

**COMMISSIONERS' PROCEEDINGS**  
**Week of November 12, 2012**

Commissioners Jennifer Barrett and David McGraw met in regular session on Tuesday, November 13, 2012 the following actions were taken:

By Motion and Order, pursuant to Idaho Code 67-2345 (1) (d), convened in executive session at 9:00 a.m. on November 13, 2012, to discuss records that are exempt from public disclosure, Indigent. Adjourned at 9:30 a.m.; one case was approved and one case was denied.

By Motion and Order, sitting as the County Board of Canvassers, having canvassed the returns from all precincts in the County, certify the results of the following elections held on November 6, 2012, as presented by the County Clerk: General Election 2012, Latah Soil and Water Conservation District Election 2012.

By Motion and Order, pursuant to Idaho Code 67-2343, amended the agenda to hold an executive session to discuss records exempt from public disclosure at 1:45 p.m. Confidential information has just been received that the Commissioners need to consider immediately.

By Motion and Order, pursuant to Idaho Code 67-2345 (1) (d) & (f), convened in executive session at 1:46 p.m. on November 13, 2012, to discuss records that are exempt from public disclosure and communicate with legal counsel regarding pending/imminently likely litigation. Adjourned at 1:55 p.m.

By Motion and Order, modified the decision of the Latah County Zoning Commission on CUP #864 in regards to the request by Ernest Brannon for Appeal #870. The Commissioners find that the decision is arbitrary, capricious, or an abuse of discretion with reasons stated on the record and directs staff to prepare Findings of Fact and Conclusions of Law to include the following conditions: #4 – amplified microphones & Speakers may be used but are restricted to 70 decibels within 8 feet of output, to be measured by applicant; #7 – to allow outdoor events to occur on consecutive weekends.

By Motion and Order, approved the consent calendar items as published on the agenda:

- Approval of the Commissioners' Proceedings for the week of November 5, 2012.
- Approval of a seven year incremental increase for Amy Rozelle, Billing Clerk Assistant; BOCC, Solid Waste; Department 05C, Line 02, effective November 1, 2012.
- Approval to hire Austin Cole, Deputy Clerk, Elections; Elections; Department 01C, Line 06, effective November 8, 2012.

- Filed Separation From Employment for Richard Robbins, Deputy Clerk, Elections; Elections; Department 01C, Line 05, effective November 9, 2012.
- Approval of tuition aid for Joshua Severns (North Idaho College).
- Approval of tuition aid for Kimberly Lawrence (North Idaho College).
- Filed Notice of Application and Notice of Intervention Deadline before the Idaho Public Utilities Commission in the matter of the application of Avista Corporation dba Avista Utilities for authority to increase its rates and charges for electric and natural gas service in Idaho.
- Filed fully executed Service Agreement for Scanning Equipment between Latah County (Auditor's Office) and Integra Business Solutions.
- File Public Defender hours for October 2012 as submitted by D. Ray Barker (Conflict).
- File Public Defender hours for October 2012 as submitted by McCormick & Rokyta, PLLC.

Approved, signed and filed a request for Floodplain Development Permit Fee Waiver by Idaho Department of Fish and Game.

By Motion and Order, in accordance with §4.04 of the Latah County Land Use Ordinance, approved the request for a temporary second dwelling for James Sutcliffe at 1109 Main Street, Viola, on Assessor's Parcel Number RP01640003005C. The approval is for one year, beginning August 22, 2012, and ending August 22, 2013.

By Motion and Order, appointed Rodney Parker to the Latah County Zoning Commission, Position D, for a term to expire December 31, 2013.

Signed and filed Clints & Lam Auctions Seller's Final Accounting of Items Sold dated November 5, 2012.

Approved, signed and filed Taxpayer's Adjustment on behalf of Gregory John Kozak, Parcel Number RPM04970040040A; cancellation in the amount of \$452.19 to correspond with the amount for the Homeowner's Exemption for 2012.

Approved, signed and filed Taxpayer's Adjustment on behalf of Gregory John Kozak, Parcel Numbers SRM04970040040A; cancellation in the amounts of \$1,055.13 to correspond with the amount for the Homeowner's Exemption for 2012.

Approved, signed and filed Taxpayer's Adjustments on behalf of Mark & Sarah Wray, Parcel Number SR39N05W327818A; cancellation in the amount of \$1,186.75 to correspond with the amount for the Homeowner's Exemption for 2012.

Approved, signed and filed Taxpayer's Adjustments on behalf of Isaac & Katherine Grauke, Parcel Number SRM00550000140A; cancellation in the amount of \$1,507.33 to correspond with the amount for the Homeowner's Exemption for 2012.

Approved, signed and filed Taxpayer's Adjustments on behalf of Irvin & Henrietta Dahman, Parcel Number RPM00000088415A; cancellation in the amount of \$1,507.33 for erroneously removed Homeowner's Exemption.

By Motion and Order, appointed Gabe Baker to the Wellness Planning Group.

By Motion and Order, adopted the 2013 Solid Waste Fee Reduction for the 2012 Circuit Breaker Program dated November 8, 2012 (as attached).

Approved, signed and filed an Extension of Personal Property Taxes by Robert D. Abell, Parcel Number MHD1290017002DA; payments to be made until paid off, no later than April 15, 2013.

Reviewed and Approved Monthly Claims Reports.

By Motion and Order, having held a public hearing as provided by law, shall adjust the 2011-2012 Budget as follows: increase Drug Free Community Support 247-00 Budget line 247-00-0688-0001, Youth Programs in the amount of \$7,306 from \$3,200 to \$10,506 – revenue Federal Drug Free Community Support Grant. 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.

Signed and filed information regarding a water right application to Idaho Department of Water Resources by Michelle and Frances Spain.

By Motion and Order, approved and signed the County Annual Juvenile Justice Report to Idaho Department of Juvenile Corrections for Latah County Juvenile Probation for October 1, 2011 to September 30, 2012.

By Motion and Order, approved the Chair's signature on the Idaho Department of Juvenile Corrections Juvenile Justice Annual Financial Report for October 1, 2011 through September 30, 2012 for Latah County.

By Motion and Order, approved a Memorandum of Agreement between Latah County and Idaho Department of Juvenile Corrections (IDJOC) to support the Community Incentive Program (CIP), Re-Entry Program (REP), and Mental Health Program (MHP) to keep juveniles in their community, or successfully reintegrate juvenile offenders in state custody back into their homes, communities and families. Agreement is effective through September 30, 2013. IDJOC to reimburse the County for allowable and approved treatment costs.

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: Kara Egan  
Deputy Clerk for the Board of Latah County Commissioners