

COMMISSIONERS' PROCEEDINGS
Week of September 28, 2009

Commissioners Tom S. Stroschein, John A. "Jack" Nelson, and Jennifer Barrett met in regular session on Monday, September 28, 2009, and again on Wednesday, September 30, 2009 the following actions were taken:

Approved, signed and filed a Taxpayer's Adjustment by Jeffrey Smith, Parcel Number RPM05600050120A; approved 50% of homeowner's exemption value for 2009.

Approved, signed and filed the Commissioners' Proceedings for the Week of September 7, 2009.

By Motion and Order, pursuant to § 4.04 of the Latah County Land Use ordinance, approved a second dwelling renewal request for Keith Wilson for the residence located at 1982 Highway 9, Deary, Parcel Number RP40N03W012850A. This renewal shall be for one year and expire on September 28, 2010.

By Motion and Order, approved and signed Addendum A (Annual Software License Fees) [\$42,743.05], Addendum B (Annual Full Support Fees)[\$9,716.51 plus travel expense of \$80.00 per day, per person] and Addendum C (PC/Network Support Fees)[for zero (0) prepaid hours]. Further, approve and sign Addendum A (Annual Maintenance Fees) [\$17,265.00] and Addendum B (Annual Support Fees) [\$3,000.00 plus travel and miscellaneous expenses as listed] for Law Enforcement ARTS & CAD (Law Enforcement Maintenance and Support Contract) between Latah County and Computer Arts, Inc. (CAI) for fiscal year 2009-2010.

By Motion and Order, approved the Statewide Photocopier Digital Copier Placement Form between Latah County and H&H Business Systems for one Ricoh MPC5000 copier for use in District Court. Said Placement is for rental, including maintenance, in the amount of \$334.79 per month plus an Impression Charge of .0075 each for black and white, and .052 for color, for thirty-six (36) months.

Signed and filed vehicle damage report – Sheriff's Office.

Signed and filed public defender hours for August 2009 as submitted by Jay Johnson.

Signed and filed public defender hours for August 2009 as submitted by Sunil Ramalingam.

Reviewed and approved claims.

By Motion and Order, pursuant to Idaho Code 67-2345 (1) (c), (d), & (f) convened in executive session at 10:10 a.m. on September 28, 2009, to deliberate regarding an acquisition of an interest in real property, consider records that are exempt from public disclosure, and to communicate with legal counsel regarding pending/imminently likely litigation. Adjourned at 11:00 a.m.

By Motion and Order, pursuant to Idaho Code 67-2345 (1) (d), convened in executive session at 11:06 a.m. on September 28, 2009, to discuss records that are exempt from

public disclosure. Adjourned at 11:39 a.m.

By Motion and Order, pursuant to Idaho Code 67-2345 (1) (d), convened in executive session at 1:35 p.m. on September 28, 2009, to discuss records that are exempt from public disclosure. Adjourned at 1:55 p.m.

Approved, signed and filed an Application for Hardship by Robert Simmons, Parcel Number RP39N03W065245A; cancellation for 2006 in the amount of \$449.36 plus penalties and interest and payment arrangement to be made with the Treasurer's Office for tax years 2007 and 2008.

Denied, signed and filed an Application for Hardship by Susan Minder, Parcel Number RPM0770015008AA.

By Motion and Order, having denied an Application for Hardship by Susan Minder, Parcel Number RPM0770015008AA, the Board shall waive penalties and interest for delinquent taxes which are paid in full prior to 5:00 p.m. on Wednesday, September 30, 2009. All other taxes which are delinquent at that time shall accrue penalties and interest until such time as they are paid.

Adopted, signed and filed Resolution 2009-25 to reinstate funds from the imposed two percent holdback for the FY2008-2009 budget for the following departments: in Current Expense - Motor Pool, Disaster Services, Extension, Rural Development, and Motor Vehicle; in Justice – General; and Historical Museum.

Adopted, signed and filed Resolution 2009-26 to decrease Current Expense – Information Services Fund 01-14 “C” Budget line 01-14-0804-0003, Capital – Computer Equipment and increase Current Expense – Information Services Fund 01-14 “A” Budget line 01-14-0405-0000, Salary – Full Time in the amount of \$5,087.

Adopted, signed and filed Resolution 2009-27 to decrease Current Expense – Elections Budget line 01-15-0806-0010, Capital – Election Optical Scan and increase Help America Vote Act Budget line 229-00-0806-0009, Capital – HAVA Equipment in the amount of \$3,159.

By Motion and Order, approved adjustments in the budget lines within the original departments that were created in the 2007 State Homeland Security Fund 256-00; the total amount of funding will not increase from the beginning budgeted amount set in September 2008; the changes are being made to reflect the adjustments that were made to the 2007 State Homeland Security Grant during the fiscal year 2008-2009.

By Motion and Order, pursuant to Idaho Code 67-2345 (1) (d), convened in executive session at 5:00 p.m. on September 29, 2009, to discuss records that are exempt from public disclosure. Adjourned at 5:16 p.m.

Held a meeting regarding Appeal (#798) of Zoning Commission denial of Conditional Use Permit #791 by Ploughshare Institute for Sustainable Culture to listen to audio recordings from Zoning Commission hearings. Will continue listening on Wednesday, September 30, 2009 at 10:30 a.m. No action taken at this time.

By Motion and Order, pursuant to Idaho Code 67-2345 (1) (d), convened in executive session at 9:08 a.m. on September 30, 2009, to discuss records that are exempt from public disclosure, Indigent. Adjourned at 9:55 a.m.; six cases were approved and three cases were denied.

By Motion and Order, pursuant to Idaho Code 67-2345 (1) (d), convened in executive session at 10:02 a.m. on September 30, 2009, to discuss records that are exempt from public disclosure. Adjourned at 10:35 a.m.

Denied, signed and filed an Application for Hardship by Steve McMillian, Parcel Number RPK1450001004AA.

By Motion and Order, pursuant to Idaho Code 67-2343, amended the agenda to add a 10:30 a.m. agenda item for Wednesday, September 30, 2009 for the continuation of the review of audio recordings for Appeal #798 as the Board was unable to complete said review in the time scheduled for Tuesday, September 29.

Held a meeting regarding Appeal #798 of Zoning Commission denial of Conditional Use Permit #791 by Ploughshare Institute for Sustainable Culture to continue listening to audio recordings from Zoning Commission hearings. No action taken at this time.

By Motion and Order, pursuant to Idaho Code 67-2343, amended the agenda to include items #9, 10 and 11 to the 2:00 .m. BOCC Weekly Review on Wednesday, September 30, 2009. Items #9 and 11 are time sensitive and cannot be held until Monday, October 5, 2009. Item #10 was inadvertently missed from an earlier agenda amendment.

By Motion and Order, approved the Chair's signature on the Idaho State Bureau of Homeland Security Obligating Document for Award for the 2009 Pre-Disaster Mitigation (PDM) Planning Grant in the amount of \$48,367, plus an in-kind County match of \$16,377.38 for a total of \$64,754.38; effective August 16, 2009 through August 16, 2011. Disaster Coordinator, Sandra Rollins to be Project Manager.

Signed and filed a request for comments on the nomination of The Cox Barn to the National Register of Historic Places.

Approved, signed and filed the Commissioners' Proceedings for the Week of September 14, 2009.

By Motion and Order, approved and signed a Professional Services Contract and Retainer as Counsel for Indigent Persons between Latah County and James E. Johnson, Attorney at Law for a period of 24 months beginning October 1, 2009 through September 30, 2011 in the amount of \$88,536.00 payable in monthly installments of \$7,378 for the first twelve months, and in the amount of \$94,536 payable in monthly installments of \$7,878 for the following twelve months beginning on October 1, 2010.

By Motion and Order, approved and signed a Professional Services Contract for Indigent Persons - Conflict between Latah County and D. Ray Barker, Attorney at Law, for a two (2) year term beginning October 1, 2009 through September 30, 2011; rate of compensation set at \$70.00 per hour.

Approved, signed and filed a request for letter of support for a Regional Detoxification Facility as requested by Darrell Keim, Idaho Department of Health and Welfare.

Signed and filed Release of Liability, Claim for Damages from Thomas R. Brandt and Elizabeth B. Brandt.

Approved, signed and filed offer of settlement from ICRMP regarding a 2006 Ford Crown Victoria police interceptor in the amount of \$10,500.

Approved, signed and filed the purchase of replacement vehicles for the Latah County Sheriff's Office of one 2009 Crown Victoria Police Interceptor and one 2006 Ford

Explorer.

Reviewed and Approved Claims.

By Motion and Order, having held a public hearing as provided by law, shall adjust the 2008-2009 and the 2009-2010 Budgets as follows:

Fiscal Year 2008-2009

1. **increase Current Expense – Motor Pool Budget 01-09** **\$ 1,500**
increase Current Expense – Motor Pool Budget line 01-09-0475-0006, Parks Rec in the amount of \$1,500 from \$1,800 to \$3,300; and
 2. **increase Current Expense – Disaster Service Budget 01-11** **\$ 2,741**
 - a. increase Current Expense – Disaster Service Budget line 01-11-0439-0000, Travel in the amount of \$825 from \$1,700 to \$2,525 – Latah County Disaster Services NACO; and
 - b. increase Current Expense – Disaster Service Budget line 01-11-0569-0000, Education in the amount of \$1, 916 from \$2,372 to \$4,288for a total of \$2,741 – Idaho BDS; and
 3. **increase Current Expense – Planning Building Budget 01-21** **\$ 900**
increase Current Expense – Planning Building Budget line 01-21-0439-0000, Travel in the amount of \$900 from \$2,420 to \$3,320.00 – Reimbursement – travel FEMA
 4. **increase Historic Preservation Grant Budget 60-00** **\$ 6,150**
increase Historic Preservation Grant Budget line 60-00-0521-0000, Operating Expense in the amount of \$6,150 from \$3,000 to \$9,150 – Idaho State Historical Grant
- for a total adjustment of \$11, 291 to Fiscal Year 2008-2009 Budget.

Fiscal year 2009-2010

1. **increase Courthouse Expansion Budget 40-00** **\$35,000**
increase Courthouse Expansion Budget line 40-00-0815-0000, Capital – Courthouse Expansion in the amount of \$35,000 from \$79,680 to \$114,680 – PILT payment; and
2. **establish PA Multidisciplinary Team Fund 262-00** **\$ 200**
 - a. establish PA Multidisciplinary Team Budget 262-00 in the amount of \$200 – State of Idaho Grant Money being held in an account at Sterling Bank; and
 - b. establish PA Multidisciplinary Team Cash Fund 262-00 in the amount of \$200 – State of Idaho Grant Money being held in an account at Sterling Bankfor a total adjustment of \$35, 200 for Fiscal Year 2009-2010.

These funds are unscheduled revenues or carry forward funds and the expenditure of these funds will be at no additional cost to the taxpayers of Latah County. The Board authorizes and directs the County Auditor to make the necessary adjustments.

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](http://www.latah.id.us/Dept/BOCC/Agenda.htm).

Susan Petersen
Clerk/Auditor/Recorder

By: Kara Rickert
Deputy Clerk for the Board of Latah County Commissioners