

COMMISSIONERS' PROCEEDINGS
Week of September 9, 2002

Commissioners Paul J. Kimmell, Loreca J. Stauber, and Jack Nelson met in regular session on Monday, September 9, 2002 and again on Wednesday, September 11, 2002; Commissioners Kimmell and Stauber met in regular session on Friday, September 13, 2002; the following actions were taken:

Approved the Commissioners' Proceedings for the week of September 3, 2002.

By Motion and Order, appointed to the Board of Community Guardians, Dana Dilts for a term to expire December 31, 2005.

By Motion and Order, signed an agreement with Idaho Department of Parks & Recreation on Project #Q94-0222, Latah Trail paving located near Troy, Idaho; one mile west. Amount is \$48,000 and \$12,000 matching funds. Project period from August 31, 2002 to June 30, 2003. Andy Grant, Parks Director to be grant administrator.

By Motion and Order, after opening and publicly reading sealed bids, accepted the bid from Herco, Inc. for work on the Latah Trail Project consisting of paving a 10-foot wide path, one mile in length. Including but not limited to application of ground sterilant; 4-inch leveling course; and two-inch asphalt layer. Unit price included in the bid. Latah County reserves the right to decrease or increase volume of paving by 25% without recalculating the unit price. A bond equal to 5% was required to accompany proposal. The bid amount is \$69,910.35.

Filed the Conflict Public Defender Hours for the month of August, as submitted by D. Ray Barker.

Filed the Public Defender Hours for the month of August, as submitted by Gregory C. Dickison.

Filed the Public Defender Hours for the month of August, as submitted by Charles Kovis.

Filed the resignation of Mike Davis, Cartographer, Assessor, Department 02A, Line 16, effective September 6, 2002.

Approved, signed, and filed a request to hire Cynthia J. Steuben, Cartographer, Assessor, Department 02A, Line 16, effective August 27, 2002.

Approved, signed, and filed a request for a 2-year increment increase for Susan Woodall, Roll Clerk, Assessor, Department 02A, Line 10, effective September 1, 2002.

Approved, signed, and filed a request for a 2-year increment increase for Helen Sprenke, Data Entry Clerk, Assessor, Department 02A, Line 17, effective September 1, 2002.

Approved, signed, and filed a request to hire Nicholas M. Nielson, Tracker, Youth Services, Department 08B, Line 03, effective September 6, 2002.

By Motion and Order, authorized the Board's signature on the 2002 Dollar Certification of Budget Requests (L-2); effective October 1, 2002. Attached.

Approved the Health Board appointment of Ric Hood, Clearwater County Commissioner, to complete Earl Pickett's 5-year term on the North Central District Board of Health, effective August 26, 2002.

Approved, signed, and filed a request for a tax cancellation in behalf of Clark & Michelle Easter, RP41N05W100760A. Homeowner Exemption was not transferred to real property parcel.

Approved, signed, and filed a request for a tax cancellation in behalf of Brad & Linda Hamburg, RP41N03W048024A. Homeowner Exemption was not transferred to real property parcel.

Approved, signed, and filed a request for a tax cancellation in behalf of James & Hillary Kouril, RP01836000030A. Homeowner Exemption was not transferred to real property parcel.

Approved, signed, and filed a request for a tax cancellation in behalf of Steven & Susan Bentjen, RP01870000018AA. Homeowner Exemption was not transferred to real property parcel.

Ratified a Preliminary Request For Land Sale to the Idaho Department of Lands concerning Temporary Permit No. 4-0037 for SW ¼ NE¼; N ½ NW ¼ , SE ¼ NW ¼ of Section 12, Township 39 North, Range 4 West, Boise Meridian, Latah Trail, one mile west of Troy.

By Motion and Order, approved the renewal of a second dwelling permit at 3118 Park Road, Deary, Randy and Michelle Doty, to expire on August 22, 2003.

By Motion and Order, approved the renewal of a second dwelling permit at 1111 Burnt Ridge Road, Troy, John Nelson, to expire on September 17, 2002. Commissioners Kimmell and Stauber voting for, Commissioner Nelson abstained.

Approved, signed and filed staff salary adjustments for Fiscal Year 2002-2003, Planning & Building Department, subject to Budget Officer review.

Approved, signed and filed a request for a Tax Cancellation in behalf of John Bieker, RP38N05W037952A; hardship.

By Motion and Order, pursuant to Idaho Code 67-2345(1)(d) convened in Executive Session at 11:04 a.m., Monday, September 9, 2002, to discuss records exempt from public inspection; Indigent Appeal #2602. Adjourned at 12:16 p.m.

By Motion and Order, authorized the Latah County Snowmobile Advisory Committee to execute a "Real Estate Lease" with the city of Elk River for a groomer storage building with the understanding that Latah County is not obligated to contribute funds or resources beyond those directly provided by the State, pursuant to the Area 29 groomer agreement.

By Motion and Order, pursuant to Idaho Code 67-2345(1)(a)&(b) convened in Executive Session at 3:25 p.m., Monday, September 9, 2002, to discuss personnel matters. Adjourned at 3:33 p.m.

By Motion and Order, pursuant to Idaho Code 67-2345(1)(f) convened in Executive Session at 3:34 p.m., Monday, September 9, 2002, to discuss litigation. Adjourned at 3:40 p.m.

By Motion and Order, pursuant to Idaho Code 67-2345(1)(d) convened in Executive Session at 11:04 a.m., Wednesday, September 11, 2002, to discuss records exempt from public inspection; Indigent. Adjourned at 11:32 a.m. Three cases approved, zero cases denied.

By Motion and Order denied the Conditional Use Permit granted by the City of Moscow to the Utzman Development LLC, for a rural business use in the agriculture/forestry zoning district in Latah County, as the finding made for decision is unsubstantiated by evidence, arbitrary and capricious. Minutes and tape are on file in the auditor's office.

Resolution No. 2002-17, transferring funds from Current Expense Commissioners 01-05 "A" Budget to Current Expense Commissioners 01-05 "B" Budget in the amount of \$1,050, approved and adopted, September 11, 2002.

Approved, signed and filed a letter from Donald McNarie, Idaho Department of Lands (IDL) with terms and conditions of a trail easement on IDL land; SW ¼ NE¼; N ½ NW ¼ , SE ¼ NW ¼ of Section 12, Township 39 North, Range 4 West, Boise Meridian. Parks Director, Ruen-Yeager Engineer to meet with Perry Whitaker, IDL Sales Specialist and Nolan Noren, Deary IDL office, to address/clarify survey stipulation.

By Motion accepted IDL conditions for a 20-year term easement for Latah Trail one mile west of Troy, with the provision for land acquisition (of SW ¼ NE¼; N ½ NW ¼ , SE ¼ NW ¼ of Section 12, Township 39 North, Range 4 West, Boise Meridian) and authorized payment of a \$50.00 application fee and \$1000.00 down-payment on easement .

By Motion and Order, signed a contract agreement between Herco, Inc., Project NO. MO2611 for paving on the Latah Trail for a one-mile stretch west from Troy in the amount of \$69,910.35. Herco's Bond letter is attached to the agreement.

By Motion and Order, authorized Herco, Inc. to proceed with Paving Project No. M02611 as part of the Latah Trail project, effective 16 September 2002; authorization is subject to the issuance of an authorization by Idaho Department of Lands (IDL) to proceed on the County's Temporary Permit for said IDL land.

Filed the Title Commitment 41892 regarding the Niebauer property purchase which is the West 25 feet of the following described property: beginning 120 East of the Southwest corner of lot 4 in Russell's Addition to the City of Moscow, as shown by the recorded plat thereof; thence North 125 feet; thence East 160 feet; thence South 125 feet; thence West 160 feet to the point of beginning; property purchased for courthouse parking lot..

By Motion and Order, amended the effective date of the Professional Services Agreement between Latah County and Mark Seman of Full Circle Studios from June 1, 2002 to October 31, 2002. Scope of work is assisting the Courthouse Facilities Planning Committee with planning/development of plans, cost estimates, and drawings for the courthouse renovation.

By Motion and Order, ratified the advertisement for bids for the Latah County Parking Lot at 6th and Van Buren Street; the work consists of but is not limited to site preparation and grading, storm water detention and drainage system, sidewalk curb cutting and removal, new concrete curbing and sidewalk, asphaltic concrete paving and striping.

By Motion and Order signed an encroachment agreement between the City of Moscow and Latah County for property owned by the county located at 510 and 522 E. Sixth Street, Moscow, ID. Said property is also known as the new courthouse parking lot.

By Motion and Order, authorized the Board's signature on the L-1 Certificate of County Levies for Latah County as prepared by Auditor Susan Petersen. Said certificate to be submitted to the State Tax Commission for certification pursuant to Idaho Code 63-803(3).

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**