

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

Monday, October 9, 2017

Present:

Commissioners:

Deputy Clerk:

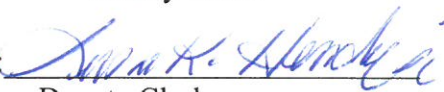
The following proceedings were had to-wit:

The Courthouse was closed for the Columbus Day Holiday.

ATTEST Peggy White
County Clerk

Approved: 
Chairman

By:


Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

Tuesday, October 10, 2017

The Board met pursuant to recessing Thursday, October 5, 2017.

Present:

Commissioners: Jay Huber

Mike Fitzgerald

John Hansen

Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

The Board met with Shannon Atkins with the Shoshone County Transfer Station at 10:00 a.m. to discuss and consider a Solid Waste Sticker Program. Items discussed included the following:

- A list was put together on all County residents and who pays a solid waste fee
- The goal is to identify customers who pay a solid waste fee on their taxes and those who are not paying
- A sticker would identify those who are currently paying
- A letter with an application would be developed for the sticker program with a mass mailing of approximately 5,900
- This would be an ongoing process to upgrade the accuracy of the current list
- The initial cost would be approximately \$6,000 initial cost for mailing and copying and stickers
- More research to develop letter, application and timing of the program
- Another meeting will be scheduled within two (2) weeks

The Board met with Ryder Gauteraux and Katie Watterson at 11:00 a.m. to discuss and consider a letter of support for a County Event Center. Ryder and Katie stated that the Shoshone Community Events Organization has been newly formed and they are working with the Panhandle Parks Foundation to bring a Community Event Center to Shoshone County. Panhandle Parks Foundation is a 501-C-3 organization that assisted in developing the Kroc Center in Coeur d'Alene. Ryder and Katie asked for a letter of support from the Board in their endeavors for this project. The Board will place the letter on the consent agenda next week for review and consideration.

The Board convened at 1:00 p.m. for a cure of violation regarding an open meeting complaint dated September 21, 2017 pursuant to Idaho Code 74-208. Also in attendance were Shoshone County Clerk Peggy White, Shoshone County Treasurer Ellen Masterson, and Matt Beehner. On 9/21/2017, a complaint alleging violations of the Open Meetings Law in relation to the 2017-2018 budget process was received. The complaint alleges that discussions and/or deliberations occurred in the 2017-2018 budget in violation of Idaho Code, which is interpreted to allege that discussions and/or deliberations occurred outside a posted agenda time for a public meeting.

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

Pursuant to I.C. 74-208, the Board of County Commissioners (BOCC) having reviewed the broad definition of “decision” in I.C. 74-202(1) and “deliberation” in I.C. 74-202(2), the Board of County Commissioners hereby acknowledge that unintentional open meeting law violation(s) may have occurred concerning the review of the submitted budget worksheets and adjustments to the Elected Officials’ and/or Budget Officer’s requested amounts prior to passage of the budget outside of posted agenda notice times.

The following matters were posted on the BOCC Calendar/Agenda:

- July 11, 2017: Budget Review/Work Session
- July 18, 2017: Budget Review Work Session
- July 25, 2017: 2017/18 Budget Review Work Session
- August 30, 2017: Workshop: Fiscal Year 2017/2018 Budget
- September 5, 2017: Public Hearing on 2017/2018 Budget
- September 6, 2017: Meeting to Continue Fiscal Year 2017/2018 Budget discussions
- September 7, 2017: Meeting to Continue Fiscal Year 2017/2018 Budget discussions
- September 11, 2017: Adopting Fiscal Year 2017/18 County Budget Resolution
- September 13, 2017: Agenda Amended to Adopt Revised 2017/18 County Budget Resolution and corresponding L-2

CURING PROCESS

The Board of County Commissioners, having acknowledged that during the 2017/18 Fiscal Year Budget process, decisions and/or deliberations occurred outside of a posted agenda time, hereby takes action to cure any such violation by placing upon the record information and taking action upon it.

The Board of County Commissioners determines:

- Information to clarify requested budget expenses and income was received outside of posted agenda dates / times;
- This information was received while one or more of the Board of County Commissioners was present in the office at the Shoshone County Courthouse, with the doors of the office being open;
- That one or more of the commissioners communicated once the information was received in order to provide the information to any commissioners who were not present when that information was communicated;
- That some communication(s) were made outside posted agenda dates/times;

In an effort to cure any violation as authorized by Idaho Code, the BOCC hereby informs the public as follows:

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

On July 17, 2017, Commissioners Jay Huber and John Hansen reviewed the budget line items from the department requested budget worksheets, and gathered information on the budgets. No decisions were made.

On July 24, 2017, Commissioners Jay Huber and John Hansen gathered information on line items of the budget. No decisions were made.

On July 27, 2017, the BOCC received the County Clerk's Budget Officer Request budget worksheets. No decisions were made.

On August 1, 2017, the County Clerk forwarded an email from Leif Sundstrom of Sundstrom Insurance Services, Inc. to the BOCC with a quote for Shoshone County Group Life Insurance.

On August 1, 2017, the BOCC received an estimate of potential road department related litigation costs for pending civil litigation matters from County legal counsel. Total potential litigation costs associated with 2 road litigation matters was \$25,000. The information was considered by the BOCC in determining the amount of administrative expense necessary for the Road department.

On August 3, 2017, the County Clerk stopped in and asked Commissioner John Hansen and Commissioner Jay Huber if they could all sit down with the budgets. Commissioners declined the request from the County Clerk indicating they were awaiting Commissioner Fitzgerald, and informed her that Commissioner John Hansen and Commissioner Jay Huber each prepared their own figures.

On August 4, 2017, BOCC received the County Clerk's revenue and year-end balance projections via email. Elected officials also received a copy.

On or between July 27, 2017, and August 9, 2017, Commissioner Fitzgerald made numerous attempts in person and via telephone to gather information clarifying the Department requests, Budget Officer's requests, projected revenue, projected current year end balances and proposed advertised budget: Commissioner Jay Huber, Commissioner John Hansen, Clerk, Treasurer, Assessor, Prosecuting Attorney, Sheriff, Public Works Director, Weeds Superintendent, Planning & Zoning Officer, Solid Waste Superintendent and Administrator, Building & Grounds Director and Airport Manager. (Some departmental meetings were posted agenda items). During some of these calls, Commissioner(s) Hansen and/or Huber may have been present while the call was being made.

On August 8, 2017, the BOCC met with Sheriff Gunderson to get clarification on his anticipated revenue and expenses.

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

On August 8, 2017, the BOCC met with Assessor Jerry White to get clarification on some of the anticipated expenses for his office.

On August 8, 2017, at approximately 1130am, the BOCC had a telephone conference call with the Prosecuting Attorney requesting clarification on line item numbers. The PA explained that she did not have the budget worksheets they were looking at because they had not been provided, so she was uncertain what the numbers were based upon because they did not match the submitted budget request from her department. One item discussed with the salary increase of the Deputy Prosecuting Attorney which the PA explained that \$5,000 was removed from the contracts line item for the part-time Deputy Prosecuting Attorney and placed in the full-time Deputy Prosecuting Attorney line item to accommodate case load increases, additional assignments associated with grant qualified cases, and the increase in County civil case load responsibilities assigned to the Deputy PA. She also explained that the salary was consistent with Deputy PA salaries for other counties of similar size but less case load. The BOCC also inquired about compensated absences, and the PA informed us that she was uncertain what that line item was for and that it isn't a number that the PA inputs into the budget.

*After obtaining the clarifying information, the BOCC made adjustments to the Budget Worksheets in preparation for submission to the County Clerk.

On August 9, 2017, the BOCC delivered to the County Clerk edits and revisions to the Budget Officer's Request in the format of a mark-up copy of the Budget Worksheet (expenses) print date 8/8/17.

On August 9, 2017, the County Clerk spoke to Commissioner Huber and advised him that the information given to her was not a budget because it was only expenses with no income or anything to balance to. Commissioner Huber passed on the information to the remaining commissioner(s).

On August 10, 2017, the County Clerk advised the BOCC that clarification and corrections were needed.

On August 11, 2017, the County Clerk advised the BOCC that clarification was needed, and necessity to be done by the 17th at noon so there was time to publish.

On August 11, 2017, the County Clerk advised the BOCC and other elected officials that current expenses could not be funded based upon present budget worksheets as is.

*On August 15, 2017, the BOCC submitted to the County Clerk edits and revisions to the Budget Officer's Request in the format of a mark-up copy of the Budget Worksheet Expenses and Revenue with a print date of 8/14/17. These were edits and revisions from the Budget expense worksheets provided to the Clerk on August 9, 2017.

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

*On August 15, 2017, Commissioner Fitzgerald advised the County Clerk to apply administrative fees as follows:

- Road & Bridge: \$230,000
- Solid Waste: \$97,000
- Indigent: \$53,000

It was also requested that the BOCC would like to review the Sheriff and Jail detailed expenses post salary and wage adjustments prior to budget advertising. Commissioners Hansen and Huber were copied on that request.

On August 28, 2017, Commissioner Fitzgerald requested the Budget and Budget support information for what was advertised in the published budget, including: the budget worksheet (expenses), the excel spreadsheet that calculates the Current Expenses Projections, Overage of Spending, Cash-Expenses (carry over), Revenue other than taxes and cash needed, and the proposed L-2. Commissioners Huber and Hansen were copied on that request.

On August 28, 2017, the County Clerk responded to the BOCC advising the information had not been input into the computer due to her absence and the information would be provided once she was caught up.

On August 28, 2017, Commissioner Fitzgerald responded to the County Clerk with general communication advising he hopes she feels better. Commissioners Huber and Hansen were copied on that communication.

On September 1, 2017, the County Clerk advised the BOCC that the 8/9/17 budget worksheets needed some work. She provided copies of: 2017 L-2 Excel Spreadsheet, revenue 2017-2018 pdf, budget 2017-2018 pdf. These items were reviewed by the BOCC.

On September 1, 2017, the County Clerk forwarded a copy of the “budget current 17-18 second sheet” excel spreadsheet to the BOCC.

*On September 7, 2017, the BOCC compiled and submitted final Budget revisions to the County Clerk.

*On September 12, 2017, the County Clerk advised the BOCC that several items were incorrect on the “New 2017 L-2”, and attached the document. It was also advised that there was a need to take emergency action and amend the agenda to make a decision in compliance with the Open Meetings Law on that issue.

*On or around September 12 or 13th, 2017, Commissioner Fitzgerald made Budget Expense Adjustments to Current Expense (Sheriff, Building & Grounds, County General and Jail) utilizing the latest County Clerk’s advertised Budget Officer’s Request, with no change to Current Fund totals.

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

On September 13, 2017, the County Clerk sent the BOCC an email advising her office would begin processing the budgets through Computer Arts and balancing to the L-2 submitted and requesting worksheets for any payroll corrections to correct burden rates.

On September 13, 2017, Commissioner Fitzgerald advised the County Clerk via email to stop processing the budget through Computer Arts because the expense information was incorrect, and the BOCC would forward the correct information when completed.

On September 13, 2017, the BOCC delivered to the Clerk edits and revisions of the budget officer's request in the format of a mark-up of affected funds and summary spreadsheet of the budget worksheet (expenses) print date September 1, 2017.

On September 14, 2017, the County Clerk sent an email to the BOCC advising that she needed the backup on payroll in order for the County Clerk's office to do payroll sheets.

The BOCC, having reviewed this information, makes the following decision to cure any violation(s):

The August 9, 2017, and August 15, 2017, Budget Worksheet modifications prepared by the BOCC for submission to the County Clerk, are hereby declared void.

You are hereby advised that the reasoning and information used to prepare the 2017-2018 BOCC Budget Worksheets and Income/Revenue sheets, which may have been received by one or all of the commissioners outside a posted agenda, and in violation of the Open Meeting Law, was reported to the public in the Public Hearing on the 2017-18 Budget, which occurred on September 5, 2017.

The Board of County Commissioners determines as follows:

- The ultimate decision on the L-2 and 2017/18 Budget was made in a posted open meeting so no action is taken to invalidate any decision made in a posted open meeting;
- The Board of County Commissioners hereby adopts as the decision of County the 2017/18 budget worksheets dated September 13, 2017, acknowledging its previously passed budget for 2017/18 and corresponding resolution(s).

The Board met with Prosecuting Attorney Keisha Oxendine at 3:00 p.m. in Executive Session per Idaho Code 74-206(f).

Thereafter, the meeting adjourned.


PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

ATTEST Peggy White
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

BOOK 2017-10-18

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

Wednesday, October 11, 2017

The Board met pursuant to recessing Tuesday, October 10, 2017.

Present:

Commissioners: Jay Huber

Mike Fitzgerald

John Hansen

Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

The Board convened at 9:30 a.m. and the meeting was called to order. The consent agenda was reviewed for consideration as follows:

OLD BUSINESS:

1. Consideration and Decision of the Minutes of the Commissioners' Public Agenda Session dated Monday, October 2 to Friday, October 6, 2017.

NEW BUSINESS:

1. **Consent Agenda** – (These items will be enacted by one motion unless requested by a Commissioner that one of more items be removed for separate discussion.)
 - Performance Bond Release in the amount of \$5,000 for P&Z Case #S-41-05 Silver Meadows at Frost Peak Subdivision – It is the recommendation of the Planning & Zoning Department that the remaining bond funds be forfeited to the Shoshone County Public Works Department with a contingency that the funds shall be utilized toward maintenance and repair of manhole access points within Silver Meadows at Frost Peak subdivision only.
 - Capital Crimes Defense Fund Joint Powers Agreement Amendments – Approved as presented with approval of Prosecuting Attorney
 - Resolution 2017-40 Authorizing 2017 Certification of Commercial Solid Waste Billings & Delinquent Monthly Solid Waste Billings to Tax Rolls
 - Proposal from Cannon Hill Industries to grind and remove wood waste debris from the Transfer Station in the amount of \$28.00 per BDT – The Transfer Station contacted Alpine Bark in Rathdrum and Buell in St. Maries and neither wanted to submit a bid. The total would be approximately \$22,000. The proposal from Cannon Hill was approved as presented.
2. Executive Session: Indigent Cases: Consideration and Decision. Executive Session ID Code 74-206(d) – Indigent Cases #2017-157, #2017-144, #2017-138/Denied

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

A motion was made by Commissioner Hansen, seconded by Commissioner Huber to approve the consent agenda as presented with specific items addressed as indicated. The motion carried unanimously.

RESOLUTION 2017-40

**A RESOLUTION AUTHORIZING THE 2017 CERTIFICATION OF
COMMERCIAL SOLID WASTE BILLINGS AND DELINQUENT MONTHLY
SOLID WASTE BILLINGS TO THE TAX ROLLS**

WHEREAS, commercial entities were billed quarterly/monthly beginning October 1, 2016; and

WHEREAS, amounts due were to be paid no later than September 30, 2017 as stated on the invoices.

NOW THEREFORE, BE IT RESOLVED, by the Board of Shoshone County Commissioners, that the delinquent Solid Waste Commercial and delinquent monthly billings, attached Exhibit A, be certified to the Shoshone County Tax Rolls as presented.

DATED this 11th day of October 2017.

BOARD OF COUNTY COMMISSIONERS

s/Mike Fitzgerald
Mike Fitzgerald, Chairman

s/John Hansen
John Hansen, Commissioner

s/Jay Huber
Jay Huber, Commissioner

ATTEST:

s/Susan K. Hendrixson
Susan K. Hendrixson
Deputy Clerk

The Board convened at 10:00 a.m. to discuss and consider strategy options for the County Emergency Manager Position. Also in attendance was Matt Beehner. Items discussed included the following:

- Hire someone to fill the open position
-

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

- Three (3) people have contacted Commissioner Fitzgerald that are interested in the position
- Partner and share the position with Benewah County. They have already hired a person for this position, and the Board felt it may pose a conflict to share this position with another County
- Combine this position with Dan Martinsen and Planning & Zoning Department. The Department would have to be reorganized on how he would do business. Possibly hire an assistant that could be shared with Public Works Department. The assistant position would learn the Planning & Zoning duties and responsibilities – busier during the spring and summer.
- Combining this position with the Sheriff's Department did not work
- Commissioner Fitzgerald will contact three (3) individuals who have expressed an interest to inform them of the position
- Will post the open position on Facebook and website to see if there are any other interested parties
- Will work on a salary structure for Dan and an assistant to combine position with Planning & Zoning if that works out to be an option
- This is a 50/50 grant match (\$28,000) non benefited position
- Will schedule another meeting in a couple of weeks to review status and options

The Board convened at 11:00 a.m. to discuss and consider an Order of Annexation of Certain Properties into the Shoshone County Fire Protection District #2. A motion was made by Commissioner Fitzgerald, seconded by Commissioner Hansen to approve the annexation of certain properties into the Shoshone County Fire Protection District #2 as presented. The motion carried unanimously.

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF SHOSHONE COUNTY, STATE OF IDAHO**

THE PETITION FOR ANNEXATION)	
CERTAIN PROPERTIES INTO THE)	ORDER
SHOSHONE COUNTY FIRE PROTECTION)	
DISTRICT #2)	

WHEREAS, this matter was brought before the Shoshone County Board of Commissioners by the Shoshone County Fire Protection District #2 pursuant to Idaho Code 31-1411; and

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

WHEREAS, on the 20th day of September 2017 at 5:30 p.m. the Shoshone County Fire Protection District #2 Board of Commissioners conducted a Public Hearing, after duly advertising and conforming to the requirements of Idaho Code 31-1411, to consider five (5)

petitions of certain properties located within the County of Shoshone, to annex real property into the Shoshone County Fire Protection District # 2; and

WHEREAS, the property owners requesting annexation into the Fire District are as follows:

Petitioner Larry & Ellavon Burcham, located at 1215 Kelly Gulch Road Pinehurst. The property is contiguous to existing Fire District boundaries. The property's legal description is Parcel 7000, Township 48 North, Range 02 East, Section 06, Shoshone County, Idaho. SE SE SW 6-48-2.

Petitioner Kathleen J McPeak, located at 673 Kelly Gulch Road Pinehurst and is contiguous to the district's boundaries. The property is described as parcel No. 48N 02E 06 68 00; North ½ of the Northeast ¼ of the Southeast ¼ of the Southwest ¼ of Section 6 Township 48 North, Range 2 East, B.M. County of Shoshone, State of Idaho.

Petitioner Wayne R and Kathy D Nyborg, located at 1192 Weir Gulch Road Pinehurst. A tract of land situate in the North ½ section 7, T. 48 N., R. 2 E., Boise Meridian, Shoshone County, Idaho 20-acre parcel No. 48N 02E 07 2700 27-acre parcel - No. 48N 02E 07 2800

Petitioner William D Barrett Jr, located at 961 Weir Gulch Road Pinehurst. The property is contiguous to existing Fire District boundaries. The property is described as parcels 48N 02E 07 2400A and 48N 02E 07 2525A.

Petitioner Kevin and Irene Bowen, located at 1321 Kelly Gulch Pinehurst. The property is described as parcel No. 48N 02E 06 7100.

WHEREAS, the Shoshone County Fire Protection District #2 Board of Commissioners reviewed the Petitions for Annexation, which were found to be conforming with respect to Idaho Code Section 31-1411, entertained public comments at said hearing, and after having given full consideration to the matter, unanimously approved the presented Petitions for Annexation.

NOW THEREFORE IT IS HEREBY ORDERED, that the afore-mentioned property and per attached descriptions, be annexed into the Shoshone County Fire District #2; and

NOW THEREFORE BE IT FURTHER ORDERED, that the described property be added to the tax rolls in accordance with Idaho Code Title 31 Section 14 and a certified copy of this

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

Order shall be transmitted to the Shoshone County Fire District #2, the Idaho State Tax Commission, and a copy of this order shall be filed in the office of the recorder for Shoshone County, Idaho.

Dated this 11th day of October, 2017.

BOARD OF COUNTY COMMISSIONERS

s/Mike Fitzgerald
Mike Fitzgerald, Chairman

s/John Hansen
John Hansen, Commissioner

s/Jay Huber
Jay Huber, Commissioner

ATTEST:

s/Susan K. Hendrixson
Susan K. Hendrixson
Deputy Clerk

The Board convened at 2:00 p.m. for an Open Meeting Law violation complaint dated October 4, 2017 to review, discuss and attempt to cure (if any) pursuant to IC 74-208. On September 29, 2017 continuing to October 5, 2017, a complaint alleging violations of the Open Meetings Law in relation to the 2017-2018 budget process of the Treasurer's budget was received. Also in attendance was Shoshone County Treasurer Ellen Masterson. The complaint alleges that discussions and/or deliberations occurred about the Treasurer's budget in the 2017-2018 budget in violation of Idaho Code, which is interpreted to allege that discussions and/or deliberations occurred outside a posted agenda time for a public meeting.

The allegation of a violation was that the BOCC made changes to the Treasurer's 2017-2018 requested budget outside of an open meeting, and with no reasonable explanation. More specifically:

- Failure to allocate sufficient funding to payroll for duties – decrease in requested funding for payroll expense
- Failure to allocate funding for public administration responsibilities – Department requested \$2,500
- Failure to allocate the requested \$500 for computer operations expense

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

The Board provided Shoshone County Treasurer Ellen Masterson the opportunity to be heard concerning the complaint or to provide additional information. Ellen Masterson noted the following:

- Never informed that the Board was meeting to discuss the Treasurer's budget or considering any cuts – payroll. They cannot make it with less than two (2) people in her office – she needs three (3) full time people including herself.
- Data Processing was cut from \$500 to \$300
- Felt these items could have been discussed and was not asked

The following matters were posted on the BOCC Calendar/Agenda:

- July 11, 2017: Budget Review/Work Session
- July 18, 2017: Budget Review Work Session
- July 25, 2017: 2017/18 Budget Review Work Session
- August 30, 2017: Workshop: Fiscal Year 2017/2018 Budget
- September 5, 2017: Public Hearing on 2017/2018 Budget
- September 6, 2017: Meeting to Continue Fiscal Year 2017/2018 Budget discussions
- September 7, 2017: Meeting to Continue Fiscal Year 2017/2018 Budget discussions
- September 11, 2017: Adopting Fiscal Year 2017/18 County Budget Resolution
- September 13, 2017: Agenda Amended to Adopt Revised 2017/18 County Budget Resolution and corresponding L-2

The Board of County Commissioners having reviewed the broad definition of “decision” in I.C. 74-202(1) and “deliberation” in I.C. 74-202(2), and considering the information presented at today's meeting decides as follows: a motion was made by Commissioner Hansen, seconded by Commissioner Huber to acknowledge that unintentional open meeting law violation(s) may have occurred. The motion carried unanimously.

The Board of County Commissioners, having acknowledged that during the 2017/18 Fiscal Year Budget process, decisions and/or deliberations occurred outside of a posted agenda time, hereby take action to cure any such violation by placing information upon the record and taking action upon it. The Board of County Commissioners incorporates herein that information which was outlined during the meeting dated October 10, 2017, pertaining to the September 21, 2017 2017/18 Budget open meeting law violation(s).

In an effort to cure any violation as authorized by Idaho Code, the BOCC hereby advises as follows:

- On or between July 27, 2017, and August 9, 2017, Commissioner Fitzgerald made numerous attempts in person and via telephone to gather information clarifying the Department requests, Budget Officer's requests, projected revenue, projected current year end balances and proposed advertised budget: Commissioner Jay Huber, Commissioner John Hansen, Clerk, Treasurer, Assessor, Prosecuting Attorney, Sheriff, Public Works

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

Director, Weeds Superintendent, Planning & Zoning Officer, Solid Waste Superintendent and Administrator, Building & Grounds Director and Airport Manager. (Some departmental meetings were posted agenda items.) During some of these calls, Commissioner(s) Hansen and/or Huber may have been present while the call was being made.

- After obtaining the clarifying information, the BOCC made adjustments to the Budget Worksheets in preparation for submission to the County Clerk.
- On August 9, 2017, the BOCC delivered to the County Clerk edits and revisions to the Budget Officer's Request in the format of a mark-up copy of the Budget Worksheet (expenses) print date August 8, 2017.
- On August 15, 2017, the BOCC submitted to the County Clerk edits and revisions to the Budget Officer's Request in the format of a mark-up copy of the Budget Worksheet (Expenses) print dated August 14, 2017 and Revenue. Edits and Revisions from BOCC original submission to the County Clerk on August 9, 2017.
- On September 7, 2017, the BOCC compiled for and submitted final Budget revisions to the County Clerk.
- The BOCC met on October 10, 2017, and declared void the August 9, 2017 and August 15, 2017 and August 15, 2017, Budget Worksheet modifications prepared by the BOCC and submitted to the County Clerk. The BOCC acknowledged that both budget worksheets were utilized by the BOCC to work towards the ultimate Budget Worksheet expenses passed by the BOCC in an open meeting in compliance with the Idaho Open Meeting Law.

The Board of County Commissioners outlines that its reasoning for today's decision is as follows: Commissioner Fitzgerald provided the following information:

- Required level of staffing – observation of past couple of years (while a staff member was absent due to illness), office hours here maintained and work completed by less than 3 FTE. To cover, a temp/part-time person was employed to cover busy times, vacation & travel. BOCC budget decision for the Treasurer provides approximately 2.8 FTE
- Attracting Quality Employees – BOCC budgeting decision for Treasurer provides for 1 Treasurer, 1 40/Hr per week employee, and 1 35 Hr week employee – all benefit eligible.
- Increase Efficiency & Modernization of how County work is performed – Assessor's office method of outsourcing mailings that has freed up staff time to provide customer service and precluded unnecessary accrual of overtime/comp time. Hand entry not imported electronically.
- Tools available to BOCC to create a budget – Direct advice by other Departments, Examples & Suggestions from other Departments, and Budget Action. Ellen came to the Board for advice on filling a vacancy on April 5, 2017. Mike emailed Ellen on April 6, 2017 following discussion with recommendations. Treasurer hired a 40/Hr week full-time regular employee at a higher than BOCC rate.

Commissioner Hansen and Huber provided the following information:

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

- In the October 4, 2017 email to the Board, Ellen stated that the Board gave themselves a travel/meal budget raise of approximately the same amount that her payroll was cut. John and Jay stated for the record that was never done by the Board.

Ellen Masterson included the following:

- On April 5th she never came to the BOCC for advice – she was called over by the BOCC. She sent an email to the Board on April 5th recapping the meeting.
- During the time their office had an employee out due to an illness, they followed the guidelines recommended by ICRMP.
- She will not contract work out to a Washington company to outsource mailings.

The Board of County Commissioners determines as follows: a motion was made by Commissioner Fitzgerald, seconded by Commissioner Hansen to confirm the 2017-18 Treasurer's Office budget as previously adopted and approved. The motion carried unanimously.

Thereafter, the meeting adjourned.

ATTEST Peggy White
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

Thursday, October 12, 2017

The Board met pursuant to recessing Wednesday, October 11, 2017.

Present:

Commissioners: Jay Huber

John Hansen

Deputy Clerk: Susan K. Hendrixson

The following proceedings were had to-wit:

Commissioner Huber attended a Silver Valley Transportation Team meeting at 9:00 a.m. at the Health & Welfare office in Kellogg.

Thereafter, the meeting adjourned.

ATTEST Peggy White
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk

PROCEEDINGS COUNTY COMMISSIONERS

SHOSHONE COUNTY, IDAHO

BOOK 2017

Friday, October 13, 2017

Not a regular meeting day of the Board of Commissioners.

Present:

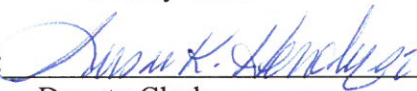
Commissioners:

Deputy Clerk:

The following proceedings were had to-wit:

ATTEST Peggy White
County Clerk

Approved: 
Chairman

By: 
Deputy Clerk