

COMMISSIONERS' PROCEEDINGS
Week of December 17, 2001

Commissioners Paul J. Kimmell, Loreca J. Stauber, and John A. (Jack) Nelson met in regular session on Monday, December 17, 2001, on Wednesday, December 19, 2001 and on Friday, December 20, 2001; the following actions were taken:

Approved, signed and filed a Request for a Tax Cancellation in behalf of the Fraternal Order of Eagles, RPM0680001013AA. Charitable organization meets tax exempt criteria.

Approved, signed and filed a Request for a Tax Cancellation in behalf of Farley & Son, Inc., PPF042. Equipment was taxed in Benewah County for 4 months use.

Approved, signed and filed a Request for Extension of Personal Property Tax Payments in behalf of Lori Ann or Max Coplan, MH40N01W155860A, MH40N01W155850A. Payment will be made by April 15, 2002.

Approved, signed and filed a Request for Extension of Personal Property Tax Payment in behalf of George Haskell, MH40N02W155106A. Payment will be made by April 15, 2002.

Approved, signed and filed a Request for Extension of Personal Property Tax Payment in behalf of Kenneth & Dayle Lynn Pomponio. Payment will be made by March 15, 2002.

Approved, signed and filed a Request for Extension of Personal Property Tax Payment in behalf of Shane or Heather Mulder, MHB12600130050A. Payment will be made by February 19, 2002.

Approved, signed and filed a Request for Extension of Personal Property Tax Payment in behalf of Joshua Miller, MH24CT00152. Payment will be made by March 30, 2002.

Filed a Notice to ICRMP to remove 1975 Buck Gooseneck Trailer, VIN#2306752-TR, from list of insured County Vehicles.

Approved, signed and filed a Request for Tuition Aid to the College of Southern Idaho by Ryan Slaugh.

Approved, signed and filed a request to hire Katrina Kesl, Auditor Assistant, Auditor/Recorder, Department 01B, Line 03, effective December 18, 2001.

Filed a Vehicle Damage Report to ICRMP, Sheriff.

Filed a Vehicle Damage Report to ICRMP, Youth Services.

Approved, signed and filed a request to surplus old photocopier, Mita DC-2355, by Prosecutor's Office .

By Motion and Order, approved the Chair's signature on a Building Inspection Agreement between Latah County and the City of Bovill for October 1, 2001 through September 30, 2002. Building inspections will be done by the County at the request of the City, who agrees to pay the County 80% of all building permit and plan check fees collected from applicants.

By Motion and Order approved the Request to subdivide by short plat the 16.13 acre portion of the 23.78 acre parcel to create three, approximately 5-acre lots, as requested by the Estate of Betty J. Scott. This plat must be recorded and comply with the survey provisions of Title 50, Chapter 13 of Idaho, with the addition of the development agreement described in the Findings of Fact and Conclusions of Law; must be signed, recorded with the Latah County Auditor's Office, referenced by Instrument number on the face of the final plat and completed no later than June 1, 2002. As a part of the development agreement, the Planning Department will issue no building permits for any of the lots created from this short plat until the terms of the development agreement are completed. Commissioners Kimmell and Nelson voting for, Commissioner Stauber against.

Signed the Findings of Fact and Conclusions of Law regarding the petition by the estate of Betty J. Scott estate for a short plat for a 16.13 acre portion of a 23.78 acre parcel to create three parcels of approximately 5 acres located in Section 18, Township 39 North, Range 04 West, B.M. in Latah County. Passed December 17, 2001, Commissioners Kimmell and Nelson approved the decision, Commissioner Stauber voting against the approval.

Ordinance #231, amending the Latah County Building Code Ordinance #192, Section 4 as follows:
Section 4. Amendments to the Uniform Building Code, 1997 Edition.

That Section 107.2 of the Uniform Building Code, 1997 section is hereby amended as follows:

107.2 Permit Fees. The fee for each permit shall be as set forth in Table 1-A. Installation permit fees for manufactured homes shall be \$50.00 for single wide homes, \$100.00 for double wide homes, and \$150.00 for triple wide homes. Permit fees for modular homes shall be \$150.00. Additional fees for foundation work for manufactured or modular homes shall be calculated based upon the adopted valuation and fee schedule. Should any work, clause, phrase, sentence, paragraph, subsection, or other part of this ordinance or any particular application thereof be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this ordinance.

This Ordinance shall be in full force and effect from and after its passage, approval and publication according to law. Passed December 17, 2001.

By Motion and Order, approved the closing of Latah County Offices at 12:00 Noon on December 24, 2001 and allow 4 hours Holiday Pay for full time regular employees and fraction of 4 hours Holiday Pay for part-time regular employees. The Sheriff's Office and District Court will remain open as needed. This will not result in additional taxpayer expense.

Filed an Order, signed by the President of the State Board of Education excising property from Troy School District #287 and annexing it to Whitepine School District #288

Approved, signed and filed a Request for a Renewal of a Retail Alcohol Beverage License, by the Wine Company of Moscow, dba Wine Company of Moscow, 113 East Third, Moscow.

Approved, signed and filed a Request for a Renewal of a Retail Alcohol Beverage License, by Jesse Franklin Johnson, dba The Edge, 302 South Main, Moscow.

Approved, signed and filed a Request for a Renewal of a Retail Alcohol Beverage License, by Randy and Deloris Hall, dba Hall's Corner Bar and Café, 103 East Walnut, Genesee.

Approved, signed and filed a Request for a Renewal of a Retail Alcohol Beverage License, by Branegan's Inc. , dba Branegan's Pizza, 1330 W. Pullman Rd., Moscow, Idaho 83843.

Approved, signed and filed a Request to approve Renewal of Retail Alcohol Beverage License, by Zana L. Sherman, dba First Bank of Pizza, 301 Main, Juliaetta.

Approved, signed and filed a Request to approve Renewal of a Retail Alcohol Beverage License, by Sodexho Management, Inc., dba Bogey's Grill-University of Idaho, 1215 Nez Perce Drive, Moscow, Idaho 83843.

Approved, signed and filed a Request to approve Renewal of a Retail Alcohol Beverage License, by Diane Lynn Branting, dba BD Troy Tavern, 525 S. Main Street, Troy, Idaho 83871.

Approved, signed and filed a Request to approve Renewal of a Retail Alcohol Beverage License, by Gary Greenfield, dba Bucer's, 201 S. Main Street, Moscow, Idaho 83843.

Approved, signed a filed the Chair's signature on a grant between Latah County and the Idaho Department of Commerce for a USDA US Forest Service National Fire Plan Grant in the amount of \$7,000. Rural Development coordinator shall be the designated Latah County grant administrator. Local match totals \$3,650; project to be completed by May 31, 2002.

Filed the ICRMP Claims Loss Runs for the month of November, 2001.

By Motion and Order, convened in executive session at 10:30 AM pursuant to Idaho Code 67-2345(1)(a)&(b) for the discussion of personnel matters and Idaho Code 67-2345(1)(d) for the discussions of records that are exempt from public inspection.

By Motion and Order, created a Latah County Community Forestry Advisory Committee to assist in implementation of County Community Forestry projects.

By Motion and Order, appointed the following members to the Latah County Community Forestry Advisory Committee (LCCFAC): Jack Coyner, Potlatch Tree Committee; Stu Goldstein, Latah County Soil & Water Conservation District Board; Don Larsen, Clearwater RC&D; Andrea Masom, Kendrick-Juliaetta Tree Committee; Tony McDonnell, Moscow Jr. High School Principal; Kenneth Stinson, Latah Soil and Water Conservation District staff; Pat O'Connell, Landscape Architect, North Country Landscaping; Yvonne Barkley, UI Extension Forestry; Commissioner Loreca Stauber; Latah County Rural Development Coordinator; Latah County Parks & Recreation staff.

By Motion and Order approved Latah County Community Forestry Advisory Committee (LCCFAC) Draft Project Plan implementing a Forestry Project utilizing Craig-Wyden Title III funding in the amount of \$30,709.34. Final plan to be submitted to BOCC, subject to requirements as set forth in Craig-Wyden Title III rules and regulations; Latah County staff, auditor will supervise project funds.

A Public Hearing as provided by law, was held on Monday, December 17, 2001 at 3:30 p.m. to adjust the 2001-2002 Budget as follows:

1. Increased Current Expense-General Budget, Line 01-18-0726-0000, Arts & Culture Committee in the amount of \$335 from \$8500 to \$8835 – revenue reimbursement – Travel Expense; and
2. a) increased the District Court Budget, Line 06-00-0552-0000, Transcripts in the amount of \$15,000 from \$15,000 to \$30,000 – revenue, District Court Fund; and

- b) increased the District Court Budget, Line 06-00-0800-0000, Capital – Furniture/Fixtures in the amount of \$15,000 from \$2000 to \$17,000 – revenue District Court Fund; and
- c) increased the District Court Budget, line 06-00-0806-000 Capital – Office Equipment in the amount of \$10,000 from \$10,000 to \$20,000 – revenue District Court Fund; and
- 3. Increased the Emergency 911 Budget, line 33-00-0718-0000, Repeater in the amount of \$410 from \$7000 to \$7410 – revenue Reimbursement for cost of air conditioner unit for repeater from Moscow Rural Fire District, City of Moscow, Moscow School District #281 and Northwest Tri-State Amateur Radio; and
- 4. Increased the Rural Youth Arts Program Grant Budget, line 52-00-0525-0000, Program Expense in the amount of \$68 from \$5,000 to \$5,068 – revenue Grant Funds – Idaho Commission on the Arts; and
- 5. a) established the Coop Extension Road to Recovery Fund Grant Budget lines in the amount of \$16,000.00.

A Public Hearing as provided by law, was held on Monday, December 17, 2001 at 3:45 p.m. for a Fee Increase to cover administrative fees for year 2002, Department of Motor Vehicles. All affected residents will be charged a \$3.00 administrative fee on all motor vehicle registrations, effective February 1, 2002.

A Public Hearing as provided by law, was held on Monday, December 17, 2001 at 4:00 p.m. for a Fee Increase/Implementation of User Fees for Robinson Park, Moose Creek Reservoir, and To Consider Setting a Firearms Policy on Latah County Parks & Recreation Lands;

By Motion and Order adopted Resolution #2001-34, which will establish and implement fee schedules for Robinson Park and Moose Creek Reservoir, effective December 17, 2001;

Adopted Resolution #2001-34 on December 17, 2001, establishing user fees for use of the Latah County Parks:

- 1. The following fees shall be paid by persons or organizations using Robinson Park:
 - a) Overnight camping: tents, RVs, Trailers, Campers: \$8.00 per unit per 24 hour period
 - b) Group Day Use: Reservation Fee - \$25.00 non-refundable
Deposit - \$50, all or a portion of which may be refunded upon a determination by the Park Manager the premises had been vacated at the agreed upon time and in satisfactory condition
 - c) Bona-fide non-profit groups using the park to raise funds for charitable or community service activities may be exempted by the County Parks Director from payment of the above fees
- 2. The following fees shall be paid by persons using Moose Creek Reservoir:
 - a) Overnight camping: tents, RVs, Trailers, Campers: \$8.00 per unit per 24 hour period
- 3. Fees for overnight camping shall be paid at the time of arrival at the park. Fees for group day use at Robinson Park shall be paid at the time of reservation; at least ten days in advance of proposed use
- 4. This resolution shall repeal Latah County Resolution 97-05.

By Motion and Order adopted the following Latah County Firearms Policy for all Parks and Recreation Areas located in Latah County, effective December 17, 2001:

It shall be unlawful for any person, except for peace officers in the discharge of their duties, to discharge any firearms or other projectile firing device within the limits of any Latah County Park. All firearms brought onto Latah County Parks Lands shall be unloaded at all times and

either securely stored out of sight or in a vehicle. This section shall not apply to persons legally hunting waterfowl pursuant to the regulations of the Idaho Department of Fish and Game at Moose Creek Reservoir and Blue Lagoons Park or for exhibition as authorized by the Parks Director. Said Firearms Policy shall not apply to the Latah Trail Property at this time.

By Motion and Order authorized Chris Storhok, Rural Development, to complete the test marketing of the balance of herbal remedies products by wholesale to the Moscow Food Coop or other legitimate entities with Rural Development to follow-up with retail disposition to finalize project. Commissioners Kimmell and Nelson voting for, Commissioner Stauber abstaining.

By Motion and Order, directed the County Auditor to create an Herbal Test Products Cash Fund account for deposit of monies collected on the County Non-timber Forest Products project. Commissioners Kimmell and Nelson voting for, Commissioner Stauber abstaining.

By Motion and Order convened in executive session at 11:02 AM, pursuant to Idaho Code 67-2345(1)(d) to consider records that are exempt from public inspection: Indigent. Adjourned at 12:08 PM. Twelve cases approved, one case denied.

By Motion and Order convened in executive session at 2:02 PM, pursuant to Idaho Code 67-2345(1)(a)&(b) to consider records that are exempt from public inspection: Personnel matters. Adjourned at 2:21 PM.

Approved, signed and filed the Commissioners' Proceedings for the week of December 10, 2001.

Approved, signed and filed a request for a 3-year increment increase for Michelle Fuson, Planning Director, Planning & Building, Department 11, Line 01, effective December 1, 2001.

Denied a Request to purchase declared surplus drafting table. Item will be auctioned in January 2002.

By Motion and Order, approved the Chair's signature on a Credit Application and Sales Tax Resale or Exemption Certificate for Alliance Datacom. L.P. for Latah County effective December 1, 2001.

By Motion and Order authorized the Chair's signature on a Palouse Noxious Weed Partnership Agreement between Latah County, Clearwater RC&D and Idaho State Department of Agriculture in the amount of \$16,250 from the Idaho Department of Agriculture. The purpose of the agreement is to treat and map noxious weeds and to provide training to professionals for supervised noxious weed identification.

Approved, signed and filed a request for a 2-year increment increase for Eric Henson, System Technician, Information Services, Department 05E, Line 05, effective December 1, 2001.

By Motion and Order, approved the Conditional Use Permit#488A requested by North Idaho Crushing for an expansion of their existing rock crushing/excavation operation onto 3.32 acres of their adjacent properties. Planning Department staff will prepare the Findings of Fact and Conclusions of Law for the Board of County Commissioners to adopt. Commissioner Kimmell and Nelson voting for, Commissioner Stauber voting against.

By Motion and Order, in regards to the Secure Rural Schools and Community Self Determination Act of 2000, Title III County Projects, commonly referred to as the Craig-Wyden Bill, approved the implementation of Latah County's proposed community forestry project as developed by the Latah Community Forestry Advisory Committee in the amount of \$33,709.34 to be used for reforestation of

public lands in Latah County; subject to the fulfillment of Section 302(a) Public Law 106-393 which requires a 45 day public comment period, effective December 21, 2001.

Approved, signed and filed an amended request for a 3-year increment increase for Michelle Fuson, Planning Director, Planning & Building, Department 11, Line 01, effective December 01,2001.

**All documents are available for inspection in the office of the Clerk/Auditor/Recorder.
The proceedings may also be viewed at <http://www.latah.id.us/Dept/BOCC/Agenda.htm>.**

**Susan Petersen
Clerk/Auditor/Recorder**

**By: Rachel Rausch
Deputy Clerk of the Board of Latah County Commissioners**