arrived at 3:10 p.m. Dan Chadwick has been involved in shared employee issues for many years. He serves on a committee that has developed basic model agreements to help resolve the issues. The first decision the shared employee committee made - but wasn't able to get through - is that law clerks and staff attorneys should be judicial state employees. The big issue there is getting the legislature to appropriate the funds and as long as the legislature won't appropriate it, the counties will be stuck with those positions. The other shared employee issues have not been addressed yet. Commissioner Alder said if the state is paying for the employees and the services they provide they need to be state employees. Mr. Chadwick said if they are a shared employee there should be a defined County hiring process with additional qualifications that may be imposed by the judiciary. He said the Board has to decide what role it will play; it will not have any direct supervisory responsibility over the employees. The model agreements come into play when you set up the management oversight of the shared employees. Dan Blocksom said the courts are not willing to specify what its liability is. In the last MOU for the domestic violence court coordinator the Board and the Prosecutor worked on an MOU that said the court is liable for anything the coordinator does while performing any judicial functions. The court didn't want to say that; instead it said their liability is defined by *Crooks v. Maynard*. Mr. Chadwick said that is odd and he doesn't understand why the courts won't agree to that. There is case law with regard to what happens when the clerk acts as a state functionary when records are destroyed improperly and the Supreme Court ruled that the state was responsible for that conduct. Mr. Blocksom said the County doesn't care about supervising the state's employees it just doesn't want to be liable for them. Jeannine Eiband said a recent example of how the Board is impacted on the lack of supervision is when it allowed recognition pay for existing employees as long as personnel evaluations can back up the bonus. Mr. Chadwick said the Board can deny the bonuses where performance evaluations have not been done and when the court employees don't get bonuses because their supervisor failed to do their job perhaps

there will be a change in attitude and policy. Benita Miller said there has been compliance with the courts. When she was assigned the duties in April of 2013 she was going to start the evaluation process in September and they would be delivered by October. Commissioner Alder said in many cases the Trial Court Administrator has hired people to perform contract services but there aren't any contracts in place. Ms. Eiband said the Department of Labor has said the County is responsible for the unemployment of a person HR didn't know was working for the County. The courts hired the person on their own and did not go through the HR Office. The County receives funds from the state to pay for the employee and the County then issues payment to that person and the responsibility falls on us because the person was improperly classified. Commissioner Rule said Patti Tobias was told about the concern but she said doesn't believe the system is flawed, yet the County is now exposed to IRS audits because of it. Mr. Chadwick said before the Board authorizes payment it needs to require a written contract. Commissioner Rule said the Board has taken that step and it received a response that the problem solving courts were being suspended because the County won't pay for the drug testing. Mr. Chadwick said that response was childish. Commissioner Hanson said Canyon County is being billed for services to other counties with no reimbursement. Mr. Chadwick said that is another issue that needs to be addressed. Ms. Miller said drug court participants pay a client fee and those fees are deposited with the appropriate county (Gem County, Payette County, and Canyon County). For example, any fees to Gem County will be paid out of the Gem County revenue source. Canyon County receives \$56,650 annually from the State of Idaho for our problem solving court coordinators and anything above that amount is paid from the client fee funds. According to Ms. Miller, not one cent of County tax dollars pays for County employees, the testing, or for the operation of our problem solving courts. Commissioner Hanson said there are administrative costs involved. Ms. Miller said that issue pertains to the drug testing observers and that was paid from the testing dollars and client fee funds. Ms. Eiband said her concern deals with the shared employee agreement on liabilities. If they do something wrong, who is liable for that? Her understanding from past meetings with the state is it comes down to two different interpretations of the law and we do not get anything resolved. Mr. Chadwick said ICRMP will want to weigh in on whether the County and ultimately ICRMP is going to be liable or whether state risk management is going to be liable. The issue is currently pending but Mr. Chadwick said if it's resolved favorably and consistently with Supreme Court cases then the County should not be on the hook for the liability of the individual performing a state function even though they are a County employee. Mr. Blocksom doesn't think a Supreme Court decision will fix anything at this point because the courts have been unwilling to specify its liability in what counts as a judicial function in the MOUs. That's where legislation would be helpful. Commissioner Alder said the main issue is to resolve who the employees work for; if the state is going to pay for specialty court employees they should be state employees. Mr. Chadwick said it's strictly political; the courts and the state do not want to increase the number of staffing positions they are responsible for. It's easier for them to pass the

money along because the County has no restrictions by the legislature to create positions. Commissioner Alder said we have to motivate somebody to define liability and risk. Mr. Chadwick said the structure is flawed and his advice to the Board is to not pay anyone until it has a contract in place. He said the courts' response should be to fix the issue by having a good contract in place that protects both sides. Long-term we need to look at how we can change the system so the counties are comfortable with how it's structured and can make sure its liability exposure is limited and still deliver the service. Mr. Chadwick said in the short-term there should be no payment without a written contract or an employee status because without those things the County is not protected. Commissioner Hanson said there have been months' of work on MOUs and Patti Tobias has pledged she will provide a document by tomorrow. Mr. Chadwick is going to call Ms. Tobias and tell her to get agreements in place on how the employees will be managed because it's really unfair to expose the County continually without those types of agreements in place. He spoke about the process regarding legislation. September 1 is the deadline to submit proposals for legislative revisions and he suggested that for next year the Board should pick some easier issues to get resolved. Or, in the case of asking the state to fund law clerks and staff attorneys, he recommended the Board talk to Representative Bolz about it. Traditionally, law clerks have been two-year interns but in Canyon County they are permanent fulltime employees. Seth Grigg said last year there was general discussion about the law clerks issue and the courts spoke favorably about it but they just couldn't get there. Mr. Chadwick suggested juvenile probation and juvenile detention be added to the list of shared employees. The meeting concluded at 3:33 p.m. An audio recording is on file in the Commissioners' Office.

FOURTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 12, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Deputy Clerk Monica Reeves

ABSENT: Commissioner Craig L. Hanson (attending ICOG Retreat)

APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved the donation of vacation leave to another employee for sick leave to Maribel Arguello and Ellen Pitcairn.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Southwest Idaho Juvenile Detention Center in the amount of \$3,482.00 to Delmmar Communications.

APPROVED PURCHASE ORDER

The Board approved purchase orders for the Facilities Management department in the amount of \$1,900.00 to Norbryhn Equipment Company and \$4,575.00 to Wall 2 Wall Floor Covering.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Pest District in the amount of \$41,321.00 to Mountain View Equipment Company.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-042279, 2013-042278, 2013-042272, 2013-042273, 2013-042274, 2013-042275, 2013-042276, 2013-042277 and 2013-042271.

EXECUTIVE SESSION - PERSONNEL 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 personnel matter, pending/potential litigation and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 9:03 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) and (d). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Kathy Alder, Prosecutor Bryan Taylor, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:41 a.m. with no decision being called for in open session.

FIFTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 13, 2013

PRESENT: Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

ABSENT: Commissioner Steven J. Rule, Chairman

APPROVED CLAIMS ORDER #9-13-13

The Board of Commissioners approved payment of County claims in the amount of \$12,777.29 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Information Technologies department in the amount of \$10,607.64 to Dell.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Facilities Management department in the amount of \$12,438.00 to Wall 2 Wall Floor Covering.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-042363, 2013-042362, 2013-042361 and 2013-042360.

CONSIDER SIGNING RESOLUTION TO APPROVE JOB TITLE, DESCRIPTION, AND PAY RANGE CHANGE FOR INDIGENT SERVICES POSITION

The Board met today at 11:06 a.m. for a meeting to consider signing a resolution to approve a job title, description, and pay range change for one Indigent Services Department position. Present were: Commissioners Kathy Alder and Craig Hanson, Indigent Services Director Michele Chadwick, H.R. Director Jeannine Eiband and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following*

minutes.) Ms. Eiband said the resolution changes the title and job description of a current position to better suit the staffing structure in the Indigent Services Department. Ms. Chadwick said she has tried to make the job titles much more logical and more defined to what the jobs are. This resolution is changing a higher paid interview specialist to a lower paid customer service specialist for a vacant position. Commissioner Hanson made a motion to sign the resolution to approve the job title change for an indigent services position, taking a senior indigent interview specialist to an indigent customer service specialist. Ms. Chadwick pointed out that the resolution contained an error: the position change is for an indigent interview specialist, not a senior indigent interview specialist. Commissioner Hanson amended his motion to reflect that the change is from an indigent interview specialist to an indigent customer service specialist. The motion was seconded by Commissioner Alder and carried unanimously. A signed copy of the resolution (#13-253) is on file in this day's minute entry. The meeting concluded at 11:12 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

SIXTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 16, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-042917, 2013-042918, 2013-042919, 2013-042920, 2013-042921, 2013-042922, 2013-042923, 2013-042924, 2013-042925 and 2013-042926.

APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved the donation of vacation leave to another employee for sick leave to Kelly Cano.

SIGNED RESOLUTION FOR ALCOHOLIC BEVERAGE LICENSE

The Board approved an Alcoholic Beverage License for:

13-254 Sosa Enterprises DBA La Playa Night Club

SIGNED RESOLUTION AUTHORIZING A JOINT QUARTERLY MEETING

The Board signed a resolution, No. 13-252, authorizing a joint quarterly meeting with the Board of County Commissioners, Planning and Zoning Commission, and Development Services Department staff.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:30 a.m. for an office staff meeting. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Facilities Manager Paul Navarro, PIO Joe Decker, Administrative Specialist Kelly Martinez, and Deputy Clerks Becky Chandler and Monica Reeves. The items discussed were general in nature. Ms. Martinez and Ms. Chandler left at 8:34 a.m. Joe Decker reported on the following communication issues: KBOI radio talking points; and upgrades to the County website including the need to add a mission statement for the Commissioners' webpage. October is domestic violence awareness month and Mr. Decker has been working with the task force who wants to do a press conference and hang t-shirts on a clothesline display in courthouse as part of the domestic violence awareness activities. The Board has no problem with the display of the clothesline project on the second and third floors of the courthouse. Mr. Decker reported there is a County Fair vision and messaging task force meeting later this week and he will talk to the Rosalie Cope about whether he needs to attend the meeting. Paul Navarro reported on the following items: 1. Last week's power failure on Graye Lane that affected the DMV and the animal shelter. 2. There has been a delay with the administration building kickoff; the completion date will now be June of 2014 rather than May of 2014. 3. The Parks Director has asked for help with getting power to the Crossroads Museum. 4. The survey for the Sugar Avenue property in Nampa. 5. A letter regarding property located at 416 Second Street south in Wilder that has been seized for taxes, the city wants us to demolish the structure. 6. The furniture from Ogden Utah has arrived; the items are valued between \$50,000 and \$60,000. 7. Office furniture for the Prosecutor's Office. The meeting concluded at 8:48 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:03 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, and Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Topics of discussion included the Mahaffey Oil project and the vehicle use policy. Mr. Goodsell left at 9:06 a.m. at which time the Board went into Executive Session as follows:

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

Commissioner Hanson made a motion to go into Executive Session at 9:06 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 Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:17 a.m. with no decision being called for in open session.

BID OPENING FOR MAHAFFEY OIL CLEAN-UP PROJECT

The Board met today at 9:31 a.m. to open bids for a fixed price contract for the Mahaffey Oil Clean-up project in Parma, Idaho. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. The County acquired the property by tax deed several years ago and obtained a federal grant known as a brownfields grant to clean up the property. We are working with a consultant and this is the public works portion of the project. If we get a successful bidder, this project will be completed by the end of October. The following companies submitted bids:

G&S Excavation, LLC.
12751 Orchard Avenue
Nampa, ID 83651

Warner Construction, Inc.
3615 S. Curtis Road
P.O. Box 5188
Boise, ID 83705

The bids will be evaluated and a tentative award is scheduled for 9:30 a.m. tomorrow. The meeting concluded at 9:36 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTIONS TO INCREASE THE COUNTY TRAVEL REIMBURSEMENT RATE AND ADOPT THE REVISED VEHICLE USE POLICY

The Board met today at 10:02 a.m. to consider resolutions to increase the County travel reimbursement rate and to adopt the revised vehicle use policy. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell, Deputy P.A. Dan Blocksom, Fleet Director Mark Tolman, and Deputy Clerk Monica Reeves. Last week Mark Tolman recommended the Board increase the travel rate to 52 cents per mile based on how much it costs to operate a vehicle and based on increasing gas prices as well. The Board agreed with the recommendation and the resolution being considered today is a memorialization of that. Commissioner Alder said when the Board lowered the rate to 40 cents per mile it recognized that fuel prices were going up but serious adjustments had to be made due to the state of the economy and because those measures were taken early on we now have sufficient funds to cover the increased rate. According to Dan Blocksom, the IRS reimbursement rate is 56.5 cents per mile, and the State of Idaho's rate is 55.5 cents per mile. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution to increase the County travel reimbursement rate to 52 cents per mile. (See Resolution No. 13-255). With regard to the vehicle use policy, Brad Goodsell said the resolution has some transitional provisions about how we're going to implement the new policy. There was a discussion on the revised policy and all of the concerns have been hashed out. Commissioner Rule said he felt like there were a few areas in the existing vehicle use policy where equality across the board was not addressed; however, the revised policy does address it. Commissioner Alder said now we can decide what vehicle qualifies for a nontaxable use and what vehicle will be taxed for its use. It is important for the employee to know it is a privilege to have a vehicle and they will be taxed. The Fleet Manager will let the Board know which vehicles will be taxed and which ones will not be taxed. Mr. Goodsell said under the new policy any employee who has a commuter vehicle or whose department head or elected official wants them to have a commuter vehicle will have to complete an application and submit it to the Fleet Manager who will determine if it's a qualified vehicle or not. The reason we need that determination upfront is so that the elected official and the Board knows if it will be a taxable benefit to the employee. The Board will get the application that indicates it will be a taxable vehicle and it will make a decision about whether that employee should be allowed to commute in their vehicle. The Fleet Manager will maintain two lists; one is qualified vehicle list and the other is for nonqualified vehicle use. The Board will review the lists annually and whenever an employee's duties change they will have to submit a new application. Mark Tolman said the application

will have an area that explains why it's either a non-personal use or personal use vehicle. The form will also include a Google map of the employee's route to work and with Pictometry Mr. Tolman can draw the perimeter lines around it so the department heads can keep an eye on it. The application is to be completed by October 1 and everybody needs to submit an application by October 15. Mr. Tolman has 10 days to get the applications to the Board and the Board has one week to consider them. Commissioner Hanson said we need to make sure we are following the law in regards to compensation and vehicle use. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the vehicle use policy and the resolution adopting the revised County vehicle use policy. The signed resolution, No. 13-256 and the revised policy are on file with this day's minute entry. The meeting concluded at 10:15 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 10:15 a.m. for a weekly meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Craig Hanson, Chief Information Officer Rob Hopper, IT Programming Manager Don Brown and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: East Complex power failure- the primary power feed cable failed Friday afternoon and a voltage spike destroyed phone switches; updates on the document management system and new phone system/VoIP. Commissioner Hanson thinks IT is moving forward in some positive ways and establishing a solid based IT section. Commissioner Rule expressed his appreciation to Don Brown who was able to save the County thousands of dollars in a furniture purchase that will be used in the administration building. Mr. Brown wants to work with the state site in Caldwell to see what other items we can get. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:24 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

MEETING WITH ST. ALPHONSUS REPRESENTATIVES TO DISCUSS PROPERTY TAX EXEMPTIONS

The Board met today at 10:34 a.m. for a meeting with St. Alphonsus Representatives to discuss property tax exemptions. Present were: Commissioners Steve Rule and Craig Hanson, Deputy P.A. Brad Goodsell, Chief Deputy Assessor Joe Cox, Jennifer Loutzenhiser from the Assessor's Office, Corey Surber and Mike Chidester from St.

Alphonsus, Attorney Jeremy Pisca, and Administrative Specialist Kelly Martinez. Lannie Checketts from St. Alphonsus, Nampa arrived at 10:36 a.m. (*Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.*) Ms. Surber has been working with the Idaho Hospital Association over the past few years to make sure that information about the community benefit the hospital provides gets out to the communities. They learned about the resolution that came forward in June at the Idaho Association of Counties meeting and wanted to give clarification on how they quantify their community benefit. Commissioner Rule said a couple of events set the Board in a position where it said maybe this isn't working out the way we thought the legislation and law should read. Commissioner Hanson said there seemed like a direct discrepancy correlation between tax exemption of the hospitals and how much they were actually providing in contribution for charitable benefit to individuals who cannot afford to pay. Commissioner Rule gave the example that on one day a hospital asked the County for a tax exemption on a new clinic, and on another day the hospital criticized the Commissioners because they were not paying indigent bills on people the Commissioners didn't believe are indigent. He said the Board is not challenging the tax exemption of the core hospital but it does question why all properties (including tennis courts) that are purchased by hospitals need to be exempt from property taxes. Mr. Chidester said the amount impacted from their exemptions is about \$220,000 per year. Mr. Cox said it's not just hospitals seeking exemptions there is an enormous amount of businesses trying to relocate to Canyon County and they are asking for exemptions as well. He said it is concerning that other taxing authorities are trying to push some legislation where they get to participate, review or maybe even vote on what he believes is the Commissioners' responsibility when it comes to granting property tax exemptions. Commissioner Alder said one of the reasons they had legal counsel draft legislation is because of the pressure in indigency hearings where the hospitals say it is the County's job to collect money on their behalf and then the County gets sued over the decisions it makes on those cases. The concern is over what the hospital determines is charity; what's being credited on one end and exempted on the other. Commissioner Alder is also concerned about hospitals buying out the physician groups and she wonders if it's an excuse to not tax facilities. Commissioner Hanson said in terms of "Obamacare", there is a segment that will not get any kind of healthcare coverage and he asked if the hospitals are going to take care of those bills as charitable contributions or will it fall back to indigent services. Ms. Surber said most of those people will be left out if the legislative decision is not made to accept the federal funds allowing the hospitals to mostly eliminate the indigent mechanism and the state CAT fund. She asked the Board if they had any questions regarding the Medicaid redesign issue. Commissioner Alder said the Board is aware of the value of the expansion and what it means; it is a matter of convincing the legislature. Commissioner Rule would like to see it go forward but he doubts it will happen because there have been too many times where the state has passed unfunded mandates onto the counties. Mr. Checketts said this hospital is dealing with declining reimbursement and coming off a very difficult

time with the economy and they have the dubious honor of having the highest bad debt and charity care throughout all of Trinity Healthcare. Commissioner Rule said St. Alphonsus challenges more indigency cases than the other hospitals put together. Commissioner Alder clarified that the Boise facility is challenging the decisions, not the Nampa facility. Ms. Surber gave some background information on a document submitted to the Board titled "What is Idaho's Best Choice". It summarizes key points between status quo and Medicaid redesign. Commissioner Rule asked Ms. Surber what the plans are to get the legislature on board with the redesign plan. Ms. Surber said from the state's perspective, what they would be handling is basically administering the additional population in the Medicaid program. Mr. Pisca said to get counties on board with this you need to eliminate indigency care and CAT fund. In addition to that, take all of those people who would otherwise be covered by the indigency fund or the CAT fund and put them in the state Medicaid pool. While you are putting that on the state, 100% of those funds are being reimbursed by the federal government until 2020 when it goes down to 90%. Mr. Pisca said he has not talked to a single legislator who hasn't looked at the numbers and said that is financially the best decision Idaho can make. Mr. Goodsell asked if St. Alphonsus and the Idaho Hospital Association are supportive of eliminating the medical indigency and CAT fund. Ms. Surber said everybody is on board but it has to go hand in hand with the Medicaid expansion and redesign. Mr. Pisca said Representative Tom Loertscher sponsored the piece of legislation that would have repealed the CAT fund and indigency care. Representative Fred Wood sponsored legislation that would have redesigned the Medicaid piece and expanded that to the 138% poverty level population. The bills are online and were introduced late last session. He doesn't know how much they will change but thinks the legislative package is complete. The items discussed were general in nature and did not require Board action. The meeting concluded at 11:28 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

SEVENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 17, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED CLAIMS ORDER #9-25-13

The Board of Commissioners approved payment of County claims in the amounts of \$165,599.56, \$50,289.96, \$99,126.75, \$75,594.39 and \$127,815.51 for accounts payable.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-043013, 2013-043006, 2013-043007, 2013-043008, 2013-043009, 2013-043010, 2013-043011 and 2013-043012.

APPROVED SALARY RATE REQUEST

The Board approved salary rate requests for Amaia Vicandi-Bow, Ross Garven, Jessica Ishida, Shay Porter, Andrew Vodvarka and Tonya Weyand.

CONSIDER SIGNING NOTICE OF UNSCHEDULED REVENUE HEARING

The Board met today at 8:24 a.m. to consider signing a notice of unscheduled revenue hearing. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Zach Wagoner reported that the County has received unscheduled revenue in the following funds:

County Fair: \$12,000
Misdemeanor Probation: \$35,000
Specialty Courts: \$125,000
Waterways: \$20,000
Emergency Communications: \$300,000
Justice Fund/Sheriff: \$315,000

On September 30, 2013 at 1:00 p.m. the Board will conduct a hearing where the public is invited to comment on the budgeting of the unscheduled revenue. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the notice of hearing. The meeting concluded at 8:26 a.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH TREASURER TO DISCUSS MONTHLY REPORT FOR JULY 2013

The Board met today at 8:31 a.m. for a meeting with the County Treasurer to discuss the July 2013 monthly report. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Treasurer Tracie Lloyd, and Deputy Clerk Monica Reeves. The report, which is on file with this day's minute entry, shows a net change of cash on hand covering July 1 through July 31, 2013. Because there was a discrepancy in how Auditor's Office was handling corrections and what our actual cash position was Ms. Lloyd added a line to the report (ZGL adjusting entries in transit) and at the end of July it was \$186,307.65 and it consisted of some payroll corrections and a motor vehicle tax

payment that was in transit. The Treasurer's Office has identified everything except \$49.23. They have not been able to determine why they are off on the cash by that amount. Ms. Lloyd submitted a list of the County's investments showing what investments we have and where they're at and whether they are liquid or non-liquid. The meeting was held for information purposes only. No Board action was required or taken. The meeting concluded at 8:40 a.m. An audio recording is on file in the Commissioners' Office.

FILE IN THE MINUTES

The Board filed the Treasurer's Monthly report for July 2013 in today's minutes.

CONSIDER SIGNING TREASURER'S TAX CHARGE CORRECTIONS SUMMARY FOR AUGUST 2013

The Board signed the Treasurer's Tax Charge Corrections Summary for August 2013.

CONSIDER SIGNING RESOLUTION AUTHORIZING THE QUITCLAIM OF PARCEL 320830110 TO MARK WHEELER AND SUSAN WHEELER; AND COUNTY QUITCLAIM DEED FOR PARCEL 320830110

The Board met today at 8:46 a.m. to consider signing a resolution authorizing the quitclaim of Parcel 320830110 to Mark Wheeler and Susan Wheeler, and a County quitclaim deed for Parcel 320830110. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Treasurer Tracie Lloyd, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. The Board previously agreed to convey the parcel to the Wheelers upon payment of \$1,000. Tracie Lloyd reported that payment has been received. Commissioner Hanson made a motion to sign the resolution authorizing the quitclaim of Parcel No. 320830110 to Mark Wheeler and Susan Wheeler and to sign the County quitclaim deed for the parcel. The motion was seconded by Commissioner Alder and carried unanimously. The signed documents are on file with this day's minute entry. The meeting concluded at 8:48 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 9:03 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. Topics of discussion included the

following: An update on the progress of the Department of Labor appeal, and a request by the Idaho Association of Counties to participate on the Planning and Zoning panel for energy land use. The Board advised IAC that it will not participate. Mr. Porter left at 9:05 a.m. at which time 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 9:05 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:16 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.

TENTATIVE AWARD OF CONTRACT FOR MAHAFFEY OIL CLEAN-UP PROJECT

The Board met today at 9:30 a.m. for the tentative award of contract for the Mahaffey Oil cleanup project. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Proposals were submitted by G&S Excavation and Warner Construction. Brad Goodsell said the proposal from G&S Excavation is defective because they didn't use our bid form. He's tried to make some sense of the proposal but he's not sure if the base amount is on top of the unit pricing; it appears that it is in which case the total price is around \$300,000. Not only is it defective, but it is more expensive than the second proposal. The proposal from Warner Construction gave a per cubic yard price for all the work except for the dewatering and the treatment and disposal which have separate costs. Based on estimated volumes of 2,700 cubic feet the contractor has estimated \$108,000; the estimate for dewatering is \$4,482 and the estimate for the disposal of water is \$700 for a total bid price of \$113,182. That price is less than what was anticipated for the project. Commissioner Rule would like references for Warner Construction. Mr. Goodsell said there were no references required because in a public works contract if they are licensed they are considered eligible to do the work. Terragraphics, the project consultant, has reviewed the proposal. Commissioner Hanson made a motion to sign the notice awarding the project to Warner Construction, Inc. The motion was seconded by Commissioner Alder and carried unanimously. The signed notice, which will be sent to the proposers, is on file with this day's minute entry. If there are no objections the

Board will sign the contract in one week. The construction period will be the last two weeks of October. The meeting concluded at 9:39 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING INDEPENDENT CONTRACTOR EXTENSION AGREEMENT WITH TERRAGRAPHICS ENVIRONMENTAL ENGINEERING, INC. FOR CONSULTING SERVICES FOR MAHAFFEY PROJECT

The Board met today at 9:46 a.m. to consider signing an independent contractor extension agreement with Terragraphics Environmental Engineering, Inc., for consulting services for the Mahaffey Oil cleanup project. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. The extension agreement is for Terragraphics to perform the consulting work and it was anticipated from the beginning. The extension is a one-page agreement with the previous agreement attached to it. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the extension agreement with Terragraphics Environmental Engineering, Inc. (See Agreement No. 13-064). According to Mr. Goodsell we may have to do another extension because of testing that needs to be done. Commissioner Rule said if there is extensive contamination on the site it shouldn't be a concern to the Board because it is normal and is part of the process to test for a few years. The meeting concluded at 9:50 a.m. An audio recording is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE JUVENILE DETENTION DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION; AND SIGN MEMORANDUM OF AGREEMENT TO SUPPORT CLINICAL SERVICES IN JUVENILE DETENTION FACILITIES

The Board met today at 2:32 p.m. for a biweekly meeting with the Juvenile Detention Director to discuss general issues, set policy, and give direction. The Board was also scheduled to sign a Memorandum of Agreement between the Idaho Department of Juvenile Corrections, the Idaho Department of Health and Welfare, and Canyon County as the host county for the Southwest Juvenile Detention facility. Present were: Commissioners Kathy Alder and Craig Hanson, Juvenile Detention Director Steve Jett, Administrative Assistant Marilee Davis, and Deputy Clerk Monica Reeves. Topics of discussion included the following: 1. The Canyon County Office on Aging (CCOA) spoke to the juveniles about how much the seniors enjoy the produce from the center's garden. Approximately 2,000 pounds have been donated to CCOA and Hope's Door. 2. The ongoing PREA audit. 3. Mr. Jett is helping out other counties in the state with their PREA audits; his time will be reimbursed to the County at a set rate by the other counties. It will cover his salary, benefits, and any travel costs as well as a little extra for

the County. He will work with the Prosecutor's Office on the contract for his services. Mr. Jett said because we have an MOU for emergency mutual aid between Ada County, the Idaho Department of Juvenile Corrections and Canyon County he will not be able to do the PREA audit for Ada County because he wants to avoid a conflict of interest. 4. Mr. Jett has completed the merit pay and bonus information for his employees. The Board went off the record at 2:49 p.m. to contact the Prosecutor's Office about the agreement that was scheduled to be signed. Deputy P.A. Zach Wesley arrived at 2:52 p.m. and the Board went back on the record. He said the agreement is a regular renewal of an agreement we have with the state to provide clinical services. There are very few responsibilities on the County. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the agreement. (See Agreement No. 13-065.) The meeting concluded at 2:56 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

EIGHTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 18, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-043580, 2013-043581, 2013-043582, 2013-043583 and 2013-043577.

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Guy Manley, Michael Byrne and Thomas Tippetts.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Facilities Management department in the amount of \$7,375.00 to Wallace Bros. Inc.

APPROVED CLAIMS ORDER #9-19-13

The Board of Commissioners approved payment of County claims in the amount of \$872.64 for accounts payable.

CONSIDER SIGNING RESOLUTION TO APPROVE JOB TITLE, DESCRIPTION AND PAY RANGE CHANGES FOR TWENTY-ONE SR. COURT CLERKS TO THIRTEEN MAGISTRATE IN-COURT CLERKS AND EIGHT DISTRICT IN-COURT CLERKS

The Board met today at 8:16 a.m. to consider signing a resolution approving job title, description and pay range changes for 21 Senior Court Clerks to 13 Magistrate In-court Clerks and 8 District In-court Clerks. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Clerk Chris Yamamoto, Controller Zach Wagoner, PIO Joe Decker, and Deputy Clerk Monica Reeves. Zach Wagoner said currently there are 40 to 50 positions in the court clerk division titled senior court clerk. There are significant differences in responsibilities within those positions so they are taking 21 positions that are in-court clerks and separating from them from the senior court clerk positions. There is a higher level of responsibility and a different skillset for in-court clerks and there needs to be a distinction between the two positions. The Clerk has worked with HR and created new job descriptions. The change will move the pay range up one level so the starting pay will go from \$25,289 to \$27,818. Within the 21 positions there will be some salary changes where some will move to the \$27,818 salary. These will be the changes effective for Fiscal Year 2014 starting September 16. The Board does not have any concerns with the Clerk's request. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution approving job title, description and pay range changing 21 Senior Court Clerk positions to 13 Magistrate In-Court Clerk positions and 8 District In-Court Clerk positions. The signed resolution, No. 13-258, is on file with this day's minute entry. The meeting concluded at 8:22 a.m. An audio recording is on file in the Clerk's 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 Hanson 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 Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session.

The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:16 a.m. with no decision being called for in open session. While in open session Mr. Wesley said he will review the contract documents for Silverhawk Realty.

AWARD OF SERVICE WEAPON TO RETIRING SERGEANT RENEE UBERUAGA

The Board met today at 9:34 a.m. to consider awarding a service weapon to Sergeant Renee Uberauga. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Sheriff Kieran Donahue, and Deputy Clerk Monica Reeves. Sgt. Uberauga has been employed with the County for 18 years and will retire on September 30, 2013. The Sheriff is recommending Sgt. Uberauga be issued her duty weapon, a Glock Model 10, Serial Number MYC194. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to accept the Sheriff's recommendation to award the service weapon to Sergeant Renee Uberauga. The meeting concluded at 9:39 a.m. An audio recording is on file in the Commissioners' Office.

RESOLUTION TO REAPPOINT GENE KUEHN AS THE CANYON COUNTY REPRESENTATIVE TO THE IDAHO ASSOCIATION OF COUNTIES BOARD

The Board met today at 9:39 a.m. to consider a resolution to reappoint Gene Kuehn as the Canyon County Representative to the Idaho Association of Counties Board. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to reappoint Gene Kuehn to the Idaho Association of Counties Board. See Resolution No. 13-260. The meeting concluded at 9:40 a.m. An audio recording is on file in the Commissioners' Office.

RESOLUTION TO REAPPOINT ERIC RANDALL TO THE CANYON COUNTY PLANNING AND ZONING COMMISSION

The Board met today at 9:40 a.m. to consider a resolution to reappoint Eric Randall to the Canyon County Planning and Zoning Commission. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to reappoint Eric Randall to the Canyon County Planning and Zoning Commission. Mr. Randall's term shall commence immediately and will expire

September 18, 2017. See Resolution No. 13-259. The meeting concluded at 9:41 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 10:02 a.m. for a monthly meeting with the Solid Waste Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Solid Waste Director Jack Biddle and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: Waste amount is up 4.70% in July and 5.92% for the first eleven months of the fiscal year 2013; implementing a public waste tipping system; Department of Agriculture pesticide collection will be October 3, 2013 from 9:00 a.m. to 1:00 p.m.; the Mahaffey Oil contaminated soil cleanup is still on schedule; thank you to the Board for the opportunity to provide merit pay to employees. Mr. Biddle also discussed organic wood waste grinding, which just finished for the year. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:20 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:20 a.m. for a monthly meeting with the Public Defender to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Public Defender Mark Mimura and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Mr. Mimura discussed year to date budget numbers and submitted budget documents. He said because it is the end of the year they have to have their continuing legal education credits caught up and they are having their training push as well. The Supreme Court wanted the mental health core teams to attend two-day training in Post Falls so he will send one attorney to Post Falls. Another attorney was sent to interview possible interns/externs at the University of Idaho Law School. He reported there was kind of an issue this morning that may have aggravated the Prosecutor's Office because his CPA team had a hearing for termination of parental rights moved from tomorrow to today, which means the pre-trials were started late. He can imagine that people would be upset if they are starting an hour late, but it is not his fault the courts changed the hearing. The new budget will be starting October 1, he has contacted Zach Wagoner and he knows the number he is going to start billing. Mr. Mimura said he is looking at

getting some of his people “death penalty qualified”. Commissioner Rule said he wants to make sure Mr. Mimura is kept in the loop on the public defender discussions and potential changes. The County will do an RFP for public defender services and Mr. Mimura is encouraged to submit a proposal. Mr. Mimura said it depends on if he can get rid of his building in Meridian. Commissioner Rule said the County is providing a three month salary for the new public defender to come in and prepare a defender’s office in the new administration building. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:29 a.m. An audio recording of the meeting is on file in the Commissioners’ Office.

NINTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 19, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED CLAIMS ORDER #9-25-13

The Board of Commissioners approved payment of County claims in the amount of \$373,242.70 for accounts payable.

APPROVED CLAIMS ORDER#1325

The Board of Commissioners approved payment of County claims in the amount of \$1,086,705.38 for a county payroll.

APPROVED PURCHASE ORDER

The Board approved a purchase order for S1 IT Solutions.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-043578 and 2013-043579.

CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 8:22 a.m. to go on the record and continue medical indigency hearings. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to continue the following cases by signed stipulation:

Case No. 2013-1209 was continued to October 17, 2013 at 8:30 a.m.

Case Nos. 2012-1552 & 2013-1355 were continued to October 31, 2013 at 8:30 a.m.

Case Nos. 2013-1249, 2013-1398, 2013-1280, 2013-1647 & 2013-344 were continued to November 14, 2013 at 8:30 a.m.

Case No. 2013-781 was continued to November 27, 2013 at 8:30 a.m.

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

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-1332

The Board met today at 8:27 a.m. to conduct a medical indigency hearing for Case No. 2013-1332. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, the applicant and Administrative Specialist Kelly Martinez. A representative for the hospital did not appear for today's hearing. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to uphold the original denial dated July 3, 2013. The hearing concluded at 8:31 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-1202

The Board met today at 8:33 a.m. to conduct a medical indigency hearing for Case No. 2013-1202. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, Brittany Rich from St. Alphonsus Regional Medical Center, and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio*

recording and prepared the following minutes.) The applicant did not appear for today's hearing. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to continue the hearing to November 14, 2013 at 8:30 a.m. The hearing concluded at 8:38 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-1187

The Board met today at 8:41 a.m. to conduct a medical indigency hearing for Case No. 2013-1187. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, the applicant and his girlfriend and Administrative Specialist Kelly Martinez. A representative from the hospital did not appear at today's hearing. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to uphold the original denial dated June 19, 2013. The hearing concluded at 8:49 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-1228

The Board met today at 9:04 a.m. to conduct a medical indigency hearing for Case No. 2013-1228. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, the applicant, Interpreter Mercedes Lupercio and Administrative Specialist Kelly Martinez. A representative from the hospital did not appear for today's hearing. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to uphold the original denial dated July 3, 2013. The hearing concluded at 9:14 a.m. An audio recording is on file in the Commissioners' Office.

UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES

The Board met today at 9:00 a.m. to uphold original denials for various medical indigency cases. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, and Administrative Specialist Kelly Martinez.

(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.) Ms. Chadwick recommended the Board uphold the previous respective denials in the following cases: Case Nos. 2013-859, 2013-1316, 2013-1255, 2013-1284, 2013-1318, 2013-1343, 2013-1251, 2013-1185, 2013-1166, 2013-1136, 2013-181, 2013-1130 and 2013-1272. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to uphold the previous denials. The proceeding concluded at 9:02 a.m. An audio recording is on file in the Commissioners' Office.

LEGAL STAFF UPDATE

The Board met today at 10:40 a.m. for a legal staff update. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Topics of discussion included the following: the invoice from Silverhawk Realty related to the auction of property located at Highway 20-26 and Pond Lane; the County will pay the \$2,500 that was agreed on for reimbursement. The Prosecutor's Office is reviewing the lease renewal for the property located at 304 N. Kimball that is being utilized by CCOA. The lease payment is \$12 per year. The Board would like the renewal to be for longer periods than one year; Mr. Laugheed will review the statute that allows for leases to be signed for multiple years. The Board is working on language for a mission statement that will be posted on the Commissioners' webpage. At 10:46 a.m. a request was made to go into Executive Session as follows:

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

Commissioner Hanson made a motion to go into Executive Session at 10:46 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 Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. Commissioner Rule left at 11:00 a.m. The Executive Session concluded at 11:07 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 FIXING THE 2013 TAX LEVY RATES

The Board met today at 2:05 p.m. to consider fixing the 2013 tax levy rates. Present were: Commissioners Kathy Alder and Craig Hanson, Controller Zach Wagoner and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Mr. Wagoner said there are about 60 taxing districts throughout the County and they submit a property tax request to the County Clerk. We don't dictate or control how much they request; they each submit their own request. We review the dollars requested divide them by the taxable value in that district and get a levy rate. What are being fixed and authorized today are the rates for the funds of the various taxing districts in Canyon County. Commissioner Alder asked what happens if someone exceeds those numbers. Mr. Wagoner said we did have a few that requested more dollars than they were allowed and the Auditor's Office made those adjustments. Some exceeded their statutory levy rate limit and so the Auditor's Office lowered those and sent them an official notice that the dollar amount had been adjusted. Commissioner Hanson asked if anyone protested the notice that they exceeded the statutory levy rate limit. Mr. Wagoner said we had two that strongly disagreed with us and in that instance the State Tax Commission and the Attorney General's Office became involved and supported the County's decision. The County levy rate is down 12% from last year. Following comments, Commissioner Hanson made a motion to sign the resolution fixing the 2013 tax levy rates. The motion was seconded by Commissioner Alder and carried unanimously. The resolution, No. 13-261, is on file in this day's minute entry. The meeting concluded at 2:20 p.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION - PERSONNEL MATTER (EMPLOYEE EVALUATION)

Commissioner Hanson made a motion to go into Executive Session at 2:31 p.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 and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Kathy Alder and Craig Hanson, and Deputy Clerk Monica Reeves. The Executive Session concluded at 3:30 p.m. with no decision being called for in open session.

MEETING WITH TINA WILSON TO RECEIVE A PROGRESS REPORT FROM THE WESTERN ALLIANCE FOR ECONOMIC DEVELOPMENT

The Board met today at 3:36 p.m. for a progress report from Tina Wilson, the Executive Director of the Western Alliance for Economic Development (WAED). Present were:

Commissioners Kathy Alder and Craig Hanson, Tina Wilson, the Executive Director of the Western Alliance Economic Development, DSD Director Tricia Nilsson, and Deputy Clerk Monica Reeves. Ms. Wilson's report included the following: WAED has completed the transition of Owyhee County as their fiscal agent as requested by the Department of Commerce. Ms. Wilson became an employee of Owyhee County on August 1, 2013. Steps have been taken to bring Grandview and Middleton back into the Western Alliance. WAED has five active projects; four are in Canyon County and one is Owyhee County. Ms. Wilson reported on the good working relationship she has with the Nampa and Caldwell Economic Development Corporations. She has attended meetings of the Wilder and Middleton economic groups. Commissioner Hanson said there have been dramatic changes with WAED and now Ms. Wilson can concentrate on outreach and hopefully start growing the program. Ms. Wilson appreciates the fact that Owyhee County took over as her fiscal agent. She said ICRMP has indicated a need for a joint powers agreement regarding the WAED with Canyon and Owyhee Counties. Ms. Wilson was hoping the Board was going to sign a Memorandum of Understanding with the Department of Commerce today; however, it was not listed on the Board's agenda nor was it reviewed by the Prosecutor's Office. Deputy P.A. Zach Wesley arrived at 3:47 p.m. and said he will review the MOU and it can be considered next week. Ms. Wilson said she is under a timeframe with the Department of Commerce and she would like the MOU to be signed as soon as possible. The MOU will be put on the Board's agenda for September 24, 2013 at 8:15 a.m. The meeting concluded at 4:02 p.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH HUMAN RESOURCES DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION; AND CONSIDER SIGNING REINSURANCE CONTRACT WITH HCC

The Board met today at 4:03 p.m. to meet with the Human Resources Director to discuss general issues, set policy, and give direction and also to consider signing a reinsurance contract with HCC Life Insurance Company. Present were: Commissioners Kathy Alder and Craig Hanson, Human Resources Director Jeanine Eiband, Jerry Doman from Employee Benefit Resources Corp. and Administrative Specialist Kelly Martinez. Deputy P.A. Zach Wesley arrived at 4:05 p.m. (*Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.*) Ms. Eiband said the reinsurance contract is ready to be signed so that we can go uninterrupted into our next contract year. Commissioner Alder said we have been having some problems with Meritain, some employees are unhappy. Mr. Doman said Meritain is on probation. They were firm on a 21% increase but he told them they could lose the County's account so they came back with better numbers. Ms. Eiband said the reinsurance is insurance to protect our insurance plan; it covers any costs that go over the set aggregate amounts. HCC came back with the most competitive bid with a 21% increase due to the fact that we are going from a 9 month contract to a 12 month

contract and also because of the uncertainty with the healthcare reform changes going into effect January 1, 2014. She said we have had some issues with Meritain's customer service and claims payments so Mr. Doman consulted with them and it dropped to 12%. Ms. Eiband said Meritain is making a proactive effort to correct the problems. She said the contract with HCC will set us up for October 1 so we have reinsurance and it needs to be locked in by tomorrow or we run the risk of it going higher. According to Ms. Eiband, we are looking at a \$150,000 savings on just the fixed cost side compared to what Blue Cross was going to charge us. We should see significant savings on the claims side with the HRA change. Mr. Wesley said the document presented today is not the formal agreement; it just locks in the rate and it gives us a preview of what their terms will be. Upon a motion by Commissioner Hanson and a second by Commissioner Alder, the Board voted unanimously to sign the reinsurance contract with HCC. The contract, No. 13-066, is on file in this day's minute entry. The meeting concluded at 4:20 p.m. An audio recording is on file in the Commissioners' Office.

TENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 20, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
Commissioner Kathryn Alder
Commissioner Craig L. Hanson
Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate requests for Jason Roberts, Amber Walker, Alan Takeuchi and Chad Bingham.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-043985, 2013-043986, 2013-043987, 2013-043988, 2013-043979, 2013-043980, 2013-043981, 2013-043982 and 2013-043983.

MEETING WITH ADMINISTRATIVE DISTRICT JUDGE THOMAS RYAN TO DISCUSS GENERAL ISSUES

The Board met today at 8:07 a.m. with Administrative District Judge Thomas Ryan to discuss general issues. Present were: Commissioners Kathy Alder and Craig Hanson, Administrative District Judge Thomas Ryan, and Deputy Clerk Monica Reeves. Commissioner Steve Rule arrived at 8:25 a.m. Topics of discussion were as follows: 1. Judge Ryan invited the Board to the legislative dinner on October 16 at the Nampa Civic Center. 2. He received the Board's letter yesterday regarding shared employees and based on a cursory review it seems there is a lack of communication and it invites a written response. Judge Ryan said things are moving in a positive direction; we'll get past the issue and be better for it. Patti Tobias informed him that she and legal counsel will have a draft MOU by the end of the month. 3. Judge Ryan received the Board's letter on the public defender delivery system and he is on the same page. Judge Huskey will assist the Board in going forward. Commissioner Alder wants the public defender in place by July of 2014 so they can be ready by October 1, 2014. Commissioner Hanson said the Board has budgeted three months to get the public defender on the payroll and ready to begin on October 1. Judge Ryan said there needs to be discussion between Judge Huskey and Board about how that will work so the courts can advise people on the process. He said the Board will want to interview the candidates and that will take time so he recommends the County publicize its intent around the first of March. 4. Judge Ryan reported that Patti Tobias has submitted a list of allocated funds that come to Canyon County; this is the budgeted allocation the district receives from the State to the Supreme Court to the District Court. The lion's share of the funds goes through Canyon County. Ms. Tobias will discuss the information in greater detail when she meets with the Board. Commissioner Alder said Dan Chadwick, Executive Director of the Idaho Association of Counties, believes we need contracts in place for shared employees. Judge Ryan doesn't think the Board understands how much work is going on behind the scenes to correct the issues. Progress is being made and he will address it in his letter. 5. The names of three candidates have been referred to Governor Otter for appointment as a District Court Judge in Canyon County. The candidates are: Chris Nye, Ken Jorgenson and Chris Topmiller. The courts are making plans for space to accommodate the new judge. It will be tight until the remodel project is completed. No Board action was required or taken as the meeting was held for discussion purposes only. The meeting concluded at 8:38 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION – PERSONNEL MATTER; LITIGATION MATTER AND DISCUSS RECORDS EXEMPT FROM PUBLIC DISCLOSURE/LEGAL STAFF UPDATE

Note for the record: As properly noticed the Board met today at 9:03 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, litigation matter and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:06 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Hanson and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter, Deputy P.A. Dan Blocksom and Deputy Clerk Becky Chandler. Facilities Director Paul Navarro and Parks Director Tom Bicak arrived at 9:33 a.m. The Executive Session concluded at 9:33 a.m. with no decision being called for in open session. At the conclusion of the executive session, Director Tom Bicak and Director Paul Navarro joined the legal staff meeting to discuss contractor and architect issues with the Crossroads Museum Construction Project. Director Bicak reported that the contractor is over budget and not completing the project in a timeframe that is expected. Conflict resulted over the other necessary parts of the project; such as power to the facility. The contractor believed they were responsible for that task and were to be paid accordingly. Idaho Power did the work at a cost savings to the county over the construction company. Director Bicak advised the Board that after consultation from the PA office, he would like to end the contract with Modus Architecture, Bruce Poe and Wright Brothers Construction as soon as the shell and core are completed, as well as the ADA compliant concrete and septic services. Once the contract is terminated, Canyon County can be its' own contractor to finish the remainder of the project. Commissioner Rule agrees with Director Navarro that county resources could be utilized for the finishing of the construction phase. Commissioner Alder wants to make sure legally we can tie up the contract. Chief Deputy Laugheed says the contractor lived up to obligations of the contract for \$600,000. It is now time to close the contract and move on for the remainder of the process. An invitation for bids will be submitted to the Board for the finishing of the building process. Director Bicak also noted that Boise State University will have a funding raising event on Nov 2nd at Celebration Park to assist in securing future funds for the building. The meeting concluded at 9:41 a.m. The open portion of the legal staff meeting is on file in the Commissioners' Office.

MEETING TO RECEIVE AUDIT REPORTS FROM JUVENILE DETENTION

The Board met today at 9:42 a.m. for a meeting to receive audit reports from Juvenile Detention. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson,

Juvenile Detention Director Steve Jett, Administrative Assistant Marilee Davis, PREA Auditor Wendy Estano, Training Coordinator Sean Brown, Public Information Officer Joe Decker, Deputy P.A. Zach Wesley and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Director Jett said this is the first audit in the nation for juvenile facilities. Ms. Estano said it was really nice to have full cooperation from the staff at the facility and also Zach Wesley has been very helpful and responsive. The Prison Rape Elimination Act (PREA) is a federal statute that requires that juvenile detention centers, jails and prisons comply with a certain set of standards. PREA has been in place for some time and facilities are in certain forms of preparation for that, this facility has been very prepared for it. Ms. Estano said staff's preparation made her job easier and gave her faith that the kids are taken care of and the facilities are taking the standards seriously. The audit is basically a two-day prep period beforehand where she reviews the policies, speaks to people over the phone and does a lot of emailing. She has been on site for three days and spoke to ten kids at random, twenty-one staff members, reviewed/required a lot of documentation, walked through the facility and observed practices. Her draft report will be provided to the Board within 30 days. After the draft comes out it is likely not everything will be in compliance because there are 183 standards and you have to get 100% on the test. Her report will be in draft form and is not public. The County has six months to work on the corrective action plan to remedy those things and get them into compliance. The general results were that the staff members do a really good job; she found great PREA compliance in policy and training. The most beneficial thing was to watch staff interact with kids. It is a quiet, calm facility, they don't have a lot of violent incidents and the conversations between kids and staff are respectful. Ms. Estano said the one area that is going to be tough and is not in compliance is the set of standards around investigations because that is handled with the Caldwell Police Department. A lot of it is paperwork she needs to see or conversations she needs to have with staff at the police department. That area will have to be out of compliance but if during the six month period staff can get with the police department we might be able to remedy some of it. Commissioner Alder expressed concern that the County is held accountable for something it can't control: CPD investigations. Ms. Estano understands the frustration but said it is the way the standards are set up. Commissioner Rule said the County has had difficulties in getting cooperation from the City of Caldwell. Ms. Estano said the County could write the policy for the police department and see if they will adopt it as an addendum to their own policy. In other words, they don't have to do any work. Commissioner Hanson asked if there are any stipulations that we cannot use an onsite investigator. Ms. Estano said PREA allows for an internal investigator but would require that if it is a criminal conduct issue it would need to be forwarded to someone who can actually prosecute and take a criminal case all the way through. That would eventually have to go to the police and then the prosecutor. If it's just an administrative investigation and the prosecutor's office is involved and the facility is involved as long as the documentation shows a fair investigation that is perfectly fine, but once it's a criminal matter it has to

be referred to the police and they must have investigators that are trained in juvenile confinement settings, sexual abuse and assault. They just need to have things in writing saying they are going to do it and in the case of sexual assault cases they need to agree to take the juveniles to specialized staff at the Boise hospitals because the local hospitals will not have the specialized staff. Commissioner Hanson said we are not saying they haven't been getting the job done; we just need to have a written policy that is agreed to by the investigating agency. Ms. Estano said that is correct, and if the Sheriff's Office investigates they need a policy in place as well. Beyond that, of the things that Director Jett has control over, the audit results were excellent. Ultimately what everyone wants to see is safe kids; we don't want to re-traumatize them in detention. Ms. Estano said she feels the County is very fortunate to have Director Jett in our facility. Commissioner Rule said the Board is aware of Director Jett's qualifications and the staff he has put together. Commissioner Alder said we need to work on a policy to send over to Caldwell. The meeting concluded at 9:58 a.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS SALARY RATE REQUESTS FOR SHERIFF'S OFFICE

The Board met today at 10:04 a.m. to discuss salary rate requests for the Sheriff's Office. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Deputy Sheriff Marv Dashiell, Finance Manager Pam Corta and Deputy Clerk Becky Chandler. Commissioner Hanson requested clarification by the Sheriff's Office regarding salary rate sheets for Patrol Deputies and a Communications officer. Chief Dashiell verified that 2 deputies are a lateral transfer and 1 is an increase with PTO pay. Promotions and change of pay will start in new pay period, 1 day before the fiscal year 2014 increase starts. Upon the recommendation of Controller Zach Wagoner, one blue sheet was submitted for approval rather than 2 separate blue sheets which could have caused a delay in the increases. The increase for communications is due to advanced training. This position has 2 blue sheets instead of 1 because the employee is on a 2 week pay cycle instead of a 28 day pay cycle. Chief Dashiell will submit a reference document for future requests that explains a ranking system for pay scale. After clarification and explanation by Chief Dashiell and Ms. Corta, the salary sheets were approved. The meeting concluded at 10:23 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING CONTRACT FOR CONSTRUCTION OF THE SOUTHWEST IDAHO JUVENILE DETENTION CENTER COURTROOM ADDITION PROJECT

The Board met today at 10:39 a.m. to consider signing a contract for construction of the Southwest Idaho Juvenile Detention Center courtroom addition project. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Civil Deputy P.A.

Sam Laugheed, Facilities Manager Paul Navarro, Scott Hedrick, and Deputy Clerk Monica Reeves. Sam Laugheed reviewed the process noting that Scott Hedrick Construction, Inc., was the successful and qualified low bidder for the project. The sum to be paid is \$1,304,600. The contract has been reviewed and negotiated with the Prosecutor's Office, the project architect and the contractor. Commissioner Rule inquired about the delay where an electrical supply issue was addressed. Paul Navarro said they wondered if they could tie to the existing building's switch gear system that was installed in 1992 so they did a third party monitoring to find out what our peak demand was and whether we could add the load for the building. Quality Electric did the monitoring and the report was good; the building actually has two sets of switch gears because it's been added onto twice. Mr. Navarro is comfortable using the existing systems which results in a cost savings of \$80,000. The funds for the project will come from the lottery tax proceeds from the juvenile probation department and court facilities funds and as it progresses over time both departments have agreed to allocate more money. Whatever the close gap is at the end of the project we will use Mr. Navarro's line item for capital improvements. The Board is comfortable with that approach. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the contract for construction of the Southwest Idaho Juvenile Detention Center courtroom addition project. The signed contract, No. 13-067, is on file with this day's minute entry. The meeting concluded at 10:46 a.m.

ELEVENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 23, 2013

Board attending Idaho Association of Counties Conference - Boise

TWELFTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 24, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder via conference call from IAC Conference
 Deputy Clerk Monica Reeves

ABSENT: Commissioner Craig L. Hanson attending IAC Conference

CONSIDER SIGNING IDAHO DEPARTMENT OF COMMERCE RURAL IDAHO
ECONOMIC DEVELOPMENT PROFESSIONAL MEMORANDUM OF
UNDERSTANDING

The Board met today at 8:20 a.m. to consider signing an Idaho Department of Commerce Rural Idaho Economic Development Professional Memorandum of Understanding. Present were: Commissioner Steve Rule, Commissioner Kathy Alder via conference call, Deputy P.A. Zach Wesley, Tina Wilson, the Executive Director of the Western Alliance for Economic Development, and Deputy Clerk Monica Reeves. At 8:21 a.m. Mr. Wesley asked the Board to go into Executive Session so that he could relay new information that would provide some insight on the document. The Board went into Executive Session as follows:

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

Commissioner Alder made a motion to go into Executive Session at 8:22 a.m. pursuant to Idaho Code, Section 67-2345(1) (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Kathy Alder (via conference call), Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The Executive Session concluded at 8:32 a.m.

When the Board came out of Executive Session, Ms. Wilson joined the discussion. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to authorize Chairman Rule to sign the Idaho Department of Commerce Rural Idaho Economic Development Professional Memorandum of Understanding. The signed MOU is on file with this day's minute entry. The meeting concluded at 8:34 a.m. An audio recording is on file in the Commissioners' Office.

THIRTEENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 25, 2013

Board attending Idaho Association of Counties Conference - Boise

FOURTEENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 26, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED PURCHASE ORDER

The Board approved purchase orders for the Solid Waste department in the amount of \$2,811.65 to Myers Tire Supply, \$3,346 to Hanson Structural Precast, and \$1,493.27 to Idaho Material Handling, Inc.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Sheriff's Office in the amount of 1,156.20 to Pacific Steel and Recycling.

APPROVED PURCHASE ORDER

The Board approved purchase orders for the Facilities Management department in the amount of \$4,974.00 to N. West Service Technologies, \$4,837.36 to Specialized Transportation, Inc. and \$11,319.00 to Northwest Interiors.

APPROVED KEY REQUEST

The Board approved a key request for Ross Garven.

DENIED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board denied the donation of vacation leave to another employee for sick leave to Thomas Treadaway.

APPROVED SALARY RATE REQUEST

The Board approved salary rate requests for Kelly Gardner, Oralia Dominguez, Christopher Boyd and Gerald Krein.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-044903, 2013-044904, 2013-044905, 2013-044906, 2013-044907, 2013-044908, 2013-044909, 2013-044910, 2013-044911, 2013-044912, 2013-044913, 2013-044914, 2013-044915, 2013-044888, 2013-044889, 2013-044890, 2013-044891, 2013-044892, 2013-044893, 2013-044894, 2013-044895, 2013-044896, 2013-044897, 2013-044898, 2013-044899, 2013-044900, 2013-044901, 2013-044902, 2013-044916, 2013-044917, 2013-044918, 2013-044919, 2013-044920, 2013-044921 and 2013-044922.

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

Note for the record: As properly noticed the Board met today at 9:02 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, pending litigation and records exempt from public disclosure. The Executive Session was held as follows:

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

CONSIDER SIGNING 2013 EMPG SUB-GRANT APPLICATION FOR ASSISTANCE

The Board met today at 9:39 a.m. to consider signing the 2013 EMPG (Emergency Management Program Grant) Sub-Grant for Assistance. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Lt. Todd Herrera, Captain Dana Maxfield, and Deputy Clerk Monica Reeves. The state receives funding and it gives a portion to the 44 counties and tribes in Idaho to run their emergency management programs. The County is reimbursed 50% (up to \$115,000) of what it costs to run its program. The funds can also be used for additional projects that deal with emergency management in the County; in the past funding has been used for fuel tanks, maintenance, and radios. This year Lt. Herrera hopes to put the funds toward canine units the Fleet Director

purchased. State funding will be awarded around November 1 and then it will be applied retroactively to the 2013 budget year as income. He said next year we should look at the process because the grant award comes later each year and it's a bit messy to put the funds in a previous year's budget. He will talk to the Controller about changing the process. Commissioner Rule agrees that a change in process is necessary. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the 2013 EMPG sub-grant application for assistance with the Bureau of Homeland Security. The signed document is on file with this day's minute entry. The meeting concluded at 9:43 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTION TO APPROVE THE ADDITION OF TWO PARKS TECHNICIAN POSITIONS IN THE PARKS DEPARTMENT

The Board met today at 9:45 a.m. to consider a resolution approving the addition of two positions in the Parks Department. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, H.R. Director Jeannine Eiband, Parks Director Tom Bicak, Nick Lane, John Smith, and Deputy Clerk Monica Reeves. Director Bicak said staff is being expanded in order to meet the demand of additional parks. Nick Lane and John Smith will be moved from seasonal to fulltime employment. The budget has been increased to allow for the fulltime positions. The HR Office worked on the job description and made sure the position control numbers are correct. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to approve the addition of two parks technician positions to the Parks and Recreation Department. The resolution, No. 13-263, is on file with this day's minute entry. The meeting concluded at 9:50 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING RESOLUTION TO CHANGE TITLE AND JOB DESCRIPTION OF A SENIOR LEGAL ASSISTANT TO A RESTITUTION COORDINATOR IN THE PROSECUTOR'S OFFICE

The Board met today at 9:50 a.m. to consider a resolution to change the title and job description for a senior legal assistant to a restitution coordinator in the Prosecutor's Office. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. The position is being expanded to take on additional duties as it pertains to restitution work in the Prosecutor's Office. The intention is to give a bump in pay for the extra duties but it is within the same pay range. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to change the title and job

description for a senior legal assistant to a restitution coordinator. At 9:52 a.m. the Board went into Executive Session as follows:

EXECUTIVE SESSION - PERSONNEL MATTER AND RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Alder made a motion to go into Executive Session at 9:52 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) and (d). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. The Executive Session concluded at 10:02 a.m. with no decision being called for in open session.

CONSIDER APPROVING FY2014 SALARIES AND FY2013 RECOGNITION PAY

The Board met today at 10:03 a.m. to consider approving Fiscal Year 2014 salaries and Fiscal Year 2013 recognition pay. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Clerk Chris Yamamoto, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. Zach Wagoner said also included in the recognition pay is the amount to transfer to the health insurance fund. The total to go to the health insurance fund is \$672,000 which will be split between the various departments depending on how many fulltime employees are in each department. After going through the budget process and allocating dollar amounts for merit increases in pay, Mr. Wagoner sent the information to the elected officials and department heads that sent back their numbers to him. Mr. Wagoner has reviewed the numbers and everything is in line with what was budgeted. There was one last minute change where the salary for the Indigent Services Director was increased by \$1,000 in recognition of the change in the scope of her responsibilities. The rates will be effective September 30, the beginning of a new pay cycle. The 2013 recognition pay will show in the October 4 paycheck and the new salary amounts will show in the October 18 paycheck. Commissioner Hanson made a motion to approve the Fiscal Year 2014 salary amounts and the Fiscal Year 2013 recognition pay with the explanation provided by the Controller. The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Hanson and Alder voting in favor and Commissioner Rule voting against the motion. The motion carried by split vote with Commissioner Rule casting the dissenting vote. The resolution, No. 13-264, is on file with this day's minute entry. The meeting concluded at 10:08 a.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 10:31 a.m. for a biweekly meeting with the Development Services Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Development Services Director Tricia Nilsson and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: application processing; subdivision plats, building permits, and refund requests; personnel update; Planning & Zoning Commission; Caldwell Area of City Impact; Meridian "Fields" District information; and the Comprehensive Plan update. Director Nilsson would like to start an analysis of the fees charged in DSD to make sure they are reasonable and fair. She is also wrapping up employee evaluations which should be done next week noting that the merit increases have really improved morale. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:52 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:52 a.m. for a biweekly meeting with the Director of Misdemeanor Probation to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Director of Misdemeanor Probation Jeff Breach and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: The Inter-State Compact Policy has been updated with one change, the Board does not object to the change; Ada County case management training has an online component which will provide enhanced training early on; everyone is done with the required Misdemeanor Probation Officer training. Commissioner Alder said there are some interim committees in the legislature that are looking at misdemeanors and trying to put some of them under infractions so we don't have to worry about jail time. If Mr. Breach has some suggestions on what kind of crimes would be better as infractions versus misdemeanors, Commissioner Alder could get that list to Senator Patti Ann Lodge. Mr. Breach said the hard thing about misdemeanors is it encompasses such a wide range depending on the jurisdiction, but he is in favor of some of the charges going away. Mr. Breach said the data base problem has been resolved and it is up and running. People are making payments online and over the phone and that has been a great thing. The items discussed were general in nature and did not require Board action. The meeting concluded at 11:00 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING FISCAL YEAR 2014 RENEWAL AGREEMENTS

The Board met today at 11:02 a.m. to consider signing Fiscal Year 2014 renewal agreements. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell, Deputy P.A. Mike Porter, and Deputy Clerk Monica Reeves. The items were considered as follows:

Authorized Subdivision Agreement under County General License from Pictometry International Corp between Canyon County and Nampa Highway District, and City of Caldwell: Brad Goodsell said the Assessor's Office bought Pictometry software several years ago and when we got an update to it the City of Nampa, the City of Caldwell and the Nampa Highway District agreed to help pay for some of the costs in exchange for being able to use Pictometry. Under the licensing agreement we can allow political subdivisions to use it. The contracts being considered today allow the City of Caldwell and the Nampa Highway District to use the software under the agreement, and it allows them to do so perpetually so we do not have to renew the contracts because there is no money changing hands. The City of Nampa has used the software in the past without a contract and they have not responded to requests to enter into a contract. If they use it improperly or violate the licensing agreement they will be liable to Pictometry. Mr. Goodsell addressed the issue in a letter to the city. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the agreement under General License from Pictometry International Corp between Canyon County and the Nampa Highway District, and the City of Caldwell. The signed agreements, Nos. 13-076 and 13-077 are on file with this day's minute entry.

Designated examiner agreements between Canyon County and Phares Book, PsyD; David Sanford Ph.D., Jerry Doke, Ph.D.; Lawrence Banta, M.D.; a mental health professional services agreement with Tim Ashaye, M.D. and an oral surgery contract with Nicholas Massoth, D.M.D: Mike Porter said the renewal agreements are for local doctors to perform the services they have performed for the County in the past at the same rates. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign designated examiner agreements, mental health professional services agreement and the oral surgery contract as noted above. See Agreement Nos. 13-069, 13-070, 13-071, 13-072, 13-073, and 13-074.

Amendment No. 4 to Farm Lease Agreement No. 09-146 with M & S Farms, Inc.: This is for the person who farms the fairground property: Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign Amendment No. 4 to the Farm Lease Agreement No. 09-146 with M&S Farms (Stephen Woodward). See Agreement No. 13-075.

The signed documents are on file with this day's minute entry. The meeting concluded at 11:12 a.m. An audio recording is on file in the Commissioners' Office.

MEETING TO RECEIVE UPDATE REGARDING DRUG TESTING FOR THE DRUG COURT PROGRAM

The Board met today at 1:30 p.m. to receive an update regarding the drug testing for the drug court program. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Zach Wesley, Deputy P.A. Dan Blocksom, Assistant Trial Court Administrator Benita Miller, Drug Court Coordinator Ron Christian, and Deputy Clerk Monica Reeves. Benita Miller wanted to update the Board on the courts' plans for drug testing after September 30. One prospective employee does not meet the standards due to a criminal history therefore after September 30 he will no longer be a drug test observer. The plan is that the drug court coordinator, Ron Christian, will serve as the drug test observer for the male population on a temporary basis. She will work with HR to get some things vetted before a prospective employee completes an application. With Mr. Christian observing we may run into issues of overtime so Ms. Miller will talk to Dan Kessler about the possibility of paying an hour of overtime each day to Mr. Christian rather than letting comp time accumulate. Roseanne Kinney, who is a County employee, will serve as the female drug test observer; they do not anticipate any overtime issues because she will take time off on Fridays. Ms. Miller said the courts are looking at drug testing and an overall solution to the problem. Ron Christian spoke about the information he's gathered regarding costs. The drug courts didn't go with Global Drug Testing because they couldn't get them down to the \$6 range for tests. He asked Freeman Monitoring for a proposal but they were too expensive. He was able to reduce the cost Redwood Lab charges so they are now paying \$3.75 for an alcohol test and \$10.95 for the confirmations that are flagged as positive. Two years ago they were paying \$23 per test so the savings is astounding. The cost difference is almost \$54,000 if the drug courts do it themselves under the latest costs from the lab versus \$98,000 a year with Freeman Monitoring. Mr. Christian said they are looking at hiring an employee for the male testing but because they've run out of time he volunteered to do it until an observer is hired. Commissioner Alder said we all realize the value of the program and she feels badly that the state doesn't step up and cover the real costs because the only way to make sure the program is effective is to make sure everyone is on target and so the state needs to pay for the program. In response to the possibility of having a central location for drug testing, Mr. Christian said the reason the idea got derailed was because everyone thought it had to be linked to purchasing a very expensive machine that has since become outdated. But that doesn't mean we shouldn't find a central place where all the drug courts can pool their employees and save a lot of money. He said some courts want to get rid of Global Drug Testing but the alternative is to go with companies that are more expensive. He and Ms. Miller plan to take the lead on finding a solution. Commissioner Alder said the County provides

some funding to the free clinic and she wonders if they might provide some space for testing for a few hours day. Mr. Christian will look into it. Ms. Miller said the courts plan to have a meeting with the stakeholders and present a proposal for testing that does not require investment in an expensive machine; instead, they can do what drug court is doing and if they can get buy in they can show the savings to all county departments that test. The next step is finding a location. Commissioner Hanson said the location needs to be in close proximity to the courthouse or else it will cause concern for other agencies, like the Sheriff's alternative sentencing program that does its scans at the campus location. Ms. Miller said the courts will work in a collaborative manner with the County. No Board action was required or taken. The meeting concluded at 2:06 p.m. An audio recording is on file in the Commissioners' Office.

FIFTEENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 27, 2013

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

ABSENT: Commissioner Kathryn Alder

APPROVED PURCHASE ORDER

The Board approved purchase orders for the Information Technologies department in the amount of \$7,849.00 to BOE and \$2,738.38 to Cerium.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Prosecuting Attorney's office in the amount of \$7,016.42 to Dundas Office Interiors, Inc.

APPROVED KEY REQUEST

The Board approved a key request for Christian Samples.

APPROVED SALARY RATE REQUEST

The Board approved salary rate requests for Christian Samples, John Smith, Robert Kershner, Nicholas Lane, Alicia Flavel, Sheri Hale, Diane Hoadley, Sharon Strauss, Marlene Kenney, Randy Fee, Nicole Bernard and Brittany Ambeau.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-044782 and 2013-044783.

LEGAL STAFF UPDATE

The Board met today at 9:01 a.m. for a legal staff update. Present were: Commissioners Steve Rule and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Mr. Laugheed informed the Board that the wood waste removal annual contract renewal and the scope of work agreement for the Pickles Butte Landfill mapping project have been reviewed and are appropriate for the Board to sign. Both documents are on the Board's agenda for later this morning. Mr. Laugheed also advised that Deputy P.A. Zach Wesley has reviewed the PREA training contract with Director Jett and the document is ready for the Board's signature as well. Mr. Goodsell said there was some discussion yesterday about hospital legislation and he wanted to know if there is anything he needs to follow up on after the Board's Idaho Associations of Counties meetings. Commissioner Hanson said it came up for discussion in the governmental affairs meeting and they put it into committee for review because there aren't enough counties that are familiar with it. Further explanation is needed. Commissioner Rule suggested the topic be discussed again next week when all three Commissioners are present. Mr. Goodsell said he drafted an explanation page but he understands the need for more review since there are only six or seven counties in the state that have hospitals. Mr. Goodsell left at 9:06 a.m., at which time a request was made to go into Executive Session as follows:

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

Commissioner Hanson made a motion to go into Executive Session at 9:06 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:12 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.

SIGN SEPTEMBER 27, 2013 AGENDA DOCUMENTS

The Board met today at 9:33 a.m. to sign an independent contractor agreement with the National Partnership for Juvenile Services to provide PREA Training to staff at the Southwest Idaho Juvenile Detention Center, and to consider a renewal contract for wood waste removal at the landfill. Present were: Commissioners Steve Rule and Craig Hanson, Administrative Assistant Marilee Davis, and Deputy Clerk Monica Reeves. The items were considered as follows:

Independent Contractor Agreement with the National Partnership for Juvenile Services to provide PREA Training to staff at the Southwest Idaho Juvenile Detention Center - Marilee Davis said this is a new agreement for the PREA grant the detention center received. Deputy P.A. Zach Wesley and Director Steve Jett have reviewed the document and found it to be satisfactory. According to Ms. Davis, Director Jett said the contractor provides topnotch training. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to sign the independent contractor agreement with the National Partnership for Juvenile Services to provide PREA Training to staff at the Southwest Idaho Juvenile Detention Center.

Wood Waste Removal annual contract renewal with Enviro-Progress, Inc. - The landfill director has recommended the Board sign the renewal contract which has been reviewed by the Prosecutor's Office. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to sign the wood waste removal annual contract renewal.

The signed documents are 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.

CONSIDER SIGNING SCOPE OF WORK AGREEMENT WITH AEROMETRIC FOR THE PICKLES BUTTE 2013 LANDFILL MAPPING PROJECT

The Board met today at 10:47 a.m. to consider signing a scope of work agreement with Aerometric for the Pickles Butte 2013 Landfill Mapping project. Present were: Commissioners Steve Rule and Craig Hanson, and Deputy Clerk Monica Reeves. The landfill director has asked the Board to sign a purchase order and scope of work

agreement. The purpose of the project is to develop aerial photos of the landfill project. It allows them to scope where the landfill is, where it's going and how they will continue to develop it. Upon the motion of Commissioner Hanson and the second by Commissioner Rule, the Board voted unanimously to sign the purchase order and scope of work agreement for the Pickles Butte 2013 Landfill Mapping Project, the cost of which is listed at \$9,515. The meeting concluded at 10:49 a.m. An audio recording is on file in the Commissioner's Office.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Solid Waste department in the amount of \$9,515.00 to Aerometric.

SIXTEENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO SEPTEMBER 30, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved salary rate requests for Dallin Creswell and Allen Shoff.

APPROVED VACATION LEAVE TO OTHER EMPLOYEE FOR SICK LEAVE

The Board approved the donation of vacation leave to another employee for sick leave to Thomas Treadway.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Weed Control department in the amount of \$9,750 to Shippy Construction.

APPROVED KEY REQUEST

The Board approved a key request for Oralia Dominguez.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-045314, 2013-045315, 2013-045316, 2013-045317, 2013-045318, 2013-045319, 2013-045320, 2013-045321, 2013-045322, 2013-045323, 2013-045324, 2013-045325, 2013-045326, 2013-045327, 2013-045328, 2013-045329, 2013-045330, 2013-045331, 2013-045332, 2013-045333, 2013-045334, 2013-045335, 2013-045336, 2013-045337, 2013-045338, 2013-045339, 2013-045340, 2013-045341, 2013-045342, 2013-045343, 2013-045344, 2013-045345, 2013-045346, 2013-045347, 2013-045348, 2013-045349, 2013-045350, 2013-045351, 2013-045352, 2013-045353, 2013-045354 and 2013-045355.

FILE IN MINUTES

The Board filed the Monthly Treasurer's report for August 2013 in today's minutes.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:30 a.m. for an office staff meeting. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Facilities Manager Paul Navarro, PIO Joe Decker, Administrative Specialist Kelly Martinez, and Deputy Clerks Becky Chandler and Monica Reeves. The items discussed were general in nature. Ms. Martinez and Ms. Chandler left at 8:34 a.m. Joe Decker reported on routine communication issues. Paul Navarro reported on the following facilities issues: A clothesline displaying t-shirts for a domestic violence awareness project will be hung on the second and third floors of the courthouse, outside the courtrooms. The juvenile courtroom addition project will break ground tomorrow. The administration building project is on the Idaho Power schedule to start no later than October 7. Two trenches will be dug; asphalt will be finished by October 16 and steel will be onsite no later than October 31. Phase I of the courthouse remodel project has started. We don't have a lot of as-build drawings from the past with regard to the location of heat pumps, fire systems, etc. The architect will submit a proposal to document our equipment so we can figure out where to start shifting pieces. There will be purchase orders to start work on the roof, electrical, concrete, siding, heating, and cooling for the building located at 1223 East Chicago Street. The Sheriff's Office would like to use the former fleet shop which is located across the street from the jail. Remodel work is estimated to cost approximately \$125,000. Mr. Navarro has a bid to change out the stationary glass panel

windows in the Commissioners' individual offices to either a slider or a tip-out style. All windows can be done for between \$5,000 and \$6,000. The Board wants some time to think about this project. Commissioner Rule said the fact that he donated approximately \$20,000 worth of marble and quartz to the County offsets the cost of the window change outs. Mr. Navarro said the windows could be a source of egress in the event of a fire as well. Commissioner Hanson said it was interesting that the Ada County Commissioners nixed plans to create more space to accommodate a new judge; instead they said the judges need to work on their schedule. Mr. Navarro said Judge Ryan's secretary has asked about rescheduling the public meeting room for court. The meeting concluded at 8:44 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER RESOLUTION TO APPROVE TWO NEW POSITIONS IN THE PROSECUTOR'S OFFICE

The Board met today at 9:03 a.m. to consider a resolution to approve two new deputy prosecuting attorney positions in the Prosecutor's Office. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. The positions were approved as part of the Fiscal Year 2014 budget process. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution approving two new deputy prosecuting attorney positions for the Prosecutor's Office. See Resolution No. 13-226. The meeting concluded at 9:05 a.m. An audio recording is on file in the Commissioners' Office.

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

Note for the record: As properly noticed the Board met today at 9:05 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, litigation and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:06 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:34 a.m. with no decision being called for in open session.

CONSIDER: AMENDMENTS TO CANYON COUNTY CODE OF ORDINANCES, ARTICLE 5, PERSONNEL SYSTEM; SIGNING RESOLUTION TO ADOPT NEW CANYON COUNTY PERSONNEL MANUAL

The Board met today at 9:34 a.m. to consider amendments to the Canyon County Code of Ordinances, Article 5, Personnel System and consider signing a resolution to adopt a new Canyon County Personnel Manual. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Human Resources Director Jeannine Eiband, Assessor Gene Kuehn, Treasurer Tracie Lloyd, Coroner Vicki DeGeus, Prosecutor Bryan Taylor, Sheriff Kieran Donahue and Deputy Clerk Becky Chandler. Clerk Yamamoto arrived at the meeting at 9:45 a.m. Director Eiband advised that employee meetings were offered by Human Resources for information purposes to address comments or questions. The new manual includes the signing of three documents: Amendment to the Canyon County Code of Ordinances, a resolution to adopt the new Personnel manual and nullify the old manual, and the welcome page to introduce the new rules. Sheriff Donahue commented that he was appreciative of the efforts and commended the work done by Director Eiband and the legal advice that was given by the Prosecutor's Office. Ms. DeGeus, Ms. Lloyd, Mr. Kuehn and Mr. Taylor all agreed. Upon the motion by Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the resolution, the ordinance and the welcome page to adopt the new Canyon County Personnel Manual. A roll call vote was taken on the motion with Commissioners Rule, Alder and Hanson voting in favor of the motion which carried unanimously. The meeting concluded at 9:46 a.m. A copy of the audio, amendments, resolution and welcome page are on file in the Commissioners' Office.

ELECTED OFFICIALS MEETING

The Board met today at 10:03 a.m. for an Elected Officials Meeting. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Prosecutor Bryan Taylor, Treasurer Tracie Lloyd, Assessor Gene Kuehn, Coroner Vicki DeGeus, Clerk Chris Yamamoto, and Deputy Clerk Becky Chandler. Sheriff Kieran Donahue arrived at 10:08 a.m. Prosecutor Taylor advised that new employees are starting FY2014 on the criminal prosecutor side. Three names are being considered for the district judge position. Assessor Kuehn recently attended a conference for Manatron software, which was purchased by Thompson Reuter. A new version will be implemented in FY 2014. Ms. Lloyd acknowledged that Idaho received recognition for an outstanding IT department for the State Tax Commission at the recent Thompson Reuters conference. Ms. DeGeus reported that a nationwide search is underway for a new pathologist. The Sheriff did not have an update to provide. Clerk Yamamoto reported that Elections is the most prepared and furthest ahead for a November election. One employee will be lost in the courts, court dates might suffer due to employee turnover. The Board did

not have any updates. The meeting concluded at 10:19 a.m. with no decision being called for in open session. A copy of the audio is on file in the Commissioners' Office.

CONSIDER SIGNING COOPERATIVE EXTENSION SYSTEM BUDGET AGREEMENT FOR FY2014

The Board met today at 10:32 a.m. to consider signing the Cooperative Extension System Budget Agreement for Fiscal Year 2014. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Treasurer Tracie Lloyd, Deputy P.A. Brad Goodsell and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Upon a motion by Commissioner Alder and a second by Commissioner Hanson, the Board voted unanimously to sign the Cooperative Extension System Budget Agreement for Fiscal Year 2014 in the amount of \$218,762.00. The signed agreement, No. 13-083, is on file with this day's minute entry. The meeting concluded at 10:33 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING CUSTOMER SERVICE AGREEMENT WITH BILLING DOCUMENT SPECIALISTS

The Board met today at 10:33 a.m. to consider signing the customer service agreement with Billing Document Specialists. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Treasurer Tracie Lloyd, Deputy P.A. Brad Goodsell and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Ms. Lloyd said it is a service agreement for the billing of our tax bills and the other multiple services Billing Document Specialists (BDS) offers the County. It is a continuation of the same services they have been providing in the past. Mr. Goodsell said previously the Board signed an agreement with Point & Pay which allowed County entities to use credit cards. BDS uses the services of Point & Pay and then they provide additional services on top of that, which includes a lockbox, sending out notices and that type of thing. This is a service that the Treasurer's Office has been using for some time, and it will renew annually unless we terminate it, which can be done at any time. Commissioner Alder asked if we could break down what people are paying for on their property tax notices. Ms. Lloyd said they could provide that but there is limited space on the tax notice so it would require the notice be completely redesigned. It would be best to do that all at one time after we convert our system. Upon a motion by Commissioner Hanson and a second by Commissioner Alder, the Board voted unanimously to sign the Billing Document Specialists Customer Service Agreement with Canyon County. The signed agreement, No. 13-081, is on file with this

day's minute entry. The meeting concluded at 10:39 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 10:47 a.m. for a weekly meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, CIO Rob Hopper and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: Phone System update; Document Management System update including security strategy which is in the initial stages; mobile device management and a request from the PA to deploy this capability to laptops; considering having IT personnel wear uniforms so people know who IT personnel are. The Board agrees it would be nice to have uniforms in place and said it is up to Mr. Hopper's discretion. Commissioner Hanson asked in dealing with mobile device management, did we get anything solidified on personal versus corporate phones. Mr. Hopper said the plan is if you are going to connect with the County email system with a personal or work phone, we will put the manager on either way. Commissioner Hanson asked about stipend pay. Mr. Hopper said he believes it will be left up to the elected official to decide. Commissioner Hanson thinks there needs to be a discussion regarding dollar amounts and whether a ceiling should be considered. Mr. Hopper said he will talk to Jeannine Eiband and get something in front of the Board. Commissioner Rule asked what the status is of this Board going to a terminal computer type approach as opposed to paper documents. Mr. Hopper would love it and integrating that with this new document management system is exactly the right way to go. The items discussed were general in nature and did not require Board action. The meeting concluded at 11:02 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

UNSCHEDULED REVENUE HEARING

The Board met today at 1:07 p.m. to conduct an unscheduled revenue hearing. Present were: Commissioners Steve Rule and Kathy Alder, Controller Zach Wagoner, and Deputy Clerk Monica Reeves. The County has received over \$700,000 as follows:

- County Fair Fund: County fair and agent \$12,000
- Misdemeanor Probation Fund: Misdemeanor probation \$35,000
- Specialty Courts Fund: Specialty courts state revenue & other fees \$125,000

- Waterways Fund: Waterways revenue \$20,000
- Emergency Communications Fund: Emergency communications grant & other revenue \$300,000
- Justice Fund: Canyon County Sheriff grants & other revenues \$315,000

The funds came in throughout the year and are greater than was anticipated. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to accept the unscheduled revenue. See Resolution No. 13-267. The meeting concluded at 1:10 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING PROCLAMATION FOR DOMESTIC VIOLENCE AWARENESS MONTH

The Board met today at 1:30 p.m. to consider signing a proclamation for Domestic Violence Awareness Month. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Prosecutor Bryan Taylor, Kim Ivacek from Advocates Against Family Violence, Senior Misdemeanor Probation Officer Barbara Boyer, Sheriff's Victim-Witness Coordinator Aleshea Boals, PIO Joe Decker, and Deputy Clerk Monica Reeves. Barbara Boyer asked the Board to sign the proclamation which proclaims October as domestic violence awareness month and kicks off some activities, including the clothesline project that will be displayed in the courthouse. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the proclamation, a copy of which is on file with this day's minute entry. The meeting concluded at 1:34 p.m. An audio recording is on file in the Commissioners' Office.

MEETING WITH COMPASS, VALLEY REGIONAL TRANSIT AND IDAHO TRANSPORTATION DEPT. TO RECEIVE ANNUAL TRANSPORTATION PROJECT UPDATE AND DISCUSS CANYON COUNTY NEEDS

The Board met today at 2:00 p.m. for a meeting with COMPASS, Valley Regional Transit (VRT) and Idaho Transportation Department (ITD) to receive annual transportation project update and discuss Canyon County needs. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, DSD Director Tricia Nilsson, Mark Wasdahl from ITD District 3 Office, Toni Tisdale and John Van Dyke from COMPASS, and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Ms. Tisdale supplied the Board with a packet of information regarding details on funding and at the end of the packet is a list of

deadlines. Mr. Wasdahl said they just passed through the second year of a two year federal authorization bill, Map 21. Their board passed a draft 2014-18 ITIP a week ago that was based upon continuing on the same funding amounts for the out years. As an overview, the department is replacing or rehabilitating a large number of bridges and overpasses over the next few years. They brought back the Transportation Alternative Program; COMPASS has their program within their urban area. They had a call for projects a couple of months ago, and they were going to have a selection committee select the FY14 projects. That was supposed to be done two days from now but they had 64 applications statewide so they need three more weeks. On October 23rd they will be coming up with the grantees and will be going to the Board the next day. They are looking at having a call for projects for FY15 in January so that everyone has a chance to see what was selected and possibly rewrite their FY14 application that didn't come through. There are a number of different categories including rural and urban. The congestion mitigation air quality (CMAQ) program was going to be reopened and a committee put together. Commissioner Alder said the one on Middleton and Karcher/Hwy 55 really needs to be done. Mr. Wasdahl said at this point the Middleton intersection project, which will widen the four lanes towards Karcher Road, is to be constructed in 2014. Right now they have design work being done on three intersections at Midway, Lake and Indiana which ended up being scheduled for 2016. On the environmental side they were hoping all would get categorical exclusions but since there are three of them that determines alignment. They will find out whether federal highways want to see an environmental assessment and in that case it may delay that process. In 2016 they are looking at those three going in as well as a million dollar project to work on the Karcher/Nampa Caldwell Boulevard intersection. They have an internal call for projects and per the draft corridor plan which is just being finished, they are putting in a release for stage one which would be for widening between Midway and Middleton. Commissioner Rule asked if it will extend a turn lane up Karcher to the west. Mr. Wasdahl said it will be extended to four lanes towards Edwards Theaters from the intersection. Commissioner Rule said any relief in either direction will be a huge benefit to that intersection. Ms. Tisdale said for the long range plan State Highway 55 is one of the top four; they do not anticipate funds going to that unless they receive additional money. There is one section to fill in between those intersections that ITD does anticipate will happen by 2025 or 2030. Commissioner Hanson said the second project needed is the I-84 extension which unfortunately stops at Franklin in Nampa. That area bottlenecks both ways and as well as when you exit or enter at Karcher. There is a major fatality waiting to happen with the pillars and merging traffic. Ms. Tisdale said they've heard conflicting reports on what might happen in the legislature this year. There has been a lot of support across the state and if they do get a new funding source through the state legislature they would amend the plans and move forward those top priorities. In 2008 they funded the museum at Celebration Park and it is about to open. There are some things that might be available with the transportation alternative program that the County may be interested in applying for since there is quite a bit of interest in getting a trail put together.

Commissioner Rule said there are plans in place for the Boise River trail and that is probably the one we would support. There is a nucleus started down on the Boise River near the Caldwell Ponds and back up to the old river bridge and that is used a lot. Director Nilsson asked if F.A.C.T.S. has a plan going through Ada and Canyon Counties and if they have the capacity to be a project sponsor. Ms. Tisdale said they are not eligible but they could be a co-sponsor. Ms. Tisdale will forward the Board the long term plan so they will know what is coming. Commissioner Rule said he has heard talk about widening interstate plans past Caldwell to Ontario, but he would like to take care of Caldwell East first. Commissioner Alder recognizes the bridge work is necessary and they need to be done. Ms. Tisdale said we will see how our budget comes out in the next couple of weeks. Map 21 is authorized but we still have to get an appropriation for our budget. We anticipate it is going to be the same as last year. Commissioner Rule asked Ms. Tisdale of any deadlines she would like to emphasize to the Board. Ms. Tisdale said the transportation alternative program for the state, the call for projects should be in January now. Ms. Nilsson asked about how letters of support are weighed. Ms. Tisdale said it definitely helps, they are very important. Ms. Nilsson said when she was going through the prioritization at COMPASS, Nampa Highway District was less concerned about Highway 55 because they have already worked out a locally funded option because it is one of their top priorities. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:30 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

CONSIDER SIGNING LEASE WITH THE CANYON COUNTY OFFICE ON AGING, WEATHERIZATION AND HUMAN SERVICES

The Board met today at 3:01 p.m. to consider signing a lease with the Canyon County Office on Aging (CCOA), Weatherization, and Human Services. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Carol Teats, the Executive Director of CCOA, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The updated lease is for the office space CCOA uses which is located at 304 N. Kimball Avenue in Caldwell. The lease is for a period of five years, and the rent is \$1.00 per month. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the lease. Sam Laugheed said it is legal for the Board to lease property to an entity like CCOA for a term not to exceed five years without public auction, along with the condition that the Board unanimously agree on the amount of the rent. A roll call vote was taken on the motion with all three Commissioners voting in the affirmative. The signed lease is on file with this day's minute entry. As the discussion concluded, Mr. Laugheed requested the Board 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 3:07 p.m. pursuant to Idaho Code, Section 67-2345(1) (b) and (d). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Alder, Rule, and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, and Deputy Clerk Monica Reeves. The Executive Session concluded at 3:10 p.m. with no decision being called for in open session.

JOINT QUARTERLY MEETING WITH P&Z COMMISSIONERS AND DEVELOPMENT SERVICES DEPARTMENT STAFF

The Board met today at 5:02 p.m. to conduct a joint quarterly meeting with the P&Z Commissioners and Development Services Department staff. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson; P&Z Commissioners Shannon Carrell, Gary Duspiva and David Scheuerer; DSD Director Tricia Nilsson; DSD Planner Jennifer Almeida; DSD Planner Deb Root; and Deputy Clerk Monica Reeves. The topics of discussion were as follows:

1. *Comprehensive Plan; how to go about rethinking the plan:* In previous years committees were formed to review the different components; Ag, Transportation, land use, property rights, etc. Commissioner Alder asked if we want to do that again this time. Tricia Nilsson said there is no set timeframe, but every five years is a good check in point. She said they have started looking at the Ag component and will get a subcommittee to look at the other updates. Commissioner Hanson said it's better to look at the entire document rather than just one component; he also spoke about the importance of having public comment on the comp plan. David Scheuerer asked if it's appropriate for P&Z Commissioners to serve on the review committees when they are decision makers. Director Nilsson said it's a legislative function and the P&Z Commission is a recommending body to the Board on planning duties so there is no legal issue. There is a perception issue. The role is to develop the community's plan. Commissioner Alder agrees that the P&Z Commission has the opportunity to participate.

2. **Hearing procedures:** Gary Duspiva said there have been cases before the P&Z Commission where the applicant did not appear and it was awkward because the commissioners had questions to ask of the applicant. Commissioner Alder said it is not up to DSD staff to bring the case forward and if the applicant does not come forward the case should be denied. Commissioner Rule agrees. Commissioner Duspiva said the commission asked for an interpretation from the Prosecutor's Office on a legitimate question but the response was the Prosecutor's Office serves only the Board, not the commission. Director Nilsson said she can ask the question of the Prosecutor's Office. Commissioner Duspiva spoke about the cases where exhibits are submitted late and the commission does not have sufficient time to review the documents. There was discussion about how people can use that to their advantage and purposely delay a hearing. Director Nilsson reported that the Prosecutor's Office is reviewing the P&Z Commission bylaws. Commissioner Alder reminded the group about the importance of keeping control of the audience and not allowing applause.

3. **Miscellaneous items:** Commissioner Duspiva thanked the Board for increasing in the mileage reimbursement rate. The P&Z Commissioners are currently paid \$75 per meeting they attended and he asked if there can be an increase in that amount. Commissioner Rule asked him to submit the request in writing. The P&Z Commission will discuss it and make a recommendation to the Board. P&Z Commission terms are expiring; Bill Roscoe and Marcella Stewart do not wish to be reappointed in November. Director Nilsson said the state law requires that not more than one-third of the commission can reside within the city limits and at least half have to live outside areas of impact. Commissioner Rule said the Board is mindful of that when considering applicants. Director Nilsson has tracked the requirements and said we are fine with the current makeup of the commission. Commissioner Duspiva said some members like the title and other people actually attend the hearings. If members do not want to attend they should step down. Commissioner Shannon Carrell said she likes serving the community in this capacity and she looks forward to serving in the future. Commissioner Duspiva would like to meet with the Board on a quarterly basis rather than once a year. Director Nilsson complimented the commission members on their decorum, fairness and civility with the public. The Board expressed its appreciation for the commissioners' service.

The meeting concluded at 5:45 p.m. An audio recording is on file in the Commissioners' Office.

SEVENTEENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO OCTOBER 1, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Deputy Clerk Monica Reeves

ABSENT: Commissioner Craig Hanson was attending the Idaho Economic
 Development Summit

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Facilities Management department in the amount of \$3,098.50 to CS Techs.

LEGAL STAFF UPDATE; CONSIDER SIGNING FIXED CONTRACT FOR THE MAHAFFEY OIL CLEANUP PROJECT; AND LEGAL NOTICE OF ENTERING INTO SERVICES CONTRACTS

The Board met today at 1:47 p.m. for a legal staff update. Also scheduled was the consideration of the fixed price contract for the Mahaffey Oil cleanup project as well as a legal notice of entering into personal services contracts. Present were: Commissioners Steve Rule and Kathy Alder, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Brad Goodsell addressed the legal notice and the fixed price contract. The legal notice will be published in the Idaho Press-Tribune; it lists personal services contracts the County has entered into which include designated examiner evaluations, mental health services and dental health care services that have already been signed. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to sign the legal notice of entering into personal services contracts. (A copy of the notice is on file with this day's minute entry.) Mr. Goodsell reported that there is a delay in the fixed price contract for the Mahaffey Oil cleanup project. One of the requirements imposed is that people working on the ground must have HAZWOPR training certifications. The contractor has agreed to have their employees take the training course next week. Mr. Goodsell requested the contract signing be continued for two days. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the contract signing to October 4 at 9:00 a.m. Commissioner Rule, who has been through the HAZWOPR training, said the certification is not important to our project and is a terrible waste of time and energy because it will not be used in this case. As part of the legal staff update, Mr. Goodsell spoke about the bankruptcy issues that have arisen and

the need to have expertise in that area. A few years ago he worked with a bankruptcy attorney from Bend, Oregon who did a great job on a case he was familiar with and she has agreed to do telephone consultations and document reviews for the County for \$175 per hour. The specialized expertise will cost the County a couple thousand dollars a year. Commissioner Alder supports the idea. Commissioner Rule realizes how specialized bankruptcy law is; he directed legal to prepare a contract and bring it back when all three Commissioners are present. At 1:56 p.m. Sam Laugheed requested the Board go into Executive Session to discuss documents that are exempt from public disclosure as follows:

EXECUTIVE SESSION - RECORDS EXEMPT FROM PUBLIC DISCLOSURE

Commissioner Alder made a motion to go into Executive Session at 1:57 p.m. pursuant to Idaho Code, Section 67-2345(1) (d). The motion was seconded by Commissioner Rule. A roll call vote was taken on the motion with Commissioners Alder and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule and Kathy Alder, Chief Civil Deputy P.A. Sam Laugheed, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox and Deputy Clerk Monica Reeves. Mr. Kuehn and Mr. Cox left at 2:06 p.m. The Executive Session concluded at 2:19 p.m. with no decision being called for in open session.

CONSIDER SIGNING RESOLUTION TO APPROVE THE ADDITION OF ONE POSITION TO THE COUNTY FAIR

The Board met today at 2:19 p.m. to consider signing a resolution to approve the addition of one position to the County Fair. Present were: Commissioners Steve Rule and Kathy Alder, Fair Administrator Rosalie Cope, H. R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. The new position will be responsible for marketing and sponsorship coordination. The funding for the position was approved during the Fiscal Year 2014 budget process. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to approve the marketing and sponsorship coordinator position to the County Fair. (See Resolution No. 13-268). The meeting concluded at 2:21 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER MAKING APPOINTMENT AND REAPPOINTMENTS TO THE CANYON COUNTY ORCHARD REVIEW BOARD

The Board met today at 2:21 p.m. to consider signing resolutions appointing and reappointing members to the Canyon County Orchard Review Board. Present were:

Commissioners Steve Rule and Kathy Alder, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to appoint Ariel Agenbroad, and to reappoint John Williamson, Charles Robison, Jim Martell, and Dick Symms to the Canyon County Orchard Review Board for a term of two years. (See Resolution Nos. 13-269 and 13-270.) The meeting concluded at 2:22 p.m. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 2:30 p.m. for a biweekly meeting with the Juvenile Detention Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Kathy Alder, Juvenile Detention Director Steve Jett, Marilee Davis, Sean Brown, and Deputy Clerk Monica Reeves. Topics of discussion included: center population numbers; haircuts given to juveniles at the center; garden project; PREA audit; and the juvenile courtroom addition project, which is underway. Director Jett will speak at the Idaho Coalition against Sexual and Domestic Violence conference. The department appreciates the employee recognition pay received. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:44 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 2:45 p.m. for a biweekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule and Kathy Alder, Chief Probation Officer Elda Catalano, and Deputy Clerk Monica Reeves. Ms. Catalano was recently in Virginia giving a presentation for the Department of Juvenile Corrections. Some legislators received the report regarding overrepresentation of juveniles in detention centers and they are concerned that the state had overwhelming numbers of juveniles in centers so they are looking at getting the stakeholders to reduce that number and provide programs for families. Other topics of discussion included: Ms. Catalano's employees have signed the vehicle use policy; one employee is leaving to work for another agency; four employees are at the POST academy; and the courtroom addition construction project is underway and during the construction phase some probation officers may work remotely. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:54 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

EIGHTEENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO OCTOBER 2, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Heath Otto.

APPROVED CLAIMS ORDER #9-30-13

The Board of Commissioners approved payment of County claims in the amounts of \$104,096.89 and \$89,540.01 for accounts payable.

APPROVED CLAIMS ORDER #10-1-13

The Board of Commissioners approved payment of County claims in the amount of \$62,500.00 for accounts payable.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-045813 and 2013-045814.

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Robin Silva.

APPROVED AUGUST 2013 TERM COMMISSIONER PROCEEDINGS AND SYNOPSIS

The Minutes of the Fiscal Term of August 2013 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.

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

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

Commissioner Alder made a motion to go into Executive Session at 9:00 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Mike Porter, Parks Director Tom Bicak, Lt. Ben Keyes, Chief Deputy Sheriff Marv Dashiell, Captain Dana Maxfield, PIO Joe Decker, and Deputy Clerk Monica Reeves. Lt. Keyes, Chief Dashiell, Captain Maxfield and Mr. Decker left at 9:29 a.m. Mr. Porter and Mr. Bicak left at 9:40 a.m. The Executive Session concluded at 9:55 a.m. with no decision being called for in open session.

SIGN FINAL PLAT FOR NORTHSLOPE ESTATES

The Board met today at 9:55 a.m. to consider the final plat for Northslope Estates. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, DSD Director Tricia Nilsson, DSD Planner Jennifer Almeida, Jarom Wagoner, and Deputy Clerk Monica Reeves. Jennifer Almeida said this is a replat of Lot 14, Block 1 of Northslope Estates Subdivision. The reason for the replat is the removal of a building envelope. There was no condition requiring the building envelope; in reviewing the records there wasn't a reason for the envelope and it makes more sense to remove it. All agencies have reviewed the plat and have no issue with the removal of the building envelope. The P&Z Commission has approved the plat and staff is recommending approval as well. Jarom Wagoner, the owner's representative, said the building envelope was located at the low point of the property so the septic would have been 10 feet above where the house was going to be built. Southwest District Health agrees with the decision to remove it so the owners can reposition the house. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the final plat for the replat of Northslope Estates Subdivision, Lot 14, Block 1. The hearing concluded at 9:59 a.m. An audio recording is on file in the Commissioners' Office.

DESIGNATE POLLING PLACES FOR NOVEMBER 5, 2013 ELECTION

The Board met today at 10:01 a.m. to designate polling places for the November 5, 2013 election. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Elections Supervisor Terry Warwick, and Deputy Clerk Monica Reeves. Terry Warwick said they normally have 62 precincts but the number was reduced to 47 polling places that will be used for this election. Those that would normally vote in the same polling place have been combined so they will only have to have one work crew, which will be a cost savings to the County. Some precincts will vote together. With the smaller precincts they will send letters saying they can vote absentee if they choose to, or they can vote at the combined location for that day. Ms. Warwick submitted a letter from the Secretary of State's Office stating they can modify the procedure for Precinct 43. It had 43 Star voters, a couple of Caldwell voters and 8 Nampa voters so it didn't make any sense to open that location so they are being moved to Birch Elementary. Upon the motion of Commissioner Alder and the second by Commissioner Hanson the Board voted unanimously to approve polling places for the November 5, 2013 election. The meeting concluded at 10:06 a.m. An audio recording is on file in the Commissioners' Office.

MEETING TO DISCUSS LEWIS FAMILY TAX ISSUE-HOMEOWNER'S EXEMPTION; POSSIBLE DECISION

The Board met today at 10:33 a.m. for a meeting to discuss the Lewis Family Tax Issue-Homeowner's Exemption; possible decision. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, Treasurer Tracie Lloyd and Deputy Clerk Becky Chandler. Deputy P.A. Brad Goodsell arrived at 10:35 a.m. Chief Assessor Cox reported that during 2011, a large amount of homes were submitted as foreclosures. When a bank forecloses on home, the Assessor's office removes the homeowner's exemption from the account. A clerk attempted to remove the homeowner's on account 33900277, but the modifier was typed as 227 instead. This removed the homeowner's exemption on the Lewis property by mistake. The Assessor's office has admitted this was an office error and recommends reinstatement of the homeowner's exemption as a good faith gesture. Mr. Cox also stated that it is also a responsibility of the homeowner to check assessments when they are distributed for errors. The Board of Commissioners is not obligated to fix the error, but I.C. 63-1302 will provide the ability of the county to correct the mistake. Deputy P.A. Goodsell advised that the statute is correct and agrees with the Assessor's recommendation. Commissioner Alder was surprised that 2 notices were sent before the homeowner filed a complaint and agrees that it is the homeowner's responsibility to verify the correct information. Ms. Lloyd verified the total amount the taxing districts received on the tax bill, what will be adjusted to show the correct taxes owed, and the difference on the account, which creates a refund of \$1583.62 to Chase Mortgage, per

standard operating procedure. Commissioner Hanson made a motion to accept the explanation and recommendation by the Assessor's office to re-instate the homeowner's exemption and issue a refund of \$1583.62 to Chase Mortgage. Commissioner Alder seconded the motion, it carried unanimously. Commissioner Rule stated the issue now becomes that of the homeowner and the mortgage company. The county issue has been resolved. The meeting concluded at 10:41 a.m. A copy of the audio is on file in the Commissioners' Office.

NINETEENTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO OCTOBER 3, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED CLAIMS ORDER#1326

The Board of Commissioners approved payment of County claims in the amount of \$1,720,901.11 for a county payroll.

APPROVED CLAIMS ORDER #9-30-13

The Board of Commissioners approved payment of County claims in the amounts of \$3,693.80 and \$120,282.66 for accounts payable.

APPROVED CLAIMS ORDER #10-10-13

The Board of Commissioners approved payment of County claims in the amounts of \$1,884.29 and \$719,757.49 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Trial Court Administrator in the amount of \$9,080 to Dell, Inc.

CONTINUE MEDICAL INDIGENCY HEARINGS

The Board met today at 8:22 a.m. to go on the record and continue medical indigency hearings. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, and Administrative Specialist Kelly Martinez. (Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.) Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the following cases by signed stipulation as follows:

Case No. 2013-1261 was continued to November 14, 2013 at 8:30 a.m.

Case No. 2013-1293 was continued to December 19, 2013 at 8:30 a.m.

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

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-1262 AND 2013-1426

The Board met today at 8:29 a.m. to conduct a medical indigency hearing for Case No. 2013-1262 and 2013-1426. Present were: Commissioners Steve Rule and Kathy Alder, Deputy P.A. Dan Blocksom, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, the applicant, Attorney Mark Peterson, Katie Martin from St. Luke's, and Administrative Specialist Kelly Martinez. Indigent Services Director Michele Chadwick arrived at 8:31 a.m. Commissioner Craig Hanson arrived at 9:55 a.m. (Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.) Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing for case number 2013-1262 to November 27, 2013 at 8:30 a.m. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing for case number 2013-1426 to November 27, 2013 at 8:30 a.m. The hearing concluded at 9:07 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-1151

The Board met today at 9:10 a.m. to conduct a medical indigency hearing for Case No. 2013-1151. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, the applicant and spouse, Attorney Mark Peterson, Katie Martin from St. Luke's, and Administrative Specialist

Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to November 27, 2013 at 8:30 a.m. The hearing concluded at 9:18 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-1328

The Board met today at 9:21 a.m. to conduct a medical indigency hearing for Case No. 2013-1328. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, the applicant, Cassie Olsen from St. Alphonsus, Interpreter Mercedes Lupercio and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to uphold the original denial dated July 10, 2013. The hearing concluded at 9:33 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-287

The Board met today at 9:35 a.m. to conduct a medical indigency hearing for Case No. 2013-287. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, the applicant and former spouse, Attorney Bryan Nickels, Nikki Glascock from St. Alphonsus, and Administrative Specialist Kelly Martinez. Deputy P.A. Dan Blocksom arrived at 9:36 a.m. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to take the case under advisement with a decision to be rendered within 30 days. The hearing concluded at 9:47 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-956

The Board met today at 9:51 a.m. to conduct a medical indigency hearing for Case No. 2013-956. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, Attorney Bryan Nickels and Administrative Specialist Kelly Martinez. The applicant did not appear for today's

hearing. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to uphold the original denial dated May 15, 2013. The hearing concluded at 9:55 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-673

The Board met today at 9:59 a.m. to conduct a medical indigency hearing for Case No. 2013-673. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, Attorney Bryan Nickels and Administrative Specialist Kelly Martinez. Indigent Services Director Michele Chadwick arrived at 10:01. The applicant did not appear for today's hearing. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to uphold the original denial dated March 27, 2013. The hearing concluded at 10:03 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-643

The Board met today at 10:04 a.m. to conduct a medical indigency hearing for Case No. 2013-643. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, the applicant, and Administrative Specialist Kelly Martinez. A representative from the hospital did not appear for today's hearing. *(Note: Deputy Clerk Monica Reeves was not present for the hearing but she listened to the audio recording and prepared the following minutes.)* Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to January 2, 2014 at 9:00 a.m. The hearing concluded at 10:08 a.m. An audio recording is on file in the Commissioners' Office.

MEDICAL INDIGENCY HEARING FOR CASE NO. 2013-1246

The Board met today at 10:11 a.m. to conduct a medical indigency hearing for Case No. 2013-1246. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, the applicant and spouse, and Administrative Specialist Kelly Martinez. A representative from the hospital did not appear for today's hearing. *(Note: Deputy Clerk Monica Reeves was not present for the*

hearing but she listened to the audio recording and prepared the following minutes.) Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to uphold the original denial dated July 17, 2013. The hearing concluded at 10:23 a.m. An audio recording is on file in the Commissioners' Office.

UPHOLD ORIGINAL DENIAL DATES FOR MEDICAL INDIGENCY CASES

The Board met today at 10:23 a.m. to uphold original denials for various medical indigency cases. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Dan Blocksom, Indigent Services Director Michele Chadwick, Hearing Specialist Yvonne Baker, Interview Specialist Kellie George, and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Ms. Chadwick recommended the Board uphold the previous respective denials in the following cases: Case Nos. 2013-585, 2013-441, 2013-1330, 2013-1224, 2013-1186, 2013-1302, 2013-1556, 2013-741 and 2013-947. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to uphold the previous denials. The proceeding concluded at 10:24 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING CERIUM MAINTENANCE AGREEMENT FOR AVAYA CM AND NORTEL; CERIUM STATEMENT OF WORK FOR AVAYA CM; CERIUM STATEMENT OF WORK FOR NORTEL

The Board met today at 10:32 a.m. to consider signing the Cerium Maintenance Agreement for Avaya CM and Nortel; Cerium Statement of Work and Avaya CM; and Cerium Statement of Work for Nortel. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, CIO Rob Hopper, Deputy P.A. Dan Blocksom, Chief Civil Deputy P.A. Sam Laugheed, Facilities Manager Paul Navarro, and Deputy Clerk Monica Reeves. Rob Hopper said the agreement is for support of a number of things in the telephone system. We are using Cerium to help us get from our current systems to link and voice over IP for the new administration building and in that process there's a lot of interaction with the existing phone systems, particularly the Nortel system that's in this building and the Avaya system that supports the remote site buildings. The maintenance contract with our previous vendor, Vox, was also due and in the review process it made sense - both logically and fiscally - for us to go to Cerium. The agreement and supporting documents have been reviewed by the Prosecutor's Office. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the Cerium Maintenance Agreement for Avaya CM and Nortel, the Cerium Statement of Work for Avaya CM and the Cerium Statement of Work for Nortel. The signed documents are on file in with this day's minute entry.

(See Agreement No. 13-084). The meeting concluded at 10:38 a.m. An audio recording is on file in the Commissioners' Office.

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

Note for the record: As properly noticed the Board met today at 10:38 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, litigation issues and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 10:39 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Dan Blocksom, Facilities Manager Paul Navarro and Deputy Clerk Monica Reeves. The Executive Session concluded at 11:23 a.m. with no decision being called for in open session.

MEETING WITH ALEX MCNISH FROM RSVP TO DISCUSS POTENTIAL SIGNING OF MOU AND SAFETY ASSURANCE FORM

The Board met today at 2:34 p.m. for a meeting with Alex McNish from Retired & Senior Volunteer Program (RSVP) to discuss the potential signing of a Memorandum of Understanding (MOU) and safety assurance form. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, H.R. Director Jeannine Eiband, PIO Joe Decker, Alex McNish, RSVP Volunteer Coordinator, RSVP Program Director Kristen Tracy, and Deputy Clerk Monica Reeves. For several years seniors from the RSVP program have volunteered at the information desk in the courthouse lobby and this year the Board was asked to sign an MOU and safety assurance form for the volunteer service. Alex McNish was invited to meet with the Board to provide information about the paperwork that RSVP would like the County to sign. Ms. McNish said RSVP is a federally funded program and one of the requirements with having volunteer stations is to have an MOU and safety assurance form in place. For convenience the MOU is renewed on a three-year basis but the safety assurance form has to be completed on an annual basis. Kristen Tracy said several years ago the MOUs were renewed on an annual basis but the corporation decided that was too labor intensive for grantees so they let them review it in a three-year time period. Historically it's always been a mandate that the sponsoring organization (Mountain States Group, Inc.) negotiates an

MOU before placement of a volunteer. Ms. Tracy said in trying to restructure the program they found some inconsistencies and are trying to make sure they are in compliance with their federal funding. Commissioner Alder said the Board is concerned that the MOU extends beyond one year and that it references a 30% match. Ms. Tracy understands the concern and said they do not have to include that language in the MOU; their intention was that volunteers who have supervisors at other stations, such as elementary schools, would be able to have a teacher sign off and donate their time to the program so it could be considered an in-kind match. The MOU is a template and the language can be changed to reflect a renewal on a yearly basis. Commissioner Alder questioned why the County would have to do background checks on the volunteers. Commissioner Hanson said one of the biggest issues dealt with the supervision section of the MOU because the County does not assign anyone to supervise the volunteers. Joe Decker, whose office is next to the volunteer station, said he provides information about County news and events and he would be happy to supervise the volunteers. The Board has no problem with that. Ms. Tracy said with the Edward Kennedy Serve America Act it was mandated that any corporation sponsored volunteer go through a criminal history check. RSVP has been exempt from that but the state officer wanted to make sure it was reflected within the MOU that all stations were aware that RSVP was not performing background checks on the volunteers. She said it's not a mandate that the County has to do them; it's just a statement that it is not RSVP's responsibility. According to Ms. Tracy, the MOU could be revised to include the words "as needed by the volunteer station" in reference to background checks. Commissioner Hanson voiced his concern about the lack of background checks. Jeannine Eiband said the references to Title VI, background checks combined with keeping track of insurance paperwork as well as the supervision aspects are implied employment and she is afraid it will bring us back to other issues of employees who aren't really employees but yet we have responsibility for them. Another concern is that as a public entity we do not fall under OSHA so we do not want to voluntarily waive our right to be exempt from OSHA by signing something that has it in there. Overall, it implies de-facto employment that we are taking responsibility for our volunteers and in her opinion it negates the volunteer role. Commissioner Rule wants legal counsel to review the MOU again and draft alternative language. Commissioner Alder wants the references to OSHA and the 30% match removed from the MOU. Also, the language should state that supervision will be performed by Joe Decker on a limited basis. The Board will ask legal counsel to work on draft language to be sent to RSVP for review with a follow-up meeting to be held at a later date. The meeting concluded at 2:52 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING FISCAL YEAR 2014 RENEWAL AGREEMENTS, CONTRACTS AND MOU'S

The Board met today at 3:04 p.m. to consider signing the Fiscal Year 2014 renewal agreements, contracts and MOU's. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Zach Wesley, Indigent Services Director Michele Chadwick, CIO Rob Hopper, Chief Probation Officer Elda Catalano, Facilities Manager Paul Navarro, and Deputy Clerk Monica Reeves. The documents were considered as follows:

FY 2014 Juvenile Detention Housing Agreements with Elmore County, Washington County and Owyhee County - Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the housing agreements with Elmore County, Washington County and Owyhee County.

FY 2014 Memorandum of Understanding Canyon County and Vallivue School District No. 139 Parent Project - Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the MOU with Vallivue School District.

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

FY 2014 Facility Agreement with West Valley Medical Center - Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the agreement with West Valley Medical Center.

Computer Arts, Inc. Renewal Addenda - Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the Computer Arts, Inc., renewal addenda.

Memorandum of Understanding between: State of Idaho, Canyon County Sheriff, Caldwell City Police Department, Nampa City Police Department, Parma City Police Department and Wilder City Police Department - This item will be rescheduled at a later date.

FY 2014 Agreement with Joe Bugher for Provision of Aftercare Group Sessions, Individual and Family Counseling for Juvenile Offenders and Their Families -

Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the agreement with Joe Bugher.

The signed documents are on file with this day's minute entry. The meeting concluded at 3:20 p.m. An audio recording is on file in the Commissioners' Office.

TWENTIETH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO OCTOBER 4, 2013

PRESENT: Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

ABSENT: Commissioner Steven J. Rule, Chairman

APPROVED PURCHASE ORDER

The Board approved purchase orders for the Facilities Management department in the amounts of \$9,196 to J.B.'s Roofing, \$23,424 to Alpine Construction, \$11,789 to Inselman Plumbing, \$13,500 to Master Work Concrete, \$6,413 to Trane, and \$21,000 to LEI Engineering.

APPROVED TRANSFER OF SICK LEAVE TIME TO VACATION TIME

The Board approved the transfer of sick leave time to vacation time for: Ken Boals, William Crawford, Tony Thompson, Monica Frasier, Andrew Kiehl, Harold Patchett, Dale Stafford, Roy Walthall, Forrest Smith, Chris McCormick, Danny Martineau, James Lewis, Ron Humphrey, Don Davenport, Michael Bryant, James Bish, Judy Eskew, Bryan Yiengst, Ellen Tingstrom and Daniel Hunter.

APPROVED KEY REQUEST

The Board approved a key request for Chrystal Hayes.

APPROVED SALARY RATE REQUEST

The Board approved a salary rate request for Chrystal Hayes.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-046411, 2013-046412, 2013-046413, 2013-046414, 2013-046415, 2013-046416, 2013-046417, 2013-046418, 2013-046419, 2013-046420, 2013-046421, 2013-046422, 2013-046423 and 2013-046424.

LEGAL STAFF UPDATE

The Board met today at 9:19 a.m. for a legal staff update. Present were: Commissioners Kathy Alder and Craig Hanson, Deputy P.A. Mike Porter and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Commissioner Hanson asked if there will be a legal staff meeting to discuss the MOU from the courts before the meeting on the 10th of October. Mr. Porter said Dan Blocksom is working on recommendations to improve upon the MOU and the civil legal team will meet today to work on those changes. Sam Laugheed will do a final review and meet with the Board to discuss it on Monday. Mr. Porter will also have an update on Monday regarding vehicle emissions testing, where the County is at on that and what we need to move forward. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:22 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

TWENTY-FIRST DAY OF SEPTEMBER TERM, A.D., 2013

CALDWELL, IDAHO OCTOBER 7, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED CLAIMS ORDER #9-30-13

The Board of Commissioners approved payment of County claims in the amounts of \$175,876.88 and \$152,637.29 for accounts payable.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-046477, 2013-046478, 2013-046479, 2013-046480, 2013-046481, 2013-046482, 2013-046483, 2013-046484 and 2013-046485.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Facilities Management department in the amount of \$6,370.17 to Superior Paint & Glass.

APPROVED TRANSFER OF SICK LEAVE TIME TO VACATION TIME

The Board approved the transfer of sick leave time to vacation time for: Sherri Root, Linda Hall, Elizabeth Atkinson-McPartlan, Val Brisbin, Jody Hedges, Kimberlee Bratcher and Linda Landis.

COMMISSIONERS OFFICE STAFF MEETING

The Board met today at 8:30 a.m. for an office staff meeting. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Facilities Manager Paul Navarro, PIO Joe Decker, Administrative Specialist Kelly Martinez, and Deputy Clerk Monica Reeves. The items discussed were general in nature. Ms. Martinez left at 8:39 a.m. Joe Decker reported on the following communication issues: This is the webmaster's last week so he will assist as Keri Sigman leaves the position. There was discussion about whether the webmaster's duties can be absorbed by the PIO and another IT employee rather than filling the position with a fulltime employee. Mr. Decker will assist with interviewing for fair marketing coordinator position. IT is doing training on the Voiceover IP phone system; Mr. Decker will video the training session. Plans are being made for the opening of Martin's Landing. Mr. Decker will upgrade the photos on the County's website and find sites that give a broader based picture of Canyon County. Paul Navarro reported on the administration building construction progress and the juvenile courtroom addition project. Staff has worked to connect power to the museum at Celebration Park for a cost \$1,900. (Bids from vendors were in the \$5,000 range.) The property on Pond Lane needs to be winterized. Staff is working on a construction project at the fairgrounds for a new employee. Laren Bailey from LEI Engineering will meet with the Board to present a street closure/vacation plan for the area between the administration building and the courthouse. 11th Avenue and Albany to 11th Avenue and Belmont Street will be a street closure. 11th Avenue and Albany Street to the railroad tracks will be a street vacation. Commissioner Hanson said once

we have an idea of what we're looking at we should ask the other elected officials to review it as well. Commissioner Rule said the Sheriff's Office views it as their parking area so there does need to be discussion. He sees it as a transition area between two county buildings rather than a parking lot. The meeting concluded at 8:53 a.m. An audio recording is on file in the Commissioners' Office.

EXECUTIVE SESSION – PERSONNEL MATTER, POTENTIAL 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 personnel matter, potential litigation and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 9:02 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Deputy P.A. Mike Porter, Deputy P.A. Zach Wesley, Deputy P.A. Dan Blocksom, and Deputy Clerk Monica Reeves. Mr. Porter left at 9:10 a.m. Deputy P.A. Brad Goodsell arrived at 9:22 a.m. The Executive Session concluded at 9:27 a.m. with no decision being called for in open session.

CONSIDER SIGNING FIXED PRICE CONTRACT FOR MAHAFFEY OIL CLEANUP PROJECT

The Board met today at 9:30 a.m. to consider a fixed price contract for the Mahaffey Oil cleanup project. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell, and Deputy Clerk Monica Reeves. Brad Goodsell said the EPA had never signed the Quality Assurance Program Plan (QAPP) and because of the federal government shutdown we may have to wait until they are not furloughed before that is done. The delay should not prevent the project from being completed by December. The contract will be rescheduled for later in the week. The meeting concluded at 9:35 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER RESOLUTION TO REAPPOINT GAYLE BATT AND BOB JACOBSEN TO THE BOARD OF DIRECTORS OF THE INDUSTRIAL DEVELOPMENT CORPORATION OF CANYON COUNTY

The Board met today at 9:37 a.m. to consider a resolution to reappoint Gayle Batt and Bob Jacobsen to the Board of Directors of the Industrial Development Corporation of Canyon County. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, and Deputy Clerk Monica Reeves. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the resolution reappointing Gayle Batt and Bob Jacobsen to the Industrial Development Corporation Board of Directors for a term of three years. The signed resolution, No. 13-271, is on file with this day's minute entry. The meeting concluded at 9:38 a.m. An audio recording is on file in the Commissioners' Office.

BIWEEKLY MEETING WITH THE DEVELOPMENT SERVICES DIRECTOR TO DISCUSS GENERAL ISSUES, SET POLICY, AND GIVE DIRECTION AND CONSIDER SIGNING RESOLUTION TO REFUND DEVELOPMENT SERVICES FEES TO PARIS AND SADIE COLE

The Board met today at 10:01 a.m. for a biweekly meeting with the Development Services Director to discuss general issues, set policy, and give direction and consider signing a resolution to refund Development Services fees to Paris and Sadie Cole. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, DSD Director Tricia Nilsson and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Ms. Nilsson said the refund is for the fees for North Slope Estates. She looked at the fee schedule and determined the staff effort was more comparable to an easement reduction which is a \$100 fee. It is going from \$930 to \$100 for a refund of \$830. Commissioner Hanson made a motion to sign the resolution but stated an incorrect dollar amount. Upon an amended motion by Commissioner Hanson and a second by Commissioner Alder, the Board voted unanimously to sign a resolution to refund Development Services fees to Paris and Sadie Cole. The signed resolution, No. 13-272, is on file with this day's minute entry. Topics of discussion included the following: year-end summary, Planning & Zoning Commission recruitment, recordation of administrative land divisions, and Comprehensive Plan update. Ms. Nilsson will be attending the economic development clinic class at University of Idaho as the follow up to their tour. Commissioner Hanson said Idaho Pathways is a program that is being done by the University of Idaho. He went to their economic summit last week and found it was a lot of academic individuals doing what they proposed to be the right process without actually having interaction with the people who are out in the field doing economic development. Ms. Nilsson said she is going to really look at the demographic forecast to see if any corrections are needed. The other items discussed were general in nature and did not require Board action. The meeting concluded at 10:17 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:17 a.m. for a weekly meeting with the Chief Information Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, CIO Rob Hopper and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: phone system update; October is Cyber Security Month which is a good opportunity to highlight the mobile device management roll out; and Keri Sigman, Webmaster, will be leaving the County so they will post a job opening to fill the position. Commissioner Rule said the Board met with Joe Decker this morning and had a discussion that some of those job duties overlap. The concept was raised about the possibility of splitting the two responsibilities between Mr. Decker and an IT employee. Mr. Hopper said he doesn't want the PIO to be a vehicle for all web work as it is presented to the public. He wants to make sure he has the ability to publish content; however, he doesn't want the PIO to deal with all the other things that happen on a daily basis. Commissioner Hanson said perhaps some of the work could be subcontracted out for less money than hiring a full time employee. Mr. Hopper wants to make sure we have the resources and talent available to do that. He said some things are great for contracting, but it makes it harder to integrate the contractor. Commissioner Rule said the bottom line is it looks like we could split the \$50,000-\$60,000 salary to maybe three different directions instead of hiring one new person and maybe save the County some money. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:28 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 10:46 a.m. for a biweekly meeting with the Director of Misdemeanor Probation to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Director of Misdemeanor Probation Jeff Breach and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Mr. Breach discussed DUI Court meetings and Veteran's Court meetings. At some point they are going to want a DUI court only probation officer. The challenge is the problem solving courts want to expand and do more things but he doesn't think they can do all of that off offender fees alone. Commissioner Rule said we are in a transitional time with some of the things the County is looking at with the State and he would like more time to evaluate it. Commissioner Hanson said all of the perceived stakeholders should be involved in this.

Mr. Breach said he sends a Probation Officer to do the DUI courts and he does the Veteran's court right now. The Veteran's court has gone over the capped amount of participants so there needs to be a conversation about where the funding is coming from. Commissioner Rule said now is a good time to have that conversation because the Board is working on an MOU that is trying to work all of the details of how the court relationships work. Mr. Breach will try to gather information in the meetings this week and report back to the Board. Mr. Breach reviewed the stats from last month. He is working with Sheriff's Office on some re-entry issues and trying to be more proactive in trying to set things up ahead of time. Commissioner Hanson said he would like more education on the probation officers' workloads. The items discussed were general in nature and did not require Board action. The meeting concluded at 10:57 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

GO ON RECORD TO CONTINUE HEARING REGARDING DIETER AND NANCY EWALD'S REQUEST FOR A REZONE

The Board met today at 1:30 p.m. to go on the record and continue the hearing in the matter of a request by Dieter and Nancy Ewald for a rezone from an Agricultural Zone to a Rural Residential Zone. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, DSD Director Tricia Nilsson, DSD Planner Debbie Root, and Deputy Clerk Monica Reeves. Debbie Root said due to a process issue staff is asking the Board to table the hearing to a date certain. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to continue the hearing to October 22, 2013 at 2:00 p.m. The hearing concluded at 1:32 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING INSURANCE RENEWAL CONTRACTS

The Board met today at 2:00 p.m. to consider signing insurance renewal contracts. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Zach Wesley, H.R. Director Jeannine Eiband, and Deputy Clerk Monica Reeves. Jeannine Eiband presented the contract renewal with HCC for the County's stop loss agreement with Meritain. It continues our reinsurance should we need it and is required if you are self-funded. She said the document the Board previously signed was the acceptance of the proposal that locked in our rates. Zach Wesley said it's phrased as an application and that's how these things commonly work. We do the initial lock in on the rate and then we complete an application that goes through the details. The second part of the document is the business associate agreement form that clarifies the responsibilities as far as HIPPA. Ms. Eiband said there was a 12% increase on our reinsurance carrier. The initial return was 21% but Jerry Doman negotiated it down to 12%. The Board took a brief recess at 2:06 p.m. to allow time for Ms. Eiband to

compare rates that were charged last year by Blue Cross. The Board went back on the record at 2:12 p.m. In 2013 the proposed rate from Blue Cross was a composite rate of \$53.50 (which would've increased this year); our current composite rate is \$51.73. The aggregate stop loss fee that Blue Cross was proposing was \$8.38, and our current fee is \$3.39. According to Ms. Eiband we saved a couple hundred thousand dollars on the administration fees. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the insurance renewal contracts. Mr. Wesley said there are more agreements that need to be signed later in the week but the document that was approved today has to be submitted so he advised it be signed today and the Board can ratify it when the other agreements are signed later in the week. The signed documents on are on file with this day's minute entry. The meeting concluded at 2:17 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER RESOLUTION AUTHORIZING THE ADDITION OF A NEW POSITION IN THE TRIAL COURT ADMINISTRATION OFFICE

The Board met today at 2:21 p.m. to consider a resolution authorizing the addition of one new position in the Trial Court Administration Office. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Zach Wesley, H.R. Director Jeannine Eiband, Assistant Trial Court Administrator Benita Miller, and Deputy Clerk Monica Reeves. Benita Miller said the new position which will provide administration support to the new district court judge was approved for Fiscal Year 2014. Commissioner Alder questioned why the position is not under the County Clerk. Ms. Miller said all judicial secretaries fall under the supervision of the Trial Court Administrator. They anticipate a four to six week recruitment process with Jeannine Eiband, Judge Huskey and Ms. Miller interviewing the candidates. Commissioner Alder said the Board agreed to the position but they are not in agreement as to who will supervise the employee. Commissioner Rule said it was addressed in the budget but that doesn't mean they have to act on it at this point. Commissioner Hanson said there is concern with the lack of an MOU for district court personnel and he is not in favor of filling the position until we see some things put together. Also, he said the new judge may want to have some input as to who is hired to be his secretary. Ms. Miller said the employee will be a County employee and will be supervised by a County employee. The Board is not ready to take action on the resolution; they prefer to postpone the matter until the MOU can be reviewed. The meeting concluded at 2:35 p.m. An audio recording is on file in the Commissioners' Office.

TWENTY-SECOND DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO OCTOBER 8, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED SALARY RATE REQUEST

The Board approved salary rate requests for Ryan Chroninger, Angela Papa, Andrew Holmes, Jerry McQuiston, Boone May, Sherman Kester, Jessica Hartley and Jessica Lee.

APPROVED TRANSFER OF SICK LEAVE TIME TO VACATION TIME

The Board approved the transfer of sick leave time to vacation time for: Juan Toledo, Kellie George, Shawn Becker, Todd Herrera, Julie Ambeau, Irene Hernandez, Robert Lee, Debbie McRae, Susan Narte and Janet Smith.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-046628, 2013-046629 and 2013-046630.

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

The Board met today at 8:30 a.m. for a biweekly meeting with the Chief Probation Officer to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Probation Officer Elda Catalano and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: Ms. Catalano has submitted a salary rate request for a part-time temporary position; construction on the juvenile courtroom addition has started and she will have to relocate her office soon; there is a party this afternoon to congratulate the POST graduates; the department is managing the workload and things are going very well. The Back on Track run is coming up on November 2, 2013. There has been a rise in gang activity in the last few months but as far as charges, they are not seeing any violent offenses or any increase in

gang activity charges. The items discussed were general in nature and did not require Board action. The meeting concluded at 8:37 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 8:45 a.m. for a biweekly meeting with the Human Resources Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Human Resources Director Jeannine Eiband and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: health insurance meetings are going really well and there has been a lot of positive feedback; discussion regarding salary rate requests (blue sheets) and changing position control numbers; COBRA issues and changes. Commissioner Rule said Director Eiband is doing a very good job. The Board invited Director Eiband to a meeting later in the week for a discussion regarding a Memorandum of Understanding for District Court Personnel. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:01 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

SIGN OCTOBER 8, 2013 AGENDA DOCUMENTS

The Board met today at 9:51 a.m. to sign the October 8, 2013 Agenda Documents. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Civil Attorney Sam Laugheed, Deputy P.A. Zach Wesley, Deputy P.A. Mike Porter, Deputy P.A. Brad Goodsell, Chief Probation Officer Elda Catalano, Lt. Todd Herrera, Sheriff Medical Services Director Josie Murray, Lt. Tami Faulhaber, Administrative Assistant Marilee Davis, and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* The items were considered as follows:

Canyon County Agreement with Wanda Newton for Provisions of Education Groups for Parents of Sexual Offenders and Individual Counseling in Canyon County for FY 2014 - Mr. Wesley said this is a renewal from last year and there were no changes to the terms or the finances. Ms. Catalano said the contract is for the parents of juveniles who are charged with sex offenses, and it is important that we continue the program. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the Canyon County Agreement with Wanda Newton for Provisions of Education

Groups for Parents of Sexual Offenders and Individual Counseling in Canyon County for FY 2014. (No. 13-094)

Consider signing Canyon County Multi-Jurisdictional All Hazard Mitigation Plan - Lt. Herrera said every five years FEMA requires the County to have an All Hazard Mitigation Plan which identifies hazards across the County. They study the risks of different hazards and come up with a probability of those hazards happening. This produces a list of suggestive projects to be able to mitigate those potential disasters. The plan provides two different things: FEMA takes and allows jurisdictions to apply to them for funding to put towards these projects; if something does happen and we have a plan, we can apply for FEMA dollars to be able to come in and fix things. Commissioner Alder asked if this plan addresses gophers, which cause a lot of damage. Lt. Herrera said gophers were discussed in the planning meetings. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the Canyon County Multi-Jurisdictional All Hazard Mitigation Plan.

Service Agreement with Bedside X-Ray Service, Inc. - Ms. Murray said this agreement saves us a lot of money as far as having to transport people to the hospital for an x-ray versus being able to do it on site. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the Bedside X-Ray Service, Inc., Service Agreement FY 2014. (No. 13-095)

Consulting Agreement with Milly Whatley, P.C. - Mr. Goodsell said this is an agreement to obtain consulting services regarding bankruptcy issues so we are able to access that expertise. He doesn't anticipate this will be more than \$2,000-3,000 a year at the most. If there are any other services we choose to obtain from her besides consulting services, they would be in a separate agreement. Mr. Laugheed said we would like to be able to do more of this work in-house but they don't have the expertise. This agreement would allow us to avoid hiring someone and still have the benefit of the knowledge and expertise. He expects it to just be a service contract for the Prosecutor's Office. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the Consulting Agreement with Milly Whatley, P.C. (No. 13-096)

Payette County Juvenile Detention Housing Agreement and Gem County Juvenile Detention Housing Agreement - Mr. Wesley said these are renewals of our prior agreements to bring juveniles into the detention center for temporary stay overs because the other counties do not have the facilities that we have. The rate did increase over last year; it is up to \$155 from \$140. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted

unanimously to sign the Payette County Juvenile Detention Housing Agreement (No. 13-097) and the Gem County Juvenile Detention Housing Agreement. (No.13-098)

Legal Notice of Entering into Personal Services Contracts - Mr. Wesley said that is a legal notice for the Wanda Newton contract, the Joe Bugher contract, and the contract with Tracy Kasper from Silverhawk Realty. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the Legal Notice of Entering into Personal Services Contracts.

Canyon County Independent Contractor Agreement, Highway 20-26 Property Sale - Mr. Wesley said when we discussed this previously, the Board indicated it wanted to engage Silverhawk Realty as a single agency realtor. In discussing that point with Tracy Kasper she said they are the only realtors' agency in the County that actually sells this type of property and it really wouldn't be in our best interest to exclude sales from their other agents because potentially there wouldn't be anybody left to market the property. Mr. Wesley is okay with going into a dual agency agreement with them rather than the exclusive; they still have some fiduciary responsibility to us. Mr. Wesley said Silverhawk will be responsible for all of the marketing fees. The commission is 6%, 3% to Silverhawk and 3% to the purchaser's agent. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the Canyon County Independent Contractor Agreement, Highway 20-26 Property Sale. (No. 13-099)

The signed documents are on file with this day's minute entry. The meeting concluded at 10:08 a.m. An audio recording is on file in the Commissioners' Office.

MEET WITH ROBERT FORREY REGARDING THE IDAHO DEPARTMENT OF LANDS' PROPOSED LAND EXCHANGE

The Board met today at 10:08 a.m. with Robert Forrey regarding the Idaho Department of Lands' proposed land exchange. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Assessor Gene Kuehn, Chief Deputy Assessor Joe Cox, PIO Joe Decker, Bob Forrey, Hubert Osborne, and Deputy Clerk Monica Reeves. The Board was notified that the Department of Lands wants to exchange properties in McCall for properties in Nampa and because there would be a significant tax impact on the County the Board wants to learn more about the process. Today Bob Forrey presented information he has gathered regarding properties the land board has taken off the tax rolls as well as the land board's intent to buy more property. The concern is that a tremendous amount will be coming off the tax rolls. The exchange of land is limited to

those lands that were granted by the federal government or obtained by the state from the general government. The idea was to lease or rent the properties so Idaho citizens will have a chance to enjoy the properties but what ended up happening was they began to put in longer leases and the wealthy people were able to get the leases then they started building million dollar homes on the land. That was not the intent where only a few people could lock the land up and be the only ones to ever enjoy them. Mr. Forrey's concern is that the land board is buying commercial businesses, apartments, parking lots, restaurants, mobile home parks, hotels, office properties, industrial properties, retail properties, and congregate care facilities. They are high risk, non-liquid, non-tax paying assets that compete with the private sector. According to Mr. Forrey, the department of lands is required to use the cash accounting method in reporting, but instead they are using the accrual method when it's to their advantage. They advertise they are getting a 21.27% return on their commercial investments (under the accrual method), but they are supposed to use the cash method which comes out to be 1.29%. Gene Kuehn and Joe Cox concur with the points raised by Mr. Forrey. Mr. Cox said not only is the state acquiring properties and competing with the private sector, but cities and hospitals are doing the same thing. He said agencies are using loose laws to expand the exemption of property and it needs to be addressed statewide through legislation. Mr. Cox said when the law was originally put in place they wanted to exempt school, city, and state properties that were used for the public benefit, but when those agencies buy a building and don't use it for the purposes it was designed for those properties should go back on the tax roll. Mr. Forrey is part of a tax accountability committee in Canyon County that's worked with John Vanderwoude and Grant Burgoyne who are adamantly opposed to what the land board is doing. The committee hopes to get legislation passed to address the issue. Commissioner Rule said perhaps the Idaho Association of Counties (IAC) could help. Hubert Osborne will discuss the issue with the Nampa City Council members and the Nampa School Board chairman. Commissioner Rule will talk to legal counsel and see if we can get some motion through the IAC. He will contact the Association of Idaho Cities as well. Commissioner Hanson informed Mr. Forrey that the Board sent a letter to the Department of Lands stating its disapproval of the proposed land exchange. The meeting concluded at 10:45 a.m. No Board action was required or taken as today's meeting was held for information purposes only. An audio recording is on file in the Commissioners' Office.

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

The Board met today at 2:02 p.m. for a monthly meeting with the Parks Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Parks Director Tom Bicak and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not*

present for the meeting but she listened to the audio recording and prepared the following minutes.) Topics of discussion included the following: monthly Historic Preservation Commission meeting tonight; IOSRWT in Ontario; Eagle Project at Celebration Park; Kathy & Brittany went to the IRPA meeting in Coeur d'Alene; Harvest Classic Run at Lake Lowell Park; Snake River Sweep with IF&G; meeting with Jeff Miller regarding juvenile probation and disc golf course at Lake Lowell Park; Interviews for Parks Program Manager Position and hired Chrystal Hayes; Teacher's Night Out, Boise; Museum Comes to Life at the ISH Museum Boise; meeting with BSU Development group regarding fund raising for the museum; meeting regarding the closure of Deer Flat NWR; passed the state inspection for electrical service at the museum on October 7; IOSRWT and Payette River Water Trail meeting in Emmett on October 9; SWIRC&D in Meridian; meeting with the Snake River Scenic Byway Committee at Lake Lowell Park Office to discuss Map Rock improvements; continue to meet with Mike Porter to discuss contracts for the Crossroads Museum and construction progress; update on grant activities. An elderly gentleman donated a canoe that may be auctioned for museum funds. The items discussed were general in nature and did not require Board action. The meeting concluded at 2:21 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 2:46 p.m. for a monthly meeting with the Weed Control Superintendent and Gopher District Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Weed Control Superintendent and Gopher Dist. Director Jim Martell, and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: update on the new tractor that was purchased; the project of replacing their shop roof has been completed; they have mowed the Highway 20-26 property again and Mr. Martell asked for a status update on a buyer. He reported that the highway district has presented a plan that will hopefully mitigate the sediment and/or oils spilling into the canal. Mr. Martell suggests we partner and share equally the estimated \$25,000 for the plan. The FY2013 final revenue figures were presented; they have sent fewer dollars to the tax roll than they did last year by approximately \$1,000. Commissioner Rule asked what the chemical inventory is going into next year. Mr. Martell said it is about 85% in the shop. Along with fall perennial weed treatments and some gopher trapping, we are visiting each installed barn owl nest site. We will be filming some of the auditing and bone removal process to get the awareness out so they can build more boxes. The items discussed were

general in nature and did not require Board action. The meeting concluded at 3:04 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 3:04 p.m. for a monthly meeting with the Public Defender to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Craig Hanson, Public Defender Mark Mimura and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: Mr. Mimura presented the final budget report for FY13. He attended the statewide drug court and mental health court coordinating committee and was told Canyon County will enjoy an increase in ten funded slots on Judge Orr's misdemeanor DUI court. However, the Juvenile Drug Court will be losing all 25 slots in July 2014. Also discussed at the committee meeting was the Supreme Court's contract with Tyler Technologies, which is the company that is going to make us paperless. According to the statewide contract, the software is supposed to be provided to the Public Defenders at no cost. There is still some question about whether we are going to purchase the licenses. Mr. Mimura said he has reviewed the Board's letter regarding bringing the Public Defenders in-house. He had not considered the effect on his staff, so at this point he cannot leave his staff hanging. Mr. Mimura would like to have a future discussion regarding whether he would be able to practice on the side. He does still have that building and would like to get out from under it but at this point he doesn't know if he can do that. Mr. Mimura would also like to discuss perhaps taking some of his equipment. He would like more information on bringing over his staff and how it affects vacation and sick that is approved with him versus the State. He thinks we are going to have this issue as well with the district wide drug court and mental health court coordinator positions because they are anticipating those are going to become state positions. Commissioner Alder said the Public Defender's office will be County employees and Mr. Mimura would be the department head. Mr. Mimura discussed his malpractice insurance policy. Commissioner Alder said we are trying to forewarn we are heading in that direction for 2015 and we would probably expect you to be our employee and not work outside of our jurisdiction. Mr. Mimura knows there are attorneys that are public defenders in multiple counties up north. Commissioner Alder said that is going to happen because some of the smaller counties cannot afford to have their own public defender and they have to be a regional type office. The state is going to give us an outline of how they want it. The items discussed were general in nature and did not require Board action. The meeting concluded at 3:22 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 3:22 p.m. for a monthly meeting with the Trial Court Administrator to discuss general issues, set policy, and give direction. Present were: Commissioners Kathy Alder and Craig Hanson, Assistant Trial Court Administrator Benita Miller and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: tomorrow is the Criminal Justice Planning Council meeting; she heard Mr. Mimura talk about the district wide manager and when the minutes are done from that coordinating committee she will forward them to the Board. Ms. Miller said she wasn't at the meeting but she did the plan and they recommended Ron Christian to be the district wide manager for the Third Judicial District and he would be a state employee. Mr. Christian will serve as a liaison to the Supreme Court in their policy setting and he will be housed here but he will be a state employee. Ms. Miller said we didn't lose any slots; Juvenile didn't ever have any slots. The Third Judicial District has around 149 slots, Juvenile Drug Court doesn't have any state treatment slots but because we have slots that are not being used we are letting them use those rather than going unused. Frankly, there is always a worry that we are going to lose slots, we haven't lost any in fact we were awarded more. The items discussed were general in nature and did not require Board action. The meeting concluded at 3:27 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

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

The Board met today at 3:31 p.m. for a monthly meeting with the Solid Waste Director to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Solid Waste Director Jack Biddle and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* Topics of discussion included the following: waste is up 11.69% in September, 6.42% for fiscal year 2013; Department of Agriculture Pesticide Collection set records; factory walk through of the caretaker's house and re-installation of alarm system; Mahaffey Oil contaminated soil cleanup is on hold due to the government shut down. The items discussed were general in nature and did not require Board action. The meeting concluded at 3:40 p.m. An audio recording of the meeting is on file in the Commissioners' Office.

TWENTY-THIRD DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO OCTOBER 9, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Facilities Management department in the amount of \$10,215 to Wall 2 Wall Commercial Floor Coverings.

SIGNED MEDICAL INDIGENCY DOCUMENTS

The Board signed the following medical indigency documents recorded as instrument numbers: 2013-046884, 2013-046885, 2013-046886 and 2013-046887.

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

The Board met today at 9:32 a.m. for a monthly meeting with the Fair Administrator to discuss general issues, set policy, and give direction. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Fair Administrator Rosalie Cope, and Administrative Specialist Kelly Martinez. *(Note: Deputy Clerk Monica Reeves was not present for the meeting but she listened to the audio recording and prepared the following minutes.)* The following topics were discussed: Fair Board annual review and financial report; discussion regarding concert strategies for next year's fair; there is a fifty foot strip of land the fair is considering using for the kiddie carnival, a stage and food vendors to make it a "kid land" area. Commissioner Rule will try to get ahold of El Jay Waite and Marty Holly to get an update on the field situation. The items discussed were general in nature and did not require Board action. The meeting concluded at 9:47 a.m. An audio recording of the meeting is on file in the Commissioners' Office.

GO ON RECORD AND CONTINUE HEARING TO CONSIDER THE DEVELOPMENT AGREEMENT AND ORDINANCE AMENDMENT FOR THE DEVIN AND SUE MUCHOW REZONE REQUEST, CASE NO. PH2013-15

The Board met today at 10:14 a.m. to go on the record and continue the hearing in the matter of the development agreement and ordinance amendment for Devin and Sue Muchow's rezone request. Present were: Commissioners Steve Rule and Kathy Alder, and Deputy Clerk Monica Reeves. DSD staff previously contacted the Commissioners' Office and requested the matter be continued to a later date. Upon the motion of Commissioner Alder and the second by Commissioner Rule, the Board voted unanimously to continue the hearing to November 1, 2013 at 9:30 a.m. The proceeding concluded at 10:15 a.m. An audio recording is on file in the Commissioners' Office.

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

Note for the record: As properly noticed the Board met today at 11:04 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, litigation and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Hanson made a motion to go into Executive Session at 11:05 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Deputy P.A. Zach Wesley, and Deputy P.A. Dan Blocksom and Deputy Clerk Monica Reeves. The Executive Session concluded at 11:28 a.m. with no decision being called for in open session.

GO ON RECORD AND CONTINUE HEARING REGARDING CHASE AND JESSICA SESSION'S REQUEST FOR A REZONE

The Board met today at 1:30 p.m. to go on the record to continue a hearing in the matter of a request by Chase and Jessica Sessions to rezone property from an Agricultural Zone to a Rural Residential Zone. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, DSD Director Tricia Nilsson, DSD Planner Deb Root, and Deputy Clerk Monica Reeves. Deb Root asked the Board to continue the hearing due to procedural issues. Upon the motion of Commissioner Hanson and the second by Commissioner Alder the Board voted unanimously to continue the hearing to October 21, 2013 at 1:30 p.m. The proceeding concluded at 1:32 p.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING OCTOBER 9, 2013 AGENDA DOCUMENTS

The Board met today at 3:01 p.m. to consider signing the October 9, 2013 afternoon agenda items. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Facilities Manager Paul Navarro, Deputy P.A. Zach Wesley, and Deputy Clerk Monica Reeves. The items were considered as follows:

First Amendment to Lease with Industrial I, LLC: The lease is for the Industrial Way warehouse storage facility located at 1614 Industrial Way in Caldwell with an annual rent of \$19,800. The landlord is asking for a significant increase in rent in the next couple of years so the County may have to look at other storage options. Mr. Navarro said if there was a year to choose not to move this would be the year given the many construction projects that are occurring. Upon the motion of Commissioner Alder and the second by Commissioner Hanson the Board voted unanimously to sign the First Amendment to Lease with Industrial I, LLC. (Mr. Navarro left at 3:05 p.m.)

Memorandum of Understanding between the State of Idaho, Canyon County Sheriff, Caldwell City Police Department, Nampa City Police Department, Parma City Police Department and Wilder City Police Department: The MOU establishes permissions and guidelines for the use of the records management system, jail management system and other criminal justice data that the parties agree to share. One part of it deals with the CJIS security policy. Upon the motion of Commissioner Hanson and the second by Commissioner Alder the Board voted unanimously to sign the MOU between the State of Idaho, Canyon County Sheriff, Caldwell City Police Department, Nampa City Police Department, Parma City Police Department and the Wilder City Police Department.

Designated Examiner Agreement with Richard T. Sonnenberg, PH.D: There aren't any changes from last year's contract. Upon the motion of Commissioner Alder and the second by Commissioner Hanson the Board voted unanimously to sign the agreement with Dr. Richard Sonnenberg.

The signed documents are on file with this day's minute entry. The meeting concluded at 3:08 p.m. An audio recording is on file in the Commissioners' Office.

TWENTY-FOURTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO OCTOBER 10, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
Commissioner Kathryn Alder
Commissioner Craig L. Hanson
Deputy Clerk Becky Chandler

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Elections department in the amount of \$30,990.70 to Tek Pipeline LLC.

EXECUTIVE SESSION – PERSONNEL MATTERS; RECORDS EXEMPT FROM PUBLIC DISCLOSURE

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

Commissioner Hanson made a motion to go into Executive Session at 8:33 a.m. pursuant to Idaho Code, Section 67-2345(1) (b) (d). The motion was seconded by Commissioner Alder. A roll call vote was taken on the motion with Commissioners Alder, Hanson and Rule voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed and Deputy Clerk Becky Chandler. The Executive Session concluded at 9:05 a.m. with no decision being called for in open session. During the open portion of the legal staff update, the Idaho Department of Lands exchange topic was discussed by Deputy P.A. Laugheed. Commissioner Alder advised that an access point at Lake Lowell may require further discussion. The meeting concluded at 9:06 a.m. with no decision being called for in open session. An audio recording of the open portion of the legal staff update is available in the Commissioners' Office.

DISCUSSION REGARDING MEMORANDUM OF UNDERSTANDING FOR DISTRICT COURT PERSONNEL

The Board met today at 9:08 a.m. for a discussion regarding a Memorandum of Understanding for District Court Personnel. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Clerk Chris Yamamoto, Chief Civil Deputy P.A. Sam Laugheed, IAC Director Dan Chadwick, Idaho Administrative Director of Courts Patti Tobias, Administrative District Judge Thomas Ryan, Andrea Patterson from the Idaho Judicial Branch, and Deputy Clerk Becky Chandler. Commissioner Rule stated that the

Board is encouraged by progress regarding the issues and asked Mr. Laugheed to lead the discussion. Judge Ryan agreed with the Board and was pleased with the progress. Commissioner Hanson indicated that the Sheriff has not been a part of discussions, but will need to be added to future meetings. The Memorandum of Understanding (MOU) with attachments was distributed by Andrea Patterson and Patti Tobias, as a representative of the Courts and Counties Committee. Director Chadwick stated the MOU was a draft, not a binding document, and was meant to be a starting point to modify and continue with the process. Mr. Chadwick listed the members of the Counties and Courts committee: Andrea Patterson, Attorney Michael Henderson, Ben Wolfinger, Kootenai County Sheriff, Abbie Mace, Fremont County Clerk, David Sanders, Camas County Sheriff, Janet Camisheraff, court employee, Jim Tibbs, Ada County Commissioner, Judge Juneal Kerrick, Karlene Behringer, District 1 Trial Court Administrator, Kathy Spitzer, Teton County Prosecutor, Cari Hong, employee of courts, Linda Wright, 5th District Trial Court Administrator, Marilyn Paul, Twin Falls County Public Defender, Judge Rich Boler, Judge Timothy Hanson. Patti Tobias and Dan Chadwick are co-chairs and Seth Grigg from IAC serves as staff support.

Sections of the MOU were discussed as follows:

II. Legal Authority- Mr. Laugheed is not comfortable with the reference to the case from 1909, *Schmelzel v. Board of Commissioners of Ada County*. His suggestion included adding At-will along with a Merit system to the general authority of the Board. Mr. Chadwick advised that more time will be taken by the committee and meeting participants to review the case and the related responsibilities and authorities.

III. Hiring and Management of District Court Personnel

Deputy Court Clerks- the Clerk didn't have any problems with the paragraph as written. The ADJ does not specifically want to participate in interviews for court personnel, but he is invited. There has not been an issue as long as everyone is doing their job. The Clerk understands both sides stated points and addressed issues with liability.

Assistant trial court administrators, staff attorneys and law clerks, bailiffs and security personnel, court interpreters, etc. - Commissioner Alder asked if any of the positions listed were state employees. Judge Ryan indicated no. Commissioner Alder stated that the Board would like to classify the employees as county employees who are under the supervision of a county employee such as the clerk for purposes of discipline and termination. This creates a supervisor in the county who is directly responsible for the personnel manual and right to terminate and provide notification to the ADJ. Judge Ryan believes there are 2 fundamental goals by the Board to be achieved with an MOU. To the extent possible, the county wants to minimize or eliminate liability for these employees as well as the scenario described by Commissioner Alder. Judge Ryan thinks

these are inconsistent goals; specifically the statutory authority and case law that stands for the principal that the county is not held liable, so long as the court employees are supervised by the courts. If you have county supervision, you are bringing exposure to liability. Citizens expect that the courts follow the constitution. The judicial branch is independent for this reason and the wording of the paragraph mirrors that philosophy, which is supported by the Clerk after discussions with the ADJ. Judge Ryan does not believe the goals will be achieved if the Board proceeds in the direction as suggested by Commissioner Alder. Mr. Laugheed said expense, liability, and control issues need to be balanced or else the exposure to the county will be increased. Judge Ryan did not agree and said it is infringing on the independence of the judiciary. Ms. Tobias said the key sentence that states "shall do so in accordance with applicable law, and the personnel policies, handbook rules and regulations adopted by the county" is where the discussion should focus, as well as the section regarding termination. Commissioner Alder states that the county is faced with a problem when the handbook is county regulated, the employees are subject to county rules, but the county doesn't have jurisdiction when it comes to authority. Judge Ryan suggested adding language to say "the County Clerk, or designee, shall be notified and may attend interviews of candidates for these positions and may provide advice and consent in the hiring, supervision, disciplining of these positions, which shall be considered in good faith..." . Commissioners Alder and Rule agreed that this is a step in the right direction. All agreed to remove the bailiffs and security personnel from this paragraph. Commissioner Hanson suggested breaking out each title into a subgroup. Judge Ryan suggested dropping security personnel from the document and break out bailiffs into a subgroup. Commissioner Hanson stated interpreters are used in courtrooms, but also used in other areas of the Courthouse and there needs to be flexibility.

Juvenile Probation Director- Mr. Laugheed advised that changes were made after the draft was in committee. Will the changes be acceptable in the Third Judicial District? It states "The BOCC is responsible for job description, hiring criteria, hiring, supervising, and disciplining the Director...The Director cannot be hired without the consent of the ADJ, but the Board has the responsibility to discipline the Director." Judge Ryan says he is ok with the whole paragraph if it could be changed to include the consent of the ADJ for hiring or termination. Commissioner Rule said the authority and liability is the responsibility of the hiring entity, whether it is the state or the county. Director Chadwick advised that the cases moving forward will be the exception and not the rule and instead of trying to fix the past situation, the focus should be on the potential cases in the future.

V. Dispute Resolution

Judge Ryan stated the Board disputed how things were handled by the courts, in terms of supervising employees. His suggestion comes from the shared employees forms on county website-"in event of a dispute, among the parties to the MOU, it is agreed that a

resource panel consisting of the ADJ, the Executive Director of the IAC, or their designees, may be called upon to assist in averting and resolving those disputes...” Commissioner Rule stated that the county has lost faith in this particular suggested process, based on previous instances. Commissioner Alder would like clarification regarding the management of county employees by a state employee. She does not agree with the current status. She wants a county employee that will act as oversight. Judge Ryan asked the Clerk if he feels he has the ability to evaluate the performance and competence of Staff attorneys who work for the judges. The Clerk said he does not have direct knowledge of staff attorneys or law clerks but does have substantial or at least some knowledge of the rest. Ms. Tobias asked for clarification regarding the communication between Elected Officials and the Board relating to termination issues. Commissioner Rule said the process was handled at the Board level. Personnel issues are now directed to the Human Resources department with less contact with the Board. Commissioner Alder advised that any complaints regarding specific department employees would be addressed with their Elected Official, such as the Prosecutor, who is also a county employee. Elected Officials meet on a monthly basis and personnel issues would be addressed if there is a need. Commissioner Hanson agrees with Commissioners Rule and Alder. Mr. Laugheed spoke on behalf of the Prosecutor’s Office, stating that Mr. Taylor is an independent constitutional officer who has authority over his employees and is directly accountable to constituents and taxpayers in ways that they feel state employees are not. The Board has direct control over their own department heads and department employees, where there does not need to be the kind of communication that this dispute resolution process would suggest. The Board has confidence in their fellow Elected Officials to handle situations as they determine to be appropriate. Judge Ryan pointed out that he is also an Elected Official of the entire district, not just Canyon County. *Note for the record: The recording was stopped at 10:09 a.m. for a short break and the meeting reconvened at 10:19 a.m.* Commissioner Alder reported on a conversation with Senator Lakey and Representative Darryl Bolz about legislation put forth in 2003 to make staff attorneys or law clerks State of Idaho employees. Mr. Chadwick supports this policy. Mr. Laugheed proposed to add the Crooks v. Maynard language to each paragraph of the MOU. Judge Ryan will edit and add to the MOU based on the suggestions and comments. The revised draft will be sent to the Board and legal counsel for review at a later date. Mr. Laugheed would like comments on viewpoints regarding dispute resolution. Commissioner Hanson believes there should be a county representative, in addition to the ADJ and IAC for dispute mediation. Commissioner Rule and Judge Ryan agreed this is an option to discuss further. The meeting concluded at 10:54 a.m. with no decision being called for in open session. Judge Ryan will edit changes as discussed today and submit a revised draft to the BOCC for review. Another meeting will be scheduled for the future. A copy of the draft MOU with attachments is available in this day’s minute entry in the Commissioners’ Office.

TWENTY-FIFTH DAY OF SEPTEMBER TERM, A.D., 2013
CALDWELL, IDAHO OCTOBER 11, 2013

PRESENT: Commissioner Steven J. Rule, Chairman
 Commissioner Kathryn Alder
 Commissioner Craig L. Hanson
 Deputy Clerk Monica Reeves

APPROVED CLAIMS ORDER #10-11-13

The Board of Commissioners approved payment of County claims in the amount of \$5,268.96 for accounts payable.

APPROVED CLAIMS ORDER #9-30-13

The Board of Commissioners approved payment of County claims in the amount of \$20,235.04 for accounts payable.

APPROVED PURCHASE ORDER

The Board approved a purchase order for the Development Services department in the amount of \$1,531.95 to International Code Council.

APPROVED TRANSFER OF SICK LEAVE TIME TO VACATION TIME

The Board approved the transfer of sick leave time to vacation time for: Monica Reeves, Wendy Dovner, James Feist, Melissa Guzman, Christina Hensley, Mary Ann Hoagland, Jessica Lee, Patrick Roach and Daniel Williams.

APPROVED TAX CHARGE CORRECTIONS AND ROLL CORRECTIONS

The Board approved the Treasurer's September 2013 Tax Charge Corrections Summary and September 2013 Roll Corrections Summary.

CONSIDER SIGNING A RESOLUTION AUTHORIZING THE ACCEPTANCE OF
STATE CRIMINAL ALIEN ASSISTANCE PROGRAM GRANT FUND

The Board met today at 8:46 a.m. to consider signing a resolution authorizing the acceptance of the State Criminal Assistance Program Grant Fund. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Captain Daren Ward, Bree Ann Kilbourne from the Sheriff's Office, and Deputy Clerk Monica Reeves. The amount of the grant is \$51,389. Canyon County has received the grant since 1995 and the amount varies each year. This year's funds will be used for an electronic version of programming for inmates. Commissioner Hanson said the funds have been used extensively for upgrading the jail facility and the benefit of the inmates. Upon the motion of Commissioner Hanson and the second by Commissioner Alder, the Board voted unanimously to sign the resolution authorizing the acceptance of the State Criminal Assistance Program Grant Fund. See Resolution No. 13-273. The meeting concluded at 8:50 a.m. An audio recording is on file in the Commissioners' Office.

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

Note for the record: As properly noticed the Board met today at 9:05 a.m. for a legal staff update. A request was made to go into Executive Session to discuss a personnel matter, pending/potential litigation and records exempt from public disclosure. The Executive Session was held as follows:

Commissioner Alder made a motion to go into Executive Session at 9:06 a.m. pursuant to Idaho Code, Section 67-2345(1) (b), (d) and (f). The motion was seconded by Commissioner Hanson. A roll call vote was taken on the motion with Commissioners Alder, Rule and Hanson voting in favor of the motion to enter into Executive Session. The motion carried unanimously. Present were: Commissioners Steve Rule, Kathy Alder, and Craig Hanson, Chief Civil Deputy P.A. Sam Laugheed, Deputy P.A. Dan Blocksom, and Deputy Clerk Monica Reeves. The Executive Session concluded at 9:35 a.m. with no decision being called for in open session.

MEET WITH DAN HARBEKE FROM UNION PACIFIC FOR COMMUNITY UPDATES

The Board met today at 10:32 a.m. with Dan Harbeke from Union Pacific for community updates. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Dan Harbeke from Union Pacific (UP), and Deputy Clerk Monica Reeves. Union Pacific is the nation's largest freight railroad and they are headquartered in Omaha, Nebraska. They operate in 23 states with 46,000 employees and 33,000 miles of track. In Idaho they have 800 miles of track and 900 employees across the state with Pocatello and Nampa/Caldwell being major hubs. UP works with local cities, counties, the Governor's Office, the Congressional offices, and the State legislature to be more

actively involved in the communities. This year UP gave \$170,000 across 37 non-profit organizations in Idaho. Mr. Harbeke wants to learn what's happening locally and if there are open railroad issues UP can respond to. Commissioner Rule said the County owns property northwest of Caldwell and the Board would like to see it developed industrially. A track is there but a spur would be critical to the success of the area. Mr. Harbeke said UP has an industrial development department that welcomes those types of calls and if the County wants to develop a facility it needs to contact Sandy Christiansen who can provide the plans for how to do that. Commissioner Rule asked if UP has experienced an increase in freight business with the rebounding of the economy. Mr. Harbeke said they have seen that over the last five to seven years; part of that is fuel driven and with the spike in fuel prices there was a shift on the aggregate to long haul rail versus long haul trucking. Commissioner Alder asked if UP has any interest in helping to maintain the Nampa Train Depot Museum. Mr. Harbeke said they have a relationship with the historical society and they have been encouraged to apply for funding this year through the UP Foundation, which in the past has given the museum \$5,000 to \$10,000. Commissioner Hanson said the current site of the County fairgrounds is located next to the railroad tracks and with plans to move the fair some have said it should stay in Caldwell and we should access the property on the other side by either going under or over the tracks. He asked how long such a process would take and how much it would cost. Mr. Harbeke said there are a lot of variables to consider but UP's head of engineering, Bill Ince, could provide the information we need. UP prefers a separated crossing of some kind; it is difficult to approve any kind of at-grade crossing due to safety reasons. UP was given a mandate to close many crossings and they are actively working towards that. If we are looking at a full pedestrian and vehicle crossing, whether it's an overpass or underpass, and if another crossing is closed UP will receive safety and efficiency benefits so they may help with the cost of the project. An at-grade crossing means crossing the track on surface land; a grade separated could be over or under. The estimated cost of such a project would be between \$5 million and \$20 million. UP's participation would be 5% of the costs. Commissioner Rule said the Board is not petitioning for a crossing; they are just gathering information. In closing Mr. Harbeke spoke about the importance of having open dialog because it's better to be informed early on the process especially in terms of land use cases where development is being proposed next to rail. No Board action was required or taken. The meeting concluded at 11:02 a.m. An audio recording is on file in the Commissioners' Office.

CONSIDER SIGNING FIXED PRICE CONTRACT WITH CONTRACTOR FOR MAHAFFEY OIL CLEANUP PROJECT

The Board met today at 11:02 a.m. to consider signing a fixed price contract with Warner Construction, Inc., for the Mahaffey Oil clean-up project. Present were: Commissioners Steve Rule, Kathy Alder and Craig Hanson, Deputy P.A. Brad Goodsell,

and Deputy Clerk Monica Reeves. This morning he attended a walkthrough with the consultant and the contractor; everything is ready to go. The only holdup at this point is the signed quality assurance and performance plan (QAPP). He tried to get an update this morning. EPA has not been working since October 1st, but just as soon as they sign the document we can proceed. (The QAPP has been approved, just not signed.) The contractor and consultant understand the issue and they are prepared to deal with it and will proceed immediately once we receive the letter. Mr. Goodsell feels comfortable with the contract and said it is ready to be signed. Upon the motion of Commissioner Alder and the second by Commissioner Hanson, the Board voted unanimously to sign the contract with Warner Construction, Inc. A copy of the signed contract, No. 13-102, is on file with this day's minute entry. The meeting concluded at 11:07 a.m. An audio recording is on file in the Commissioners' Office.

COMMISSIONER SEPTEMBER TERM ADJOURNED

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

THE MINUTES OF THE FISCAL TERM OF SEPTEMBER 2013 WERE READ AND APPROVED AND FOUND TO BE A PROPER RECORD OF THE PROCEEDINGS OF THE BOARD OF CANYON COUNTY COMMISSIONERS, CANYON COUNTY IDAHO.

APPROVED: Commissioners Steven J. Rule, Kathryn Alder and Craig L. Hanson

ATTEST: Chris Yamamoto,
Clerk

Monica Reeves
Deputy

DATE: 12/10/13